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# City of Grand Island



**Tuesday, March 8, 2016**  
**Council Session Packet**

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**City Council:**

**Linna Dee Donaldson**  
**Michelle Fitzke**  
**Chuck Haase**  
**Julie Hehnke**  
**Jeremy Jones**  
**Vaughn Minton**  
**Mitchell Nickerson**  
**Mike Paulick**  
**Roger Steele**  
**Mark Stelk**

**Mayor:**

**Jeremy L. Jensen**

**City Administrator:**

**Marlan Ferguson**

**City Clerk:**

**RaNae Edwards**

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**7:00 PM**  
**Council Chambers - City Hall**  
**100 East 1st Street**

### **Call to Order**

This is an open meeting of the Grand Island City Council. The City of Grand Island abides by the Open Meetings Act in conducting business. A copy of the Open Meetings Act is displayed in the back of this room as required by state law.

The City Council may vote to go into Closed Session on any agenda item as allowed by state law.

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**Invocation - Pastor Caroline Price-Gibson, First Presbyterian Church, 2103 West Anna Street**

**Pledge of Allegiance**

**Roll Call**

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### **A - SUBMITTAL OF REQUESTS FOR FUTURE ITEMS**

Individuals who have appropriate items for City Council consideration should complete the Request for Future Agenda Items form located at the Information Booth. If the issue can be handled administratively without Council action, notification will be provided. If the item is scheduled for a meeting or study session, notification of the date will be given.

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### **B - RESERVE TIME TO SPEAK ON AGENDA ITEMS**

This is an opportunity for individuals wishing to provide input on any of tonight's agenda items to reserve time to speak. Please come forward, state your name and address, and the Agenda topic on which you will be speaking.



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item D-1

### **#2016-BE-2 - Consideration of Determining Benefits for 2015 Weed/Nuisance Abatement Program**

*Council action will take place under Ordinance item F-1.*

Staff Contact: Jerry Janulewicz

# **Council Agenda Memo**

**From:** Stacy R. Nonhof, Assistant City Attorney

**Meeting:** March 8, 2016

**Subject:** Determination of Benefits  
2015 Weed Abatement Program

**Presenter(s):** Stacy R. Nonhof, Assistant City Attorney

## **Background**

The Grand Island City Code contains a procedure for abating nuisances on properties such as excessive growths of weeds or litter. The City Code provides for owners to receive a notice to cut their weeds and grasses and if the owners do not comply with such notice, the City is authorized to do the work and bill the property owner. If the owner fails to pay the bill, the City is authorized by Section 17-38 of the City Code to levy an assessment on the property for the amount of the mowing expenses.

## **Discussion**

The City Council, sitting as the Board of Equalization, is being asked to determine the benefits for nuisance abatement and the weed abatement program that took place during the growing season of 2015. There were a number of properties within the City of Grand Island which were not mowed after notice was given. The property owners did not respond to the notice, the City contracted to have the properties mowed or otherwise abated the nuisance, and sent a statement to the property owners for the cost of the mowing. The determination of benefits and levying of special assessments by ordinance on the properties are the next steps in the process of collecting the mowing expense. These totals do reflect a \$50.00 administrative fee charged by the City.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Determine the benefits and approve levying the assessment against the property.
2. Continue the issue to a later date.



## **Recommendation**

City Administration recommends that the Council determine the benefits of mowing and nuisance abatement done during 2015 and levy the unpaid benefits as a lien against the properties.

## **Sample Motion**

Move to adopt the resolution determining the special benefits of abating nuisances for the properties listed and in the amounts set forth in the resolution.

After the resolution is adopted, a separate motion to adopt the assessment ordinance will be made in the manner for adopting ordinances.

## R E S O L U T I O N    2016-BE-2

WHEREAS, pursuant to Sections 16-230 and 16-707, Neb. R.R.S. 1943, as amended, the City Clerk of the City of Grand Island, Nebraska, gave notice at least ten (10) days prior thereto by publication in a newspaper having general circulation in the City and by mail to persons whose addresses were known to her that the City Council would meet as a Board of Equalization to equalize special weed cutting assessments.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, sitting as a Board of Equalization for the purpose of assessing the costs and expenses of cutting and removing weeds, grasses, or worthless vegetation to the various lots and pieces of ground during the 2015 season, that:

1. The special benefits accruing to the real estate hereinafter described for each cutting is the actual expense thereof plus a Fifty Dollar (\$50.00) Administrative Fee as costs for the City per lot or piece of ground or any combination thereof; and

2. The several lots and pieces of ground hereinafter described are respectively benefited by reason of such weed elimination as follows:

Date Mowed	Owner	Location	Legal Description	Total
8/6/2015	Tomas Mateo-Pedro Isabele Domingo Agustin 518 W 1st St Grand Island, NE 68801	2105 E US Hwy 30 Parcel #400094703	Stehr's Sub Lot 2	175.00
5/22/2015	Daniel Kobza 2328 N Huston Ave	2328 N Huston Ave Parcel #400034301	College Addition to West Lawn N 1/2 Lot 3 & Lot 1 Block 13	100.00
9/29/2015	Grand Island, NE 68803	2328-2330 N Huston Ave		300.00
7/23/2015	Jose Antonio Reyes 2834 Duane Plaza Apt 8 Bellevue, NE 68123	1 Navajo Dr Parcel #400162563	Dale Roush 3rd Sub, Lot 1	135.00
6/13/2015	Janice Leetch 511 O'Neill Cir	811 W 14th St Parcel # 400135167	Gilberts 2nd Add Lot 3 Block 2	195.00
8/6/2015	Grand Island, NE 68801-7149			195.00
5/22/2015	Gary F Meyer 1221 W John St Grand Island NE 68801	1418 N Broadwell Parcel #400116812	West Lawn Sub Lot 190	70.00
5/12/2015	Jon Ostermeier 604 Yund St	604 Yund St Parcel #400098458	Union Pacific Railway Co 2nd Add Lot 5 Block 145	150.00
8/21/2015	Grand Island, NE 68801			135.00

Approved as to Form March 4, 2016	<input type="checkbox"/> _____ <input type="checkbox"/> City Attorney
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5/8/2015	Richard & Karla Thompson	639 Joehnck Rd	Walker's Sub	135.00
6/9/2015	1407 N Kruse Ave	Parcel #400150470	Lot 2	130.00
7/20/2015	Grand Island, NE 68803-3644			130.00
9/18/2015				135.00
5/13/2015	Jorge Maciel Jr	1320 N Oak St	Wheeler & Bennett's 2nd Add	175.00
	1320 N Oak St	Parcel #400124475	N 1/2 Lt 2 & N 1/2 Lt 1	
	Grand Island, NE 68801		Block 68	
6/5/2015	Samuel M Nolte	207 E 13th St	Wheeler & Bennett's 2nd Add	250.00
9/11/2015	2300 W Capital Ave	Parcel #400124106	Lot 4 Block 62	250.00
	Grand Island, NE 68803			
6/12/2015	Roy Z Roland	1514 Louise St	Charles Wasmer's Add	135.00
	2321 Bear Run Rd	Parcel #400109166	E 42' Lot 8 Block 29	
	Arlington TX 76001-8443			
6/26/2015	Nelsen Enterprises Inc/A C	423 Industrial LN	Commerical Industrial	475.00
	C Clifton Nelsen ETAL Trustees	Parcel #400036584	Park Sub	
	11818 L St		Pt Lot 6	
	Omaha, NE 68100			
7/20/2015	James H Keane	324 N White Ave	Packer & Barr's Add	125.00
6/9/2015	324 N White Ave	Parcel #40069946	Lot 5 Block 145	125.00
	Grand Island, NE 68803			
7/1/2015	Sara A Meyers-Morehead	110 Brookline Dr	Roush's Pleasantville	135.00
8/21/2015	701 E Genoa	Parcel #400086484	Terrace Sub	145.00
5/28/2015	Ravenna, NE 68869		Lot 5	150.00
8/13/2015	Alan J Arens	561 E 19th St	Blain Add	150.00
	19876 W Capital Ave	Parcel #400019078	E 28' Lot 14 & W 33'	
	Shelton, NE 68876		Lot 13	
6/7/2015	James H Christensen	611 W 11th St	Russel Wheeler's Add	150.00
	1808 N Kruse Ave	Parcel #400120771	Lot 2 Block 22	
	Grand Island, NE 68803			
5/19/2015	Adrian & Nicolasa Mendoza	1510 N Broadwell	West Lawn Sub	125.00
	4066 Palace Dr	Parcel #400116731	S 4' Lot 183 & All Lot	
	Grand Island, NE 68803		184	
			Grand Total	4,375.00

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Approved as to Form	March 4, 2016	City Attorney
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Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

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Jeremy Jensen, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item E-1

### **Public Hearing on Request from Heritage Hospitality, LLC dba Mainstay Suites, 3051 South Locust Street for a Class “I” Liquor License**

*Council action will take place under Consent Agenda item G-18.*

Staff Contact: RaNae Edwards

# **Council Agenda Memo**

**From:** RaNae Edwards, City Clerk

**Meeting:** March 8, 2016

**Subject:** Public Hearing on Request from Heritage Hospitality, LLC dba Mainstay Suites, 3051 South Locust Street for a Class “I” Liquor License

**Presenter(s):** RaNae Edwards, City Clerk

## **Background**

Section 4-2 of the Grand Island City Code declares the intent of the City Council regarding liquor licenses and the sale of alcohol.

### **Declared Legislative Intent**

- It is hereby declared to be the intent and purpose of the city council in adopting and administering the provisions of this chapter:
- (A) To express the community sentiment that the control of availability of alcoholic liquor to the public in general and to minors in particular promotes the public health, safety, and welfare;
  - (B) To encourage temperance in the consumption of alcoholic liquor by sound and careful control and regulation of the sale and distribution thereof; and
  - (C) To ensure that the number of retail outlets and the manner in which they are operated is such that they can be adequately policed by local law enforcement agencies so that the abuse of alcohol and the occurrence of alcohol-related crimes and offenses is kept to a minimum.

## **Discussion**

Heritage Hospitality, LLC dba Mainstay Suites, 3051 South Locust Street has submitted an application for a Class “I” Liquor License. A Class “I” Liquor License allows for the sale of alcohol on sale only inside the corporate limits of the city.

City Council action is required and forwarded to the Nebraska Liquor Control Commission for issuance of all licenses. This application has been reviewed by the Clerk, Building, Fire, Health, and Police Departments.

Also submitted with the application was a request from Crystal Carr-Sherman, PO Box 266, Alda, NE for a Liquor Manager Designation.

### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Approve the application.
2. Forward to the Nebraska Liquor Control Commission with no recommendation.
3. Forward to the Nebraska Liquor Control Commission with recommendations.
4. Deny the application.

### **Recommendation**

Based on the Nebraska Liquor Control Commission's criteria for the approval of Liquor Licenses, City Administration recommends that the Council approve this application.

### **Sample Motion**

Move to approve the application for Heritage Hospitality, LLC dba Mainstay Suites, 3051 South Locust Street for a Class "I" Liquor License contingent upon final inspections and Manager Designation for Crystal Carr-Sherman, PO Box 266, Alda, NE contingent upon completion of a state approved alcohol server/seller training program.

02/29/16  
13:52

Grand Island Police Department  
LAW INCIDENT TABLE

450  
Page: 1

City : Grand Island  
Occurred after : \*\*:\*\*:\*\* \*\*/\*\*/\*\*\*\*  
Occurred before : \*\*:\*\*:\*\* \*\*/\*\*/\*\*\*\*  
When reported : 10:53:00 02/11/2016  
Date disposition declared : 02/12/2016  
Incident number : L16020823  
Primary incident number :  
Incident nature : Liquor Lic Inv Liquor Lic Inv  
Incident address : 3051 Locust St S  
State abbreviation : NE  
ZIP Code : 68801  
Contact or caller :  
Complainant name number :  
Area location code : PCID Police - CID  
Received by : Vitera D  
How received :  
Agency code : GIPD GIPD Grand Island Police Dept  
Responsible officer : Vitera D  
Offense as Taken :  
Offense as Observed :  
Disposition : ACT Active  
Misc. number : RaNae  
Geobase address ID : 45496  
Long-term call ID :  
Clearance Code : CL CL Case Closed  
Judicial Status :  
=====

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
NM	61160	02/12/16	Carr-Sherman, Crystal L	Liquor Manager
NM	102882	02/12/16	Milton-Klimek, Sandy	Owner
NM	113104	02/12/16	Delaet, Nathan J	Owner
NM	132474	02/12/16	Delaet, Melissa J	Nathan's
Spouse				
NM	207584	02/12/16	Mainstay Suites,	Business
Involved				

LAW INCIDENT CIRCUMSTANCES:

Se	Circu	Circumstance code	Miscellaneous
1	LT14	LT14 Hotel/Motel/Etc.	

IMAGE CODES FOR INCIDENT:

Seq	Imag	Image code for a users description field
1	DOC	DOCUMENT mobile report



LAW INCIDENT NARRATIVE:

Liquor License Investigation

Mainstay Suites is seeking a Class I (Beer, Wine, Distilled Spirits, on Sale only) Retail Corporate Liquor License. Crystal Carr-Sherman is applying to be the liquor manager.

LAW INCIDENT OFFENSES DETAIL:

Se	Offe	Offense code	Arson Dama
1	AOFF	AOFF Alcohol Offense	0.00

LAW INCIDENT RESPONDERS DETAIL:

Se	Responding offi	Unit n	Unit number
1	Vitera D	318	Vitera D

LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date
1	Vitera D	09:50:56 02/17/2016

Grand Island Police Department  
Supplemental Report

Date, Time: Wed Feb 17 09:51:09 CST 2016  
Reporting Officer: Vitera  
Unit- CID

I received a copy of a Retail Class I (beer, wine, distilled spirits, on sale only) Corporate liquor license application from Heritage Hospitality which is doing business as Mainstay Suites. A business plan is included with the application. Under "Opportunities," it says, "Mainstay Suites will provide hotel services including alcohol sales for banquets and room service."

Sandra Klimek-Milton is the President of the corporation and owns 500 shares while Nathan Delaet is the Secretary of the corporation, and he owns 500 shares as well. Sandra doesn't have a spouse listed on the application. Nathan's spouse is listed as Melissa Delaet. Crystal Carr-Sherman is applying to be the liquor manager. Rodney Sherman is listed as Crystal's husband. He signed a Spousal Affidavit of Non-Participation form. According to the application, all of the applicants have lived in the Grand Island area for at least the last ten years.

I checked all of the applicants through Spillman and NCJIS. Sandra is listed in Spillman but doesn't show any potential convictions. She has no

convictions listed in NCJIS. Nathan appears to have a speeding conviction listed in Spillman. NCJIS shows four traffic convictions. However, they are all listed on the application. According to the application, Melissa's convictions are supposed to be attached to the application, but I couldn't find them. Through Spillman, it appears that Melissa has a conviction for speeding. NCJIS doesn't show any convictions. There are a lot of contacts in Spillman for Crystal, but I didn't see any potential convictions. NCJIS doesn't show any convictions for Crystal.

I checked all of the applicants for warrants and driver's license information and found that they all have a valid driver's license and none of them have any outstanding warrants for their arrest. I also checked the applicants through a paid law enforcement-only database. I didn't find anything out of the ordinary on any of the applicants except that Crystal may have had a couple of financial issues 10-15 years ago. I did a general Internet search on all of the applicants. I found Facebook pages for all of the applicants, but there was little to no information on any of them.

Nebraska State Patrol Investigator Joe Hansen and I met with Nathan Delaet at the Mainstay Suites on 2/26/16 at 1100 hours. Nathan showed us around the hotel. Directly beside the front desk is a place called "The Marketplace." The Marketplace contains some shelves with snacks and two coolers which contained beverages, candy, and more food. Nathan said they plan on dedicating a shelf in one of the coolers to some beer and possibly some wine. The extra alcohol will be stored in one of two locked rooms near the front desk. Guests wanting something from The Marketplace will have to pay for it at the front desk.

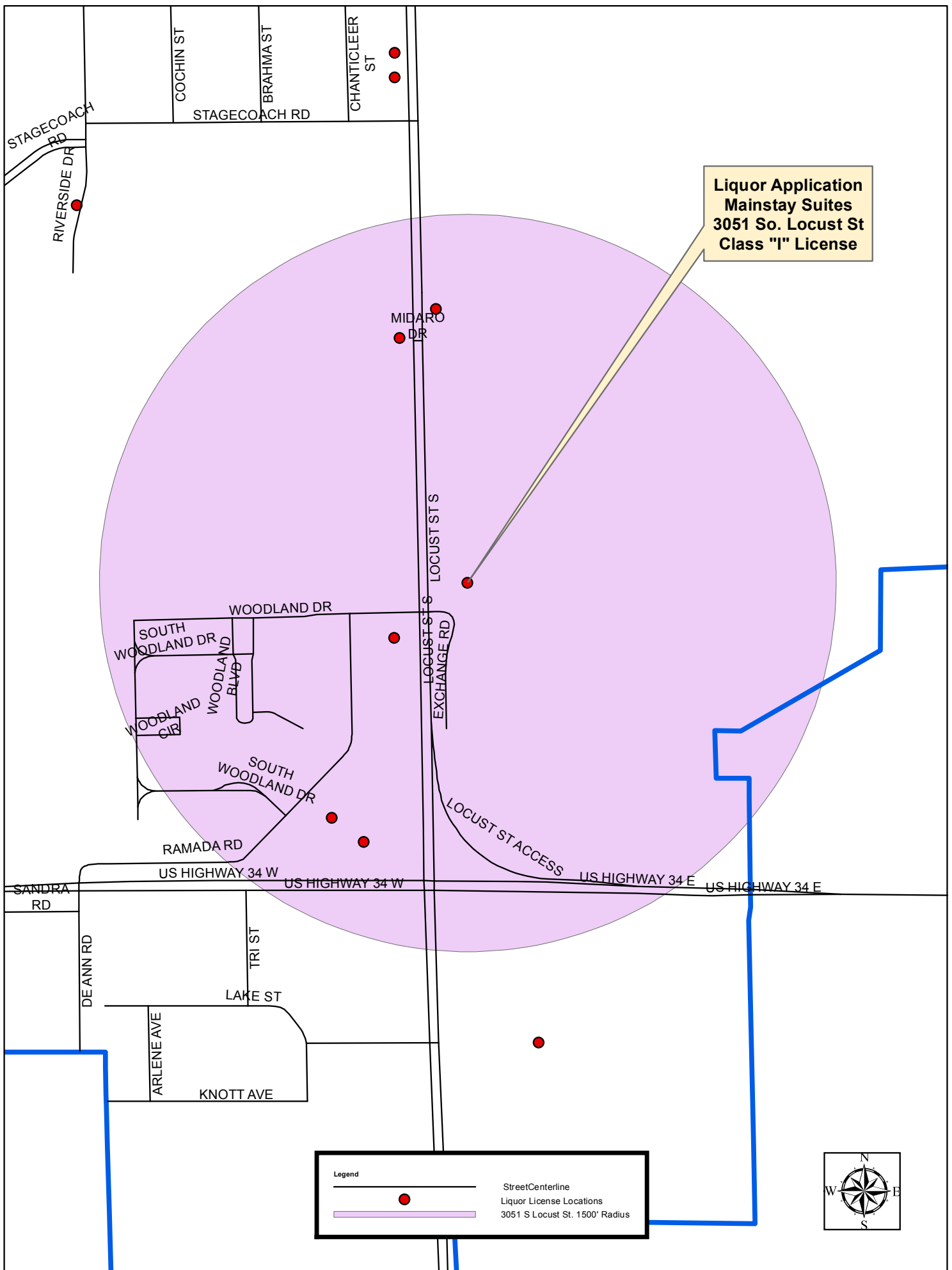
While someone working the front desk can easily monitor The Marketplace in person, it can also be monitored by video. There is a surveillance camera covering The Marketplace. The computer screen with the video footage is in an office which is connected to the front desk. The front desk is staffed 24/7 by employees who are at least 19 years old or older. I'm not concerned about people coming from outside the motel, but the guests will have easy access to the coolers. At the same time, Nathan advised their typical guest is a business person. Liquor license violations might not be as much of a worry as theft. Nathan discussed the possibility of locking the cooler or containing and locking a shelf or two in the cooler. While I would like to see the cooler with the alcohol locked, it seems that the 24/7 staffing and video surveillance should be sufficient to prevent underage drinking or after hours access.

The hotel also contains a small banquet room which contains about a half dozen small round tables and chairs. The banquet room has an outside door which leads to a patio with a table and chairs. I told Nathan that I can foresee people exiting the banquet room with alcoholic beverages to enjoy the outdoors and smoke while having a drink. Nathan said he would make sure there are signs by the door telling guests that alcohol is prohibited from leaving the building. Nathan said at some point, they would like to build some sort of enclosure for the patio and get that area licensed.

He also said they will eventually have a manager's reception where guests can enjoy a few complimentary alcoholic beverages. As it stands now,

Nathan said guests who purchase alcoholic beverages at The Marketplace will be encouraged to consume the beverages in their room. There are only two chairs in the lobby by the front desk. However, a breakfast area with tables and chairs is also near the front desk. Nathan said he would probably allow guests to sit there and consume alcoholic beverages, but he foresees most guests taking the alcohol back to their room.

All in all, I don't see any problems with the written application or the applicants. According to Nathan, alcohol sales and consumption should be minimal. A locked alcohol cooler would be preferable but other safeguards are in place to deter and detect liquor license violations. The Grand Island Police Department has no objection to the Mainstay Suites receiving a liquor license or to Crystal Carr-Sherman becoming the liquor manager.





# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item E-2

### **Public Hearing on Request from Viaero Wireless for a Conditional Use Permit for a Wireless Telecommunication Tower located at 1801 Santa Anita Drive**

*Council action will take place under Request and Referrals item H-1.*

Staff Contact: Craig Lewis

# **Council Agenda Memo**

**From:** Craig A. Lewis, Building Department Director

**Meeting:** March 8, 2016

**Subject:** Request of Chris Riha of Viaero Wireless and Property Owners, Far Reach LLC requesting Approval of a Condition Use Permit to Allow Construction of a 75' Telecommunication Tower at 1801 Santa Anita Drive

**Presenter(s):** Craig Lewis, Building Department Director

## **Background**

This is a request to allow for the construction of a 75 foot monopole telecommunication tower at 1801 Santa Anita Drive to facilitate their cellular service area. The property is currently zoned AC, Arterial Commercial. The Grand Island Zoning Code requires that all telecommunication towers receive the approval of City Council in the form of a conditional use permit prior to construction.

The intent of the tower and telecommunication facilities and antenna regulations are to protect residential areas and land uses from the potential adverse impact of the installation of towers and antennas through careful design, siting, and camouflaging, to promote and encourage shared use/collocation of towers, and to ensure that towers and antennas are compatible with the surrounding land uses.

## **Discussion**

The City Code specifies eight items to be submitted with the application for a tower development permit, all of those items have been submitted, with the exception of: 1) the engineering of the tower and foundation design, and 2) a building permit application for the proposed tower. It appears reasonable to delay the submittal of these two items until after the City Council has approved the location.

At the time of a request for a building permit then the engineering for the construction of the tower and improvements will need to be submitted before a building permit would be issued.

Information attesting to a diligent effort to collocate with any towers within a one mile radius has been submitted by the applicant. There were five towers identified within the

one mile radius of the proposed site, none of the towers will facilitate the applicants proposed needs.

A landscaping plan will be required as the proposal is to locate the tower on a property that is currently undeveloped. An independent lot for a tower allows independent utility services and requires landscaping to be installed adjacent to the streets in compliance with the City zoning regulation.

### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Approve the conditional use permit finding that the proposed use is a listed conditional use in the zoning code and that it will not be detrimental to public health, safety, and the general welfare of the community.
2. Disapprove or /Deny the conditional use permit, finding that the proposal does not conform to the purpose of the zoning regulations.
3. Modify the conditional use to meet the wishes of the Council
4. Refer the matter to a special committee for a determination of a finding of fact.
5. Table the issue.

### **Recommendation**

City Staff recommends that the Council approve the request for a conditional use permit to construct this telecommunication tower, finding that the request does promote the health, safety, and general welfare of the community, protects property against blight and depreciation, and is generally harmonious with the surrounding neighborhood.

### **Sample Motion**

Move to approve the request for a conditional use permit as specified in the staff recommendation published in the Council packet and presented at the City Council meeting and finding that the application will conform with the purpose of the zoning regulations.

## Conditional Use Permit Application

pc: Building, Legal, Utilities  
Planning, Public Works

1. The specific use/construction requested is: Wireless Telecommunication Tower (Monopole)  
for VIAERO WIRELESS that will comply with Article XI & other Zoning Requirements.  
**\*See Enclosed Photo Simulation - EXHIBIT F.**
2. The owner(s) of the described property is/are: Monopole & Misc. Improvements: VIAERO WIRELESS.  
**\*See Enclosed 5-Page Option Agreement**  
Land: FAR REACH LLC.
3. The legal description of the property is: Pt. Lot 2, Fonner Second Subdivision, City of  
**\*See Enclosed 2-Page Survey/Monopole**  
Grand Island, Hall County, Nebraska.  
**Site Plan Drawings - EXHIBIT B.**
4. The address of the property is: To Be Decided. Access Easement off of Santa  
**\*See Enclosed Page 5 of 5, EXHIBIT A &**  
Anita Drive.  
**EXHIBIT C.**
5. The zoning classification of the property is: (B2-AC) General Business-Arterial Commercial  
**\*See Enclosed Zoning District Map -**  
Overlay Zones.  
**EXHIBIT D.**
6. Existing improvements on the property is: N/A - Miscellaneous Grass for Parking Vehicle  
**\*See Enclosed (4) Monopole Site Pictures**  
Inventory.  
**- EXHIBIT E1 & EXHIBIT E2.**
7. The duration of the proposed use is: Unknown.

8. Plans for construction of permanent facility is: April +/- 2016.

9. The character of the immediate neighborhood is: Business & Commercial to the North/East/West &  
**\*See Enclosed (4) Monopole Site Pictures**  
some Residential Development to the far South.  
**- EXHIBIT E1 & EXHIBIT E2.**
10. There is hereby attached a list of the names and addresses of all property owners within 200' of the  
property upon which the Conditional Use Permit is requested.  
**\*See Enclosed 200-FT Radius Map - EXHIBIT G1 and 2-Page List of Property Owners within**  
**200 Feet - EXHIBIT G2 & EXHIBIT G3.**

11. Explanation of request:  
Construct a 75-FT Monopole Site that will improve the Voice & Data Coverage of  
VIAERO WIRELESS's Network in the Area. The Benefits of this Improvement will be  
experience by Local & Visiting GSM Network Users along the South Locust Corridor,  
specifically for the Businesses, Homeowners, State Fair-Goers, Heartland Event Center  
Attendees & Fonner Park Attendees.

I/We do hereby certify that the above statements are true and correct and this application is signed as an  
acknowledgement of that fact.

2/8/16  
Date

Monopole & Misc. Improvements: NE COLORADO CELLULAR, INC  
d/b/a VIAERO WIRELESS  
Land: FAR REACH LLC

Reg. Jensen  
Owners(s)

(970) 867-6767 VIAERO WIRELESS  
Phone Number  
(308) 384-8300 FAR REACH LLC

1224 W. Platte Avenue, Ft. Morgan, CO 80701

Address

1803 S. Locust Street, Grand Island, NE 68801

City

State

Zip

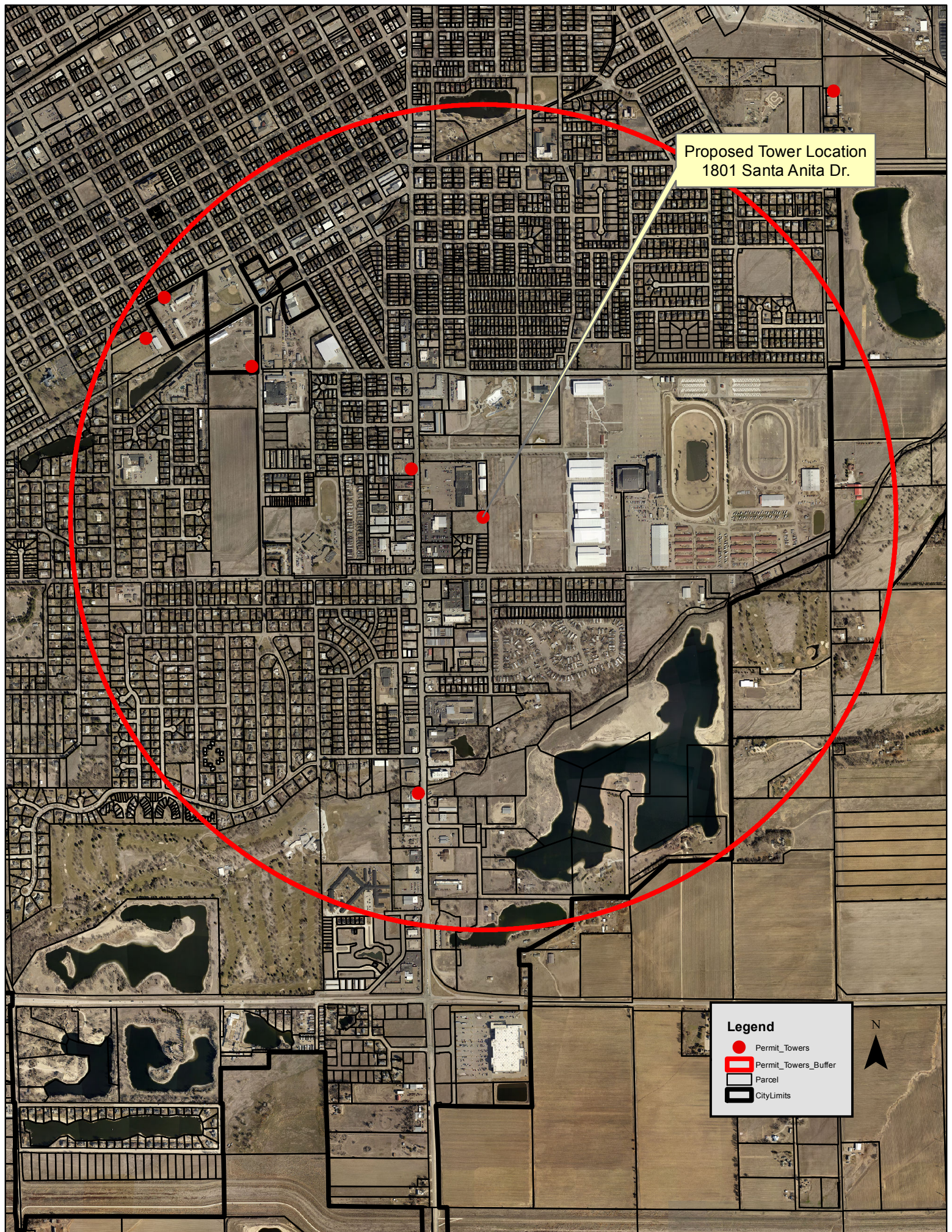
**Please Note: Delays May Occur if Application is Incomplete or Inaccurate.**



## Address of Property











# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item E-3

### **Public Hearing on Acquisition of Utility Easement at 2304 Memorial Park Road (Joan Kirkpatrick)**

*Council action will take place under Consent Agenda item G-8.*

Staff Contact: Tim Luchsinger, Stacy Nonhof

# **Council Agenda Memo**

**From:** Timothy Luchsinger, Utilities Director  
Stacy Nonhof, Assistant City Attorney

**Meeting:** March 8, 2016

**Subject:** Acquisition of Utility Easement – 2304 Memorial Park Road – Joan Kirkpatrick

**Presenter(s):** Timothy Luchsinger, Utilities Director

## **Background**

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to the property of Joan Kirkpatrick, located through a part of Lot One (1) Grand Island Industrial Park West Subdivision (2304 Memorial Park Road), in the City Of Grand Island, Hall County, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.

## **Discussion**

The Utilities Department has an existing overhead power line along the southerly side of the Kirkpatrick property. The line was originally built in approximately 1951. At the time of its initial installation, no easement was acquired as it only severed the grantor's property. The power line needs to be rebuilt, upgraded and brought up to current design configuration. The easement will clear up the gap in access for operation and maintenance of the electrical infrastructure.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

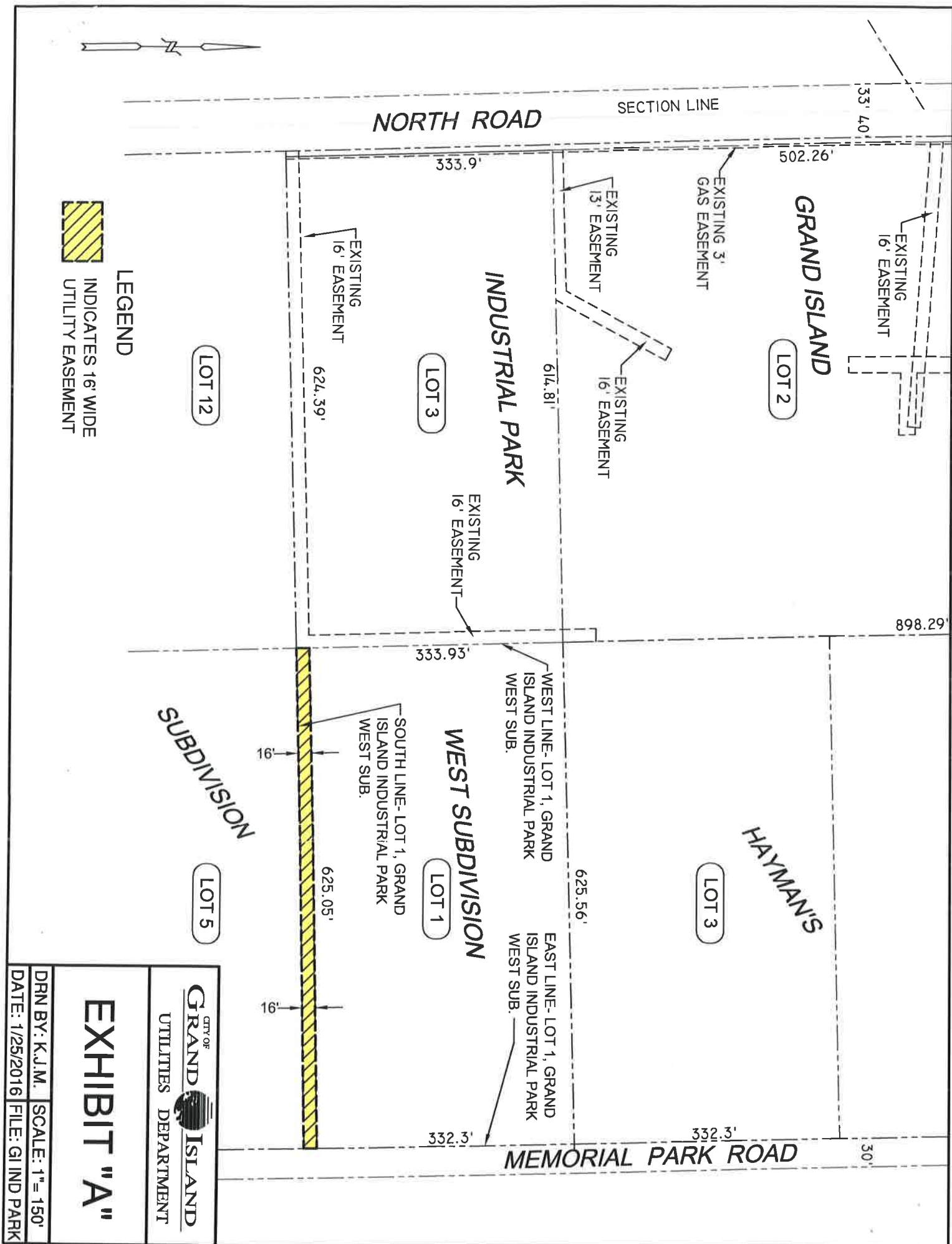
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

## **Recommendation**

City Administration recommends that the Council approve the resolution for the acquisition of the easement for one dollar (\$1.00).

## **Sample Motion**

Motion to approve acquisition of the Utility Easement.





# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item E-4

### **Public Hearing on Acquisition of Utility Easement at 3763 West Capital Avenue (TS12 Phase II, LLC)**

*Council action will take place under Consent Agenda item G-10.*

Staff Contact: John Collins, P.E. - Public Works Director

# **Council Agenda Memo**

**From:** Terry Brown PE, Assistant Public Works Director

**Meeting:** March 8, 2016

**Subject:** Public Hearing on Acquisition of Utility Easement at 3763 West Capital Avenue (TS12 Phase II, LLC)

**Presenter(s):** John Collins PE, Public Works Director

## **Background**

Nebraska State Statutes stipulate that the acquisition of property requires a public hearing to be conducted with the acquisition approved by the City Council.

An additional public utility easement is needed to accommodate public utilities for redevelopment of the property at 3763 West Capital Avenue. The easement will allow for the construction, operation, maintenance, extension, repair, replacement, and removal of public utilities within the easement.

## **Discussion**

To allow for the accommodation of public utilities in the next phase of Sterling Estates Apartments it is requested that an additional utility easement be acquired by the City of Grand Island according to the attached sketch.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

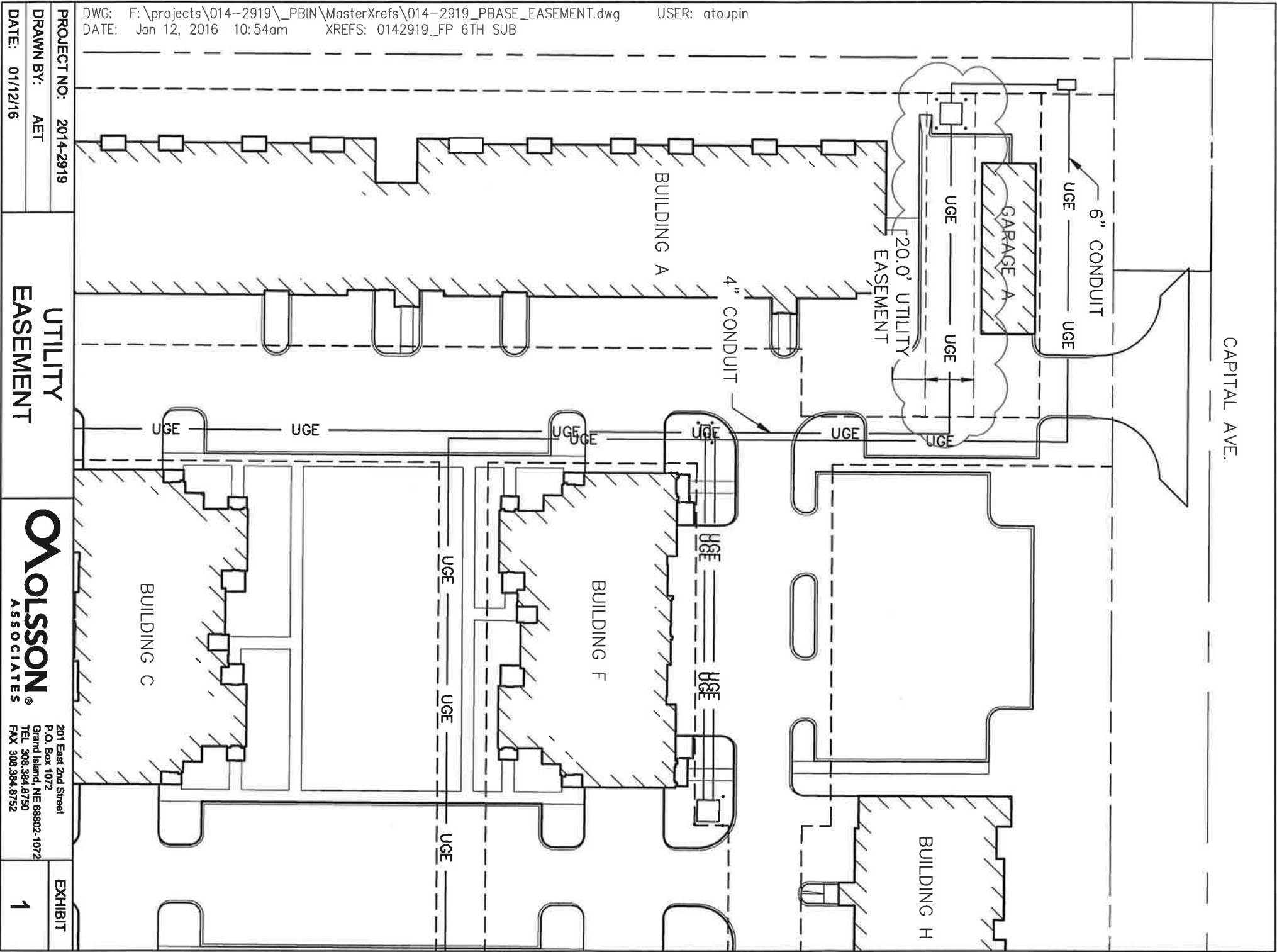


### **Recommendation**

City Administration recommends that the Council conduct a Public Hearing and approve the acquisition of the easement.

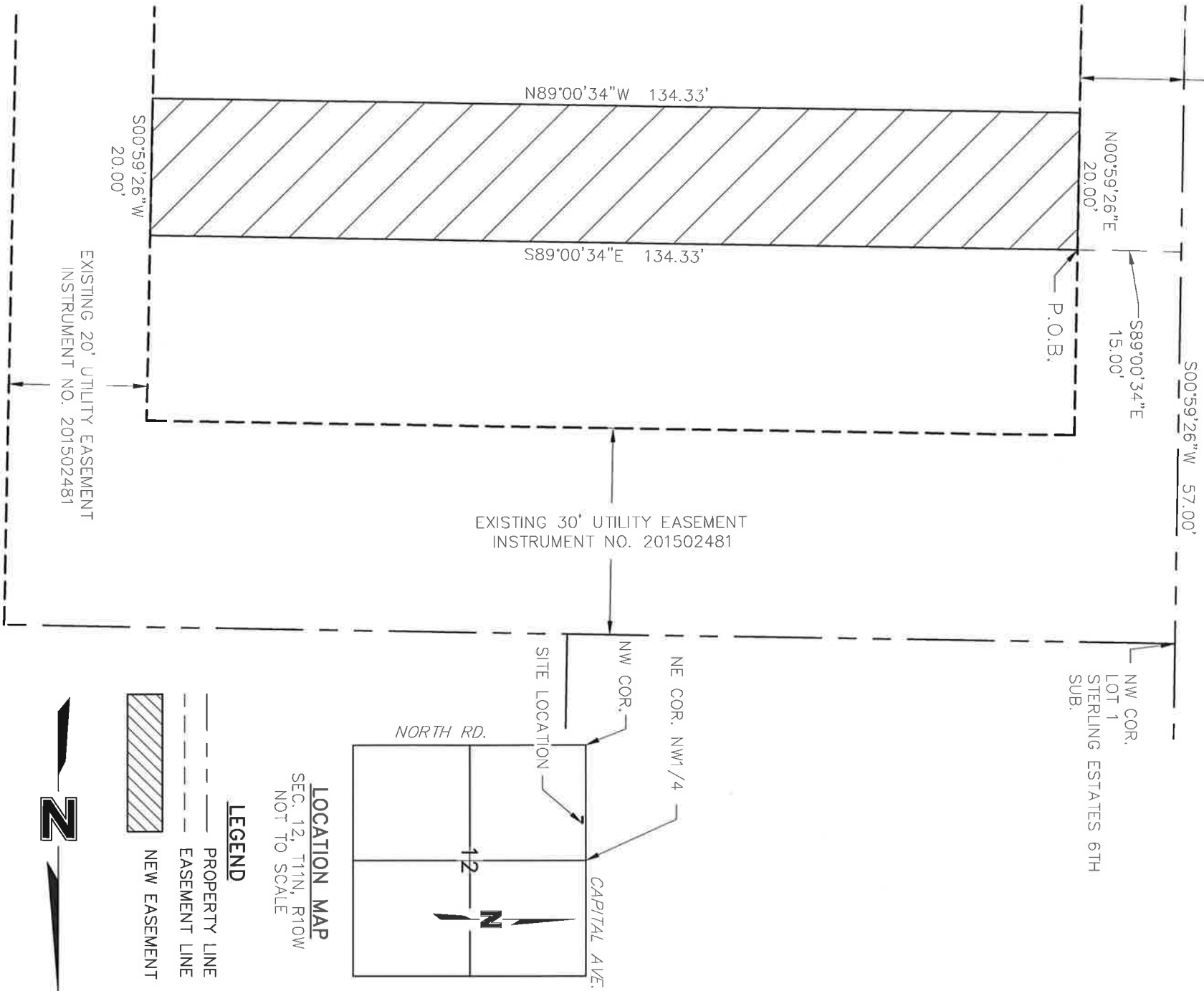
### **Sample Motion**

Move to approve the acquisition of the easement.

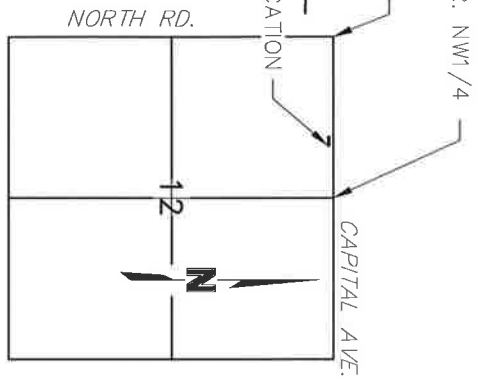


# UTILITY EASEMENT

EXISTING 15' UTILITY EASEMENT  
INSTRUMENT NO. 201502481



**LOCATION MAP**  
SEC. 12, T11N, R10W  
NOT TO SCALE



### LEGEND

- PROPERTY LINE
- - - EASEMENT LINE
- ▨ NEW EASEMENT



### UTILITY EASEMENT DESCRIPTION

A UTILITY EASEMENT LOCATED IN PART OF THE LOT 1, STERLING ESTATES SIXTH SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 1, STERLING ESTATES SIXTH SUBDIVISION; THENCE ON AN ASSUMED BEARING OF S00°59'26"W, ALONG THE WEST LINE OF SAID LOT 1, A DISTANCE OF 57.00 FEET; THENCE S89°00'34"E A DISTANCE OF 15.00 FEET TO A POINT ON THE EAST LINE OF AN EXISTING 15 FOOT UTILITY EASEMENT RECORDED IN HALL COUNTY REGISTER OF DEEDS, INSTRUMENT NO. 201502481 DATED APRIL 22, 2015 AND SAID POINT BEING THE POINT OF BEGINNING; THENCE CONTINUING S89°00'34"E A DISTANCE 134.33 FEET TO A POINT ON THE WEST LINE OF AN EXISTING 20 FOOT UTILITY EASEMENT RECORDED IN HALL COUNTY REGISTER OF DEEDS, INSTRUMENT NO. 201502481 DATED APRIL 22, 2015; THENCE S00°59'26"W, ALONG SAID WEST LINE OF AN EXISTING 20 FOOT UTILITY EASEMENT, A DISTANCE OF 20.00 FEET; THENCE N89°00'34"E A DISTANCE OF 134.33 FEET TO A POINT ON THE EAST LINE OF SAID 15 FOOT UTILITY EASEMENT; THENCE N00°59'26"E, ALONG SAID 15 FOOT UTILITY EASEMENT A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING. SAID UTILITY EASEMENT CONTAINS A CALCULATED AREA OF 2686.56 SQUARE FEET OR 0.06 ACRES.

PROJECT NO: 014-2919		UTILITY EASEMENT		201 East 2nd Street P.O. Box 1072 Grand Island, NE 68802-1072 TEL 308.394.8750 FAX 308.394.8752	EXHIBIT
DRAWN BY: LJW					
DATE: 01-11-2016					
		1			

DWG: F:\projects\014-2919\SRVY\Exhibits\V\_ELE\_ESM\_014-2919.dwg USER: lwheeler  
DATE: Jgn 11, 2016 4:42pm XREFS: 014-2919\_PBASE 014-2919\_ROW



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item F-1

### **#9577 - Consideration of Determining Benefits for 2015 Weed/Nuisance Abatement Program**

*This item relates to the aforementioned Board of Equalization item D-1.*

Staff Contact: Jerry Janulewicz

\* This Space Reserved for Register of Deeds \*

ORDINANCE NO. 9577

An ordinance levying a special tax to pay the cost to the City of cutting, destroying, and removing weeds, grasses, or worthless vegetation, pursuant to Sections 17-50 thru 17-52 of the Grand Island City Code upon certain lots and pieces of ground; providing for the collection thereof; repealing ordinances or parts of ordinances in the Grand Island City Code in conflict herewith; and providing for the publication and effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. A special tax is hereby levied for the cost of cutting, destroying, and removing weeds, grasses, or worthless vegetation upon the hereinafter described lots and pieces of ground during the 2015 season in proportion to the special benefits to such real estate as determined and assessed by the City Council sitting as a Board of Equalization after due notice thereof, in the following amounts:

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney

ORDINANCE NO. 9577 (Cont.)

Date Mowed	Owner	Location	Legal Description	Total
8/6/2015	Tomas Mateo-Pedro	2105 E US Hwy 30	Stehr's Sub	175.00
	Isabele Domingo Agustin 518 W 1st St Grand Island, NE 68801	Parcel #400094703	Lot 2	
5/22/2015	Daniel Kobza	2328 N Huston Ave	College Addition to West Lawn	100.00
	2328 N Huston Ave	Parcel #400034301	N 1/2 Lot 3 & Lot 1 Block 13	300.00
9/29/2015	Grand Island, NE 68803	2328-2330 N Huston Ave		
7/23/2015	Jose Antonio Reyes	1 Navajo Dr	Dale Roush 3rd Sub, Lot 1	135.00
	2834 Duane Plaza Apt 8 Bellevue, NE 68123	Parcel #400162563		
6/13/2015	Janice Leetch	811 W 14th St	Gilberts 2nd Add	195.00
8/6/2015	511 O'Neill Cir  Grand Island, NE 68801-7149	Parcel # 400135167	Lot 3 Block 2	195.00
5/22/2015	Gary F Meyer	1418 N Broadwell	West Lawn Sub	70.00
	1221 W John St Grand Island NE 68801	Parcel #400116812	Lot 190	
5/12/2015	Jon Ostermeier	604 Yund St	Union Pacific Railway Co 2nd Add	150.00

ORDINANCE NO. 9577 (Cont.)

8/21/2015	604 Yund St  Grand Island, NE 68801	Parcel #400098458	Lot 5 Block 145	135.00
5/8/2015	Richard & Karla Thompson	639 Joehnck Rd	Walker's Sub	135.00
6/9/2015	1407 N Kruse Ave	Parcel #400150470	Lot 2	130.00
7/20/2015	Grand Island, NE 68803-3644			130.00
9/18/2015				135.00
5/13/2015	Jorge Maciel Jr  1320 N Oak St  Grand Island, NE 68801	1320 N Oak St  Parcel #400124475	Wheeler & Bennett's 2nd Add  N 1/2 Lt 2 & N 1/2 Lt 1 Block 68	175.00
6/5/2015	Samuel M Nolte	207 E 13th St	Wheeler & Bennett's 2nd Add	250.00
9/11/2015	2300 W Capital Ave  Grand Island, NE 68803	Parcel #400124106	Lot 4 Block 62	250.00
6/12/2015	Roy Z Roland  2321 Bear Run Rd  Arlington TX 76001-8443	1514 Louise St  Parcel #400109166	Charles Wasmer's Add  E 42' Lot 8 Block 29	135.00
6/26/2015	Nelsen Enterprises Inc/A C  C Clifton Nelsen ETAL Trustees  11818 L St  Omaha, NE 68100	423 Industrial LN  Parcel #400036584	Commerical Industrial Park Sub  Pt Lot 6	475.00

ORDINANCE NO. 9577 (Cont.)

7/20/2015	James H Keane	324 N White Ave	Packer & Barr's Add	125.00
6/9/2015	324 N White Ave  Grand Island, NE 68803	Parcel #40069946	Lot 5 Block 145	125.00
7/1/2015	Sara A Meyers-Morehead	110 Brookline Dr	Roush's Pleasantville Terrace Sub	135.00
8/21/2015	701 E Genoa	Parcel #400086484	Lot 5	145.00
5/28/2015	Ravenna, NE 68869			150.00
8/13/2015	Alan J Arens  19876 W Capital Ave  Shelton, NE 68876	561 E 19th St  Parcel #400019078	Blain Add  E 28' Lot 14 & W 33' Lot 13	150.00
6/7/2015	James H Christensen  1808 N Kruse Ave  Grand Island, NE 68803	611 W 11th St  Parcel #400120771	Russel Wheeler's Add  Lot 2 Block 22	150.00
5/19/2015	Adrian & Nicolasa Mendoza  4066 Palace Dr  Grand Island, NE 68803	1510 N Broadwell  Parcel #400116731	West Lawn Sub  S 4' Lot 183 & All Lot 184	125.00
			Grand Total	4,375.00



SECTION 2. Such special tax shall be due and payable to the City thirty (30) days after such levy and shall become delinquent fifty (50) days after such levy. After the same shall become delinquent, interest at the rate of 14 percent (14%) per annum shall be paid thereon. The same shall be collected in the same manner as other city taxes.

SECTION 3. Such special taxes shall be collected by the Finance Director of the City of Grand Island, Nebraska, as provided by law.

SECTION 4. Such special taxes, if not previously paid, shall be certified to the County Clerk at the same time as the next certification for general revenue purposes.

SECTION 5. Such special taxes, when received, shall be applied to reimburse the general fund.

SECTION 6. All ordinances or parts of ordinances or provisions in the Grand Island City Code in conflict herewith be, and the same hereby are, repealed.

SECTION 7. This ordinance shall be in force and take effect from and after its passage and publication within fifteen days in one issue of the *Grand Island Independent* as provided by law.

Enacted: March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk



# **City of Grand Island**

**Tuesday, March 8, 2016**

**Council Session**

## **Item F-2**

**#9578 - Consideration of Amendments to Chapter 15 of the Grand Island City Code Relative to Electricity**

**Staff Contact: Tim Luchsinger**

# **Council Agenda Memo**

**From:** Timothy Luchsinger, Utilities Director  
Craig Lewis, Building Department Director  
Jerry Janulewicz, City Attorney

**Meeting:** March 8, 2016

**Subject:** Ordinance #9578 – Consideration of Amendments to Chapter 15 of the City Code relative to Electricity

**Presenter(s):** Timothy Luchsinger, Utilities Director

## **Background**

In review of Chapter 15, Electricity, of the City Code for recent required revisions, City staff came across inaccuracies due to changes over time, and opted to conduct substantial edits that reflect current terminologies and organizational structure currently in place in the City. Examples of this include capitalization of references to City, Council, and Mayor, change of position classification from director of utilities to Utilities Director and chief building official to Building Department Director.

## **Discussion**

In addition to the nomenclature previously indicated changes to Chapter 15, Electricity, include the following.

- Removed repetitious language in City Code already in National Electrical Code.
- Added reference to Nebraska State Statute regarding electric meter tampering.
- Amended conditions regarding temporary electric permits.
- Added requirements for electric inspections for services disconnected longer than six months or for fires.
- Amended duties of the Electric Board.
- Amended requirements for electric contractors, master electricians, journeyman electricians, and apprentice electricians.
- Added conditions in accordance with Nebraska State Statutes for customers owning small generators utilizing wind, solar, biomass, hydro, or geothermal sources.
- Adding statement disclaiming any liability regarding damage to disconnection of service due to nonpayment.

- Addition of actual cost of air emission control reagents used by power plants to the calculation for the Power Cost Adjustment. The cost of the reagents is approximately 10% of fuel costs, which is projected to be about \$1,000,000 annually, resulting in a rate increase of 1½ to 2%.

### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve Ordinance #9578 relative to revisions of the City Code, Chapter 15 - Electricity.

### **Sample Motion**

Move to approve Ordinance #9578 relative to revisions of the City Code Chapter 15 - Electricity.

## ORDINANCE NO. 9578

An ordinance to amend Chapter 15 of the Grand Island City Code; to amend various sections of Chapter 15 pertaining to housekeeping issues, terminologies and organizational structure; to repeal Chapter 15 as now existing, and any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF  
GRAND ISLAND, NEBRASKA:

SECTION 1. That Chapter 15 of the Grand Island City Code shall be modified to read as follows:

### CHAPTER 15 ELECTRICITY

#### Article I. Licenses; Installations; Inspections

##### Division 1. Generally

###### §15-1. Applicability of Article

This article shall apply to all structures, constructed, assembled or placed within the City zoning jurisdiction, and provides standards for electrical wiring as identified in the Nebraska State Electrical Act.

Amended by Ordinance No. 9366, effective 03-30-2012

###### §15-2. National Electrical Code Adopted

(A) There is hereby adopted by the City of Grand Island for the purpose of safeguarding persons and buildings from hazards arising from the use of electricity for light, heat, power, radio, signaling, and other purposes, that certain code known as the National Electrical Code, 2014 Edition, recommended by the National Fire Protection Association, except as modified by this section.

(B) The National Electrical Code ~~adopted by subsection (A) above~~ is modified by deleting ~~Article 362, Article 210-52C Subsection 2 and 3, which are not adopted and shall have no force or effect.~~ Articles 320, ~~and 330, 334, 348, and 352~~ are amended by §15-3 of the Grand Island City Code.

(C) One copy of the National Electrical Code, 2014 Edition, shall be on file in the ~~City clerk's~~ Clerk's office for public use and inspection as provided by law.

Amended by Ordinance No. 8990, effective 8-10-2005

Amended by Ordinance No. 9194, effective 11-1-2008

Amended by Ordinance No. 9366, effective 03-30-2012

Approved as to Form	<input type="checkbox"/>
March 3, 2016	<input type="checkbox"/> City Attorney

## ORDINANCE NO. 9578 (Cont.)

Amended by Ordinance No. 9508, effective 12-31-2014

### §15-3. Amendments to National Electrical Code, 2014 Edition

The following sections are adopted as amendments to the same numbered sections of the National Electrical Code, 2014 Edition:

#### Article 320 – Armored cable (type AC)

~~320.10. Uses permitted. Armored cable may be used for indoor branch circuits when installed with a grounding conductor in the cable with the branch circuit conductors and sized to the overcurrent protective device. Anti short bushings shall be used.~~

~~320.12. Uses not permitted. Armored cable shall not be used in hazardous locations, where buried or in direct contact with the earth, concrete, cinder fill or where exposed to chemicals or acids.~~

#### Article 330 - Metal-Clad Cable (Type MC)

~~330.10. Uses Permitted. Metal clad cable may be used for indoor branch circuit use only when installed with a grounding conductor in the cable with the circuit conductors and sized to the overcurrent protective device. Anti short bushings shall be used.~~

~~330.12. Uses Not Permitted. Metal clad cable shall not be used in hazardous locations where subject to physical damage, buried in direct contact with the earth, concrete, cinder fill, or where exposed to chemicals or acids.~~

#### ~~Article 334 – Nonmetallic-Sheathed Cable (Types NM, NMC, and NMS)~~

~~334.12. Uses Not Permitted. In any multifamily dwelling or structure exceeding three floors above grade. For the purpose of this article, the floor of a building shall be that floor that has fifty percent (50%) or more of the exterior wall surface area level with or above finished grade. One additional level that is the first level and not designed for human habitation and only for vehicle parking, storage or similar use shall be permitted.~~

#### ~~Article 352 – Rigid Nonmetallic Conduit (PVC)~~

##### ~~352.10. Uses Permitted~~

- ~~(A) Where encased in concrete~~
- ~~(B) Underground installations~~
- ~~(C) For service entrances on the outside of buildings where not subject to physical damage~~
- ~~(D) For raceways to feed subpanels~~
- ~~(E) In wet locations where used with proper connections and fittings~~
- ~~(F) For physical protection of ground wires~~

##### ~~352.12. Uses Not Permitted~~

- ~~(A) In alleys or utility easements, the first section of conduit out of the ground~~
- ~~(B) For branch circuits~~

#### ~~Article 348 – Flexible Metal Conduit~~

##### ~~348.10. Uses Permitted:~~

~~Flexible metal conduit may be used for fish work in old buildings or other places where rigid conduit is impractical to install. Special permission shall be obtained from the electrical inspector before it is used in lengths longer than six feet.~~

Amended by Ordinance No. 8990, effective 8-10-2005

Amended by Ordinance No. 9194, effective 11-1-2008

Amended by Ordinance No. 9366, effective 03-30-2012

Amended by Ordinance No. 9508, effective 12-31-2014

### §15-4. Electrical Plans

Wherever the Building Code of the City requires that plans be filed with the ~~building~~ **Building department** ~~Department~~ for the construction and alteration of dwellings and all other buildings and structures in the City, there shall also be filed a detailed plan of the electrical work to be done on such structures which plan shall show the outlets, connections, and all fixtures and appliances to be installed. If deviations are made from an approved set of plans, then the changes shall be submitted for approval. When the electrical work to be done is for additional wiring only, the ~~Building Department Director~~ **Electrical Inspector** ~~chief building official~~ may approve the same without plans therefor.

## ORDINANCE NO. 9578 (Cont.)

### §15-5. Installation of Service Conductors

All electrical service conductors, ~~except those of a temporary nature,~~ shall be installed according to ~~the National Electrical Code with the following additional requirements, one of the following methods, and the~~ The point of entrance in all cases shall be determined by the City-Grand Island utility department Utilities Department:

#### Overhead Service

~~(A) The approved wires shall be installed in three fourths inch or larger conduit with approved service heads or conduit fittings on the exterior terminals. This service conduit shall be continuous from the service head to the sealed meter connection box, or sealed metallic meter housing, with no pull boxes, conduit fittings, or other openings except in cases where these are absolutely necessary, and written permission to install them has first been given by the electrical inspector. In all cases, the boxes, condulets, or fittings in a service conduit must be of a sealable type. Where the service mast is used for the sole support of the service drop, the minimum size shall be two-inch intermediate or galvanized rigid metal conduit. The service mast shall be continuous with no interruptions. The point of attachment shall be a minimum height of twelve (12) feet. Other methods may be used if approved by the electrical inspector. It shall be the duty of the electrical inspector to notify the supplier of electrical service of approved openings in the service conduit so all openings may be sealed.~~

~~(B) Approved service entrance cable with approved weatherproof fittings with wires not smaller than number eight, B and S gauge, shall be installed for the service conductors and shall be continuous from the service head to the sealed meter connection box or the sealed metallic meter housing. The sealed metallic meter housing must be located in an approved accessible housing and must be located in an accessible place, and may be either inside or outside the building.~~

#### Underground Service

~~(C) Underground services shall be installed by using approved conductors. These The service conductors shall be installed in a three fourths inch or larger continuous approved metallic or pvc conduit system from the service head, or transformer or secondary tap box to the main meter socket or service disconnect. The first ten feet of conduit out of the ground attaching to a utility pole shall be schedule 40 G.R.C. conduit. All service heads, conduits, fittings, and terminals shall be approved for the location. Service conduit shall be continuous from the service head to the sealed meter connection box, or sealed metallic meter housing, with no pull boxes, conduit fittings or other openings except in cases where these are absolutely necessary, and written permission to install them has first been given by the electrical inspector. In all cases, the boxes, condulets, or fittings in a service conduit must be of a sealable type. It shall be the duty of the electrical inspector to notify the city electric department of approved openings in the service conduits so all openings may be sealed. The first section of conduit out of the ground shall be rigid metallic conduit where located in an alley or easement.~~

### §15-6. Service Entrances

Each service entrance with 2,000 amperes capacity or less shall be provided with a readily accessible main disconnecting device with appropriate overcurrent protection; provided, each service entrance larger than 2,000 amperes capacity shall comply with the provisions of the National Electric Code. The device shall disconnect all ungrounded conductors from the source of supply in one motion or operation of the hand. For overhead services, said overcurrent protection shall be installed within twenty-five (25) feet from the weatherhead, ~~but and~~ within ten (10) feet from where the conductors enter the building. For underground services, said overcurrent protection shall be installed within ten (10) feet from where the conductors enter the building. ~~No service entrance conductors shall be installed within the hollow spaces of a frame wall unless provided with overcurrent protection at their outer end. Attachment devices or insulators for the service drop shall be installed by the electrical contractor on the alley or easement side of the building in such a manner so that the clearances as required by this Code can be maintained by the utility company.~~

~~(A) Manufactured Homes. Pedestals shall be required for power to manufactured homes on private lots, unless (1) the manufactured home comes with the service equipment factory installed or (2) the manufactured home is secured to a permanent foundation that complies with applicable building codes. This pedestal shall have proper overcurrent protection and provisions for metering.~~

~~(BA) Provisions for Metering. The meter socket shall be the "ring type" meter socket for 200 amp services and below. Meter sockets shall be mounted on the outside of a building with the centerline located between five (5)~~

## ORDINANCE NO. 9578 (Cont.)

and six (6) feet above finished grade unless prior approval is given by the Utilities Department and Building Department. Additional provisions for metering shall be in accordance with can be found in the Metering Standards set out by the Grand Island Utilities Department.

~~(C) Electrical Service Panels for Dwellings.~~ The minimum size of electrical panel that can be installed in a dwelling shall be 20 circuit for 100 amp, 30 circuit for a 150 amp, and 40 circuit for a 200 amp.

~~(B) Single family switches shall be grouped to disconnect them with one motion of the hand.~~

~~(DC) Multiple Family Units.~~ New multiple family units constructed in compliance with Chapter 8 of the Grand Island Code may be allowed up to 6 switches, one switch per unit. All switches shall be grouped together in one listed and approved assembly.

~~(ED) Number of Services.~~ One electrical service shall be provided for each tract or parcel of land, except upon written request and approval by the Utilities Director and Building Department Director, and/or their respective designee, and in conformance with the National Electrical Code.

~~(E) Electric Meter Location.~~ The electric meter shall be located on the property that it is supplying power to, unless prior approval by the Utilities Department and Building Department.

~~(F) Meter Tampering.~~ Pursuant to Nebraska Revised Statute 25-21, 275, tampering or bypassing a meter is strictly prohibited and will result in immediate disconnection.

~~(G) Grade Changes.~~ The property owner shall be responsible for any repairs or modifications to City owned equipment damaged or deemed unsafe due to grade changes, settlement or erosion.

~~(F) Multiple Occupancy Building.~~ Each tenant shall have access to their disconnecting means and overcurrent protection. This disconnecting means and overcurrent protection shall not be guarded by locked doors.

Exceptions: ~~(1) The disconnecting means and overcurrent protection are located in the tenant space.~~

~~(2) All electrical equipment is located in a common area with access to all tenants.~~

~~(3) Electrical equipment is located outside.~~

Amended by Ordinance No. 8990, effective 8-10-2005

Amended by Ordinance No. 9194, effective 11-1-2008

Amended by Ordinance No. 9366, effective 03-30-2012

### §15-7. Wiring In Commercial Buildings

(A) ~~Metallic conduit wiring will be required~~ Nonmetallic cable shall not be used for the installation of all wiring for lights, heat, air conditioning power, or power in all commercial buildings. These include, but are not limited to, asylums, hospitals, hotels, motels, theaters, schools, factories, churches, warehouses, mills, grain elevators, food stores, office buildings, retail sales, stables, garages, meeting halls, buildings of fireproof or mill construction.

~~Exception: Tray cable systems installed in accordance with Article 392 NEC and permission of the Electrical inspector.~~

(B) All dwelling units located within any commercial type building shall ~~have electrical wiring installed in electrical metallic conduit~~ be wired to the same commercial standard.

~~(C) For uses of metal clad cable (MC), refer to §15-3. For uses of rigid nonmetallic conduit (PVC), refer to §15-3.~~

~~(DC)~~ Wiring above suspended ceilings – all permanent raceways, boxes, cabinets, and fittings shall be securely fastened to the building structure.

Amended by Ordinance No. 8990, effective 8-10-2005

Amended by Ordinance No. 9194, effective 11-1-2008

### §15-8. Wiring In Single and Multiple-Family Units

(A) Multiple family units may have branch circuits in individual units wired with nonmetallic sheathed cable if construction complies with Chapter 8 of the Grand Island City Code.

(B) Existing residential buildings containing more than six family units not having a two-hour fire wall rating separation as provided in Chapter 8 of the Grand Island City Code shall not be wired with ~~Electrical Metallic Tubing (EMT type) in compliance with the provisions of this chapter~~ nonmetallic cable.

(C) ~~All~~ No wiring in basements below the floor joist on exterior walls shall be wired with unprotected metallic tubing (EMT type) nonmetallic cable. ~~All electrical wiring in unfinished basements below the floor joist level on interior and exterior walls shall be guarded. The electrical panels shall be the circuit breaker type.~~



## ORDINANCE NO. 9578 (Cont.)

(D) Smoke alarms shall be installed to comply with Section R314 of the 2012 International Residential Code.

(E) Carbon monoxide alarms shall be installed to comply with Section R315 of the 2012 International Residential Code.

Amended by Ordinance No. 9366, effective 03-30-2012

Amended by Ordinance No. 9508, effective 12-31-2014

### **§15-9. Repairs In Building Damaged by Fire**

Whenever the wiring of any building in the City has been damaged by fire, the Electrical Inspector shall be notified before permanent repairs to this wiring are started. In replacing such wiring, all the rules of this article shall be observed.

### **§15-10. Existing Electrical Installations**

(A) *Extensions to Existing Installations.* Extensions to existing installations shall not be made, attached or connected to any existing wiring where the existing wiring does not conform to the minimum requirements as set forth by this article.

(B) *Removal of Unused Electrical Wiring.* All unused and abandoned electrical equipment, wiring, conduits, and devices shall be removed from all buildings and structures.

(C) *Existing Electrical Wiring.* All existing electrical wiring, conduits, equipment, and devices in existing buildings, ~~including remodeled areas of buildings,~~ shall ~~comply with the electrical code~~ be compliant with the code at the time of installation. Remodeled areas of buildings shall comply with the current code.

### **§15-11. Requirements for Electrical Installations**

(A) Aluminum Conductors – aluminum conductors may be used for service entrance and feeders only.

(B) Equipment grounding conductors – an equipment grounding conductor will be required in all conduit systems except for rigid metal conduit systems with threaded hubs, couplings or fittings.

(C) CSST gas piping shall be bonded to comply with section 1311.14.2 of the 2012 Uniform Mechanical Code.

(D) Non-grounding receptacles shall not be installed, either in new work or for replacement, after December 31, 2014.

Amended by Ordinance No. 9194, effective 11-1-2008

Amended by Ordinance No. 9508, effective 12-31-2014

**§15-12. Reserved.**

**§15-13. Reserved.**

## **Division 2. Permits**

### **§15-14. Permit for Work; Required**

No electrical wiring work, unless excepted in this section, shall be undertaken prior to the issuance of a permit therefor by the ~~chief building official~~ Building Department Director. Such permit shall be issued only to a registered contracting electrician.

No permit shall be required for minor repair work such as repairing flush and snap switches, replacing fuses, changing lamp sockets and receptacles, taping bare wires and joints, and repairing drop cords.

### **§15-15. Permit; Application**

(A) No permit shall be issued to any person to do or cause to be done any work regulated by this Code, except to a person holding a valid unexpired and unrevoked license-registration as required by this chapter, except when and as otherwise hereinafter provided in this section.

(B) A permit may be issued to a properly licensed-registered person not acting in violation of any current contractor licensing law.

## ORDINANCE NO. 9578 (Cont.)

(C) Any permit by this Code may be issued to any person to do any work regulated by this Code in a single family dwelling used exclusively for living purposes, including the usual accessory buildings and quarters in connection with such buildings in the event that any such person is the bona fide owner of any such dwelling and accessory buildings and quarters, and that the same is currently occupied by said owner, provided, that said owner shall personally purchase all material and shall personally perform all labor in connection therein. No permit shall be issued to said owner for the installation of a new electrical service and panel.

(D) If work is done by other than said owner the permit will be voided and said owner will be subject to possible legal action.

Amended by Ordinance No. 8990, effective 8-10-2005

### **§15-16. Permit Fees**

Upon the granting of a permit for electrical work requiring an inspection, the applicant shall pay a fee to the City in accordance with the City of Grand Island Fee Schedule.

### **§15-17. Electrical Work; Permit Required; Fee**

The person to whom such ~~license-registration~~ is issued under this division shall be required to first secure permits to do any electrical work on the premises of such ~~licensee-registration~~ as required by ordinances of the City. Fees for the issuance of such permit shall be the same as now in force and required by ordinance.

### **§15-18. Investigation Fees; Work Without a Permit**

(A) Whenever any work for which a permit is required by this Code has been commenced without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work.

(B) An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigation fee shall be in accordance with the City of Grand Island Fee Schedule. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this Code, nor from penalty prescribed by law.

(C) This provision shall not apply to emergency work when it shall be proven to the satisfaction of the ~~chief building official~~ Building Department Director that such work was urgently necessary and that it was not practical to obtain a permit before the commencement of the work. In such cases, a permit must be obtained as soon as it is practical to do so.

### **§15-19. Reinspection; Fees**

A reinspection fee in accordance with the City of Grand Island Fee Schedule may be assessed for each inspection when such portion of work for which inspection is called is not complete or when required corrections have not been made.

Amended by Ordinance No. 9194, effective 11-1-2008

### **§15-20. Reserved.**

### **§15-21. Reserved.**

## **Division 3. Electrical Inspections; Electrical Board**

### **§15-22. Inspections; Required**

~~Upon the completion of the wiring of any building it shall be the duty of the person installing same to notify the electrical inspector, who shall inspect such installation within twenty-four hours of the time such notice is given, and if it is found to be in full compliance with this article, and does not constitute a hazard to life or property, he shall issue to such person for delivery to the owner of such building, a certificate of inspection, authorizing connection to the electrical service and the turning on of current, provided, that upon application to the chief building official, a temporary permit may be issued by the chief building official to energize a portion of the electrical wiring in a building for uses specified by the chief building official for a period of time not to exceed ninety days.~~ All electric apparatus, wires or conduits that are to be hidden from view shall be inspected before concealment, and any person installing such wires shall notify the ~~electrical~~ Electrical Inspector, giving him twenty-

## ORDINANCE NO. 9578 (Cont.)

four hours in which to make the required inspection before such wires are concealed. For residential installations not exceeding four units per structure, power shall be permitted to be connected under the terms of a Temporary Electrical Hookup Agreement. This permit shall be obtained from the Building Department before a request is made to connect power.

Amended by Ordinance No. 8990, effective 8-10-2005

### §15-23. Inspection of Electrical Work

Any electrical work performed under the provisions of this division shall be inspected by the ~~E~~lectrical ~~I~~nspector if the ordinances of the City provide for inspections.

### §15-24. Violations

Any electrician, agent, or owner who shall construct, or cause to be constructed, wiring in any building, or part of such building or structure or device, in violation of any of the provisions of this article, and any architect, or other person, designing, drawing plans for, or having charge of such building, or part of such building or structure or device, who shall permit it to be so constructed, shall be deemed guilty of a misdemeanor.

### §15-25. Designation of Electrical Inspector

Electrical inspections shall be under the supervision of the ~~chief building official~~ Building Department Director. The inspector in charge of these inspections shall be referred to in this article as the ~~E~~lectrical ~~I~~nspector.

### §15-26. Records

The ~~electrical-Electrical inspector-Inspector~~ shall keep complete records of all permits issued and inspections made and other official work performed under the provisions of this article.

### §15-27. Review of Decisions; Electrical Board

When the ~~electrical-Electrical inspector-Inspector~~ condemns all or part of any electrical installation, the owner may, within five days after receiving written notice from the electrical inspector, file a petition for review of such action of the ~~electrical-Electrical inspector-Inspector~~ with the City Electrical Board, on receipt of which the Board shall at once proceed to determine whether such electrical installation complies with this article, and within three days shall make a decision in accordance with its findings.

### §15-28. Right of Entry; Inspections; Disconnection

The ~~electrical-Electrical inspector-Inspector~~ shall have the right, during reasonable hours, to enter any building in the discharge of official duties, or for the purpose of making any inspection or test of the installation of electric wiring, electric device, or electric material contained therein, and the electrical inspector shall have the authority to cause the turning off of all electrical currents and to cut or disconnect, in case of emergency, any wire where such electrical currents are dangerous to life or property.

If electrical wiring is found to be hazardous, it shall be the responsibility of the property owner to have the needed repair work started as soon as possible or within forty-eight (48) hours. Extended time may be given by the ~~electrical-Electrical inspector~~ Inspector.

If the service is disconnected for six (6) months or longer, an inspection shall be performed prior to reconnection. The City of Grand Island shall not be responsible for any damage to customer's property as a result of disconnection or reconnection.

### §15-29. Disconnection or Removal During Fire

The ~~C~~ehief of the ~~F~~ire ~~D~~epartment or the ~~E~~lectrical ~~I~~nspector, or a competent person delegated by them, or either of them, shall have the power to at once cause the removal of all wires or the turning off of all electrical currents where such wires or current interfere with the work of the ~~F~~ire ~~D~~epartment during the progress of a fire. Any reconnection of a disconnected service shall be inspected by the Electrical Inspector prior to reconnection.

### §15-30. Electrical Board; Appointment

The ~~E~~lectrical ~~B~~oard shall be appointed by the ~~M~~ayor annually, with the approval of the ~~C~~eity

## ORDINANCE NO. 9578 (Cont.)

Council, and shall consist of a master electrician, a journeyman electrician, a representative of the ~~city utility department~~ Grand Island Utilities Department, a representative of the public at large, and the ~~B~~building ~~D~~epartment ~~D~~irector or delegated Electrical Inspector, who shall act as ex officio chairman of such ~~B~~board. Three members of the ~~E~~lectrical ~~B~~board shall constitute a quorum.

### §15-31. Electrical Board; Duties

The ~~Electrical B~~board ~~of examiners~~ shall establish standards and procedures for the qualification, ~~examination,~~ and ~~licensing-registration~~ of master electricians and journeyman electricians and shall issue an appropriate ~~license-registration~~ to each person who meets the qualifications therefor ~~and successfully passes the examination given by the board.~~ The ~~B~~board shall keep an official record of all its transactions ~~and registrations, and shall retain all examination papers for a period of one year.~~

§15-32. Reserved.

§15-33. Reserved.

## Division 4. Electrical Contractors; Licenses, Registration

### §15-34. Intent of Division

It is the intent of this division that no person shall engage in the business of installing, repairing or altering electrical wiring unless the work performed in the course of such business is under the direct supervision of a contracting or master electrician licensed by the State of Nebraska and registered with the City of Grand Island ~~under the provisions of this article.~~

### §15-35. Registration Required

No person shall engage in the business of installing, altering, or repairing any electrical wiring, fixtures, or apparatus for any purpose whatsoever in the City of Grand Island without first obtaining a Certificate of Registration as an electrical contractor.

Amended by Ordinance No. 9265, effective 08-17-2010

### §15-36. Registration and Insurance Required

(1) Every registrant shall maintain in full force and effect insurance policies written by a company or companies authorized to do business in the State of Nebraska, with the following coverages, amounts, and provisions:

- (a) Comprehensive General Liability Insurance covering the operations of the registrant, including coverage for completed operations, with limits of not less than \$1,000,000 per occurrence for bodily injury and property damage.
- (b) A provision making the City of Grand Island an additional insured for any third party claims for bodily injury or property damage based upon occurrences in connection with the registrant's operations, including completed operations, within the City's zoning jurisdiction.
- (c) The registrant shall furnish the City of Grand Island Building Department a certificate or certificates of insurance for the above insurance coverage.
- (d) Any registration certificate issued under the provisions of this chapter shall be revoked should the registrant permit the insurance policy herein required to expire or lapse.

Amended by Ordinance No. 9144, effective 01-01-2008

Amended by Ordinance No. 9265, effective 08-17-2010

### §15-37. ~~Examination; Required~~ Reserved

~~Any applicant for an electrical contractors certificate shall pass an examination before the Board of~~

## ORDINANCE NO. 9578 (Cont.)

~~Examiners. If such applicant is the holder of a valid State of Nebraska Electrical Contractors License, he or she shall be entitled to work or practice such trade or skill without further compliance with the provisions of this article.~~

### §15-38. Use of Name; Change of Address

No person or concern who has obtained a contracting electrician's registration, ~~and no person who has obtained an electrician's license~~, shall allow his name to be used by another person or concern, either for the purpose of obtaining permits, or for doing business or work under such registration ~~or license~~. Every person ~~licensed~~ registered pursuant to this article shall notify the Electrical Board ~~of examiners~~ of any change ~~of histo their~~ street address.

### §15-39. Reserved

### §15-40. Reserved

## Division 5. Master, Journeyman, Apprentice; Electricians

### §15-41. Registration; Required

No person shall be engaged in the installation of any electrical wiring, fixtures, equipment, or devices for any purpose whatsoever in the City without having registered in the office of the Building Department.

(A) ~~Examination; Required.~~ Any applicant for a ~~license or~~ registration certificate shall ~~pass an examination before the Board of Examination, unless he or she is~~ be the holder of a valid State of Nebraska Electricians License.

(B) ~~Licenses; Expiration; Renewal.~~ All journeyman electrician's and master electrician's ~~licenses or~~ certificates of registration issued by the Electrical Board shall expire on December 31 of the year in which such ~~license or~~ certificates are issued, but such ~~licenses or~~ certificates may be renewed within thirty days thereafter upon application and payment of fees in accordance with the City of Grand Island Fee Schedule.

Any master electrician or journeyman electrician who does not renew his or her ~~license or~~ certificate of registration pursuant to this article within the thirty day grace period provided by this section shall automatically forfeit such ~~license or~~ certificate. ~~In the event of forfeiture of a license or certificate in this manner, the holder thereof may apply for and qualify to recover such lapsed license by applying to the electrical board for renewal.~~

Amended by Ordinance No. 9366, effective 03-30-2012

### §15-42. ~~Temporary Journeyman; License~~ Reserved

~~The chief building official~~ Building Department Director may issue a temporary journeyman electrician's license pending examination, provided, the applicant therefor holds a similar license from an examining board equivalent to the board of examiners established pursuant to this article. Such permit shall be valid until the next examination by such board of examiners.

### §15-43. Apprentice Electrician

Apprentice electricians shall be required to have a valid State of Nebraska ~~license registration~~ and work under the direct supervision of a cContracting, mMaster, or jJourneyman electrician.

### §15-44. Reserved.

### §15-45. Reserved.

## Division 6. ~~License; Registration Certificate~~ Revocation

### §15-46. Registration Certificate; ~~License; Revocation~~

(A) *Registration Certificate; Revocation.* The Ceity Council, by a majority vote, shall have the power to revoke the ~~license or~~ certificate of any contracting, master, or journeyman electrician issued pursuant to this article, upon the recommendation of the ~~electrician's examining~~ Electrical Board, if such ~~license registration~~ was obtained through error or fraud, or if the recipient thereof is shown to be grossly incompetent, or has a second time willfully

## ORDINANCE NO. 9578 (Cont.)

violated any of the provisions of this article. This penalty shall be cumulative and in addition to the penalties prescribed for the violation of the provisions of this article.

(B) ~~Licenses~~Registration; *Revocation*. If any person's qualifications for a registration certificate under this article shall fail at any time during the term thereof, such certificate shall be revoked and canceled immediately by the ~~building official~~Building Department Director, who shall serve notice of such action by registered mail to the holder of the certificate.

(C) *Registration Certificate*; ~~Licenses~~; *Notice and Hearing*. Before a license-registration issued pursuant to this article may be revoked, the licensee-registrant shall have notice in writing, enumerating the reasons for revocation, and shall be entitled to a hearing before the Ceity Ceouncil not sooner than five days from the date of receipt of the notice. The licensee-registrant shall be given an opportunity to present testimony, oral or written, and shall have the right of cross-examination. All such testimony before the Ceity eCeouncil shall be given under oath. The Ceity Ceouncil shall have the power to administer oaths, issue subpoenas, and compel the attendance of witnesses in such cases.

(D) *Decision of Council Final; Reapplication*. The decision of the Ceity eCeouncil relative to the revocation of a license-registration issued pursuant to this article shall be based upon the evidence produced at the hearing, and such decision shall be final. A person whose license-registration has been revoked shall not be permitted to reapply for another such license-registration within one year from the date of such revocation.

§15-47. Reserved

§15-48. Reserved

## Article II. Municipal Service Division 1. Generally

### §15-49. Interconnection Devices

Any energy conservation device generating electricity to be used for domestic purposes shall be interconnected with the electrical supply of the household, business, or industry finished by the Grand Island Utilities Department~~utilities department of the City of Grand Island~~ in accordance with plans, specifications, rules and regulations approved by the ~~director of utilities~~Utilities Director or his designated representative and subject to the inspection of the Grand Island Utilities Department prior to the conservation device being energized and put into operation.

A customer that has a generation facility (or facilities) that uses as its energy source methane, wind, solar, biomass, hydropower, or geothermal resources and is interconnected behind their service meter with an aggregate nameplate of 25 kW or less may be considered as a Qualified Facility (QF) and eligible for participation in a net metering program. The program will be available for QF customers until the aggregate nameplate capacity of the participating QF customers meets one percent (1%) of the peak annual demand of the Utilities Department. The installation of equipment by the QF customer must meet all applicable safety, interconnection, and reliability standards established by the National Electrical Code filed with the Secretary of State and adopted by the State Electrical Board under subdivision (5) of section 81-2104, the National Electrical safety Code, the Institute of Electrical and Electronics Engineers, and the Underwriters Laboratories; and must be equipped to automatically isolate the QF from the electrical system in the event of an electrical power outage or other conditions where the line is de-energized. An outside-mounted visible device shall be installed on the customer's side of the point of delivery/receipt that must be capable of preventing energizing the Utilities Department's service line and provide for a means for the Department to operate and lock in place. The Utilities Department will provide a bi-directional meter for measurement of the flow of electricity in both directions. Energy produced by the QF during the billing period will be credited at the applicable retail rate for the customer, not including the customer charge. Energy produced by the QF in excess of the customer's usage will be applied as a credit to the customer's account at the ~~Cost~~of Energy per Kilowatt Hourcurrent month cost of energy per kilowatt-hour as defined in Division 6. At the end of the calendar year, any excess credits may be paid to the customer.



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It shall be unlawful for any person to connect an electric generating source to a system supplied electricity by the ~~City's department of utilities~~Grand Island Utilities Department without obtaining the aforesaid approval and inspection.

### §15-50. Deposit Requirements

(A) Except as provided below, all electric service accounts established under the commercial rate structure shall be required to maintain a deposit in an amount to be determined by the ~~U~~utilities ~~D~~department as set forth in this section.

(B) Deposits for accounts in existence before September 1, 1983, shall be maintained in the amount established under the ordinances in effect at the time of the initial deposit, unless said deposit has been distributed under the provisions of this section.

(C) Deposits for any account created on or after September 1, 1983, and deposits for all accounts for which service has been reinstated after being disconnected for nonpayment shall be maintained in an amount of not less than Two Hundred Dollars (\$200), nor more than Two Thousand Dollars (\$2,000), as determined by the ~~U~~utilities ~~D~~department. The amount of the deposit required shall be equal to two times the highest billed period of the last 12 billing periods, not to exceed Two Thousand Dollars (\$2,000). For new construction or properties that have been unoccupied for the last 12 billing periods, a similar property from an identically zoned business shall be used in establishing the required deposit amount.

(D) From and after October 1, 2010, all deposits required herein shall accrue interest at the annually adjusted interest rate based on the 3 month LIBOR as of October 1, or the next business day. Interest shall be payable to the customer only at the time the deposit is refundable as provided in subsection E below.

(E) The deposit required herein shall be refunded to the customer as follows:

(1) When the electric service has been disconnected, whether at the request of the customer or for nonpayment of the customer's electric bill, or a new account has been created for said service with a different customer, and a final reading has been taken, any deposit on hand plus the accrued interest thereon, and minus the amount of any unpaid billing statement and other charges, shall be refunded to the customer; or

(2) After at least two years of continuous service to the customer, if the monthly payments for the account have been made promptly, with no more than two delinquent payments during the twenty-four (24) month period immediately preceding the request, the customer may request the ~~U~~utilities ~~D~~department in writing to refund the deposit. Upon receipt of the request, and if the above conditions of prompt payment have been met, the ~~U~~utilities ~~D~~department shall refund any deposit on hand, plus the accrued interest to the customer. For the purposes of this subsection, a payment shall be deemed delinquent if made more than fifteen (15) days after the date set forth on the monthly billing statement.

Amended by Ordinance No. 9275, effective 9-29-2010

Amended by Ordinance No. 9523, effective 3-17-2015

### §15-51. Payment Conditions

(1) All bills are due when received.

(2) If full payment is not received by the due date stated on the bill, a late payment charge shall be assessed in accordance with the City of Grand Island Fee Schedule.

(3) A service charge shall be collected before reconnection, in each instance of disconnection for nonpayment of billing. If reconnection is demanded after business hours, an additional fee shall apply. The charges for reconnection shall be in accordance with the City of Grand Island Fee Schedule.

(4) A service charge in accordance with the City of Grand Island Fee Schedule will be assessed for each check returned for insufficient funds. This charge is in addition to any other charges.

(5) A service charge in accordance to the City of Grand Island Fee Schedule shall be collected, before all new connections are made by the ~~City~~ Utilities Department.

(6) A service charge in accordance with the City of Grand Island Fee Schedule shall be collected, to transfer service from one occupant to another occupant at the same location.

(7) Service periods are normally for periods of one year or longer. If it appears that services are being disconnected and reconnected within a twelve-month period, in order to avoid minimum billing charges; an amount equivalent to

## ORDINANCE NO. 9578 (Cont.)

the minimum billings for the disconnected period (not to exceed eleven months) must be paid before the service is reconnected. This is in addition to the normal connection charges.

Amended by Ordinance No. 9523, effective 3-17-2015

### §15-52. Rate Assignment

The Grand Island Utility~~ies~~ Department will attempt to assign customers to the lowest applicable rate. It is the customer's responsibility to inform the Utility~~ies~~ Department of any changes that may affect the assignment or billing conditions within a given rate.

The customer is in a better position than the Utility~~ies~~ Department to analyze electric usage. When more than one rate assignment is applicable, the customer may select the rate considered the most beneficial. Customer-requested rate re-assignments will not be made more frequently than once every twelve months. In no event will the Utility~~ies~~ Department be responsible for losses incurred due to improper rate assignment.

At customer request, demand metering will be installed by the Utility~~ies~~ Department. The Utility~~ies~~ Department may, at its option, assess a one-time charge of \$200.00 to pay the additional metering facilities.

### §15-53. Power Factor

The customer shall install power-factor correction equipment, if necessary, to ensure a power factor of no less than 90%, lagging or leading.

### §15-54. Arc Welders and X-Ray Units

Electric transformer type arc welders or x-ray units shall not be used on Residential or Single Phase Commercial Services. When used on Three Phase Services, the welder or x-ray unit KVA may be converted to horsepower for determination of connected horsepower at the rate of 746 watts per horsepower, minimum connection five horsepower.

## Division 2. Residential Service

### §15-55. 010 Residential Service

Applicable in urban and rural distribution areas. Available at single phase, through a single meter, to residential consumers for domestic use in a single-family dwelling unit; but is not available for commercial or non-domestic use.

Individual single-phase motors, not to exceed 10 HP each, may be connected; however, the City-Utilities Department must be notified in writing, if a motor over 5 HP is installed.

This schedule has two sets of rates: one for the summer period of five months, beginning with the June meter reading; and the second for the winter season of seven months, beginning with the November meter reading.

#### Summer Rate Beginning October 1, 2007

Kilowatt-Hours Used Per Month	(June – October)
First 300 KWH.....	\$0.085 per KWH
Next 700 KWH.....	\$0.060 per KWH
All additional KWH.....	\$0.067 per KWH

Plus a customer charge of \$5.00 per month, in addition to that charged for the electrical energy used, plus the applicable Power Cost Adjustment charge. The minimum monthly bill shall be \$5.00 prior to the Power Cost Adjustment.

#### Winter Rate Beginning October 1, 2007

Kilowatt-Hours Used Per Month	(November - May)
First 300 KWH.....	\$0.085 per KWH



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Next 700 KWH..... \$0.060 per KWH

Additional KWH..... \$0.039 per KWH

Plus a customer charge of \$5.00 per month, in addition to that charged for the electrical energy used, plus the applicable Power Cost Adjustment charge. The minimum monthly bill shall be \$5.00 prior to the Power Cost Adjustment.

Amended by Ord. No. 8940, effective 1-1-2005  
Amended by Ord. No. 8946, effective 1-5-2005  
Amended by Ord. No. 9133, effective 09-18-2007  
Amended by Ord. No. 9523, effective 03-17-2015

### §15-56. Service Specifications

Residential Service shall be supplied at a nominal voltage of 120/240 Volts or 120/208 Volts, single phase, ~~only~~.

## Division 3. Commercial Service

### §15-57. 030 Single-Phase Commercial Service

Applicable in urban and rural distribution areas. Available for commercial customers, for lighting and small appliances. Available for single meter apartment units, and combined residential-commercial use, where the Residential Rate is not applicable. Service shall be through a single meter.

Individual single-phase motors, not to exceed 10 HP each, may be connected; however, the ~~City~~ Utilities Department must be notified in writing, if a motor over 5 HP is installed.

Kilowatt-Hours Used Per Month	Rates Beginning October 1, 2007
First 350 KWH.....	\$0.090 per KWH
Next 650 KWH.....	\$0.080 per KWH
Next 1,500 KWH.....	\$0.074 per KWH
Next 2,500 KWH.....	\$0.070 per KWH
Next 5,000 KWH.....	\$0.064 per KWH
Over 10,000 KWH.....	\$0.061 per KWH

Plus a customer charge of \$7.00 per month, in addition to that charged for the electrical energy used, plus the applicable Power Adjustment charge. The minimum monthly bill shall be \$7.00 prior to the Power Adjustment.

Amended by Ord. No. 8940, effective 1-1-2005  
Amended by Ord. No. 9133, effective 09-18-2007

### §15-58. Service Specifications

Single-Phase Commercial service shall be supplied at a nominal voltage of 120/240 Volts or 120/208 Volts, single phase. ~~At the discretion of the Utilities Department 240/480 Volts, single phase, may be furnished.~~

### §15-59. Discounts for Primary Service

If the Single-Phase Commercial user owns and maintains all necessary transformation equipment and

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structures, a 3% reduction will be made in the energy billed. If energy is metered on the primary side (7.2 KV or above) of the service, a 2% reduction will be made in the energy billed. These discounts, however, do not apply to the minimum stated.

### **§15-60. 050 Three-Phase Commercial Service**

Applicable in the territory served by the City of Grand Island; and is available through a single meter at three phase, for any electric service uses where three-phase service is available.

This schedule has two sets of rates: one for the summer period of five months, beginning with the June meter reading; and the second for the winter season of seven months, beginning with the November meter reading.

#### **Summer Rate Beginning October 1, 2007**

<b>Kilowatt-Hours Used Per Month</b>	<b>(June - October)</b>
First 1,000 KWH.....	\$0.087 per KWH
Next 1,500 KWH.....	\$0.079 per KWH
Next 2,500 KWH.....	\$0.075 per KWH
Next 15,000 KWH.....	\$0.069 per KWH
Over 20,000 KWH.....	\$0.066 per KWH

Plus a customer charge of \$10.00 per month, in addition to that charged for the electrical energy used, plus the applicable Power Cost Adjustment charge.

#### **Winter Rate Beginning October 1, 2007**

<b>Kilowatt-Hours Used Per Month</b>	<b>(November - May)</b>
First 500 KWH.....	\$0.087 per KWH
Next 1,000 KWH.....	0.079 per KWH
Next 2,500 KWH.....	\$0.066 per KWH
Over 4,000 KWH.....	\$0.063 per KWH

Plus a customer charge of \$10.00 per month, in addition to that charged for the electrical energy used, plus the applicable Power Cost Adjustment charge.

#### **Minimum**

The minimum monthly charge shall be no less than \$10.00. The minimum shall in no event be less than \$0.70 per month per connected horsepower.

The billing horsepower shall be determined as follows:

1. Total connected horsepower, if total connected horsepower is less than 20 HP.
  2. If total connected horsepower exceeds 20 HP, then the billing horsepower shall be the larger of 20 HP, or the largest single connected motor.
  3. If questions arise as to the actual billing horsepower, the City-Utilities Department may, at its option, install demand meters. The Kilowatt reading shall determine the billing horsepower on the basis of 0.75 Kilowatt = 1.0 HP.
- It is the responsibility of the customer, to inform the City-Utilities Department of changes that may affect minimum billings.

Amended by Ord. No. 8940, effective 1-1-2005  
Amended by Ord. No. 8946, effective 1-5-2005

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Amended by Ord. No. 9133, effective 09-18-2007  
Amended by Ord. No. 9523, effective 03-17-2015

### §15-61. Service Specifications

New Three-Phase Commercial Services are supplied at three phase, four wire wye, at 120/208 Volts or 277/480 Volts; ~~or three phase, three wire delta, at 240 Volts or 480 Volts.~~ Delta services must operate ungrounded, unless prior written approval is obtained by the customer from the ~~City~~ Utilities Department. Current unbalance between phases should not exceed 15%.

### §15-62. Discounts for Primary Service

If the Three-Phase Commercial user owns and maintains all necessary transformation equipment and structures, a 3% reduction will be made in the energy billed. If energy is metered on the primary side (7.2 KV or above) of the service, a 2% reduction will be made in the energy billed. These discounts, however, do not apply to the minimum stated.

## Division 4. Power Service

### §15-63. 100 Three-Phase Power Service

Applicable in the territory served by the City of Grand Island, available through a single meter at three phase. Available for any commercial or industrial use of energy.

**Beginning  
October 1, 2007**

#### **Demand Charge**

\$8.50 per KW of billing demand

#### **Energy Charge**

\$0.0355 per KWH for the first 450 hours of monthly demand

\$0.0290 per KWH for all additional usage; plus applicable Power Cost Adjustment charge.

#### **Customer Charge**

\$300.00 per month.

The minimum monthly bill shall be no less than \$700. The Power Cost Adjustment charge is applied to energy consumption only.

Amended by Ord. No. 8940, effective 1-1-2005  
Amended by Ord. No. 8946, effective 1-5-2005  
Amended by Ord. No. 9133, effective 09-18-2007

### §15-64. Billing Demand

During the months of June through October, the Billing Demand shall be the Summer Demand. During the months of November through May, the Billing Demand shall be the measured Monthly Demand, but not more than the Summer Demand nor less than 65% of the Summer Demand.

The Monthly Demand shall be the highest rate of use in KW during a time interval of the meter reading period as established by the ~~City~~ Utilities Department, based upon the nature of the business of the customer. In no event shall the Monthly Demand be less than 50 KW.

The Summer Demand shall be defined as the maximum of the Monthly Demands established during June through October but not less than the Summer Demand established during the previous eleven months.

Amended by Ord. No. 9523, effective 03-17-2015

## ORDINANCE NO. 9578 (Cont.)

### **§15-65. Service Specifications**

Any standard, nationally recognized, three-phase voltage will be supplied if transformation is available.

### **§15-66. Discounts for Primary Service**

If Three-Phase Power energy is metered on the primary side (7.2 KV or above) of the service, a 3% reduction will be made in the energy billed. In addition, if the user owns and maintains all necessary transformation equipment and structures, a 5% reduction will be made in the demand billed. These discounts, however, do not apply to the minimum stated.

### **§15-67. Waiver of Demand Charge**

For customers developing a new site or significantly expanding an existing facility, the Utilities Department may waive the charge on the incremental demand for the first twelve months of service. Customers developing a new site must have an anticipated load of at least 500 KW; these customers will have the entire demand charge waived for the twelve month period.

An expansion must result in at least 300 KW additional load, based on largest historical Summer Demand at the facility. During the months from June through October, the demand charge in excess of this historical Summer Demand will be waived. During the months from November through May, the Billing Demand for the corresponding month of the previous year will be used as the Billing Demand.

Customers applying for this waiver must remain on Rate 100 for at least twelve months after resumption of full demand billing. For the twelve months after resumption of full demand billing, the Summer Demand will reflect the waived demand. The Summer Demand for new customers will be not less than 500 KW. The Summer Demand for plant expansions will be not less than 300 KW above the historical Summer Demand.

Written application for waiver of demand charge must be made prior to connection of such new load to the City electric system, and shall be subject to the approval of the Utilities Director ~~of Utility Operations~~.

## **Division 5. Area Flood Lighting**

### **§15-68. 114 Area Floodlighting**

Applicable in the territory served by the City of Grand Island; and is available for any outdoor area floodlighting of consumer's property from dusk to dawn, where such service can be rendered directly from existing secondary distribution lines of the City.

Luminare will be selected by Electric-Utilities Department and provided from Electric-Utilities Department stock. For installation on an existing wood pole, and connected to existing overhead secondary conductors on such pole, the rate is \$0.76 per watt per year billed on a monthly basis beginning October 1, 2006.

Power Cost Adjustment is not applicable to the Area Floodlighting Rate.

Amended by Ord. No. 8940, effective 1-1-2005

Amended by Ord. No. 8946, effective 1-5-2005

Amended by Ord. No. 9064, effective 9-6-2006

### **§15-69. Contract Period and Conditions**

Service under Rate 114 is available for a minimum period of 24 months and thereafter until terminated by thirty (30) days notice in writing.

The City of Grand Island will install, own, and operate and maintain all area lighting equipment under this schedule. If underground service is desired, approval of the City must be obtained and the additional cost therefor shall be paid in advance to the City by the consumer on a nonrefundable basis.

The burning of the lamps shall be controlled by automatic control equipment installed by the City and burning time shall be approximately thirty minutes after sunset to approximately thirty minutes before sunrise.

The City shall be notified by the consumer of any operational failure of lamps. Lamp replacement or repairs will be performed only during regular working hours.

Non-Standard Installations: If underground service is desired or extension of overhead secondary facilities is required or special materials are requested, approval of the City must be obtained. All additional cost for materials and labor shall be paid in advance to the City, by the consumer, on a nonrefundable basis.

## ORDINANCE NO. 9578 (Cont.)

Amended by Ord. No. 8940, effective 1-1-2005

### Division 6. Power Cost Adjustment

#### §15-70. Power Cost Adjustment

The rates set out in this chapter are predicated upon a base power cost of 15.00 mills per kilowatt-hour. When the City's cost of energy per kilowatt-hour shall temporarily be greater than 15.00 mills per kilowatt-hour, there shall be added to the consumer's monthly charge for electricity used; an amount equal to the number of kilowatt-hours used during the month to which the consumer's charge applies, multiplied by the amount by which the cost of energy for kilowatt-hour shall be greater than 15.00 mills per kilowatt-hour.

Cost of energy per kilowatt-hour as determined for any month shall be applicable to all charges rendered to consumers after the last day of the following month, without any City Council action.

The cost of energy per kilowatt-hour applied to the consumer's monthly charge shall be an average of the previous six-months cost of energy per kilowatt-hour.

If a permanent increase in the contract cost of energy to the City occurs, beginning with the month that the cost increase becomes effective, the six-month average of the cost of energy per kilowatt-hour may be recalculated; using the new increased cost of energy, to compute the affected components of the cost of energy for the previous six months. This revised six-month average of the cost of energy per kilowatt hour shall then be applied to the consumer's monthly charge for electricity used without any City Council action.

For purposes of this section, the following words shall have the following meanings:

Cost of Energy shall mean the power cost for the generating plants owned by the City, consisting of the monthly natural gas cost and the cost of any fuel oil consumed; the cost of coal and air quality reagents consumed, including freight and handling charges; plus costs of payments by the City for power and energy purchased from other power suppliers, less receipts from energy sold to other electric utilities.

Cost of Energy per Kilowatt-Hour shall mean "Cost of Energy" as above defined, divided by 95 percent of the total kilowatt hours; consisting of the kilowatt hour output of the City's electric generating plants, plus the kilowatt hours purchased from other power suppliers, less the kilowatt hours of energy sold to other electric utilities.

Amended by Ord. No. 8940, effective 1-1-2005

Amended by Ord. No. 8946, effective 1-5-2005

### Division 7. Interdepartmental Rates

#### §15-71. Interdepartmental Rates

Municipal accounts shall be assigned to standard retail Rate 30 or Rate 50 as appropriate. An Interdepartmental discount shall be assigned to non-enterprise accounts. The discount for calendar year 2005 is \$0.01 per kWh for Rate 50 Interdepartmental accounts and \$0.03 per kWh for Rate 30 Interdepartmental accounts. The discount beginning calendar year 2006 is \$0.003 per kWh for both Rate 50 and Rate 30 Interdepartmental accounts.

Amended by Ord. No. 8940, effective 1-1-2005

Amended by Ord. No. 8946, effective 1-5-2005

#### §15-72. Reserved

Deleted by Ord. No. 8940, effective 1-1-2005

#### §15-73. Reserved

Deleted by Ord. No. 8940, effective 1-1-2005

#### §15-74. Rate 116; Interdepartmental; Streetlights

The monthly charge for various size lights used for public street lighting and public parks lighting, whether City or privately-owned shall be \$0.38 per watt per year billed on a monthly basis beginning October 1, 2007. Power Cost Adjustment is not applicable to the Interdepartmental Streetlights Rate.

ORDINANCE NO. 9578 (Cont.)

Amended by Ord. No. 8940, effective 1-1-2005  
Amended by Ord. No. 8946, effective 1-5-2005  
Amended by Ord. No. 9133, effective 09-18-2007

**§15-75. Reserved**

Deleted by Ord. No. 8940, effective 1-1-2005

**§15-76. Reserved**

SECTION 2. Chapter 15 as now existing, and any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 3. The validity of any section, subsection, sentence, clause, or phrase of this ordinance shall not affect the validity or enforceability of any other section, subsection, sentence, clause, or phrase thereof.

SECTION 4. This ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: March 8, 2016.

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Jeremy L. Jensen, Mayor

Attest:

---

RaNae Edwards, City Clerk



# **City of Grand Island**

**Tuesday, March 8, 2016**

**Council Session**

## **Item G-1**

### **Approving Minutes of February 23, 2016 City Council Regular Meeting**

**Staff Contact: RaNae Edwards**

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

February 23, 2016

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Grand Island, Nebraska was conducted in the Council Chambers of City Hall, 100 East First Street, on February 23, 2016. Notice of the meeting was given in *The Grand Island Independent* on February 17, 2016.

Mayor Jeremy L. Jensen called the meeting to order at 7:00 p.m. The following City Council members were present: Mitch Nickerson, Mark Stelk, Chuck Haase, Julie Hehnke, Linna Dee Donaldson, Michelle Fitzke, Vaughn Minton, Roger Steele, and Mike Paulick. Councilmember Jeremy Jones was absent. The following City Officials were present: City Administrator Marlan Ferguson, City Clerk RaNae Edwards, Finance Director Renae Griffiths, City Attorney Jerry Janulewicz, and Public Works Engineer Terry Brown.

Mayor Jensen introduced Community Youth Council member Makayla Morgan.

INVOCATION was given by Pastor Bill Schroeder, Messiah Lutheran Church, 708 North Locust Street followed by the PLEDGE OF ALLEGIANCE.

PRESENTATIONS AND PROCLAMATIONS:

Recognition of Library Director Steve Fosselman for 25 Years of Service with the City of Grand Island. The Mayor and City Council recognized Library Director Steve Fosselman for 25 years of service with the City. Mr. Fosselman was present for the recognition.

Presentation by Almquist, Maltzahn, Galloway, & Luth for Fiscal Year 2015 City Single Audit and General Purpose Financial Statements and Electric and Water Audit Reports. Terry Galloway from Almquist, Maltzahn, Galloway, & Luth gave an overview of the 2015 City Single Audit and General Purpose Financial States along with the Electric and Water Reports. The City received the highest level of an outside audit firm and is in great shape.

PUBLIC HEARINGS:

Public Hearing on Amendments to Chapter 31 of the Grand Island City Code Relative to Signs. Building Department Director Craig Lewis reported that changes were needed to Chapter 31-20 of the City Code regarding signage in residential areas related to size and locations. Reviewed were the changes. Staff recommended approval. No public testimony was heard.

Public Hearing on Amendments to Chapter 36 of the Grand Island City Code Relative to Zoning Regulations. Regional Planning Director Chad Nabity reported that changes to Chapter 36-9 related to recreational vehicle pad and recreational vehicle (RV) parks. Changes to Chapter 36-96 related to Off-Street Parking Requirements. Staff recommended approval. No public testimony was heard.



Public Hearing on Request to Rezone Property located at 3721 West Capital Avenue from RD – Residential Development to Amended RD Residential Development (TS12 Phase II, LLC). Regional Planning Director Chad Nabity reported that an application had been made to change the development plan located at 3721 West Capital Avenue which would combine two (10 unit) buildings on the northeast side of the lot into a single building with 30 units. This would allow for the creation of an additional 46 parking spaces on the property. The number of units in the second phase would change from 140 to 150. Staff recommended approval. No public testimony was heard.

Public Hearing on Request to Declare Proposed Area 19 as Blighted and Substandard located at the Northeast Corner of U.S. Highway 34 and South Locust Street (Mark Otto – Premier Home Sales). Regional Planning Director Chad Nabity reported that Mark Otto had commissioned a Blight and Substandard Study for Area No. 19 located north of U.S. Highway 34 and west of Locust Street. Staff recommended approval. Carol Nowka, 432 So. Woodland Drive, Ron Depue, attorney for the applicant, 308 No. Locust Street, and Keith Marvin, David City, NE spoke in support. Heidi Nesiba Aken, 278 East Hwy 34 asked that this item be tabled. No further public testimony was heard.

Public Hearing on the One & Six Year Street Improvement Plan. Public Works Engineer Terry Brown stated this item was continued from the February 9, 2016 City Council meeting. Staff recommended approval. No public testimony was heard.

#### ORDINANCES:

Councilmember Donaldson moved “that the statutory rules requiring ordinances to be read by title on three different days are suspended and that ordinances numbered:

- #9573 – Consideration of Amendments to Chapter 31 of the Grand Island City Code Relative to Signs
- #9574 - Consideration of Amendments to Chapter 36 of the Grand Island City Code Relative to Zoning Regulations
- #9575 - Consideration of Request to Rezone Property located at 3721 West Capital Avenue from RD – Residential Development to Amended RD Residential Development (TS12 Phase II, LLC)
- #9576 - Consideration of Vacation of Utility Easements Located at 2716 W Old Highway 30 (Middleton Properties, LLC)

be considered for passage on the same day upon reading by number only and that the City Clerk be permitted to call out the number of these ordinances on second reading and then upon final passage and call for a roll call vote on each reading and then upon final passage.” Councilmember Nickerson seconded the motion. Upon roll call vote, all voted aye. Motion adopted.

- #9573 – Consideration of Amendments to Chapter 31 of the Grand Island City Code Relative to Signs

Motion by Paulick, second by Hehnke to approve Ordinance #9573.

City Clerk: Ordinance #9573 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinance #9573 on second and final reading. All those in favor of the passage of this ordinance on second and final reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9573 is declared to be lawfully adopted upon publication as required by law.

#9574 - Consideration of Amendments to Chapter 36 of the Grand Island City Code  
Relative to Zoning Regulations

Motion by Stelk, second by Minton to approve Ordinance #9574.

City Clerk: Ordinance #9574 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinance #9574 on second and final reading. All those in favor of the passage of this ordinance on second and final reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9574 is declared to be lawfully adopted upon publication as required by law.

#9575 - Consideration of Request to Rezone Property located at 3721 West Capital  
Avenue from RD – Residential Development to Amended RD Residential Development  
(TS12 Phase II, LLC)

Motion by Haase, second by Hehnke to approve Ordinance #9575.

City Clerk: Ordinance #9575 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinance #9575 on second and final reading. All those in favor of the passage of this ordinance on second and final reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9575 is declared to be lawfully adopted upon publication as required by law.

**#9576 - Consideration of Vacation of Utility Easements Located at 2716 W Old Highway 30 (Middleton Properties, LLC)**

Public Works Engineer Terry Brown reported that the utility easement located at 2716 W. Old Highway 30 (Middleton Properties, LLC) was not needed and a vacation of this easement was requested.

Motion by Donaldson, second by Fitzke to approve Ordinance #9576.

City Clerk: Ordinance #9576 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinance #9576 on second and final reading. All those in favor of the passage of this ordinance on second and final reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9576 is declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda item G-7 (Resolution #2016-34) was pulled for further discussion. Motion by Paulick, second by Steele to approve the Consent Agenda excluding item G-7.. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of February 9, 2016 City Council Regular Meeting.

Approving Appointment of Brandon Bowley to the Central District Health Department Board.

#2016-30 - Approving Final Plat and Subdivision Agreement for Graham Subdivision. It was noted that Ann Graham, owner, had submitted the Final Plat and Subdivision Agreement for Graham Subdivision for the purpose of creating 2 lots located south of US Highway 30 and north of Seedling Mile Road consisting of 12.141 acres.

#2016-31 - Approving Final Plat and Subdivision Agreement for Isaac & Owen Subdivision. It was noted that Patrick & Kristine O'Neill, owners, had submitted the Final Plat and Subdivision Agreement for Isaac & Owen Subdivision for the purpose of creating 2 lots located west of Gunbarrel Road and north of Stolley Park Road consisting of 20.894 acres.

#2016-32 - Approving Bid Award for One (1) 35' Heavy Duty Truck Scale for the Solid Waste Division with RMH Systems of Waukee, IA in an Amount of \$34,600.00.

#2016-33 - Approving Award of Proposal for Consulting Services for Geospatial Data Collection of Grand Island's Public Sanitary Sewer System – 2016 with JEO Consulting Group of Grand Island, NE for an Estimated Amount of \$50,000.00.

#2016-34 - Approving Change Order No. 1 for Cemetery Expansion Site Options Evaluation and Master Plan with Confluence of Des Moines, IA for an Increase of \$10,029.03 and a Revised Contract Amount of \$39,699.03. Parks & Recreation Director Todd McCoy reported that this change order would add the State of Nebraska property to the expansion site study in an amount of \$3,991.53.

Erica Randall, 705 West Eddy Street spoke in opposition. Discussion was had regarding a timeline for the study. Mr. McCoy stated Confluence would have the study done within two months. Requested was an economic analysis included in the study.

Motion by Donaldson, second by Minton to approve Resolution #2016-34. Upon roll call vote, all voted aye. Motion adopted.

#2016-35 - Approving Setting Board of Equalization Hearing for March 8, 2016 to Determine Benefits – 2015 Weed/Nuisance Abatement Program.

#2016-36 - Approving Disaster Declaration made on February 4, 2016.

RESOLUTIONS:

#2016-37 - Consideration of Approving the One & Six Year Street Improvement Plan. This item was related to the aforementioned Public Hearing.

Motion by Haase, second by Minton to approve Resolution #2016-37. Upon roll call vote, all voted aye. Motion adopted.

#2016-38 - Consideration of Approving Request to Declare Proposed Area 19 as Blighted and Substandard located at the Northeast Corner of U.S. Highway 34 and South Locust Street (Mark Otto – Premier Home Sales). This item was related to the aforementioned Public Hearing. Discussion was held regarding Ms. Akens property and access to Area 19.

Motion by Haase, second by Stelk to approve Resolution #2016-38. Upon roll call vote, Councilmembers Fitzke, Donaldson, Hehnke, Haase, Stelk, and Nickerson voted aye. Councilmembers Paulick and Steele voted no. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Donaldson, second by Fitzke to approve the Claims for the period of February 10, 2016 through February 23, 2016 for a total amount of \$3,585,516.11. Unanimously approved.

ADJOURNMENT: The meeting was adjourned at 8:53 p.m.

RaNae Edwards  
City Clerk



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-2

**#2016-39 - Approving Bid Award for Unit # 1686 - Truck Chassis with Service Crane Body & Tip Mounted Hydraulic Capstan - Underground Division**

Staff Contact: Tim Luchsinger, Stacy Nonhof

# **Council Agenda Memo**

**From:** Timothy Luchsinger, Utilities Director  
Stacy Nonhof, Assistant City Attorney

**Meeting:** March 8, 2016

**Subject:** 2016 Truck Chassis with Service Crane, Body and Tip-Mounted Capstan (Unit #1686) - Underground Division

**Presenter(s):** Timothy Luchsinger, Utilities Director

## **Background**

The Utilities Department, Underground Division, has a 2001 truck (Unit #1686) with 63,000 miles and 4,135 hours (which equates to 120,000 calculated miles). This vehicle is due to be replaced based upon its condition and the Utilities Department current vehicle replacement schedule.

## **Discussion**

Specifications for replacement of Unit #1686 were prepared by Department staff, advertised in accordance with the City Purchasing Code, sent to ten potential bidders, and posted on the City's Web Site. The bids were publically opened on February 2, 2016. Four bids were received as tabulated below. The budgeted amount for this replacement vehicle was \$125,000.

<b><u>Bidder</u></b>	<b><u>Exceptions</u></b>	<b><u>Manufacturer</u></b>	<b><u>Bid Price</u></b>
Roy's Grand Dodge Chrysler Jeep Grand Island, NE	Noted	Dodge	\$ 100,928.00
Sid Dillon Ford Ceresco, NE	None	Ford	\$101,528.00
Sid Dillon Ford Ceresco, NE	Noted	Ford	\$101,655.00
Sid Dillon Ford Ceresco, NE	Noted	Ford	\$102,994.00

All but one truck has exceptions to the specifications. The lowest bid from Roy's Grand Dodge was found to have a discrepancy regarding the chassis. The specification required a chassis with a GVWR (Gross Vehicle Weight Rating), however, the bidder quoted a 4500 chassis with a GVWR of 16,500 pounds which is not sufficient for the crane and utility body.

The 2016 Truck Chassis with Service Crane Body and Tip-Mounted Capstan from Sid Dillon Ford of Ceresco, Nebraska, in the amount of \$101,528.00 is the lowest acceptable bid for the replacement unit for the Underground Division's Unit 1686.

### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve the purchase of the 2016 Truck Chassis with Service Crane, Body and Tip-Mounted Capstan (Unit 1686) for the Underground Division, from Sid Dillon Ford of Ceresco, Nebraska, in the amount of \$101,528.00.

### **Sample Motion**

Move to approve the purchase of a 2016 Truck Chassis with Service Crane, Body and Tip-Mounted Capstan (Unit #1686) from Sid Dillon Ford of Ceresco, Nebraska, in the amount of \$101,528.00.





Stacy Nonhof, Purchasing Agent

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Better Tomorrow, Today*

**BID OPENING**

**BID OPENING DATE:** February 2, 2016 at 2:00 p.m.

**FOR:** 2016 Truck Chassis w/Service Crane Body & Tip-Mounted Hydraulic Capstan

**DEPARTMENT:** Utilities

**ESTIMATE:** \$125,000.00

**FUND/ACCOUNT:** 520

**PUBLICATION DATE:** January 11, 2016

**NO. POTENTIAL BIDDERS:** 10

**SUMMARY**

<b>Bidder:</b>	<b><u>Roy's Grand Dodge Chrysler Jeep</u></b>	<b><u>Sid Dillon Ford</u></b>		
	Grand Island, NE	Ceresco, NE		
<b>Exceptions:</b>	None	None		
	<b><u>Make</u></b>	<b><u>Model</u></b>	<b><u>Make</u></b>	<b><u>Model</u></b>
<b>Cab &amp; Chassis:</b>	Ram	4500 Crew Cab	Ford	F-550
<b>Crane:</b>	Palfinger	PSC 4329	Life Moore	4064 DXP-30
<b>Utility Body:</b>	Palfinger	PSC 43-11	Palfinger	PB 43-11
<b>Base Bid:</b>	\$113,928.00		\$113,994.00	
<b>Trade-in:</b>	<u>\$ 13,000.00</u>		<u>\$ 11,000.00</u>	
<b>Final Bid:</b>	\$100,928.00		\$102,994.00	



**Bidder:** Sid Dillon Ford  
Ceresco, NE  
**Exceptions:** None

Sid Dillon Ford  
Ceresco, NE

	<u>Make</u>	<u>Model</u>
<b>Cab &amp; Chassis:</b>	Ford	F-550
<b>Crane:</b>	Palfinger	PSC-4329
<b>Utility Body:</b>	Palfinger	PCB 43-11

<u>Make</u>	<u>Model</u>
Ford	F-550
Liftmoore	4064XP-30
Warner	WS 2132-M-DW-F-5F 8K

**Base Bid:** \$112,528.00  
**Trade-in:** \$ 11,000.00  
**Final Bid:** \$101,528.00

\$112,655.00  
\$ 11,000.00  
\$101,655.00

cc: Tim Luchsinger, Utilities Director  
Marlan Ferguson, City Administrator  
Stacy Nonhof, Purchasing Agent

Pat Gericke, Utilities Admin. Assist.  
Renae Griffiths, Finance Director  
Randy Leiser, Electric Underground Supt.

**P1858**

RESOLUTION 2016-39

WHEREAS, the City of Grand Island invited sealed bids for a 2016 Truck Chassis with Service Crane Body and Tip-mounted Hydraulic Capstan (Unit 1686) according to plans and specifications on file with the Utilities Department; and

WHEREAS, on February 2, 2016, bids were received, opened and reviewed; and

WHEREAS, Sid Dillon Ford of Ceresco, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$101,528.00; and

WHEREAS, the bid of Sid Dillon Ford is less than the estimate for the 2016 Truck Chassis with Service Crane Body and Tip-mounted Hydraulic Capstan (Unit #1686).

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Sid Dillon Ford of Ceresco, Nebraska, in the amount of \$101,528.00, for a 2016 Truck Chassis with Service Crane Body and Tip-mounted Hydraulic Capstan, is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-3

**#2016-40 - Approving Bid Award for Water Main Project 2015-W-10 - Citation Way & Gulf Stream Drive**

Staff Contact: Tim Luchsinger, Stacy Nonhof

# **Council Agenda Memo**

**From:** Timothy Luchsinger, Utilities Director  
Stacy Nonhof, Assistant City Attorney

**Meeting:** March 8, 2015

**Subject:** Water Main Project 2015-W-10 – Rebuild of Water Main at the Central Nebraska Regional Airport – Citation Way and Gulf Stream Drive

**Presenter(s):** Timothy Luchsinger, Utilities Director

## **Background**

Water Main Project 2015-W-10 is part of the City of Grand Island Utilities Department's Master Plan to rebuild the water main at the Central Nebraska Regional Airport. The construction will install an 8" ductile iron water main along Citation Way and Gulf Stream Drive, replacing the existing 6" water main. The new infrastructure will provide increased capacity and fire protection to the area.

## **Discussion**

The project was advertised in accordance with City procurement code. Five plan services firms and eight construction companies received copies of the bid advertisement. Four bids were received and publicly opened at 2:00 p.m. on February 11, 2016.

The bids have been reviewed and evaluated and are listed below:

<b>Bidder</b>	<b>Bid Security</b>	<b>Exceptions</b>	<b>Evaluated Bid Price</b>
Diamond Engineering Company Grand Island, NE	Universal Surety	None	\$221,965.04
Van Kirk Brothers Construction Sutton, NE	Universal Surety	Noted	\$233,794.35
General Excavating Lincoln, NE	Universal Surety	None	\$267,633.45
Judds Brothers Construction Company Lincoln, NE	Merchants National Bonding	None	\$323,290.00

Van Kirk Brothers did take exception to the completion date. The exception was to complete the project by October 31, 2016 instead of the requested completion date of September 16, 2016. The bid from Van Kirk Brothers contains a miscalculation in the extension of the material quantity times the unit price. The correction is shown on the attached spreadsheet – Item D.1.05. The evaluation increases their total bid by \$1,650.00 for an evaluated total bid of \$233,794.35.

Judds Brothers Construction Company's wording on D.1 does not match the calculated figure. The calculated figure is correct. The other bids were without error.

### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve the bid and award the contract to The Diamond Engineering Company of Grand Island, Nebraska in the amount of \$221,965.04.

### **Sample Motion**

Move to approve the bid and award the Contract for Water Main Project 2015-W-10 to the Diamond Engineering Company of Grand Island, Nebraska in the amount of \$221,965.04.



Stacy Nonhof, Purchasing Agent

*Working Together for a  
Better Tomorrow, Today*

**BID OPENING**

**BID OPENING DATE:** February 11, 2016 at 2:00 p.m.  
**FOR:** Water Main Project 2015-W-10  
**DEPARTMENT:** Utilities  
**ESTIMATE:** \$505,000.00  
**FUND/ACCOUNT:** 525  
**PUBLICATION DATE:** January 14, 2016  
**NO. POTENTIAL BIDDERS:** 8

**SUMMARY**

<b>Bidder:</b>	<b><u>Judds Bros. Construction Co.</u></b> Lincoln, NE	<b><u>Van Kirk Bros. Contracting</u></b> Sutton, NE
<b>Bid Security:</b>	Merchants National Bonding	Universal Surety Co.
<b>Exceptions:</b>	None	Noted
<b>Bid Price:</b>	\$323,290.00	\$232,144.35
<b>Bidder:</b>	<b><u>General Excavating</u></b> Lincoln, NE	<b><u>The Diamond Engineering Co.</u></b> Grand Island, NE
<b>Bid Security:</b>	Universal Surety Co.	Universal Surety Co.
<b>Exceptions:</b>	None	None
<b>Bid Price:</b>	\$267,633.45	\$221,965.04

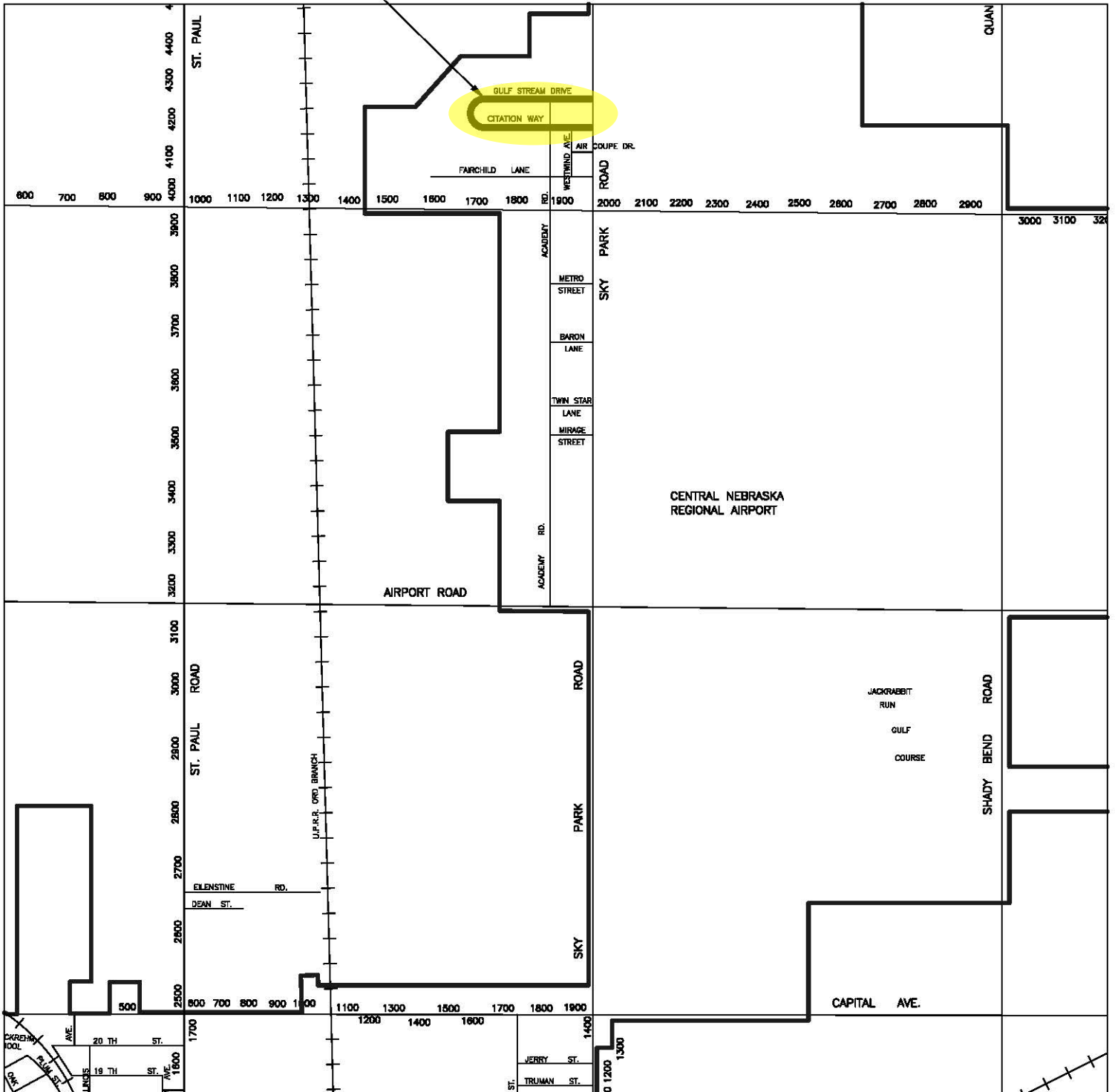
cc: Tim Luchsinger, Utilities Director  
Marlan Ferguson, City Administrator  
Stacy Nonhof, Purchasing Agent  
Jamie Royer, Civil Engineer

Pat Gericke, Utilities Admin. Assist.  
Renae Griffiths, Finance Director  
Tom Barnes, Eng. Manager

**P1864**

# PROJECT LOCATION

## LOCATION MAP



## WATER MAIN REBUILD CNRA CITATION WAY AND GULF STREAM DR.

Item	Description	Estimated Quantity	Unit	Diamond Engineering Grand Island, NE		Van Kirk Bros Contracting Sutton, NE		General Excavating Lincoln, NE		Judds Bros Construction Lincoln, NE	
				Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
D.	1.01 8" S.J. D.I. PIPE	2843.0	LF	\$34.84	\$99,050.12	\$37.00	\$105,191.00	\$41.20	\$117,131.60	\$42.00	\$119,406.00
D.	1.02 8" R.J. D.I. PIPE	30.0	LF	\$50.63	\$1,518.90	\$60.00	\$1,800.00	\$85.30	\$2,559.00	\$58.00	\$1,740.00
D.	1.03 8" R.J. D.I. PIPE (TRENCHLESS)	70.0	LF	\$44.44	\$3,110.80	\$70.00	\$4,900.00	\$51.10	\$3,577.00	\$100.00	\$7,000.00
D.	1.04 6" S.J. D.I. PIPE	156.0	LF	\$31.45	\$4,906.20	\$45.00	\$7,020.00	\$45.40	\$7,082.40	\$70.00	\$10,920.00
D.	1.05 8 MIL V-BIO POLYWRAP	3099.0	LF	\$1.52	\$4,710.48	\$1.65	\$5,113.35	\$1.70	\$5,268.30	\$1.00	\$3,099.00
D.	1.06 18"X0.313" STEEL CASING - JACK & BORE	70.0	LF	\$277.67	\$19,436.90	\$250.00	\$17,500.00	\$289.60	\$20,272.00	\$440.00	\$30,800.00
D.	1.07 8"X6" M.J. TEE	7.0	EA	\$310.03	\$2,170.21	\$285.00	\$1,995.00	\$269.70	\$1,887.90	\$270.00	\$1,890.00
D.	1.08 8"X45° M.J. BEND	4.0	EA	\$232.44	\$929.76	\$250.00	\$1,000.00	\$189.60	\$758.40	\$180.00	\$720.00
D.	1.09 8"X90° M.J. BEND	2.0	EA	\$252.50	\$505.00	\$280.00	\$560.00	\$209.10	\$418.20	\$200.00	\$400.00
D.	1.10 8"X6" M.J. CROSS	1.0	EA	\$357.89	\$357.89	\$385.00	\$385.00	\$371.90	\$371.90	\$325.00	\$325.00
D.	1.11 8"X6" M.J. REDUCER	2.0	EA	\$178.03	\$356.06	\$225.00	\$450.00	\$167.70	\$335.40	\$150.00	\$300.00
D.	1.12 8" R.S. GATE VALVE	2.0	EA	\$1,383.93	\$2,767.86	\$1,400.00	\$2,800.00	\$1,268.10	\$2,536.20	\$1,250.00	\$2,500.00
D.	1.13 6" R.S. GATE VALVE	1.0	EA	\$938.07	\$938.07	\$950.00	\$950.00	\$873.50	\$873.50	\$800.00	\$800.00
D.	1.14 8" R.S. GATE TAPPING VALVE	2.0	EA	\$1,656.41	\$3,312.82	\$1,795.00	\$3,590.00	\$3,278.30	\$6,556.60	\$5,275.00	\$10,550.00
D.	1.15 6" R.S. GATE TAPPING VALVE	5.0	EA	\$1,150.61	\$5,753.05	\$1,260.00	\$6,300.00	\$2,816.90	\$14,084.50	\$4,800.00	\$24,000.00
D.	1.16 8"X8" TAPPING SLEEVE	2.0	EA	\$2,318.81	\$4,637.62	\$2,060.00	\$4,120.00	\$826.70	\$1,653.40	\$700.00	\$1,400.00
D.	1.17 6"X6" TAPPING SLEEVE	4.0	EA	\$2,051.93	\$8,207.72	\$1,815.00	\$7,260.00	\$693.00	\$2,772.00	\$550.00	\$2,200.00
D.	1.18 8"X6" TAPPING SLEEVE	1.0	EA	\$2,024.76	\$2,024.76	\$1,865.00	\$1,865.00	\$695.60	\$695.60	\$550.00	\$550.00
D.	1.19 6" RETAINER GLANDS	1.0	EA	\$61.21	\$61.21	\$60.00	\$60.00	\$72.30	\$72.30	\$30.00	\$30.00
D.	1.20 6" M.J. CAP	1.0	EA	\$195.44	\$195.44	\$185.00	\$185.00	\$959.20	\$959.20	\$40.00	\$40.00
D.	1.21 VALVE BOX	10.0	EA	\$190.17	\$1,901.70	\$265.00	\$2,650.00	\$179.30	\$1,793.00	\$135.00	\$1,350.00
D.	1.22 FIRE HYDRANT ASSEMBLY 1 (COMPLETE)	2.0	EA	\$1,809.18	\$3,618.36	\$1,680.00	\$3,360.00	\$2,284.00	\$4,568.00	\$3,800.00	\$7,600.00
D.	1.23 FIRE HYDRANT ASSEMBLY 2 (COMPLETE)	5.0	EA	\$2,023.16	\$10,115.80	\$1,725.00	\$8,625.00	\$2,284.00	\$11,420.00	\$3,500.00	\$17,500.00
D.	1.24 FIRE HYDRANT ASSEMBLY 3 (COMPLETE)	2.0	EA	\$1,024.37	\$2,048.74	\$1,615.00	\$3,230.00	\$2,071.30	\$4,142.60	\$3,700.00	\$7,400.00
D.	1.25 THRUST BLOCK	20.0	EA	\$207.75	\$4,155.00	\$100.00	\$2,000.00	\$167.20	\$3,344.00	\$550.00	\$11,000.00
D.	1.26 1" COPPER WATER SERVICE (COMPLETE)	4.0	EA	\$1,546.30	\$6,185.20	\$2,100.00	\$8,400.00	\$2,496.80	\$9,987.20	\$3,000.00	\$12,000.00
D.	1.27 REMOVE AND SALVAGE FIRE HYDRANT	6.0	EA	\$431.48	\$2,588.88	\$295.00	\$1,770.00	\$461.80	\$2,770.80	\$125.00	\$750.00
D.	1.28 REMOVE AND SALVAGE VALVE AND BOX	6.0	EA	\$183.78	\$1,102.68	\$160.00	\$960.00	\$184.70	\$1,108.20	\$100.00	\$600.00
D.	1.29 REMOVE AND SALVAGE EXIST. WATER PIPING	18.0	LF	\$15.66	\$281.88	\$15.00	\$270.00	\$30.80	\$554.40	\$15.00	\$270.00



D.	1.30 REMOVE AND DISPOSE EXIST. BOLLARDS	4.0	EA	\$41.55	\$166.20	\$100.00	\$400.00	\$92.40	\$369.60	\$75.00	\$300.00
D.	1.31 BOLLARDS	18.0	EA	\$377.15	\$6,788.70	\$230.00	\$4,140.00	\$652.80	\$11,750.40	\$600.00	\$10,800.00
D.	1.32 I-BEAM BLOCK	4.0	EA	\$968.88	\$3,875.52	\$660.00	\$2,640.00	\$334.40	\$1,337.60	\$1,000.00	\$4,000.00
D.	1.33 RESTORE GRAVEL ROADWAY	585.0	TON	\$13.06	\$7,640.10	\$23.00	\$13,455.00	\$20.70	\$12,109.50	\$40.00	\$23,400.00
D.	1.34 SEEDING AND RESTORATION	1.03	AC	\$4,570.50	\$4,707.62	\$5,000.00	\$5,150.00	\$3,675.00	\$3,785.25	\$5,000.00	\$5,150.00
D.	1.35 TRAFFIC CONTROL	1.0	LS	\$1,837.79	\$1,837.79	\$3,700.00	\$3,700.00	\$8,727.50	\$8,727.50	\$2,500.00	\$2,500.00
				\$221,965.04		\$233,794.35		\$267,633.45		\$323,290.00	
Exceptions						Completion		10/31/2016			

R E S O L U T I O N   2016-40

WHEREAS, the City of Grand Island invited sealed bids for Water Main Project 2015-W-10 – Citation Way and Gulf Street Drive, according to plans and specifications on file with the Utilities Department; and

WHEREAS, on February 11, 2016, bids were received, opened and reviewed; and

WHEREAS, Diamond Engineering Company of Grand Island, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$221,965.04; and

WHEREAS, the bid of Diamond Engineering is less than the estimate for Water Main Project 2015-W-10 – Citation Way and Gulf Street Drive.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of The Diamond Engineering Company, in the amount of \$221,965.04, for Water Main Project 2015-W-10 – Citation Way and Gulf Street Drive, is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-4

**#2016-41 - Approving Bid Award for Transmission Line Work -  
Line 1093**

Staff Contact: Tim Luchsinger, Stacy Nonhof

# **Council Agenda Memo**

**From:** Tim Luchsinger, Utilities Director  
Stacy Nonhof, Assistant City Attorney

**Meeting:** March 8, 2016

**Subject:** Transmission Line Work - Line 1093

**Presenter(s):** Tim Luchsinger, Utilities Director

## **Background**

Last year, Black & Veatch completed an Electric System Master Plan that evaluated the entire Grand Island Electric System over a twenty year period to determine if there were any inadequacies in reliably supplying customer load. One of the resulting recommendations of that Master Plan is an upgrade to 115 kV transmission line 1093 located east of the City. This is the original interconnection line with the regional grid and is in need of a rebuild.

## **Discussion**

Bids were received by the City on February 23, 2016 for the contract labor and materials for the rebuild of approximately three and one-quarter miles of the 115 kV transmission line between Substation "E" and the Nebraska Public Power District 115 kV Substation east of the City. The eight bids received were:

<b>Bidder</b>	<b>Bid Amount</b>
Watts Electric Company, Inc., Waverly, NE	\$1,493,900.79
Hopper Corporation, Madison, WI	\$1,599,350.90
Brink Constructors, Inc., Rapid City, SD	\$1,679,920.70
IES Commercial, Inc., Holdrege, NE	\$1,688,812.00
Ward Electric Company, Inc., Longmont, CO	\$1,827,398.79
Intermountain Electric Services, Inc., Rock Springs, WY	\$1,848,757.42
Probst Electric, Inc., Haber City, UT	\$1,890,582.40
Primoris Aevenia, Inc., Moorhead, MN	\$2,053,817.52

Based on a review of the bids received, City staff recommends that the City award a contract to Watts Electric Company, Inc., of Waverly, Nebraska for this work. Watts Electric Company's bid of \$1,493,900.79 is below the engineer's estimate of \$3,000,000.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to a future date
4. Take no action on the issue

## **Recommendation**

City Administration recommends that the Council approve the contract for Transmission Line Work, Line 1093 to Watts Electric Company, Inc., of Waverly, Nebraska in the amount of \$1,493,900.79.

## **Sample Motion**

Move to approve the contract for Transmission Line Work – Line 1093, to Watts Electric Company, Inc., in the amount of \$1,493,900.79.



Stacy Nonhof, Purchasing Agent

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**BID OPENING**

**BID OPENING DATE:** February 23, 2016 at 2:00 p.m.  
**FOR:** Transmission Line Work L1093  
**DEPARTMENT:** Utilities  
**ESTIMATE:** \$3,000,000.00  
**FUND/ACCOUNT:** 520  
**PUBLICATION DATE:** January 15, 2016  
**NO. POTENTIAL BIDDERS:** 7

**SUMMARY**

<b>Bidder:</b>	<b><u>Primoris Aevenia, Inc.</u></b> Moorhead, MN	<b><u>Ward Electric Company, Inc.</u></b> Longmont, CO
<b>Bid Security:</b>	Federal Ins. Co.	International Fidelity Ins. Co.
<b>Exceptions:</b>	Noted	None
<b>Bid Price:</b>	\$2,053,817.52	\$1,827,398.79
<b>Bidder:</b>	<b><u>IES Commercial, Inc.</u></b> Holdrege, NE	<b><u>Brink Constructors, Inc.</u></b> Rapid City, SD
<b>Bid Security:</b>	National Union Fire Inc. Co.	Federal Insurance Co.
<b>Exceptions:</b>	None	None
<b>Bid Price:</b>	\$1,688,812.00	\$1,679,920.70
<b>Bidder:</b>	<b><u>Watts Electric Company</u></b> Waverly, NE	<b><u>Hooper Corporation</u></b> Madison, WI
<b>Bid Security:</b>	Universal Surety Co.	Liberty Mutual Ins. Co.
<b>Exceptions:</b>	None	Noted
<b>Bid Price:</b>	\$1,493,900.79	\$1,599,350.90

<b>Bidder:</b>	<b><u>Intermountain Electric Service, Inc.</u></b> <b>Rock Springs, WY</b>	<b><u>Probst Electric, Inc.</u></b> <b>Haber City, UT</b>
<b>Bid Security:</b>	<b>The Cincinnati Ins. Co.</b>	<b>Federal Insurance Co.</b>
<b>Exceptions:</b>	<b>None</b>	<b>None</b>
<b>Bid Price:</b>	<b>\$1,848,757.42</b>	<b>1,890,582.40</b>

cc: Tim Luchsinger, Utilities Director  
Marlan Ferguson, City Administrator  
Stacy Nonhof, Purchasing Agent

Pat Gericke, Utilities Admin. Assist.  
Renae Griffiths, Finance Director  
Travis Burdett, Assist. Utilities Director

**P1863**

RESOLUTION 2016-41

WHEREAS, the City of Grand Island invited sealed bids for Transmission Line Work – Line 1093, according to plans and specifications on file with the Utilities Department; and

WHEREAS, on February 23, 2016, bids were received, opened and reviewed; and

WHEREAS, Watts Electric Company of Waverly, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$1,493,900.79; and

WHEREAS, the bid of Watts Electric Company is less than the estimate for Transmission Line Work – Line 1093.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Watts Electric Company, in the amount of \$1,493,900.79, for Transmission Line Work – Line 1093, is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney





# **City of Grand Island**

**Tuesday, March 8, 2016**

**Council Session**

## **Item G-5**

**#2016-42 - Approving Bid Award for Paving Project 2015-P-6 -  
Jefferson Street from 3rd Street to South Front Street**

**Staff Contact: Tim Luchsinger, Stacy Nonhof**

# **Council Agenda Memo**

**From:** Timothy Luchsinger, Utilities Director  
Stacy Nonhof, Assistant City Attorney

**Meeting:** March 8, 2016

**Subject:** Paving Project 2015-P-6 – Jefferson Street, 3<sup>rd</sup> Street to South Front Street

**Presenter(s):** Tim Luchsinger, Utilities Director

## **Background**

Paving Project No. 2015-6 will pave Jefferson Street between 3<sup>rd</sup> Street and South Front Street. The project will also provide the concrete drive access for the future Customer Service drive-up payment window on the City of Grand Island Utilities Department's property at 1306 West 3<sup>rd</sup> Street. Storm sewer construction is also included for on-site drainage from Jefferson Street and the surrounding properties.

## **Discussion**

Bidding documents were advertised in accordance with City Procurement Codes. Twenty-two potential bidders received copies of the bid advertisement. One bid was received and publicly opened at 2:15 on February 23, 2016. The engineer's estimate for this project is \$300,000.

The bid has been reviewed and evaluated. There were no errors or exceptions. Tabulated below is the evaluated bid price from the bidder.

<b><u>Bidder</u></b>	<b><u>Bid Security</u></b>	<b><u>Exceptions</u></b>	<b><u>Evaluated Bid Price</u></b>
Diamond Engineering Co. Grand Island, NE	Universal Surety Co.	None	\$218,749.17

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve

2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council award the contract for Paving Project No. 2015-P-6 to the low responsive bidder, the Diamond Engineering Company, in the amount of \$218,749.17.

### **Sample Motion**

Move to approve the contract for Paving Project No. 2015-P-6 to the Diamond Engineering Company of Grand Island, Nebraska in the amount of \$218,749.17.



Stacy Nonhof, Purchasing Agent

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**BID OPENING**

**BID OPENING DATE:** February 23, 2016 at 2:15 p.m.  
**FOR:** Paving Project 2015-P-6  
**DEPARTMENT:** Utilities  
**ESTIMATE:** \$300,000.00  
**FUND/ACCOUNT:** 520  
**PUBLICATION DATE:** February 2, 2016  
**NO. POTENTIAL BIDDERS:** 22

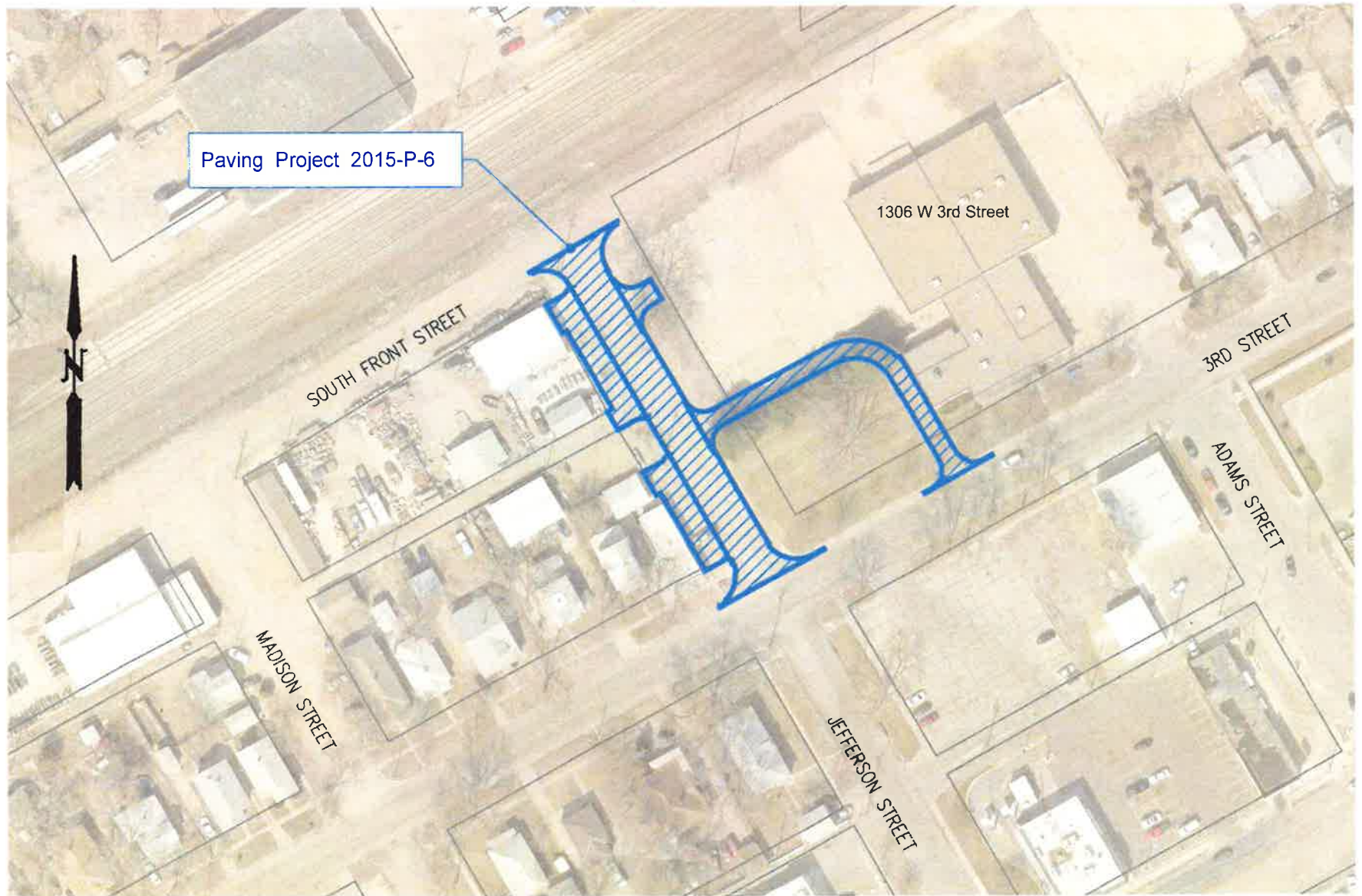
**SUMMARY**

**Bidder:** The Diamond Engineering Co.  
Grand Island, NE  
**Bid Security:** Universal Surety Co.  
**Exceptions:** None  
**Bid Price:** \$218,749.17

cc: Tim Luchsinger, Utilities Director  
Marlan Ferguson, City Administrator  
Stacy Nonhof, Purchasing Agent

Pat Gericke, Utilities Admin. Assist.  
Renae Griffiths, Finance Director  
Tom Barnes, Civil Eng. Mgr.

**P1867**



RESOLUTION 2016-42

WHEREAS, the City of Grand Island invited sealed bids for Paving Project 2015-P-6 – Jefferson Street from 3<sup>rd</sup> Street to South Front Street, according to plans and specifications on file with the Utilities Department; and

WHEREAS, on February 23, 2016, bids were received, opened and reviewed; and

WHEREAS, the Diamond Engineering Company of Grand Island, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$218,749.17; and

WHEREAS, the bid of the Diamond Engineering Company is less than the estimate of \$300,000 for Paving Project 2015-P-6 – Jefferson Street from 3<sup>rd</sup> Street to South Front Street.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of the Diamond Engineering Company, in the amount of \$218,749.17, for Paving Project 2015-P-6 – Jefferson Street from 3<sup>rd</sup> Street to South Front Street, is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney



# **City of Grand Island**

**Tuesday, March 8, 2016**

**Council Session**

## **Item G-6**

**#2016-43 - Approving Bid Award for Precipitator, Bottom Ash and  
Boiler Industrial Cleaning - Spring 2016**

**Staff Contact: Tim Luchsinger, Stacy Nonhof**

# **Council Agenda Memo**

**From:** Timothy Luchsinger, Utilities Director  
Stacy Nonhof, Assistant City Attorney

**Meeting:** March 8, 2016

**Subject:** Precipitator, Bottom Ash and Boiler Industrial Cleaning  
– Spring 2016

**Presenter(s):** Timothy Luchsinger, Utilities Director

## **Background**

The electrostatic precipitator at the Platte Generating Station is the air quality control equipment used to remove coal ash particulates from the plant's boiler flue gas stream. Proper performance of this equipment is required as part of the plant's operating permit. Due to volume and characteristics of the coal ash, the precipitator must be grit blasted twice a year to remove ash build-up to allow the plant to remain below permitted emission levels. In addition to maintaining performance, removal of the ash deposits also allows an inspection of the precipitator internal surfaces and components.

The next outage is scheduled for April of this year. Specifications were developed by the plant maintenance staff for the removal of ash deposits throughout the precipitator and boiler including grit blasting of the electrostatic precipitator, bulk vacuuming of the associated ductwork and hoppers, blasting deposits from boiler tubing and high pressure water wash of the bottom ash system and air heater.

## **Discussion**

Specifications for the Precipitator, Bottom Ash and Boiler Industrial Cleaning – Spring 2016 Outage were advertised and issued for bid in accordance with the City Purchasing Code. Bids were publicly opened on February 18, 2016. Specifications were sent to four potential bidders and three responses were received as listed below. The engineer's estimate for this project was \$190,000.00.



<b>Bidder</b>	<b>Base Bid Amount</b>	<b>Tax Adjustment</b>	<b>Adjusted Bid Price</b>
Meylan Enterprises Omaha, NE	\$154,188.60	\$10,793.20	\$164,981.80
Veolia Liberty, MO	\$155,884.36	\$10,911.91	\$166,796.27
W-S Industrial Council Bluffs, IA	\$177,826.67	\$12,477.87	\$190,274.54

### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve the bid of Meylan Enterprises of Omaha, Nebraska as the low responsive bidder, with a bid in the amount of \$164,981.80.

### **Sample Motion**

Move to approve the bid in the amount of \$164,981.80 from Meylan Enterprises for the Precipitator, Bottom Ash and Boiler Industrial Cleaning – Spring 2016 Outage.



Stacy Nonhof, Purchasing Agent

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Better Tomorrow, Today*

**BID OPENING**

**BID OPENING DATE:** February 18, 2016 at 2:00 p.m.

**FOR:** Precipitator, Bottom Ash & Boiler Industrial  
Cleaning – Spring 2016

**DEPARTMENT:** Utilities

**ESTIMATE:** \$190,000.00

**FUND/ACCOUNT:** 520

**PUBLICATION DATE:** January 29, 2016

**NO. POTENTIAL BIDDERS:** 4

**SUMMARY**

**Bidder:** Meylan Enterprises, Inc.  
Omaha, NE

**Bid Security:** Universal Surety Co.

**Exceptions:** Noted

<b>Bid Price:</b>	<b>Precipitator Abrasive Cleaning</b>	<b>Vacuum Service</b>	<b>Hydro-blast Services</b>	<b>Air Heater Wash</b>
<b>Material:</b>	\$ 1,577.40	\$31,068.00	\$18,640.00	\$18,527.00
<b>Labor:</b>	\$26,479.20	\$35,154.00	\$14,796.00	\$ 7,947.00
<b>Sales Tax:</b>	<u>\$ 169.40</u>	<u>\$ 4,635.54</u>	<u>\$ 2,340.52</u>	<u>\$ 1,853.18</u>
<b>Total Base Bid</b>	<b>\$163,187.24</b>			

**Bidder:** Veolia  
**Bid Security:** Liberty, MO  
**Exceptions:** Evergreen National Indemnity Co.  
Noted

<b>Bid Price:</b>	<b>Precipitator Abrasive Cleaning</b>	<b>Vacuum Service</b>	<b>Hydro-blast Services</b>	<b>Air Heater Wash</b>
<b>Material:</b>	\$26,577.28	\$31,576.00	\$20,389.40	\$22,840.42
<b>Labor:</b>	\$ 9,756.26	\$28,269.00	\$11,460.00	\$ 5,016.00
<b>Sales Tax:</b>	---	---	---	---
<b>Total Base Bid</b>	<b>\$155,884.36</b>			

**Bidder:** W-S Industrial Services, Inc.  
**Bid Security:** Council Bluffs, IA  
**Exceptions:** Merchants Bonding Co.  
None

<b>Bid Price:</b>	<b>Precipitator Abrasive Cleaning</b>	<b>Vacuum Service</b>	<b>Hydro-blast Services</b>	<b>Air Heater Wash</b>
<b>Material:</b>	\$38,774.60	\$32,821.98	\$17,843.70	\$29,147.39
<b>Labor:</b>	\$20,229.00	\$23,200.00	\$11,160.00	\$ 4,650.00
<b>Sales Tax:</b>	<u>\$ 4,130.25</u>	<u>\$ 3,921.54</u>	<u>\$ 2,030.26</u>	<u>\$ 2,365.82</u>
<b>Total Base Bid</b>	<b>\$190,274.54</b>			

cc: Tim Luchsinger, Utilities Director  
 Renae Griffiths, Finance Director  
 Pat Gericke, Utilities Admin. Assist.

Darrell Dorsey, PGS Plant Superintendent  
 Stacy Nonhof, Purchasing Agent  
 Karen Nagel, Utilities Secretary

**P1869**

RESOLUTION 2016-43

WHEREAS, the City of Grand Island invited sealed bids for Precipitator, Bottom Ash and Boiler Industrial Cleaning – Spring 2016, according to plans and specifications on file with the Utilities Department; and

WHEREAS, on February 18, 2016, bids were received, opened and reviewed; and

WHEREAS, Meylan Enterprises of Omaha, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$164,981.80; and

WHEREAS, the bid of Meylan Enterprises is less than the estimate for Precipitator, Bottom Ash and Boiler Industrial Cleaning – Spring 2016.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Meylan Enterprises, in the amount of \$164,981.80, for Precipitator, Bottom Ash and Boiler Industrial Cleaning – Spring 2016, is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-7

**#2016-44 - Approving Purchase of a One (1) Ton Truck with Utility Body (Unit #1679) for the Utilities Department, Underground Division from the State Contract #14330 OC**

Staff Contact: Tim Luchsinger, Stacy Nonhof

# **Council Agenda Memo**

**From:** Timothy Luchsinger, Utilities Director  
Stacy Nonhof, Assistant City Attorney

**Meeting:** March 8, 2016

**Subject:** Approving State Bid for a 2016 One (1) Ton Truck with  
Utility Body – Utilities Department, Underground  
Division Unit #1679

**Presenter(s):** Timothy Luchsinger, Utilities Director

## **Background**

The Utilities Department, Underground Division, has a 2004 truck (Unit #1679) with 48,000 miles and 4,237 hours (which equates to 127,000 calculated miles). This vehicle is due to be replaced based upon its condition and the Utilities Department current vehicle replacement schedule.

## **Discussion**

The vehicle specifications awarded under State of Nebraska Contract #14330 OC meet all of the requirements for the Underground Division vehicle. Sid Dillon of Ceresco, Nebraska, submitted a bid with no exceptions in the amount of \$50,961.00.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve the purchase of a 2016 Ford one (1) Ton Truck with Utility Body for the Utilities Department, Underground Division, in the amount of \$50,961.00.

### **Sample Motion**

Move to approve the purchase of a 2016 one (1) Ton Ford Truck with Utility Body for the Utilities Department, Underground Division, in the amount of \$50,961.00.

RESOLUTION 2016-44

WHEREAS, the Underground Division of the Utilities Department for the City of Grand Island, budgeted for a replacement vehicle (Unit #1679) in the 2015/2016 fiscal year; and

WHEREAS, said vehicle, a 2016 One (1) ton Truck with Utility Body, can be obtained from the State Contract holder; and

WHEREAS, the State Contract holder for this vehicle, Sid Dillon of Ceresco, Nebraska, came in with the low bid in the amount of \$50,961.00 without exceptions; and

WHEREAS, purchasing the vehicle from the State Contract meets all statutory bidding requirements.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, the purchase of a new truck for the Underground Division under State Contract #14330 OC from Sid Dillon of Ceresco, Nebraska, in the amount of \$50,961.00, is hereby approved.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney





# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-8

### **#2016-45 - Approving Acquisition of Utility Easement - 2304 Memorial Park Road - Kirkpatrick**

*This item relates to the aforementioned Public Hearing item E-3.*

Staff Contact: Tim Luchsinger, Stacy Nonhof

RESOLUTION 2016-45

WHEREAS, a public utility easement is required by the City of Grand Island from Joan Kirkpatrick, to survey, construct, inspect, maintain, repair, replace, relocate, extend, remove, and operate thereon, public utilities and appurtenances, including lines and transformers; and;

WHEREAS, a public hearing was held on March 8, 2016 for the purpose of discussing the proposed acquisition of a sixteen (16.0) foot utility easement located in the City of Grand Island, Hall County, Nebraska; and more particularly described as follows:

The southerly sixteen (16.0) feet of Lot One (1), Grand Island Industrial Park West Subdivision in the City of Grand Island, Hall County, Nebraska.

The above described easement and right-of-way containing 0.23 acres more or less, as shown on the plat dated 1/25/2016, marked Exhibit "A", attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to acquire a public utility easement from Joan Kirkpatrick, on the above-described tract of land.

- - -

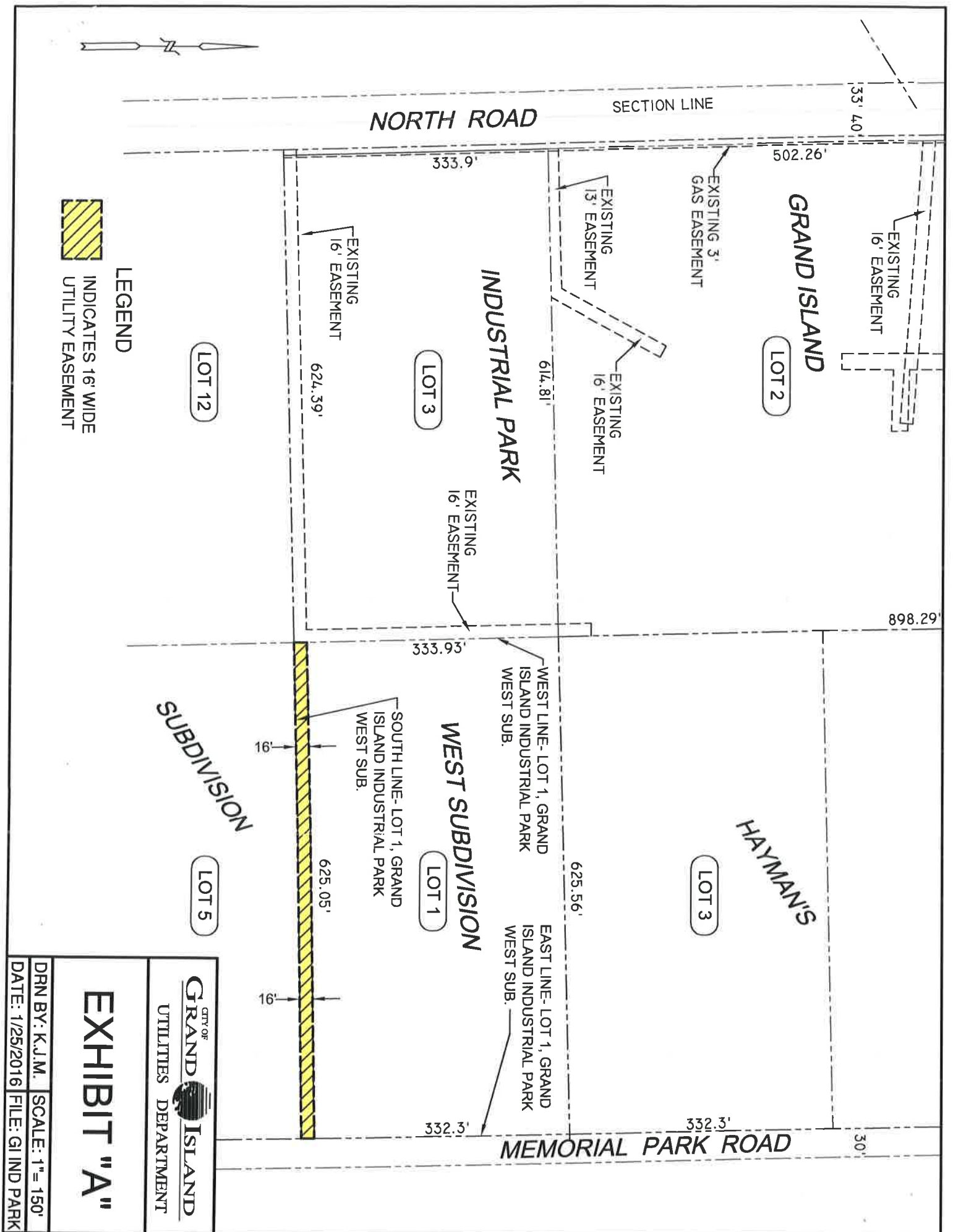
Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney





# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-9

**#2016-46 - Approving Purchase of 2017 Truck with 55 Foot  
Articulating Overcenter Aerial Device (Unit #1555) - Electric  
Overhead Division**

Staff Contact: Tim Luchsinger, Stacy Nonhof

# **Council Agenda Memo**

**From:** Timothy Luchsinger, Utilities Director  
Stacy Nonhof, Assistant City Attorney

**Meeting:** March 8, 2016

**Subject:** 2017 Truck with 55 Foot Articulating Overcenter  
Aerial Device (Unit #1555) - Electric Overhead Division

**Presenter(s):** Timothy Luchsinger, Utilities Director

## **Background**

The Electric Overhead Division of the Utilities Department has a 2004 Freightliner Model FL80 truck with a Terex Telelect Model TC-55 aerial device. This vehicle has approximately 66,000 miles and 9,514 hours which is equivalent to approximately 285,000 miles on the engine and power transmission equipment. This vehicle is due to be replaced based upon its condition and the Utilities Department current vehicle replacement schedule.

## **Discussion**

The Grand Island City Council approved the use of the National Joint Powers Alliance Buying Group (NJPA) on October 28, 2014 with Resolution 2014-326. To meet competitive bidding requirements, the Utilities Department obtained pricing from the NJPA Contract No.031014-ALT awarded to Altec Industries, Inc.

Specifications for replacement of Unit #1555 were prepared by Department staff resulting in a recommendation of a 2017 truck with an articulating overcenter aerial device from Altec Industries Inc., of St. Joseph Missouri, in the amount of \$272,507.00.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

## **Recommendation**

City Administration recommends that the Council approve the purchase of the 2017 Truck with 55 Foot Articulating Overcenter Aerial Device for the Line Division of the Utilities Department (Unit #1555), from Altec Industries St. Joseph, Missouri, in the amount of \$272,507.00.

## **Sample Motion**

Move to approve the purchase of a 2017 Truck with 55 Foot Articulating Overcenter Aerial Device from Altec Industries St. Joseph, Missouri, in the amount of \$272,507.00.



RESOLUTION 2016-46

WHEREAS, the City of Grand Island Electric Overhead Division of the Utilities Department budgeted for a 2017 Truck with 55 foot Articulating Overcenter Aerial Device in the current budget (Unit #1555); and

WHEREAS, on October 28, 2014 with Resolution 2014-326, the City Council approved the use of the National Joint Powers Alliance Buying Group (NJPA) to meet competitive bidding requirements; and

WHEREAS, to meet competitive bidding requirements, the Utilities Department obtained pricing from the NJPA Contract No. 031014-ALT awarded to Altec Industries, Inc., such bid being in the amount of \$272,507.00.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the purchase of a 2017 Truck with 55 Foot Articulating Overcenter Aerial Device from the NJPA Contract No. 031014-ALT, in the amount of \$272,507.00, is hereby approved.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

---

Jeremy L. Jensen, Mayor

Attest:

---

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-10

### **#2016-47 - Approving Acquisition of Utility Easement at 3763 West Capital Avenue (TS12 Phase II, LLC)**

*This item relates to the aforementioned Public Hearing item E-4.*

Staff Contact: John Collins, P.E. - Public Works Director



RESOLUTION 2016-47

WHEREAS, an additional public utility easement is required by the City of Grand Island, from TS12 Phase II, LLC, in Lot One (1), Sterling Estates Sixth Subdivision, City of Grand Island, Hall County, Nebraska and more particularly described as follows:

A UTILITY EASEMENT LOCATED IN PART OF THE LOT 1, STERLING ESTATES SIXTH SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 1, STERLING ESTATES SIXTH SUBDIVISION; THENCE ON AN ASSUMED BEARING OF S00°59'26"W, ALONG THE WEST LINE OF SAID LOT 1, A DISTANCE OF 57.00 FEET; THENCE S89°00'34"E A DISTANCE OF 15.00 FEET TO A POINT ON THE EAST LINE OF AN EXISTING 15 FOOT UTILITY EASEMENT RECORDED IN HALL COUNTY REGISTER OF DEEDS, INSTRUMENT NO. 201502481 DATED APRIL 22, 2015 AND SAID POINT BEING THE POINT OF BEGINNING; THENCE CONTINUING S89°00'34"E A DISTANCE OF 134.33 FEET TO A POINT ON THE WEST LINE OF AN EXISTING 20 FOOT UTILITY EASEMENT RECORDED IN HALL COUNTY REGISTER OF DEEDS, INSTRUMENT NO. 201502481 DATED APRIL 22, 2015; THENCE S00°59'26"W, ALONG SAID WEST LINE OF AN EXISTING 20 FOOT UTILITY EASEMENT, A DISTANCE OF 20.00 FEET; THENCE N89°00'34"W A DISTANCE OF 134.33 FEET TO A POINT ON THE EAST LINE OF SAID 15 FOOT UTILITY EASEMENT; THENCE N00°59'26"E, ALONG SAID 15 FOOT UTILITY EASEMENT A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING. SAID UTILITY EASEMENT CONTAINS A CALCULATED AREA OF 2686.56 SQUARE FEET OR 0.06 ACRES.

WHEREAS, an Agreement for the public utility easement has been reviewed and approved by the City Legal Department.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to enter into the Agreement for the public utility easement on the above described tract of land.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such agreement on behalf of the City of Grand Island.

- - -

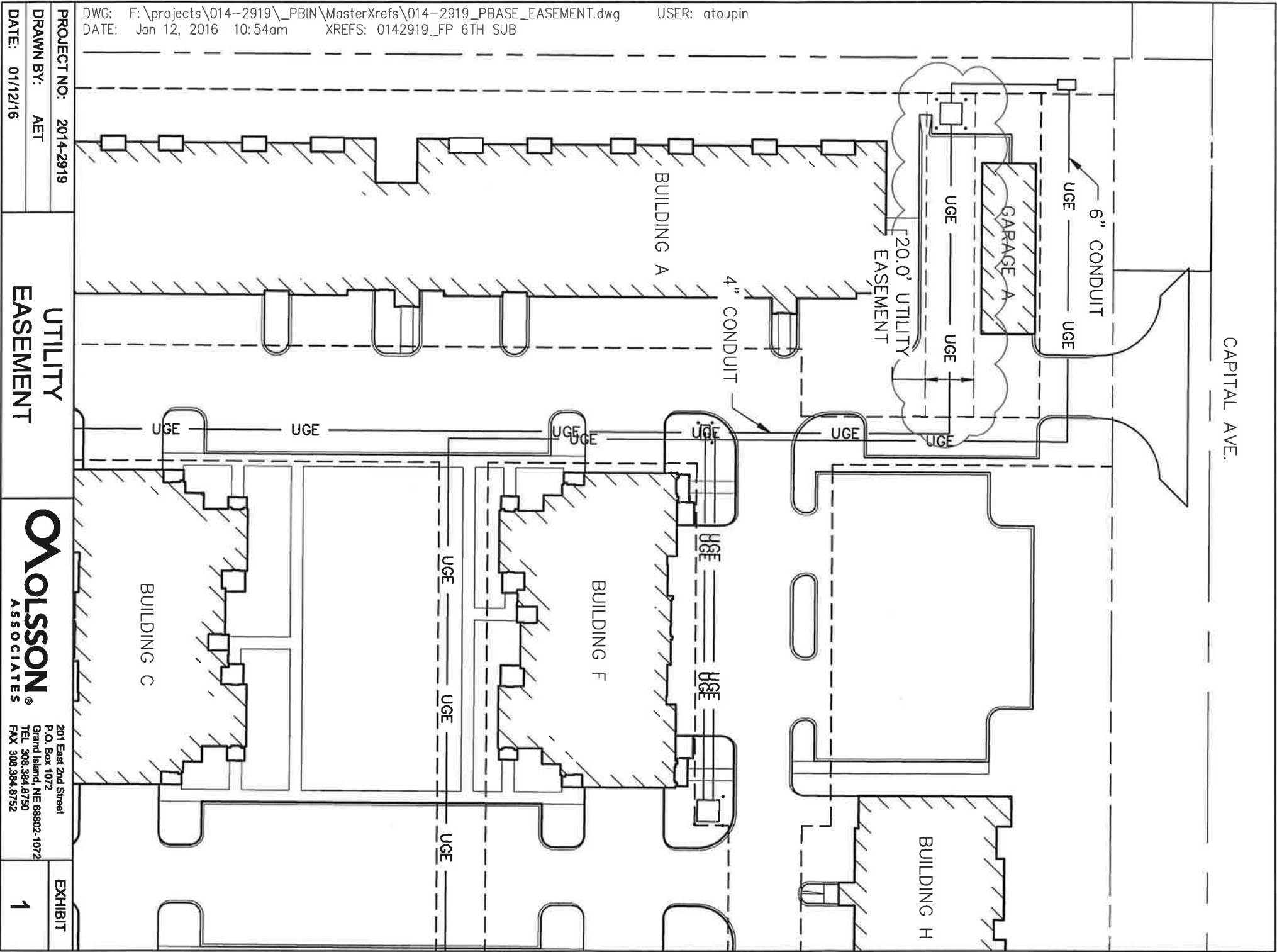
Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

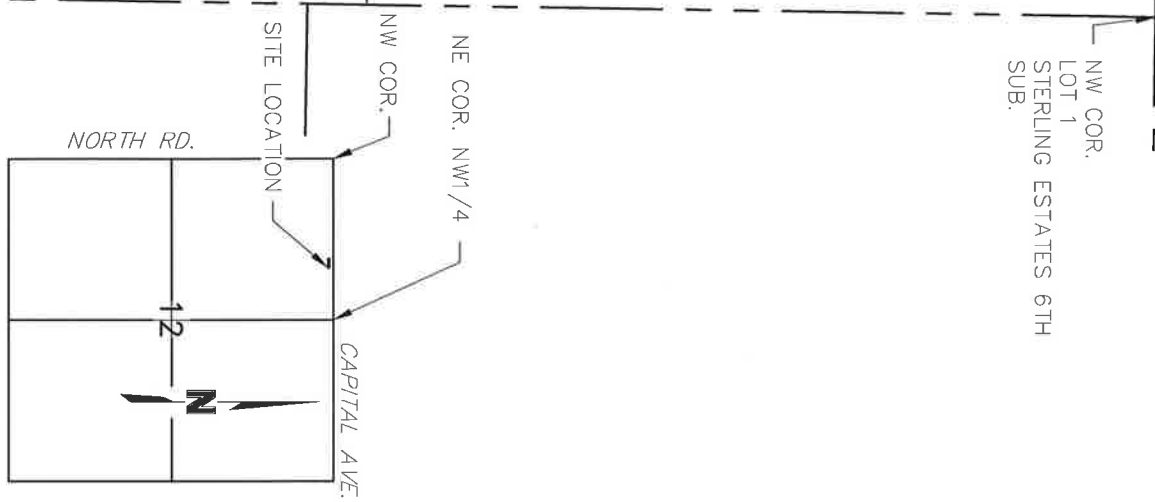
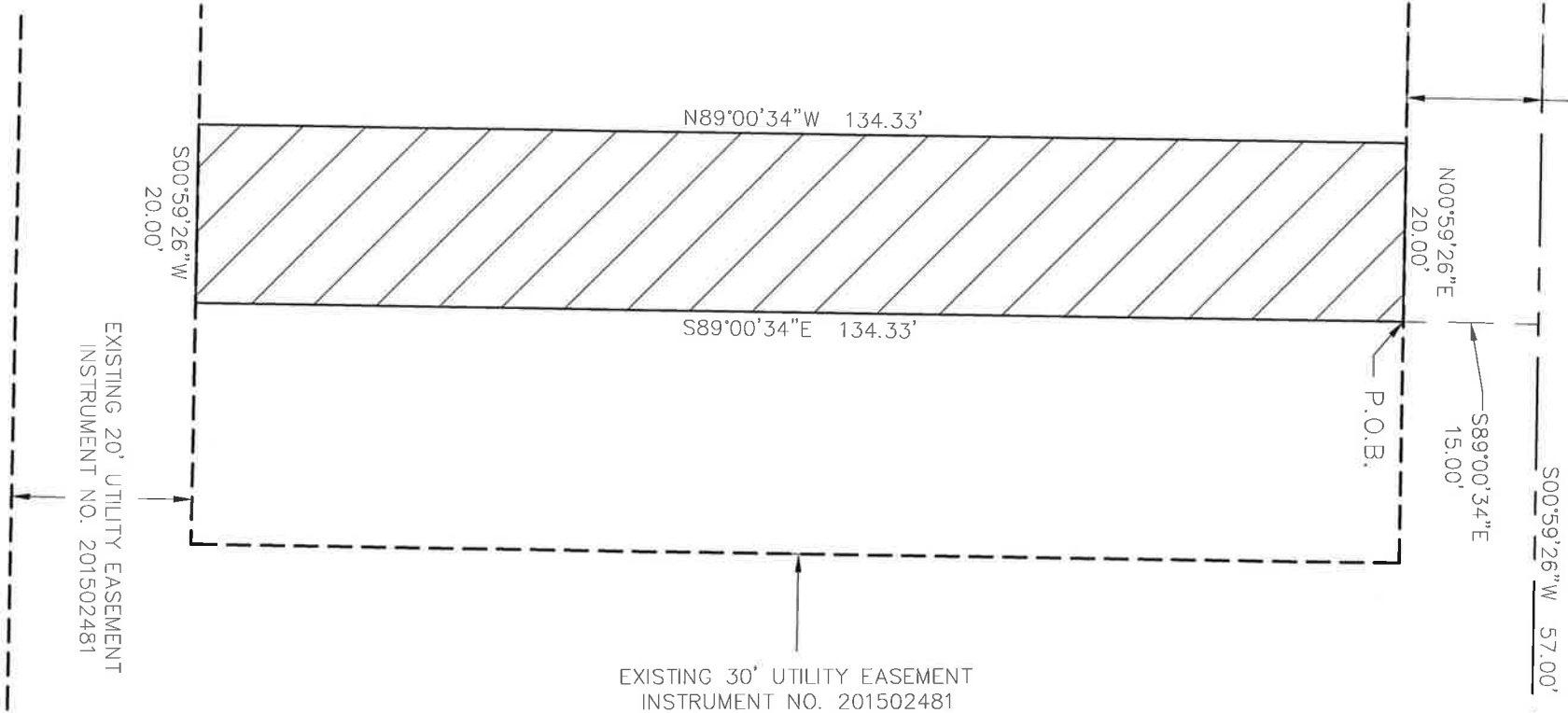
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RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney

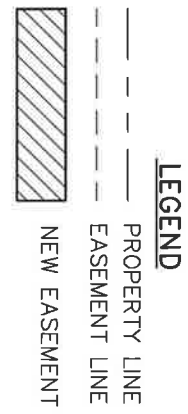


# UTILITY EASEMENT

EXISTING 15' UTILITY EASEMENT  
INSTRUMENT NO. 201502481



LOCATION MAP  
SEC. 12, T11N, R10W  
NOT TO SCALE



## UTILITY EASEMENT DESCRIPTION

A UTILITY EASEMENT LOCATED IN PART OF THE LOT 1, STERLING ESTATES SIXTH SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 1, STERLING ESTATES SIXTH SUBDIVISION; THENCE ON AN ASSUMED BEARING OF S00°59'26"W, ALONG THE WEST LINE OF SAID LOT 1, A DISTANCE OF 57.00 FEET; THENCE S89°00'34"E A DISTANCE OF 15.00 FEET TO A POINT ON THE EAST LINE OF AN EXISTING 15 FOOT UTILITY EASEMENT RECORDED IN HALL COUNTY REGISTER OF DEEDS, INSTRUMENT NO. 201502481 DATED APRIL 22, 2015 AND SAID POINT BEING THE POINT OF BEGINNING; THENCE CONTINUING S89°00'34"E A DISTANCE 134.33 FEET TO A POINT ON THE WEST LINE OF AN EXISTING 20 FOOT UTILITY EASEMENT RECORDED IN HALL COUNTY REGISTER OF DEEDS, INSTRUMENT NO. 201502481 DATED APRIL 22, 2015; THENCE S00°59'26"W, ALONG SAID WEST LINE OF AN EXISTING 20 FOOT UTILITY EASEMENT, A DISTANCE OF 20.00 FEET; THENCE N89°00'34"E A DISTANCE OF 134.33 FEET TO A POINT ON THE EAST LINE OF SAID 15 FOOT UTILITY EASEMENT; THENCE N00°59'26"E, ALONG SAID 15 FOOT UTILITY EASEMENT A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING. SAID UTILITY EASEMENT CONTAINS A CALCULATED AREA OF 2686.56 SQUARE FEET OR 0.06 ACRES.

PROJECT NO: 014-2919	EXHIBIT
DRAWN BY: LJW	1
DATE: 01-11-2016	



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-11

**#2016-48 - Approving Change Order No. 4 to the Contract with Van Kirk Brothers Contracting for Sanitary Sewer District No. 528 and No. 530T**

Staff Contact: John Collins, P.E. - Public Works Director

# **Council Agenda Memo**

**From:** Terry Brown PE, Assistant Public Works Director

**Meeting:** March 8, 2016

**Subject:** Approving Change Order No. 4 to the Contract with Van Kirk Brothers Contracting for Sanitary Sewer District No. 528 and No. 530T

**Presenter(s):** John Collins PE, Public Works Director

## **Background**

The City Council awarded the bid for construction of Sanitary Sewer District No. 528 and No. 530T to Van Kirk Brothers Contracting of Sutton, Nebraska on June 10, 2014.

On February 10, 2015 City Council approved Resolution No. 2015-38, Change Order No. 1, which allowed for an extension from June 15, 2015 to July 27, 2015 for Sanitary Sewer District No. 528 and from March 15, 2015 to April 24, 2015 for Sanitary Sewer District No. 530T in order to complete the projects.

On March 24, 2015 City Council approved Resolution No. 2015-75, Change Order No. 2, which changed direct borings at two (2) locations; Guenther Road and 1,000 feet south of Guenther Road, at US Highway 281, to open cuts at each location. Such change resulted in a net credit of \$47,507.46, for a revised total contract amount of \$3,326,611.24 (528= \$1,602,306.30 & 530T = \$1,724,304.94).

On June 9, 2015 City Council approved Resolution No. 2015-145, Change Order No. 3, which allowed for an extension from April 24, 2015 to June 10, 2015 for Sanitary Sewer District No. 530T in order to complete the project.

Any changes to the contract require council approval.

## **Discussion**

Substantial completion has been recognized on July 27, 2015 and August 12, 2015 for Sanitary Sewer District No. 528 and No. 530T respectively.

Change Order No. 4 consolidates final quantities and extra items encountered during the construction projects. Details of final quantities and extra line items are within Attachment 1.

528: Change Order No. 4 includes fourteen (14) extra line items for Sanitary Sewer District 528 and totals \$69,153.70. Final quantities for District 528 have been adjusted and result in an increase of \$14,697.73. Change Order No. 4 results in an overall increase of \$83,851.43 for Sanitary Sewer District 528.

530T: Change Order No. 4 includes six (6) extra line items for Sanitary Sewer District 530T and totals \$41,708.82. Final quantities for District 530T have been adjusted and result in a credit of \$1,357.27. Change Order No. 4 results in an overall increase of \$40,351.55 for Sanitary Sewer District 530T.

Change Order No. 4 results in an overall increase of \$124,202.98, for a revised total contract amount of \$3,450,814.22. (528 = \$1,686,157.73 & 530T = \$1,764,656.49).

### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve Change Order No. 4 for Sanitary Sewer District No. 528 and No. 530T.

### **Sample Motion**

Move to approve the resolution.

R E S O L U T I O N   2016-48

WHEREAS, on June 10, 2014, by Resolution 2014-163, the City Council of the City of Grand Island approved the bid of Van Kirk Brothers Contracting of Sutton, Nebraska for construction of Sanitary Sewer District No. 528 and No. 530T; and

WHEREAS, on February 10, 2015 City Council approved Resolution No. 2015-38, which allowed for an extension from June 15, 2015 to July 27, 2015 for Sanitary Sewer District No. 528 and from March 15, 2015 to April 24, 2015 for Sanitary Sewer District No. 530T in order to complete the projects; and

WHEREAS, On March 24, 2015 City Council approved Resolution No. 2015-75, which changed direct borings at two (2) locations; Guenther Road and 1,000 feet south of Guenther Road, at US Highway 281, to open cuts at each location. Such change resulted in a net credit of \$47,507.46, for a revised total contract amount of \$3,326,611.24 (528= \$1,602,306.30 & 530T = \$1,724,304.94); and

WHEREAS, on June 9, 2015 City Council approved Resolution No. 2015-145, which allowed for an extension from April 24, 2015 to June 10, 2015 for Sanitary Sewer District No. 530T in order to complete the project; and

WHEREAS, substantial completion has been recognized on July 27, 2015 and August 12, 2015 for Sanitary Sewer District No. 528 and No. 530T respectively; and

WHEREAS, Change Order No. 4 recognizes final quantities and extra items encountered during construction that have been agreed upon with the contractor; and

WHEREAS, Change Order No. 4 results in an overall increase of \$83,851.43 for Sanitary Sewer District No. 528; and

WHEREAS, Change Order No. 4 results in an overall increase of \$40,351.55 for Sanitary Sewer District No. 530T; and

WHEREAS, such change order results in an overall contract increase of \$124,202.98; for a revised total contract amount of \$3,450,814.22; and

WEREAS, the Public Works Department supports such change order.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Mayor be, and hereby is, authorized and directed to execute Change Order No. 4 between the City of Grand Island and Van Kirk Brothers Contracting of Sutton, Nebraska to provide the modifications of Sanitary Sewer District No. 528 and No. 530T.

- - -

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

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Jeremy L. Jensen, Mayor

Attest:

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RaNae Edwards, City Clerk





# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-12

**#2016-49 - Approving Request from the YMCA for Permission to Use City Streets and State Highway for the 2016 June Jamboree Race**

Staff Contact: John Collins, P.E. - Public Works Director

# **Council Agenda Memo**

**From:** John Collins PE, Public Works Director

**Meeting:** March 8, 2016

**Subject:** Consideration of Approving Request from the YMCA for Permission to Use City Streets and State Highway for the 2016 June Jamboree Race

**Presenter(s):** John Collins PE, Public Works Director

## **Background**

The City received a request on February 16, 2016, from the YMCA Race Director requesting to use City streets and a State highway for their June Jamboree. This is a community race that consists of a sprint triathlon and a 5k run.

## **Discussion**

The YMCA is seeking Council approval and notice to the Nebraska Department of Roads for their 2016 June Jamboree to be held on Saturday, June 11, 2016.

The race route will require the use of City streets, as well as both US Highway 34 and US Highway 30. Please see the attached maps.

State Statute 39-1359 requires the City Council to approve the route and for the City to then inform the Nebraska Department of Roads that the route has approval if it closes or blocks any part of a State highway. This is a requirement for any race, parade or march that would create some closure of the highway. This action then makes the City responsible for the liability of using a State highway for the event.

In planning for the event and to achieve the best identified route the request has been reviewed by public safety and public works.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve

2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve the 2016 June Jamboree for the YMCA and direct that the Nebraska Department of Roads be notified of this action.

### **Sample Motion**

Move to approve the resolution.

February 16, 2016

John Collins ~ City of Grand Island  
Public Works  
100 East First Street  
Box 1968  
Grand Island, NE 68802

Dear Mr. Collins,

We are in asking for approval for our June Jamboree. The race will be held on Saturday June 11<sup>th</sup> at Island Oasis. This race consists of a Sprint Triathlon. This will be the second year of the race.

Last year I worked with Captain Falldorf on the routes and coordinated with him on the locations that I would want to use officers for safety and it worked out great. I have enclosed maps of the run course and the bike course.

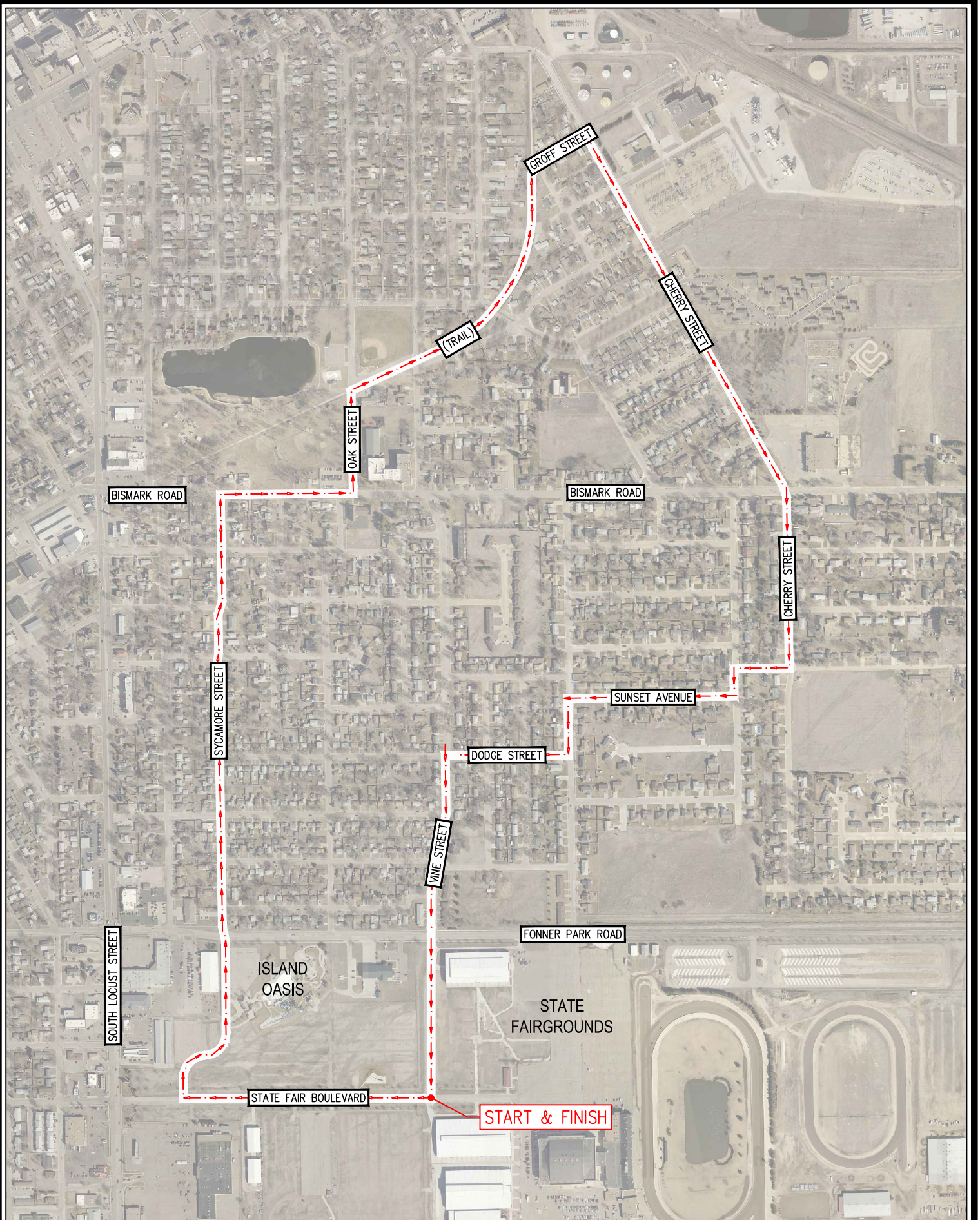
With your continued support, the YMCA will be able to carry on the tradition of offering programs for our community to make it a safer and healthier community.

If there are any further questions, please feel free to contact me at the YMCA, 395-9622.

In Spirit, Mind, and Body

Jeff Doose  
Grand Island YMCA  
Special Events Coordinator  
308-395-9622  
[jeffdoose@giymca.org](mailto:jeffdoose@giymca.org)



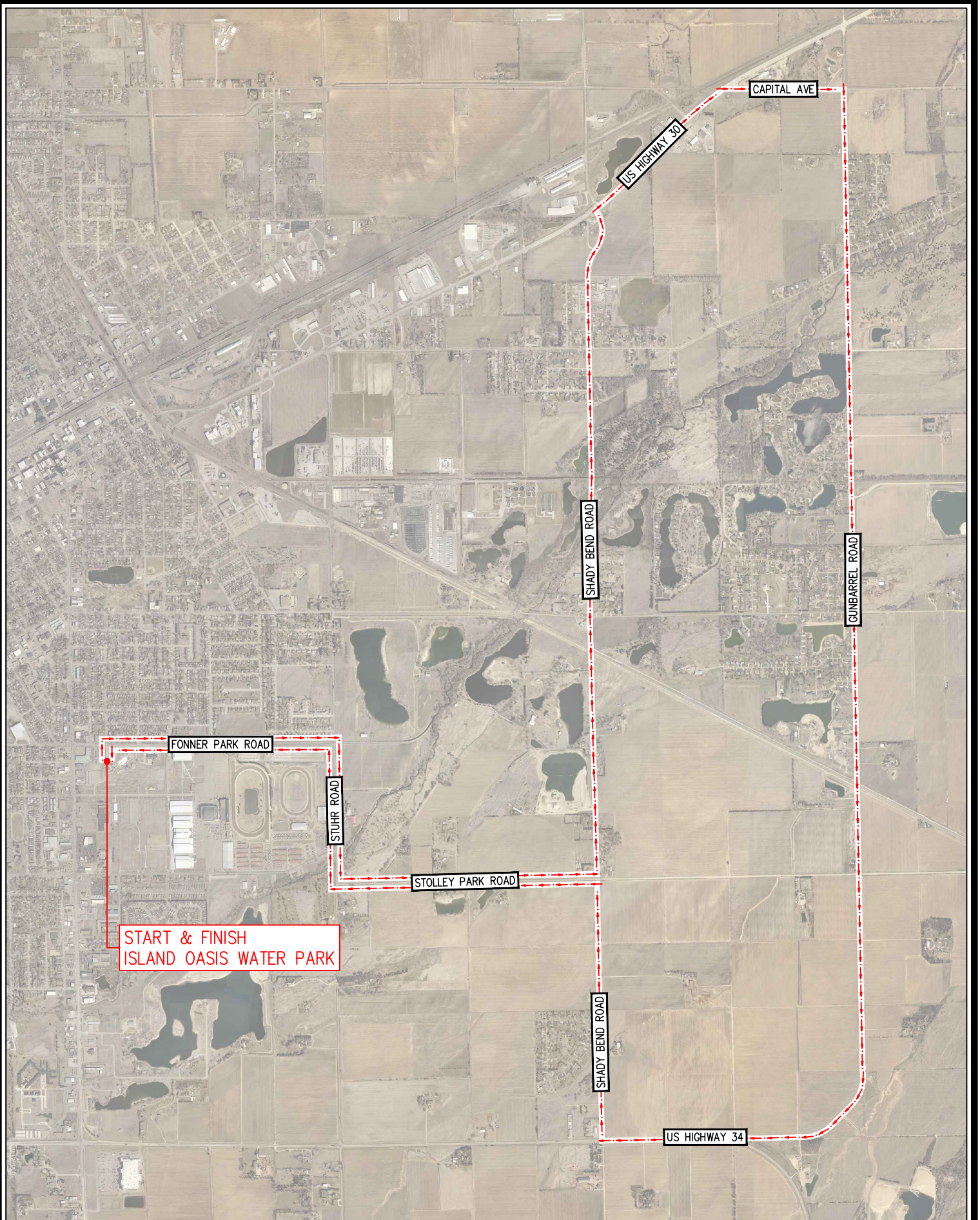


CITY OF  
**GRAND ISLAND**  
PUBLIC WORKS DEPARTMENT

SCALE: 1" = 750'  
DATE: FEBRUARY 2016  
DRAWN BY: M. SOTO  
APPVD. BY: PUBLIC WORKS

2016 JUNE JAMBOREE TRIATHLON





RESOLUTION 2016-49

WHEREAS, the YMCA is seeking Council approval and notice to the Nebraska Department of Roads for their 2016 June Jamboree in Grand Island on June 11, 2016; and

WHEREAS, the YMCA has worked with the City in planning & developing an acceptable race route; and

WHEREAS, specific wording is required by the Nebraska Department of Roads (NDOR) pursuant to Neb. Rev. Stat §39-1359, and

WHEREAS, the City accepts the duties set out in neb. Rev. Stat. §39-1359, and that if a claim is made against the State, the City shall indemnify, defend, and hold harmless the State from all claims, demands, actions, damages, and liability, including reasonable attorney's fees, that may arise as a result of the special event, more specifically defined as the 2016 June Jamboree to be held on June 11, 2016; and

WHEREAS, the route for the special event necessitates the usage of a stretch of US Highway 34 from Husker Highway to Shady Bend Road, as well as US Highway 30 from Shady Bend Road to Gunbarrel Road; and

WHEREAS, the special event will be held on June 11, 2016, with the control of both US Highway 34 & US Highway 30 being assumed by the City at 7:00 am on June 11, 2016 and ending at 9:00 am on June 11, 2016, at which time control of US Highway 34; Husker Highway to Shady Bend Road and US Highway 30; Shady Bend Road to Gunbarrel Road, shall revert to the State.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the use of City streets and State highway to accommodate the 2016 June Jamboree on June 11, 2016 is hereby approved.

BE IT FURTHER RESOLVED, that the Nebraska Department of Roads shall be notified of the approved route.

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Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney



# **City of Grand Island**

**Tuesday, March 8, 2016**

**Council Session**

## **Item G-13**

**#2016-50 - Approving Amendment No. 2 to Agreement for Engineering Consulting Services for Step 7 Detailed Site Assessment at the Former Grand Island Disposal Area**

**Staff Contact: John Collins, P.E. - Public Works Director**



# **Council Agenda Memo**

**From:** Jeff Wattier, Solid Waste Superintendent

**Meeting:** March 8, 2016

**Subject:** Approving Amendment No. 2 to Agreement for Engineering Consulting Services for Step 7 Detailed Site Assessment at the Former Grand Island Disposal Area

**Presenter(s):** John Collins PE, Public Works Director

## **Background**

The City of Grand Island leased approximately 47.5 acres of private land located in Southeast Hall County from July 1966 through February 1984 to operate a landfill disposal facility to accept municipal waste in accordance with State rules and regulations. Following a local complaint to the Nebraska Department of Environmental Quality (NDEQ) in 2007 regarding groundwater in the vicinity of the closed landfill, the NDEQ conducted a preliminary assessment and site investigation. Groundwater sampling conducted during the site investigation detected four (4) volatile organic compounds (VOC) along the East property boundary at concentrations greater than their respective maximum contaminant levels (MCL). The NDEQ then hired a consulting firm to perform a Comprehensive Environmental Response, Compensation, and Liability Information System (CERCLIS) Site Investigation, which was submitted to the NDEQ on October 25, 2010.

On October 16, 2013, the City of Grand Island received a letter from the NDEQ requiring the City to perform a Step 7 Detailed Site Assessment (DSA) for this property pursuant to Nebraska revised statutes, Title 118 – Groundwater Quality Standards and Use Classification. The purpose of the Step 7 DSA is to collect sufficient information to confirm whether or not the source of the contaminants is the former Grand Island Disposal Area. The City submitted a work plan for the Step 7 DSA to the NDEQ on March 10, 2014. This work plan was subsequently approved by the NDEQ on March 31, 2014.

On May 27, 2014 the City of Grand Island entered into an agreement for Engineering & Consulting Services with G.N. Kuhn Engineering, LLC for services related to the Step 7 Detailed Site Assessment at the former Grand Island disposal area. The original agreement was approved at a cost of \$79,950.00.

On April 14, 2015 the Grand Island City Council approved Amendment No. 1 to the agreement, which addressed additional groundwater sampling required by the NDEQ at the site over the next three quarters of the year in order to better understand the seasonal

groundwater directional flow and to obtain additional data points from the samples. G.N. Kuhn Engineering, LLC agreed to perform the additional services for a maximum amount of \$11,450.00, resulting in a revised total agreement amount of \$91,400.00.

Any amendments to the agreement must be approved by the City Council.

### **Discussion**

The NDEQ is now requiring the City to perform additional field sampling activities and related data analysis to complete the Step 7 Detailed Site Assessment for submittal to the NDEQ. The additional work that the NDEQ is requesting consists of:

- Work plan preparation.
- Additional Geoprobe investigation.
- Install a new background monitoring well.
- Data analysis.
- Preparation of supplemental Step 7 Detailed Site Assessment Report.

The increase in cost for Amendment No. 2 is not to exceed \$23,193.00, for a revised agreement of \$114,593.00.

### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve a resolution authorizing the Mayor to sign Amendment No. 2 to the Agreement with G.N. Kuhn Engineering, LLC of Omaha, Nebraska in the amount of \$23,193.00 for engineering consulting services for Step 7 Detailed Site Assessment at the former Grand Island Disposal area.

### **Sample Motion**

Move to approve the resolution.

City of Grand Island  
100 East 1st Street  
Grand Island, Nebraska 68801

**AGREEMENT AMENDMENT NUMBER 2**

**Date of Issuance:** March 8, 2016

**PROJECT:** Professional Services Related to Step 7 Detailed Site Assessment at the Former Grand Island Disposal Area

**CONSULTANT:** G.N. Kuhn Engineering, LLC

**AGREEMENT DATE:** May 27, 2014

Perform additional field sampling activities and related data analysis to complete the Step 7 Detailed Site Assessment for submittal to the Nebraska Department of Environmental Quality. Additional work to include: work plan preparation, additional geoprobe investigation, install a new background monitoring well, data analysis and preparation of supplemental Step 7 Details Site Assessment Report.

The changes result in the following adjustment to the agreement amount:

Agreement Price Prior to This Amendment .....	\$ 91,400.00
Net Increase/ <del>Decrease</del> Resulting from this Amendment.....	\$ 23,193.00
Revised Contract Price Including this Change Order.....	\$ 114,593.00

**Approval Recommended:**

By \_\_\_\_\_  
John Collins PE, Public Works Director

Date \_\_\_\_\_

**The Above Amendment Accepted:**

\_\_\_\_\_  
G.N. Kuhn Engineering, LLC  
Consultant

By \_\_\_\_\_

Date \_\_\_\_\_

**Approved for the City of Grand Island:**

By \_\_\_\_\_  
Jeremy L. Jensen

Attest: \_\_\_\_\_  
RaNae Edwards, City Clerk

Date \_\_\_\_\_

**Approved as to Form:**

By \_\_\_\_\_  
Stacy Nonhof, Asst. City Attorney

RESOLUTION 2016-50

WHEREAS, the City Of Grand Island invited proposals for engineering & consulting services related to Step 7 Detailed Site Assessment at the Former Grand Island Disposal Area, according to the Request Proposals on file with the Solid Waste Division of the Public Works Department; and

WHEREAS, on May 27, 2014 by Resolution No. 2014-135 City Council approved award of the proposal for such services to G.N. Kuhn Engineering, LLC of Omaha, Nebraska in the amount of \$79,950.00; and

WHEREAS, on April 14, 2015 by Resolution No. 2015-91 City Council approved Amendment No. 1, in the amount of \$11,450.00, which included additional groundwater sampling required by the Nebraska Department of Environmental Quality (NDEQ) at the site over the next three (3) quarters of the year; and

WHEREAS, it is necessary to further amend the original agreement to include work plan preparation, additional Geoprobe investigation, installation of a new background monitoring well, data analysis, and preparation of a supplemental Step 7 Detailed Site Assessment Report; and

WHEREAS, G.N. Kuhn Engineering, LLC has agreed to perform these additional services requested by the NDEQ for a maximum amount of \$23,193.00, resulting in a revised agreement cost of \$114,593.00.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Amendment No. 2 to the original agreement with G.N. Kuhn Engineering, LLC, of Omaha, Nebraska for engineering & consulting services for Step 7 Detailed Site Assessment at the Former Grand Island Disposal Area is hereby approved.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such Amendment No. 2 on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

---

Jeremy L. Jensen, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form	▣ _____
May 27, 2014	▣ City Attorney



# **City of Grand Island**

**Tuesday, March 8, 2016**

**Council Session**

## **Item G-14**

**#2016-51 - Approving Purchase of a New Heated Rubberized Asphalt Crack Sealing Machine for the Street Division**

**Staff Contact: John Collins, P.E. - Public Works Director**

# **Council Agenda Memo**

**From:** Shannon Callahan, Street Superintendent

**Meeting:** March 8, 2016

**Subject:** Approving Purchase of a New Heated Rubberized Asphalt Crack Sealing Machine for the Street Division

**Presenter(s):** John Collins PE, Public Works Director

## **Background**

The Streets Division of the Public Works Department has funds budgeted in the 2015-2016 fiscal year for a new heated rubberized asphalt crack sealing machine. This equipment is used to heat and apply rubberized material for sealing cracks on asphalt and concrete streets. Crack sealing is performed annually by the Streets Division as preventive maintenance on the roadways.

The new unit will be replacing Unit 255, a 2000 Crafcro EZ 200. Unit 255 has approximately 1,900 hours and a repair cost to purchase price ratio of 1.37. Once the new unit is received, the used equipment will first be offered as Interdepartmental Transfer/Sale. Barring any interest from other Departments the used equipment will be declared and sold as surplus.

## **Discussion**

The equipment specifications for a heated rubberized asphalt crack sealing machine awarded under State of Nebraska Contract No. 13691 OC to Logan Contractors Supply of Omaha, Nebraska meets all the requirements for the Streets Division (brochure attached). The purchase price of the new heated rubberized asphalt crack sealing machine under the State of Nebraska Contract will be \$35,677.00.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date

4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve the purchase of a new heated rubberized asphalt crack sealing machine using the State of Nebraska Contract No. 13691 OC awarded to Logan Contractors Supply of Omaha, Nebraska for a purchase price of \$35,677.00.

### **Sample Motion**

Move to approve the resolution.

## ***“The high efficiency Melter”***

### **EZ SERIES II 500**

Available in four base configurations

Standard Base (non electric hose)

Standard Compressor

Electric Base (electric hose)

Electric Compressor



*“Shorter Design”*

The EZ Series II 500 (500 liter, 132 gallon) unit is designed to be maneuverable and easily towed with all the advantages of its bigger brothers. This is the perfect machine for the mid-size city, county, or contractor. The superior heat and recovery time make the EZ Series II 500 ideal for that parking lot or the city street when time is of the up most importance. Most of the EZ Series 1000 and the EZ Series 1500 options are available for this versatile unit as well.



### **EZ SERIES II 1000**

Available in four base configurations

Standard Base (non electric hose)

Standard Compressor

Electric Base (electric hose)

Electric Compressor

All EZ Series II 1000's come standard with a 2" sealant pump, corrosive resistant tank jacket, two part epoxy paint and one piece frame construction. Choose the unit and options that are right for you by consulting with your local Crafcro representative.



**Low Profile/Low Center of Gravity**



# "Highest Volume, highest production"

## HIGH EFFICIENCY HEAT TRANSFER TOWER

### EZ SERIES II 1500

Available in six base configurations

Standard Base (non electric hose)

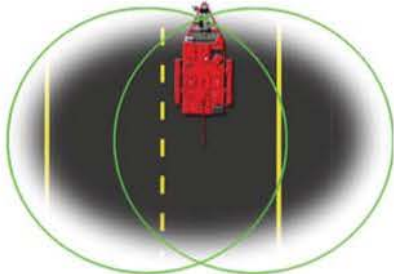
Standard Compressor

Electric Base (electric hose)

Electric Compressor

Double Pump (standard base)

Double Pump Electric (electric hose)



Double Hoses Provide a Wider Range of Coverage for Increased Productivity.



This rugged unit is available in a single hose configuration or the first truly independent twin hose system. The twin hose unit features separate controls, two jacketed pumps, two hoses, two hose booms and two wands that all work independently.

#### Specifications

	<b>EZ SERIES II 500</b> (132 Gal.)	<b>EZ SERIES II 1000</b> (265 Gal.)	<b>EZ SERIES II 1500</b> (396 Gal.)	<b>EZ SERIES II 1500</b> (396 Gal. Double Pumper)
Dimensions	- 172.75" L / 73.50" W / 86.88" H (w/compressor 197.75" L / 73.5" W / 86.88" H)	- 189" L / 91.75" W / 90.75" H	- 200" L / 94.13" W / 92.31" H	- 200" L / 94.13" W / 92.31" H
Shipping Weight	- 4,180 lbs / 1,896 kg - Actual (w/compressor 4,920 lbs / 2,231 kg)	- 5,632 lbs / 2,507 kg - Actual	- 6,700 lbs / 3,039 kg - Actual	- 6,700 lbs / 3,039 kg - Actual
Gross Weight	- 5,480 lbs / 2,486 kg - Approx.	- 7,753 lbs / 3,526 kg - Approx.	- 10,600 lbs / 4,808 kg - Approx.	- 10,600 lbs / 4,808 kg - Approx.
Material Capacity	- 132 Gal. / 500 liter	- 265 Gal. / 1000 liter	- 396 Gal. / 1500 liter	- 396 Gal. / 1500 liter
Melt Rate	- 1,100 lbs/hr	- 2,100 lbs/hr	- 2,800 lbs/hr	- 2,800 lbs/hr
Approx. Heat Transfer Oil	- 21.5 Gal. / 80 liter	- 33.5 Gal. / 126.8 liter	- 45.50 Gal. / 170.34 liter	- 45.50 Gal. / 170.34 liter
Tank Construction	- Double Boiler w/ Center Column	- Double Boiler w/ Center Column	- Double Boiler w/ Center Column	- Double Boiler w/ Center Column
Tank Opening	- 14" X 18" / 355.6mm X 457.2mm	- (2) 14" X 18" / 355.6mm X 457.2mm	- (1) 16" X 24" / 40.6cm X 60.9cm (1) 14" X 18" / 35.6mm X 457.2cm	- (1) 16" X 24" / 40.6cm X 60.9cm (1) 14" X 18" / 35.6mm X 457.2cm
Loading Height	- 53.0 in. / 134.5 cm	- 56.0 in. / 143.5 cm	- 56.0 in. / 143.5 cm	- 56.0 in. / 143.5 cm
Heat Input	- 250,000 Btu	- 290,000 Btu	- 420,000 Btu	- 420,000 Btu
Diesel Fuel Capacity	- 30 Gal. / 113.5 Liter	- 30 Gal. / 113.5 Liter	- 30 Gal. / 113.5 Liter	- 30 Gal. / 113.5 Liter
Hydraulic Oil Capacity	- 24 Gal. / 90.8 Liter	- 24 Gal. / 90.8 Liter	- 24 Gal. / 90.8 Liter	- 24 Gal. / 90.8 Liter
Engine Standard	- Three Cyl. Isuzu Mod 3CH1 21.2 BHP @ 3,000 RPM	- Three Cyl. Isuzu Mod 3CH1 21.2 BHP @ 3,000 RPM	- Three Cyl. Isuzu Mod 3CH1 21.2 BHP @ 3,000 RPM	- Three Cyl. Isuzu Mod 3CE1 35.5 BHP @ 3,000 RPM**
Engine Option(W/Compressor)	- Three Cyl. Isuzu Mod 3CD1TK 41.6 BHP @ 3,000 RPM*	- Three Cyl. Isuzu Mod 3CD1TK 41.6 BHP @ 3,000 RPM	- Three Cyl. Isuzu Mod 3CD1TK 41.6 BHP @ 3,000 RPM	- NA
Asle Capacity	- Single 5,200 lb. / Torsional (w/compressor Dual 5,200 lbs)	- Dual 5,200 lb. / Torsional ea.	- Dual 6,000 lb. / Torsional ea.	- Dual 6,000 lb. / Torsional ea.
Tires	- ST225/75 R15	- ST225/75 R15	- ST225/80 R16	- ST225/80 R16
Air Compressor (Optional)	- 63CFM @ 100PSI	- 63CFM @ 100PSI	- 63CFM @ 100PSI	- 63CFM @ 100PSI
Surface Area-Material Tank	- 4,810 in <sup>2</sup> 30,552 cm <sup>2</sup>	- 7,406 in <sup>2</sup> 47,780 cm <sup>2</sup>	- 9,448 in <sup>2</sup> 60,954 cm <sup>2</sup>	- 9,448 in <sup>2</sup> 60,954 cm <sup>2</sup>
Surface Area-Oil Tank	- 5,011 in <sup>2</sup> 31,829 cm <sup>2</sup>	- 7,676 in <sup>2</sup> 49,522 cm <sup>2</sup>	- 9,921 in <sup>2</sup> 64,006 cm <sup>2</sup>	- 9,921 in <sup>2</sup> 64,006 cm <sup>2</sup>
Ratio of Tank surface Area	- 1.04:1	- 1.04:1	- 1.05:1	- 1.05:1
Controls	- Digital	- Digital	- Digital	- Digital
Control Location	- Rear Control Station	- Rear Control Station	- Rear Control Station	- Dual Digital Rear Control Stations
Hose Style	- Standard or Electric	- Standard or Electric	- Standard or Electric	- Standard or Electric
Wand Style	- Standard or Electric	- Standard or Electric	- Standard or Electric	- Standard or Electric
Hose Compartment	- Yes	- Yes	- Yes	- Yes
Material Recirculation	- Yes	- Yes	- Yes	- Yes
Boom	- Sliding Bearing	- Sliding Bearing	- Sliding Bearing	- Sliding Bearing
Burner Box	- Removable From Side	- Removable From Side	- Removable From Side	- Removable From Side

\* Non-Heated Hose & Compressor - 3CE1 35.5 BHP @ 3000RPM

\*\* W/Electric Hose - #CD1TK 41.6 BHP @ 3,000RPM

For bid specifications go to

**www.crafco.com**

**+1.800.528.8242**

RESOLUTION 2016-51

WHEREAS, the Streets Division of the Public Works Department for the City of Grand Island, budgeted for a new heated rubberized asphalt crack sealing machine in the 2015/2016 fiscal year; and

WHEREAS, the State of Nebraska Contract No. 13691 OC meets all equipment specifications and all statutory bidding requirements; and

WHEREAS, the State of Nebraska awarded said contract to Logan Contractors Supply of Omaha, Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that a purchase order and subsequent payment is authorized for a new heated rubberized asphalt crack sealing machine in the amount of \$35,677.00 from Logan Contractors Supply of Omaha, Nebraska.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

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Jeremy L. Jensen, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form	□
March 4, 2016	□ City Attorney



# **City of Grand Island**

**Tuesday, March 8, 2016**

**Council Session**

## **Item G-15**

**#2016-52 - Approving Change Order No. 6 for North Interceptor  
Phase II; Project No. 2013-S-4**

**Staff Contact: John Collins, P.E. - Public Works Director**

# **Council Agenda Memo**

**From:** Terry Brown PE, Assistant Public Works Director

**Meeting:** March 8, 2016

**Subject:** Approving Change Order No. 6 for North Interceptor Phase II;  
Project No. 2013-S-4

**Presenter(s):** John Collins PE, Public Works Director

## **Background**

Public Works Staff in conjunction with Black & Veatch of Kansas City, Missouri have jointly called out improvements through 2037 for the Wastewater Treatment Plant and collection system according to the Collection System Master Plan (B&V January 2014). The current North Interceptor project will replace aged force main, eliminate six (6) lift stations with the potential for more, provide new sanitary services, and increase the capacity of the sewer system on the north side of Grand Island.

The new North Interceptor gravity sewer interceptor route was developed to incorporate and partner with other utilities for the Capital Avenue Widening Project and the new Headworks Pumping Station Project at the Wastewater Treatment Plant.

A phased approach of constructing the North Interceptor was developed as follows:

- Phase I - Wastewater Treatment Plant to 7<sup>th</sup> Street / Skypark Road
- Phase II (Part A) - 7<sup>th</sup> Street / Skypark Road to Broadwell Avenue
- Phase II (Part B) - Broadwell Avenue to Webb Road
- Phase II (Part C) - Webb Road to Diers Avenue (Lift Station No. 19)

Phase I reached substantial completion on April 8, 2014. Once final lien waivers are received, the project can be formally closed.

The North Interceptor Phase II Project is 70% complete. Part B reached substantial completion on April 15, 2015. Phase II (Part A) is nearly complete and the majority of Phase II (Part C) has been completed. The lift station abandonments (Bid Sections D, E, G, H and I) are underway. Final completion is ahead of schedule and anticipated to occur spring of 2017.

On September 9, 2014, Resolution No. 2014-284, City Council awarded, Project 2013-S-4, North Interceptor Phase II to S.J. Louis Construction, Inc. of Rockville, Minnesota, in the amount of \$21,479,537.50.

City Council approved Resolution No. 2015-39 on February 10, 2015, which established new unit prices for installed storm and sanitary sewers which are embedded with native sand material in lieu of the imported granular embedment specified in the contract documents. The potential savings is anticipated to be around \$300,000 where native sand is thought to be suitable and may be used for up to 20,795 feet of pipe.

On March 24, 2015, by Resolution No. 2015-74, City Council approved Change Order No. 2 which changed the methodology of the trenchless crossing from micro tunneling to a direct jacked tunnel using a tunnel boring machine, resulting in a decreased unit price. Two (2) locations were suggested for this change; Broadwell Avenue at Capital Avenue and Webb Road/Northwest Crossings property at Capital Avenue. An overall contract deduction of \$210,003.48 was achieved, resulting in a revised contract amount of \$21,269,534.02.

On June 23, 2015, by Resolution No. 2015-160, City Council approved Change Order No. 3, which addressed: Unknown and unplanned restraint at the existing 18" waterline that crosses Capital Avenue just east of Webb Road; Additional storm sewer work east of St. Paul Road as needed to fill in a portion of the utility ditch and provide access to the new manhole; and As-Built quantities for Phase II (Part B). An overall net change of the contract amount resulted in an increase of \$56,540.88 for a revised contract amount of \$21,326,074.90.

On August 11, 2015, by Resolution No. 2015-214, City Council approved Change Order No. 4, which allowed for an open cut at the intersection of Capital Avenue and Broadwell Avenue for installation of the north interceptor, rerouting of the dewatering discharge, and several modifications to the existing storm sewer at this intersection. An overall contract decrease of \$40,651.39 was reached, resulting in a revised contract amount of \$21,285,423.51.

On January 12, 2016, by Resolution No. 2016-7, City Council approved Change Order No. 5, which covered costs associated with a dewatering reroute near Webb Road, additional work associated with an 8" sanitary sewer line extension as part of a new tap district (District No. 537T), additional storm sewer work in St. Paul Road, changing a new sanitary sewer manhole in St. Paul Road from a standard manhole to a drop manhole, additional storm sewer removal and replacement work near the Burlington Northern Santa Fe Railroad, additional storm sewer work in the Capital Avenue and Broadwell Avenue intersection, a damaged sanitary sewer service along St. Paul Road, additional work required to provide power to the relocated Veteran's Hospital sign, and the relocation of an existing water service. Such change order resulted in a contract increase of \$171,544.13, for a revised total contract amount of \$21,456,967.64.

## **Discussion**

To date the construction prep along Sheridan Avenue for Bid Section I has involved dewatering well placement in approximately twelve (12) sidewalk panels along Sheridan Avenue. During street removal and installation of the sewer pipe, there is a possibility that more sidewalk panels, curbs, and gutter lines will incur damage. SJ Louis is responsible for replacement of all sidewalk panels, curbs, and gutters that are damaged during construction.

The Public Works Department is requesting the contractor replace additional sidewalk panels, curbs, and gutter lines.

Public Works Administration is requesting Change Order No. 6 for North Interceptor Phase II; Project No. 2013-S-4. Change Order No. 6 establishes new unit prices associated with additional paving along Sheridan Avenue within Bid Section I.

At this time a zero cost change order is requested to establish new line items for Bid Section I. Maximum additional costs are anticipated at \$150,000 due to this work, which could be mitigated by approximately \$200,000 worth of credits due to actual quantities installed in Bid Section A, which will be rectified in the near future.

### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve Change Order No. 6 with S.J. Louis Construction, Inc. of Rockville, Minnesota, for North Interceptor Phase II, Project 2013-S-4.

### **Sample Motion**

Move to approve the resolution.

**CITY OF GRAND ISLAND, NEBRASKA  
NORTH INTERCEPTOR – PHASE 2**

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**CITY PROJECT 2013-S-4  
BLACK & VEATCH PROJECT NO. 175144  
OLSSON ASSOCIATES PROJECT NO. 011-2347**

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**CHANGE ORDER NO. 6**

Change Order No. 6 establishes new unit costs associated with additional paving along Sheridan Avenue in Bid Section I.

Item CO6-1. Establish New Unit Prices for Additional Paving Along Sheridan Avenue (Bid Section I)

Initiated by: Owner

Select portions of the curb and gutter and sidewalk along Sheridan Avenue will be removed and replaced as determined by the Owner and Engineer. The new unit prices for this work are established below.

	Item Description	Quantity	Unit	Unit Cost	Total Cost
CO6-1A	Remove Curb Inlet	0	EA	\$2,300.00	\$0.00
CO6-1B	Remove 4" Concrete Sidewalk	0	SY	\$3.50	\$0.00
CO6-1C	Remove 5" Concrete Drive	0	SY	\$3.50	\$0.00
CO6-1D	Remove Curb and Gutter	0	LF	\$3.00	\$0.00
CO6-1E	Intall Type "D" Inlet	0	EA	\$3,500.00	\$0.00
CO6-1F	Place 4" Concrete Sidewalk	0	SY	\$37.00	\$0.00
CO6-1G	Place 5" Concrete Drive	0	SY	\$37.00	\$0.00
CO6-1H	Place Curb and Gutter	0	LF	\$29.00	\$0.00
CO6-1I	Detectable Warning Plate	0	SF	\$225.00	\$0.00

2/24/2016

CO6-1

**CITY OF GRAND ISLAND, NEBRASKA  
NORTH INTERCEPTOR – PHASE 2**

---

**CITY PROJECT 2013-S-4  
BLACK & VEATCH PROJECT NO. 175144  
OLSSON ASSOCIATES PROJECT NO. 011-2347**

---

**SUMMARY**

**CHANGE ORDER NO. 6**

The Contract Price shall be modified as follows as a result of the changes described by this modification request. Additions to the Contract Price are indicated by a “+” in front of the amount, deductions by a “-”.

<u>Effect on Contract Price</u>		Increase/Decrease In Contract Price (+/-)
<u>Item</u>	<u>Description</u>	
CO6-1	Establish New unit Prices for Additional Paving Along Sheridan Avenue (Bid Section I)	+\$00.00
NET CHANGE IN CONTRACT PRICE		+\$00.00
BID AMOUNT OF ORIGINAL CONTRACT		\$21,479,537.50
PREVIOUS CHANGE ORDER ADJUSTMENTS		<u>-\$22,569.86</u>
CURRENT CONTRACT AMOUNT		\$21,456,967.64
CHANGE ORDER NO. 6		+\$00.00
ADJUSTED CONTRACT AMOUNT		\$21,456,967.64

2/24/2016

CO6-2



Effect on Contract Time

--	Substantial Completion (Bid Section B)	April 15, 2015
--	Final Completion (Bid Section B)	April 15, 2015
--	Substantial Completion (Bid Sections A-C)	June 24, 2016
--	Final Completion (Bid Sections A-C)	July 23, 2016
--	Substantial Completion (Bid Sections D-I)	October 1, 2017
--	Final Completion (Bid Sections D-I)	October 31, 2017
CO6-1	No additional time given for Contract	


No additional claims shall be made for changes in Contract Time arising from these work items.

This change order includes all costs, direct, indirect, and consequential, and all changes in Contract Time arising from the work included in the items for Change Order No. 6. No additional claims shall be made for changes in Contract Price or Contract Time arising from these work items.

All other provisions of the contract remain unchanged.

Agreed to this 8<sup>th</sup> day of MARCH, 2016

Recommended:  
Black & Veatch Corporation

By: 


Date: 2/24/2016

Approved:  
City of Grand Island

By: \_\_\_\_\_

Date: 3/8/2016

Approved:  
S.J. Louis Construction, Inc.

By: 

Date: 2-26-16

Approved as to Form 

City Attorney

## RESOLUTION 2016-52

WHEREAS, On September 9, 2014, by Resolution No. 2014-284, City Council awarded, Project 2013-S-4, North Interceptor Phase II to S.J. Louis Construction, Inc. of Rockville, Minnesota, in the amount of \$21,479,537.50; and

WHEREAS, on February 10, 2015, by Resolution No. 2015-39, City Council approved Change Order No. 1, which established new unit prices for installed storm and sanitary sewers which are embedded with native sand material in lieu of the imported granular embedment specified in the contract documents; and

WHEREAS, on March 24, 2015, by Resolution No. 2015-74, City Council approved Change Order No. 2, which changed the methodology of the trenchless crossing from micro tunneling to a direct jacked tunnel using a tunnel boring machine at both Broadwell Avenue/Capital Avenue and Webb Road/Northwest Crossings property at Capital Avenue and resulted in a deduction of \$210,003.48, for a revised contract amount of \$21,269,534.02; and

WHEREAS on June 23, 2015, by Resolution No. 2015-160, City Council approved Change Order No. 3, which addressed unknown and unplanned restraint at the existing 18" waterline that crosses Capital Avenue just east of Webb Road; additional storm sewer east of St. Paul Road as needed to fill in a portion of the utility ditch and provide access to the new manhole; and finalization of the As-Built quantities for Phase II (Part B) and resulted in an increase of \$56,540.88, for a revised contract amount of \$21,326,074.90; and

WHEREAS, on August 11, 2015, by Resolution No. 2015-214, City Council approved Change Order No. 4, which allowed for an open cut at the intersection of Capital Avenue and Broadwell Avenue for installation of the north interceptor, rerouting of the dewatering discharge, and several modifications to the existing storm sewer at this intersection and resulted in an overall contract decrease of \$40,651.39, for a revised contract amount of \$21,285,423.51; and

WHEREAS, on January 12, 2016, by Resolution No. 2016-7, City Council approved Change Order No. 5, which covered costs associated with a dewatering reroute near Webb Road, additional work associated with an 8" sanitary sewer line extension as part of a new tap district (District No. 537T), additional storm sewer work in St. Paul Road, changing a new sanitary sewer manhole in St. Paul Road from a standard manhole to a drop manhole, additional storm sewer removal and replacement work near the Burlington Northern Santa Fe Railroad, additional storm sewer work in the Capital Avenue and Broadwell Avenue intersection, a damaged sanitary sewer service along St. Paul Road, additional work required to provide power to the relocated Veteran's Hospital sign, and the relocation of an existing water service and resulted in a contract increase of \$171,544.13, for a revised contract amount of \$21,456,967.64; and

WHEREAS, Change Order No. 6 at this time is a net zero cost change order to establish new unit prices associated with additional paving along Sheridan Avenue within Bid Section I; and

Approved as to Form	□	_____
September 10, 2013	□	City Attorney

WHEREAS, once actual quantities installed are rectified such change order cost will be reached.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that authorization to proceed with Change Order No. 6 with S.J. Louis Construction, Inc. of Rockville, Minnesota is hereby approved; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such Change Order No. 6, North Interceptor Phase II, Project 2013-S-4 on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

---

Jeremy L. Jensen, Mayor

Attest:

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RaNae Edwards, City Clerk



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-16

**#2016-53 - Approving Certificate of Final Completion and Scheduling the Board of Equalization for Sanitary Sewer Dist No. 535T, Ext of Sanitary Sewer to Serve Part Lot 1; Voss Subdivision, Lots 1 & 2 Windolph's Subdivision, and Part NW ¼ of Section 14, Township 11 N, Range 9 W**

Staff Contact: John Collins, P.E. - Public Works Director

# **Council Agenda Memo**

**From:** Terry Brown PE, Assistant Public Works Director

**Meeting:** March 8, 2016

**Subject:** Approving Certificate of Final Completion and Scheduling the Board of Equalization for Sanitary Sewer District No. 535T, Extension of Sanitary Sewer to Serve Part Lot 1; Voss Subdivision, Lots 1 & 2 Windolph's Subdivision, and Part NW ¼ of Section 14, Township 11 North, Range 9 West

**Presenter(s):** John Collins PE, Public Works Director

## **Background**

Sanitary Sewer District No. 535T was created by City Council on September 9, 2014, via Ordinance No. 9502. Such sanitary sewer district construction was combined with North Interceptor Phase I work.

## **Discussion**

Sanitary Sewer District No. 535T was completed in accordance with the terms, conditions, and stipulations of the contract, plans and specifications. District construction was completed at a total cost of \$102,134.30. Costs for the project break down as follows.

	Quantity	Unit	Unit Cost	Total Cost
8" Sanitary Sewer Line	668.00	LF	\$ 50.00	\$ 33,400.00
4" Sanitary Sewer Service	423.00	LF	\$ 50.00	\$ 21,150.00
Sanitary Sewer Service Connection	13.00	EA	\$ 1,900.00	\$ 24,700.00
48" Diameter Manhole	3.00	EA	\$ 7,500.00	\$ 22,500.00
48" Diameter Manhole Additional Depth	1.22	VF	\$ 315.00	\$ 384.30

***TOTAL SANITARY SEWER DISTRICT NO. 535T COST \$ 102,134.30***

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

## **Recommendation**

City Administration recommends that the Council approve the Certificate of Final Completion for Sanitary Sewer District 535T and set the Board of Equalization date of April 12, 2016.

## **Sample Motion**

Move to approve the Certificate of Final Completion and set the Board of Equalization Hearing for Sanitary Sewer District 535T.

## ENGINEER'S CERTIFICATE OF FINAL COMPLETION

SANITARY SEWER DISTRICT 535T  
EXTENSION OF SANITARY SEWER TO SERVE PART LOT 1; VOSS SUBDIVISION,  
LOTS 1 & 2 WINDOLPH'S SUBDIVISION, AND  
PART NW ¼ OF SECTION 14, TOWNSHIP 11 NORTH, RANGE 9 WEST

CITY OF GRAND ISLAND, NEBRASKA  
March 8, 2016

TO THE MEMBERS OF THE COUNCIL  
CITY OF GRAND ISLAND  
GRAND ISLAND, NEBRASKA

This is to certify that Sanitary Sewer District 535T has been fully completed by Merryman Excavation of Woodstock, Illinois under the contract awarded May 14, 2013. The work has been completed in accordance with the terms, conditions, and stipulations of said contract and complies with the contract, the plans and specifications. The work is hereby accepted for the City of Grand Island, Nebraska, by me as City Engineer/Public Works Director in accordance with the provisions of Section 16-650 R.R.S., 1943.

If is further certified that the improvements as constructed include the following items and costs and that this certificate shall constitute the final payment for this work.

### **Sanitary Sewer District 535T**

	Quantity	Unit	Unit Cost	Total Cost
8" Sanitary Sewer Line	668.00	LF	\$ 50.00	\$ 33,400.00
4" Sanitary Sewer Service	423.00	LF	\$ 50.00	\$ 21,150.00
Sanitary Sewer Service Connection	13.00	EA	\$ 1,900.00	\$ 24,700.00
48" Diameter Manhole	3.00	EA	\$ 7,500.00	\$ 22,500.00
48" Diameter Manhole Additional Depth	1.22	VF	\$ 315.00	\$ 384.30

***TOTAL SANITARY SEWER DISTRICT NO. 535T COST \$ 102,134.30***

Respectfully submitted,

John Collins, PE  
City Engineer/Public Works Director

TO MEMEBERS OF THE COUNCIL  
CITY OF GRAND ISLAND  
GRAND ISLAND, NEBRASKA

I hereby recommend that the Engineer's Certificate of Final Completion for Sanitary Sewer District 535T be approved.

I further recommend that the City Council sit as a Board of Equalization on April 12, 2016 to determine benefits and levy special assessments.

Respectfully submitted,

Jeremy L. Jensen  
Mayor

I hereby recommend that the Engineer's Certificate of Final Completion for Sanitary Sewer District 535T be approved.

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John Collins, PE – City Engineer/Public Works Director

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Jeremy L. Jensen – Mayor



RESOLUTION 2016-53

WHEREAS, the City Engineer/Public Works Director for the City of Grand Island has issued a Certificate of Final Completion for Sanitary Sewer District No. 535T, extension of sanitary sewer to serve Part Lot 1; Voss Subdivision, Lots 1 & 2 Windolph's Subdivision, and Part NW ¼ of Section 14, Township 11 North, Range 9, certifying that Merryman Excavation, Inc. of Woodstock, Illinois, under contract awarded May 14, 2013, has completed such project according to the terms, conditions, and stipulations for such improvements; and

WHEREAS, the City Engineer/Public Works Director recommends the acceptance of the district; and

WHEREAS, the Mayor concurs with the City Engineer/Public Works Director's recommendations.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that:

1. The City Engineer/Public Works Director's Certificate of Final Completion for Sanitary Sewer District No. 535T is hereby confirmed.
2. The City Council will sit as a Board of Equalization on April 12, 2016 at 7:00 p.m. to determine benefits and set assessments for Sanitary Sewer District No. 535T.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-17

**#2016-54 - Approving Certificate of Final Completion and Scheduling the Board of Equalization for Sanitary Sewer Dist No. 537T, Ext of Sanitary Sewer to Serve Lot One (1) And Lot Two (2), TLST Spiehs Subdivision And Part Of The N Ten (10) Acres Of The W Half Of The NW Quarter(W1/2NW1/4)**

Staff Contact: John Collins, P.E. - Public Works Director

# **Council Agenda Memo**

**From:** Terry Brown PE, Assistant Public Works Director

**Meeting:** March 8, 2016

**Subject:** Approving Certificate of Final Completion and Scheduling the Board of Equalization for Sanitary Sewer District No. 537T, Extension of Sanitary Sewer to Serve Lot One (1) And Lot Two (2), TLST Spiehs Subdivision And Part Of The North Ten (10) Acres Of The West Half Of The Northwest Quarter (W1/2NW1/4) All In Section Ten (10), Township Eleven (11) North, Range Nine (9) West

**Presenter(s):** John Collins PE, Public Works Director

## **Background**

Sanitary Sewer District No. 537T was created by City Council on November 10, 2015, via Ordinance No. 9564. Such sanitary sewer district construction was combined with North Interceptor Phase II work.

## **Discussion**

Sanitary Sewer District No. 537T was completed in accordance with the terms, conditions, and stipulations of the contract, plans and specifications. District construction was completed at a total cost of \$177,026.57. Costs for the project break down as follows.

	Quantity	Unit	Unit Cost	Total Cost
8" Sanitary Sewer Line	1269.00	LF	\$ 65.80	\$ 83,500.20
4" Sanitary Sewer Service	104.00	LF	\$ 70.00	\$ 7,280.00
Sanitary Sewer Service Connection	13.00	EA	\$ 1,000.00	\$ 13,000.00
48" Diameter Manhole	7.00	EA	\$ 4,550.00	\$ 31,850.00
Tree Removal	1.00	LS	\$ 6,825.00	\$ 6,825.00
Lawn Seed Applicaton	1.14	AC	\$ 1,100.00	\$ 1,254.00
Remove and Replace Fence (wire)	794.00	LF	\$ 6.00	\$ 4,764.00
Remove and Replace Fence (wood board)	126.00	LF	\$ 21.53	\$ 2,712.78
Remove and Reset Playground Equipment	1.00	LS	\$ 500.00	\$ 500.00

Miscellaneous Removals	1.00	LS	\$ 500.00	\$ 500.00
Mobilization	1.00	LS	\$ 7,609.30	\$ 7,609.30
<b><i>SUBTOTAL</i></b>				<b><i>\$ 159,795.28</i></b>
Easements				
Temporary Easements (3)	1.00	LS	\$ 2,500.00	\$ 2,500.00
Permanent Easements (2)	1.00	LS	\$ 1,000.00	\$ 1,000.00
<b><i>SUBTOTAL</i></b>				<b><i>\$ 3,500.00</i></b>
Engineering Costs	1.00	LS	\$ 13,731.29	\$ 13,731.29
<b><i>SUBTOTAL</i></b>				<b><i>\$ 13,731.29</i></b>
<b><i>TOTAL DISTRICT 537T COSTS</i></b>			<b><i>\$ 177,026.57</i></b>	

### **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve the Certificate of Final Completion for Sanitary Sewer District 537T and set the Board of Equalization date of April 12, 2016.

### **Sample Motion**

Move to approve the Certificate of Final Completion and set the Board of Equalization Hearing for Sanitary Sewer District 537T.

## ENGINEER'S CERTIFICATE OF FINAL COMPLETION

### SANITARY SEWER DISTRICT 537T

Extension of Sanitary Sewer to Serve Lot One (1) And Lot Two (2), TLST Spiehs Subdivision  
And Part Of The North Ten (10) Acres Of The West Half Of The Northwest Quarter (W1/2NW1/4)  
All In Section Ten (10), Township Eleven (11) North, Range Nine (9) West

CITY OF GRAND ISLAND, NEBRASKA

March 8, 2016

TO THE MEMBERS OF THE COUNCIL  
CITY OF GRAND ISLAND  
GRAND ISLAND, NEBRASKA

This is to certify that Sanitary Sewer District 537T has been fully completed by SJ Louis Construction, Inc. of Rockville, Minnesota under the contract awarded September 9, 2014. The work has been completed in accordance with the terms, conditions, and stipulations of said contract and complies with the contract, the plans and specifications. The work is hereby accepted for the City of Grand Island, Nebraska, by me as City Engineer/Public Works Director in accordance with the provisions of Section 16-650 R.R.S., 1943.

If is further certified that the improvements as constructed include the following items and costs and that this certificate shall constitute the final payment for this work.

### **Sanitary Sewer District 537T**

	Quantity	Unit	Unit Cost	Total Cost
8" Sanitary Sewer Line	1269.00	LF	\$ 65.80	\$ 83,500.20
4" Sanitary Sewer Service	104.00	LF	\$ 70.00	\$ 7,280.00
Sanitary Sewer Service Connection	13.00	EA	\$ 1,000.00	\$ 13,000.00
48" Diameter Manhole	7.00	EA	\$ 4,550.00	\$ 31,850.00
Tree Removal	1.00	LS	\$ 6,825.00	\$ 6,825.00
Lawn Seed Applicaton	1.14	AC	\$ 1,100.00	\$ 1,254.00
Remove and Replace Fence (wire)	794.00	LF	\$ 6.00	\$ 4,764.00
Remove and Replace Fence (wood board)	126.00	LF	\$ 21.53	\$ 2,712.78
Remove and Reset Playground Equipment	1.00	LS	\$ 500.00	\$ 500.00
Miscellaneous Removals	1.00	LS	\$ 500.00	\$ 500.00
Mobilization	1.00	LS	\$ 7,609.30	\$ 7,609.30
<b><i>SUBTOTAL</i></b>				<b><i>\$ 159,795.28</i></b>
Easements				
Temporary Easements (3)	1.00	LS	\$ 2,500.00	\$ 2,500.00
Permanent Easements (2)	1.00	LS	\$ 1,000.00	\$ 1,000.00
<b><i>SUBTOTAL</i></b>				<b><i>\$ 3,500.00</i></b>
Engineering Costs	1.00	LS	\$ 13,731.29	\$ 13,731.29
<b><i>SUBTOTAL</i></b>				<b><i>\$ 13,731.29</i></b>
<b><i>TOTAL DISTRICT 537T COSTS</i></b>				<b><i>\$ 177,026.57</i></b>

Respectfully submitted,

John Collins, PE  
City Engineer/Public Works Director

TO MEMEBERS OF THE COUNCIL  
CITY OF GRAND ISLAND  
GRAND ISLAND, NEBRASKA

I hereby recommend that the Engineer's Certificate of Final Completion for Sanitary Sewer District 537T be approved.

I further recommend that the City Council sit as a Board of Equalization on April 12, 2016 to determine benefits and levy special assessments.

Respectfully submitted,

Jeremy L. Jensen  
Mayor

I hereby recommend that the Engineer's Certificate of Final Completion for Sanitary Sewer District 537T be approved.

---

John Collins, PE – City Engineer/Public Works Director

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Jeremy L. Jensen – Mayor

RESOLUTION 2016-54

WHEREAS, the City Engineer/Public Works Director for the City of Grand Island has issued a Certificate of Final Completion for Sanitary Sewer District No. 537T, extension of sanitary sewer to serve Lot One (1) and Lot Two (2), TLST Spiehs Subdivision and Part of the North Ten (10) Acres of the West Half of the Northwest Quarter (W1/2NW1/4) all in Section Ten (10), Township Eleven (11) North, Range Nine (9) West, certifying that SJ Louis Construction, Inc. of Rockville, Minnesota, under contract awarded September 9, 2014, has completed such project according to the terms, conditions, and stipulations for such improvements; and

WHEREAS, the City Engineer/Public Works Director recommends the acceptance of the district; and

WHEREAS, the Mayor concurs with the City Engineer/Public Works Director's recommendations.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that:

1. The City Engineer/Public Works Director's Certificate of Final Completion for Sanitary Sewer District No. 537T is hereby confirmed.
2. The City Council will sit as a Board of Equalization on April 12, 2016 at 7:00 p.m. to determine benefits and set assessments for Sanitary Sewer District No. 537T.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item G-18

**#2016-55 - Approving Request from Heritage Hospitality, LLC dba Mainstay Suites, 3051 South Locust Street for a Class “I” Liquor License and Liquor Manager Designation for Crystal Carr-Sherman, PO Box 266, Alda, NE**

*This item relates to the aforementioned Public Hearing item E-1.*

Staff Contact: RaNae Edwards



RESOLUTION 2016-55

WHEREAS, an application was filed by Heritage Hospitality, LLC doing business as Mainstay Suites, 3051 South Locust Street for a Class "I" Liquor License; and

WHEREAS, a public hearing notice was published in the *Grand Island Independent* as required by state law on February 27, 2016; such publication cost being \$16.77; and

WHEREAS, a public hearing was held on March 8, 2016 for the purpose of discussing such liquor license application.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that:

\_\_\_\_\_ The City of Grand Island hereby recommends approval of the above-identified liquor license application contingent upon final inspections.

\_\_\_\_\_ The City of Grand Island hereby makes no recommendation as to the above-identified liquor license application.

\_\_\_\_\_ The City of Grand Island hereby makes no recommendation as to the above-identified liquor license application with the following stipulations:

\_\_\_\_\_

\_\_\_\_\_ The City of Grand Island hereby recommends denial of the above-identified liquor license application for the following reasons: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ The City of Grand Island hereby recommends approval of Crystal Carr-Sherman, PO Box 266, Alda, NE as liquor manager of such business contingent upon completion of a state approved alcohol server/seller training program.

---

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	<input type="checkbox"/> _____
March 4, 2016	<input type="checkbox"/> City Attorney



# **City of Grand Island**

**Tuesday, March 8, 2016**

**Council Session**

## **Item G-19**

**#2016-56 - Approving Change Order #2 for The Chocolate Bar -  
Banquet Hall**

**Staff Contact: Charley Falmlen**

# **Council Agenda Memo**

**From:** Charley Falmlen, Community Development Division

**Meeting:** March 8, 2016

**Subject:** Approving Change Order No.2 for The Chocolate Bar – Banquet Hall

**Presenter(s):** Charley Falmlen, Community Development

## **Background**

The City Council awarded the bid, in the amount of \$151,700, for The Chocolate Bar – Banquet Hall, to Fox Construction of Grand Island, Nebraska on September 22, 2015 via Resolution No. 2015-265.

Any changes to the contract require council approval.

## **Discussion**

Change to scope of project: Upon design, The Chocolate Bar's flooring was to be refinished original flooring. After closer inspection, it was decided that the original flooring's quality was not sufficient. For this reason, new subflooring and replacement flooring had to be purchased. There was a large increase to the budget due to this purchase. The contractor has elected to not install the flooring, to allow the contract to continue without a change to the fee.

Flooring instillation will be the responsibility of The Chocolate Bar.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve Change Order #2 for The Chocolate Bar – Banquet Hall
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council approve the changes to the scope of The Chocolate Bar – Banquet Hall, as noted in Change Order No. 2.

### **Sample Motion**

Move to approve Change Order No. 2 for The Chocolate Bar – Banquet Hall.



## CHANGE TO SCOPE OF WORK

**PROJECT:** The Chocolate Bar – Banquet Hall 12-DTR-104

**CONTRACTOR:** Fox Construction

**AMOUNT OF ORIGINAL CONTRACT:** \$151,700

**CONTRACT DATE:** September 23, 2015

Notice to Proceed Date ----- September 28, 2015

Revised Completion Date ----- March 11, 2015

Change to scope of project: Upon design, The Chocolate Bar's flooring was to be refinished original flooring. After closer inspection, it was decided that the original flooring's quality was not sufficient. For this reason, new subflooring and replacement flooring had to be purchased. There was a large increase to the budget due to this purchase. The contractor has elected to not install the flooring, to allow the contract to continue without a change to the fee.

Flooring instillation will be the responsibility of The Chocolate Bar.

**Contractor** Fox Construction

**By** \_\_\_\_\_

**Date** \_\_\_\_\_

**Title** \_\_\_\_\_

**CITY OF GRAND ISLAND, NEBRASKA**

**By** \_\_\_\_\_

Mayor

**Date** \_\_\_\_\_

**Attest** \_\_\_\_\_

City Clerk

RESOLUTION 2016-56

WHEREAS, on September 22, 2015, by Resolution No. 2015-265, City Council approved the bid of Fox Construction of Grand Island, Nebraska in the amount of \$151,700 for the The Chocolate Bar – Banquet Hall as part of the CDBG Revitalization Fund;

WHEREAS, Community Development Division staff has worked closely with Fox Construction and acknowledges the changes needed to the flooring needs;

WHEREAS, the business owner will be responsible for the increase to the project budget;

WHEREAS, there will not be any contract amount increase; and

WHEREAS, the Community Development Division supports such contract amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Mayor be, and hereby is, authorized and directed to execute Change Order No. 2 between the City of Grand Island and Fox Construction of Grand Island, Nebraska to provide the requested change in scope for The Chocolate Bar – Banquet Hall

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, March 8, 2016.

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 4, 2016	☐ City Attorney



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item H-1

**Consideration of Approving Request from Viaero Wireless for a Conditional Use Permit for a Wireless Telecommunication Tower located at 1801 Santa Anita Drive**

*This item relates to the aforementioned Public Hearing item E-2.*

Staff Contact: Craig Lewis



# City of Grand Island

Tuesday, March 8, 2016

Council Session

## Item J-1

### **Approving Payment of Claims for the Period of February 24, 2016 through March 8, 2016**

*The Claims for the period of February 24, 2016 through March 8, 2016 for a total amount of \$4,962,052.36. A MOTION is in order.*

Staff Contact: Renae Griffiths