
City of Grand Island



Tuesday, November 22, 2016
Council Session Packet

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

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.

Invocation - Pastor Jim Reynolds, Berean Bible Church, 4116 West Capital Avenue

Pledge of Allegiance

Roll Call

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.

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, November 22, 2016

Council Session

Item D-1

#2016-BE-6 - Consideration of Determining Benefits for Water Main District 468 - Stauss Road

Council action will take place under Ordinances item F-1.

Staff Contact: Tim Luchsinger, Stacy Nonhof

Council Agenda Memo

From: Tim Luchsinger, Utilities Director
Meeting: November 22, 2016
Subject: Water Main District 468 – Stauss Road
Presenter(s): Tim Luchsinger, Utilities Director

Background

Water Main District 468 was created at the request of the property owner of Lots Five (5) and Twelve (12), Garland Place Subdivision. The district installed 353 linear feet of 6 inch diameter water main and appurtenances along Stauss Road.

Construction has been completed and complies with all aspects of the plans and specifications.

Discussion

The construction was done as an “Assessment District”. This is the standard method used by the City to recoup costs when mains are installed at the request of the area property owner. The total cost of installing the water main within the boundaries of Water Main District 468 was \$23,254.76. Of that total, the assessment amount chargeable to the district is \$22,983.51. The City’s expense is the remaining \$271.25 for additional cost of materials. The following is a breakdown of the expenses:

Materials	\$ 8,203.41
Water Dept. Labor and Overhead	\$12,474.13
Eng. Dept. Labor and Overhead	<u>\$ 2,577.22</u>
TOTAL DISTRICT COST	\$23,254.76

The assessment schedule is five annual payments at 7% simple interest on the outstanding balance.

Attached for reference are copies of:

- Tabulation of assessment fees for the properties within District 468
- The district’s boundary plat

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

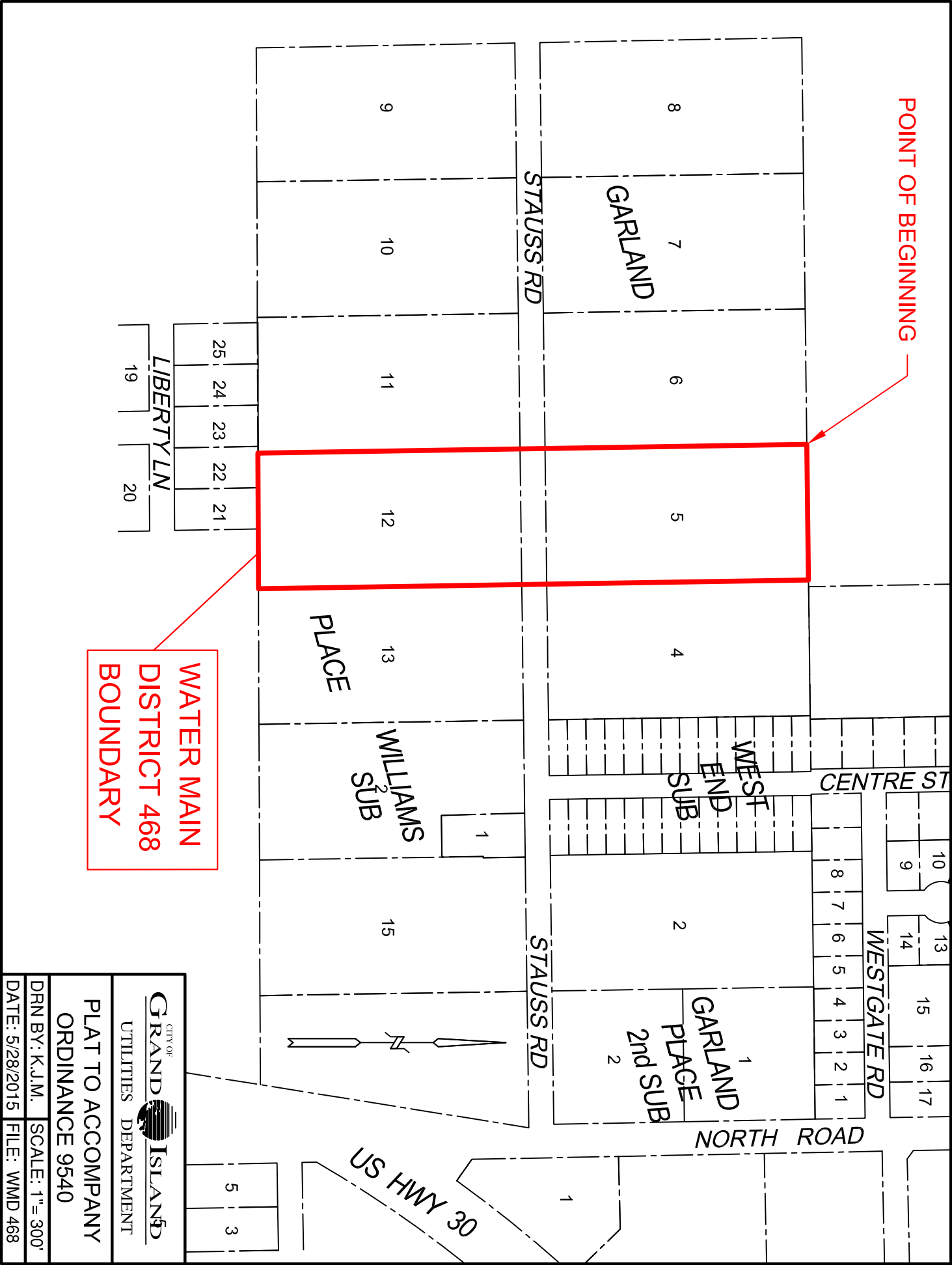
It is recommended that the Council sit as a Board of Equalization and establish the assessments for the properties within the district.

Sample Motion

Move to sit as a Board of Equalization to establish the assessments for the properties within Water Main District 468.

Water Main District 468 Assessments

<u>Dist</u>	<u>Parcel</u>	<u>Lot</u>	<u>Sub</u>	<u>Owner</u>	<u>Assessment</u>
468	400335956	5	Garland Place Sub	Michael & Roswitha Wieck, H & W 5766 W. Stolley Park Rd, Alda, NE 68810	\$11,763.01
468	400335948	12	Garland Place Sub	Michael & Roswitha Wieck, H & W 5766 W. Stolley Park Rd, Alda, NE 68810	\$11,220.50



R E S O L U T I O N 2016-BE-6

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, sitting as a Board of Equalization for Water Main District 468, after due notice having been given thereof, that we find and adjudge:

That the benefits accruing to the real estate in such district to be the total sum of \$22,983.51; and

Such benefits are equal and uniform; and

According to the equivalent frontage and square footage of the respective lots, tracts, and real estate within such Water Main District No. 468, such benefits are the sums set opposite the several descriptions as follows:

Name	Parcel #	Description	Assessment
Michael & Roswitha Wieck 5766 W. Stolley Park Rd. Alda, NE 68810	400335956	Lot 5, Garland Place	\$11,763.01
Michael & Roswitha Wieck 5766 W. Stolley Park Rd. Alda, NE 68810	400335948	Lot 12, Garland Place	\$11,220.50
TOTAL			\$22,983.51

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, November 22, 2016.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form <input type="checkbox"/> _____ November 18, 2016 <input type="checkbox"/> City Attorney
--



City of Grand Island

Tuesday, November 22, 2016
Council Session

Item F-1

#9612 - Consideration of Approving Assessments for Water Main District 468 - Stauss Road

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

Staff Contact: Tim Luchsinger, Stacy Nonhof

This Space Reserved for Register of Deeds

ORDINANCE NO. 9612

An ordinance to assess and levy a special tax to pay the cost of construction of Water Main District 468 of the City of Grand Island, Nebraska; to provide for the collection of such special tax; to repeal 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. There is hereby assessed upon the following described lots, tracts, and parcels of land specifically benefited, for the purpose of paying the cost of construction of said water main in said Water Main District 468, as adjudged by the Mayor and Council of said City, to the extent of benefits thereto by reason of such improvement, after due notice having been given thereof as provided by law; and a special tax for such cost of construction is hereby levied at one time upon such lots, tracts and lands as follows:

Approved as to Form	▣ _____
November 18, 2016	▣ City Attorney

ORDINANCE NO. 9612 (Cont.)

Name	Description	Assessment
Michael and Roswitha Wieck	Lot 5, Garland Place	\$11,763.01
Michael and Roswitha Wieck	Lot 12, Garland Place	\$11,220.50
TOTAL		\$22,983.51

SECTION 2. The special tax shall become delinquent as follows: one-fifth of the total amount shall become delinquent in fifty (50) days; one-fifth in one year; one-fifth in two years; one-fifth in three years; and one-fifth in four years, respectively after the date of such levy.

SECTION 3. The entire amount so assessed and levied against any lot, tract or parcel of land may be paid within fifty days from the date of this levy without interest, and the lien of special tax thereby satisfied and released. Each of said installments, except the first, shall draw interest at the rate of seven percent (7%) per annum from the time of such levy until they shall become delinquent. After the same become delinquent, interest at the rate of fourteen percent (14%) per annum shall be paid thereof, until the same is collected and paid.

SECTION 4. The Treasurer of the City of Grand Island, Nebraska, is hereby directed to collect the amount of said taxes herein set forth as provided by law.

SECTION 5. Such special assessments shall be paid into a fund to be designated as the "Water Fund 468".

SECTION 6. Any ordinance or parts of ordinances in conflict herewith be, and hereby are, repealed.

ORDINANCE NO. 9612 (Cont.)

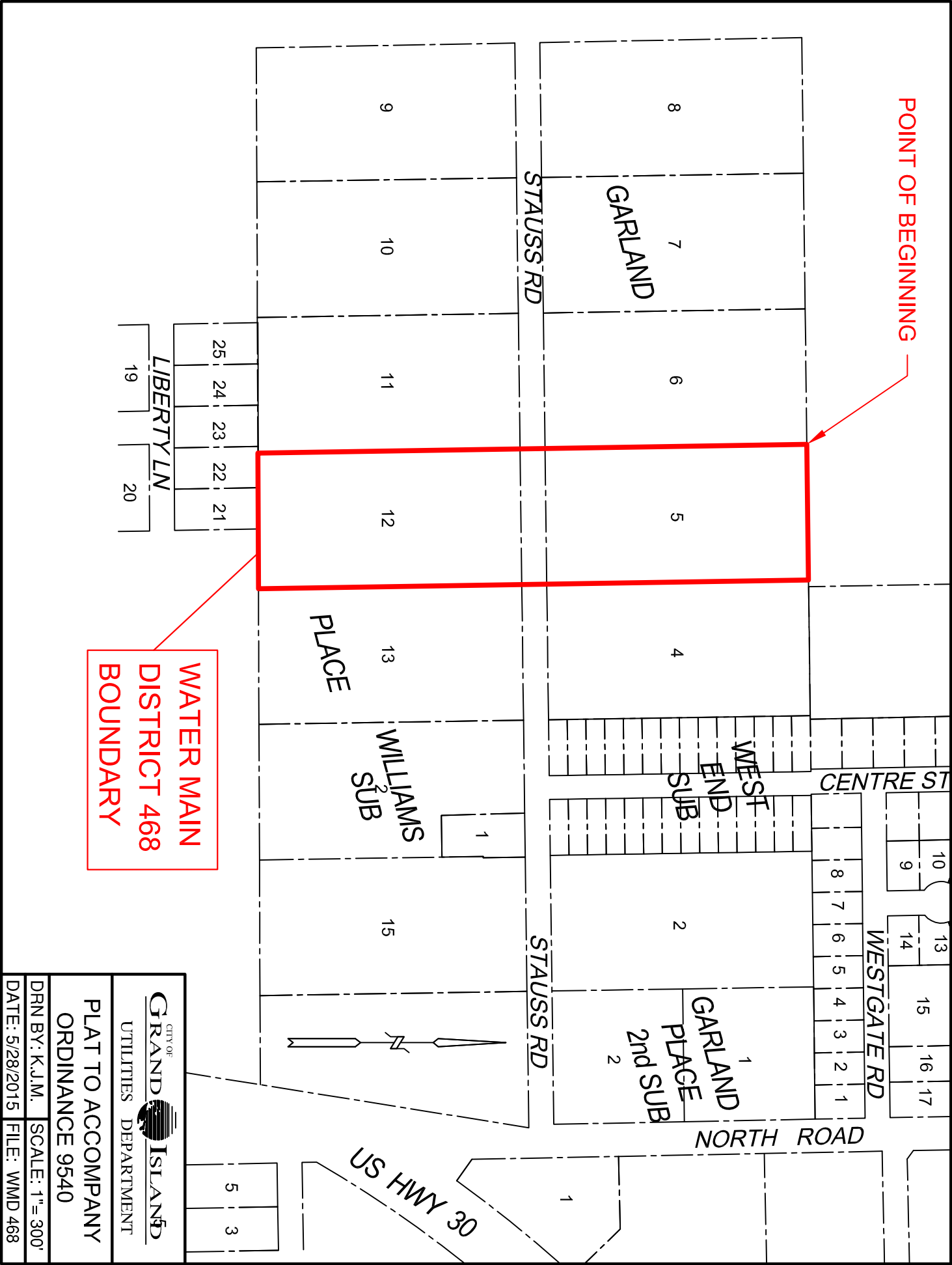
SECTION 7. This ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the *Grand Island Independent* as provided by law.

Enacted: November 22, 2016.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk





City of Grand Island

Tuesday, November 22, 2016

Council Session

Item F-2

#9613 - Consideration of Revisions to Chapter 35 of the City Code - Water

Staff Contact: Tim Luchsinger, Jerry Janulewicz

Council Agenda Memo

From: Timothy Luchsinger, Utilities Director
Jerry Janulewicz, City Attorney

Meeting: November 22, 2016

Subject: Ordinance #9613 – Consideration of Revisions to
Chapter 35 of the City Code - Water

Presenter(s): Timothy Luchsinger, Utilities Director

Background

The Grand Island water system's usage has increased to where additional capacity is required to allow future growth in the City. An elevated storage tank is recommended by the recently completed Water System Master Plan. To fund the cost of the elevated storage tank, a bond issue is proposed.

A cost of service study was completed by the Nebraska Municipal Power Pool in order to support projected revenue requirements of the bond debt service. The results of the study and possible changes to the water system rate structure were provided to the Council for discussion at the Study Session on November 1, 2016.

Discussion

The proposed ordinance changes reflect the rate modifications presented previously to Council. While increasing the meter fee portion of the rates, the commodity charges for the first rate block were lowered significantly, and the minimum monthly charge was eliminated. This first rate block is typical of most residential customers and provides for the water used for personal consumption, cooking, bathing, and cleaning, and should see minimal cost impact.

The next three rate blocks are typical of usage for lawn irrigation, which is the primary driver of the need for the additional system capacity, and therefore increased more than the other rate blocks.

The final four rate blocks were adjusted in accordance with the evaluated cost of service for this usage, and are primarily commercial and industrial customers. The customer charge for unfunded regulatory mandates, which is the backflow program implemented in 2004, was increased from the original charge of \$0.35 per month to \$0.70 per month,

which are the current program costs. Finally, sections 35-36 and 35-37 were revised to allow for the collection of water project permit and plan review fees authorized in the fee schedule.

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 approved Ordinance 9613 revising Chapter 35, Water, of the City Code.

Sample Motion

Move to approve Ordinance 9613 revising Chapter 35, Water, of the City Code.

ORDINANCE NO. 9613

An ordinance to amend Chapter 35 of the Grand Island City Code specifically, to amend Section 35-30 pertaining to water rates; to amend Sections 35-36 and 35-37; to repeal 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. Chapter 35, Sections 35-30, 35-36 and 35-37 of the Grand Island City Code are hereby amended to read as follows:

§35-30. Schedule of Rates

SCHEDULE OF RATES WITHIN CITY

The rate to be charged for water furnished within the corporate limits of the City shall be as follows:

Monthly Billings	
Cubic feet per month	Rate per 100 cubic feet
First 500.....	\$1.49 <u>60.800</u>
Next 500.....	<u>0.700</u> <u>1.040</u>
Next 500.....	<u>0.692</u> <u>1.352</u>
Next 2,500.....	<u>0.767</u> <u>1.352</u>
Next 6,000.....	<u>0.713</u> <u>0.800</u>
Next 90,000.....	<u>0.654</u> <u>0.750</u>
Next 100,000.....	<u>0.574</u> <u>0.700</u>
Over 200,000.....	<u>0.535</u> <u>0.635</u>
Monthly Minimum (500 cu.ft.).....	<u>7.480</u> *

SCHEDULE OF RATES OUTSIDE CITY

The rate to be charged for water furnished outside and beyond the corporate limits of the City shall be as follows:

Approved as to Form ☐ _____

November 17, 2016 ☐ City Attorney

ORDINANCE NO. 9613 (Cont.)

Monthly Billings

Cubic feet per month	Rate per 100 cubic feet
First 500.....	\$1.49 <u>60.800</u>
Next 500.....	0.84 <u>01.248</u>
Next 500.....	0.83 <u>01.622</u>
Next 2,500.....	0.92 <u>01.622</u>
Next 6,000.....	0.85 <u>60.960</u>
Next 90,000.....	0.78 <u>50.900</u>
Next 100,000.....	0.68 <u>90.840</u>
Over 200,000.....	0.64 <u>20.762</u>
<u>Monthly Minimum (500 cu.ft.).....</u>	<u>7.480*</u>

*Plus a customer charge of \$0.350.70 per month for unfunded federal mandates for the Clean Water Act and the City's backflow program, in addition to the regular rates charged for water furnished to the customer.

Amended by Ordinance No. 8935, effective 10-01-2004
Amended by Ordinance No. 8987, effective 07-27-2005
Amended by Ordinance No. 9181, effective 10-01-2008
Amended by Ordinance No. 9371, effective 04-01-2012
Amended by Ordinance No. 9393, effective 08-02-2012

In addition to consumption, a monthly fee would be charged according to the meter size supplying water to the property:

Meter Size	Monthly Fee
<= 1"	\$2.50 <u>6.50</u>
1 ½"	\$8.00 <u>12.00</u>
2"	\$22.50 <u>28.50</u>
3"	\$40.00 <u>48.50</u>
4"	\$55.00 <u>66.00</u>
6"	\$225.00
8"	\$1,250.00
10"	\$4,000.00

Amended by Ordinance No. 9371(A), effective 04-01-2012

§35-36. Review and Approval of Plans

All water main construction plans and specifications shall be reviewed and approved by the Grand Island Utilities Director, the Fire Department, and Department of Public Works. Prior to commencement of construction, the private person or entity constructing the water main, shall obtain a construction permit and pay a permit fee from the Utilities Director and Building Department Director after the water main construction plans and specifications have been approved as set forth above and before any water main construction work has commenced.

Amended by Ordinance No. 9533, effective 05-05-2015

§35-37. Cost to Review Plans

The Utilities and Building Department may charge to review plans submitted by persons or entities proposing to construct water mains in the planning area. The charge shall be the rate per hour established and published from time to time by the City Fee Schedule.

ORDINANCE NO. 9613 (Cont.)

SECTION 2. Any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 3. 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: November 22, 2016.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item F-3

#9614 - Consideration of Amending City Code Article 23, Chapter 7, Section 23-65, Food and Beverage Retailers Occupation Tax; Intent and Purpose of Article

Staff Contact: Jerry Janulewicz

Council Agenda Memo

From: Jerry Janulewicz, City Attorney

Meeting: November 22, 2016

Subject: Harmonize City Code with Food and Beverage Retailer Occupation Tax ballot measure as approved.

Presenter(s): Jerry Janulewicz, City Attorney

Background

At the primary election held May 10, 2016, the electors of Grand Island approved by majority vote a ballot measure regarding Food and Beverage Retailer Occupation Tax. The measure, as approved by the electors, stated the proceeds of the tax “**shall be used for the following community enhancements:** The annual financial commitment to the Nebraska State Fair as required by state law; Promote entertainment, agricultural and livestock shows, trade shows and similar events that will attract visitors to Grand Island; Ongoing enhancement and development of recreation and athletic facilities such as hike, bike and recreational trails, ball fields and other community activity needs; Invest in community development projects and activities that stimulate progress and growth for Grand Island.”

As adopted and enacted by Council, City Code Section 23-65 states the revenue derived from the occupation tax “**shall be designated for uses in the following order:** (i) To make the City’s quarterly payments to the Nebraska State Fair Support and Improvement Fund as required by Neb Rev. Stat. §§2-108-110; (ii) Promote entertainment, agricultural and livestock shows, trade shows and similar events that will attract visitors to Grand Island; (iii) Ongoing enhancement and development of recreation and athletic facilities such as hike, bike and recreational trails, ball fields and other community activity needs; and (iv) Invest in community development projects and activities that stimulate progress and growth for Grand Island.”

The purpose of the proposed amendment of Section 23-65 is to harmonize this section with the ballot language approved by the city’s electors.

Discussion

The amendment of Section 23-65, if approved and enacted, would harmonize City Code with the ballot language approved by the electorate by removing language that provides a priority of use for occupation tax revenues.

Alternatives

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

1. Approve the ordinance amending Section 23-65.
2. Take no action on the ordinance.
3. Refer to committee.

Recommendation

City Administration recommends that the Council approve the ordinance amending City Code Section 23-65 thereby harmonizing this section with the ballot measure approved by the city's electors.

Sample Motion

Move to approve the ordinance amending City Code Section 23-65.

ORDINANCE NO. 9614

An ordinance pertaining to occupation tax; to amend Chapter 23, Article VII, Section 23-65 pertaining to Intent and Purpose of Food and Beverage Retailer Occupation Tax; to repeal 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. Grand Island City Code Chapter 23, Article VII, Section 23-65, is amended to read as follows:

§23-65. Intent and Purpose of Article

(A) Pursuant to the authority of Nebraska Revised Statute R.R.S. 1943, Section 16-205, the City Council finds, determines and declares that it is appropriate that a tax be imposed on commercial establishments that sell food and beverages as herein defined for the purpose of raising revenues. The foregoing determination is made with due consideration of business in the City and the relation of business to the municipal welfare, together with relation thereof, to expenditures required by the City, and with consideration of just, proper and equitable distribution of the tax burdens within the City and other properly associated matters.

(B) That revenue derived from Grand Island City Code, Article VII - the Food and Beverage Tax shall be used for the following community enhancements~~designated for use in the following order:~~

- (i) To make the City's quarterly payments to the Nebraska State Fair Support and Improvement Fund as required by Neb Rev. Stat. §§2-108-110;
- (ii) Promote entertainment, agricultural and livestock shows, trade shows and similar events that will attract visitors to Grand Island;
- (iii) Ongoing enhancement and development of recreation and athletic facilities such as hike, bike and recreational trails, ball fields and other community activity needs; and
- (iv) Invest in community development projects and activities that stimulate progress and growth for Grand Island.

SECTION 2. Any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed

Approved as to Form	☐ _____
November 16, 2016	☐ City Attorney

ORDINANCE NO. 9614 (Cont.)

SECTION 3. This ordinance shall be in force and take effect from and after its passage and publication.

Enacted: November 22, 2016.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item G-1

Approving Minutes of November 8, 2016 City Council Regular Meeting

Staff Contact: RaNae Edwards

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

November 8, 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 November 8, 2016. Notice of the meeting was given in *The Grand Island Independent* on November 2, 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, Jeremy Jones, Chuck Haase, Julie Hehnke, Linna Dee Donaldson, Michelle Fitzke, Vaughn Minton, Roger Steele, and Mike Paulick. The following City Officials were present: City Administrator Marlan Ferguson, City Clerk RaNae Edwards, Assistant Finance Director William Clingman, City Attorney Jerry Janulewicz, and Public Works Director John Collins.

Mayor Jensen introduced Community Youth Council member Christopher Rosenlund.

INVOCATION was given by Father Robert Lewis, St. Stephen's Episcopal Church, 422 West 2nd Street followed by the PLEDGE OF ALLEGIANCE.

PRESENTATIONS AND PROCLAMATIONS:

Recognition of Fire Chief Cory Schmidt for 20 Years of Service with the Grand Island Fire Department. Mayor Jensen and the City Council recognized Fire Chief Cory Schmidt for 20 years of service with the Grand Island Fire Department. Fire Chief Schmidt was present for the recognition.

PUBLIC HEARINGS:

Public Hearing on Acquisition of Ingress/Egress Easements Located at 602 & 804 W Stolley Park Road (Grand Island Public Schools). Public Works Director John Collins reported that acquisition of ingress/egress easements located at 604 and 804 West Stolley Park Road was needed on the east and west side of Adams Street, north of Stolley Park Road in order to accommodate traffic flow for Starr Elementary and Barr Middle School. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Public Utility Easements at the Intersection of Adams Street and Stolley Park Road (Grand Island Public Schools, Krauss, Olson & Street). Public Works Director John Collins reported that acquisition of public utility easements at the intersection of Adams Street and Stolley Park Road for a traffic signal was needed to aid traffic flow and safety in the area of the new Starr Elementary and Barr Middle School. 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:

#9609 - Consideration of Approving Bond Ordinance for Public Safety Bond

#9610 - Consideration of Approving Ordinance for Financing related to Food & Beverage Projects such Financing will be Direct Borrowing from a Financial Institution

#9611 - Consideration of Approving Ordinance for Refinancing of Heartland Event Center

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.

#9609 - Consideration of Approving Bond Ordinance for Public Safety Bond

Assistant Finance Director William Clingman stated the bond amount would not exceed \$4,550,000 and would be used for purchasing public safety vehicles and public safety equipment, constructing, furnishing and equipping public safety facilities and related improvements and miscellaneous costs associated with that. Staff recommended approval.

Mr. Clingman clarified the payments for the fire truck and ambulance would not be coming from the cell phone tax. The cell phone tax would be used for the new 911 Center. Mentioned was the fiscal policy. Mike Rogers with Gilmore Bond Counsel and Blaine Spady, Financial Advisor for the City answered questions regarding the bonding process and rates. Concerns were raised about bonding equipment. Mayor Jensen commented on the benefits of borrowing money at this time and the importance of how it was managed.

Motion by Donaldson, second by Stelk to approve Ordinance #9609.

City Clerk: Ordinance #9609 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, Councilmembers Fitzke, Donaldson, Hehnke, Jones, Stelk, and Nickerson voted aye. Councilmembers Paulick, Steele, Minton, and Haase voted no. Motion adopted.

City Clerk: Ordinance #9609 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, Councilmembers Fitzke, Donaldson, Hehnke, Jones, Stelk, and Nickerson voted aye. Councilmembers Paulick, Steele, Minton, and Haase voted no. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9609 is declared to be lawfully adopted upon publication as required by law.

#9610 - Consideration of Approving Ordinance for Financing related to Food & Beverage Projects such Financing will be Direct Borrowing from a Financial Institution

Assistant Finance Director William Clingman stated since the Food & Beverage Occupation tax was continued, the primary purposes of this tax was to provide funding for ongoing enhancement and development of the recreation and athletic facilities. By having a drawdown loan instead of traditional bonding it would allow the City to finance multiple projects, have the potential for grant funding, allow only what was needed during the defined time frame and financing

wouldn't specifically be authorized for any individual project. Staff recommended approval. Mr. Clingman commented on the pros and cons of financing and the favorable interest rates at this time.

Motion by Stelk, second by Jones to approve Ordinance #9610.

City Clerk: Ordinance #9610 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, Councilmembers Paulick, Steele, Minton, Fitzke, Donaldson, Hahnke, Jones, Stelk, and Nickerson voted aye. Councilmember Haase voted no. Motion adopted.

City Clerk: Ordinance #9610 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, Councilmembers Paulick, Steele, Minton, Fitzke, Donaldson, Hahnke, Jones, Stelk, and Nickerson voted aye. Councilmember Haase voted no. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9610 is declared to be lawfully adopted upon publication as required by law.

#9611 - Consideration of Approving Ordinance for Refinancing of Heartland Event Center

Assistant Finance Director William Clingman stated this refinancing would save the City at least \$130,000. The lease purchase agreement would be paid off in December of 2024. Staff recommended approval. Discussion was held regarding the net savings and pay off date.

Motion by Paulick, second by Steele to approve Ordinance #9611.

City Clerk: Ordinance #9611 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 #9611 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 #9611 is declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent agenda item G-19 (Resolution #2016-282) was pulled from the agenda. Consent items G-10 (Resolution #2016-273), G-15 (Resolution #2016-278), G-20 (Resolution #2016-283), and G-21 (Resolution #2016-284) were pulled for further discussion. Motion by Minton, second by Donaldson to approve the Consent Agenda excluding item G-10, G-15, G-19, G-20, and G-21. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of October 25, 2016 City Council Regular Meeting.

Approving Minutes of November 1, 2016 City Council Study Session.

Approving Re-Appointments of Dean Sears, Derek Apfel, and John Hoggatt to the Interjurisdictional Planning Commission.

Approving Re-Appointment of Jason Hornady to the Grand Island Facilities Corporation Board.

Approving Request for Liquor Manager Designation from Robert Mahood, 312 N Pine Street for Nathan Detroit's, 316 N Pine Street.

#2016-269 - Approving Final Plat and Subdivision Agreement for Copper Creek Estates Ninth Subdivision. It was noted that Guarantee Group LLC, owner, had submitted the Final Plat and Subdivision Agreement for Copper Creek Estates Ninth Subdivision located south of Old Potash Highway and east of Engleman Road for the purpose of creating 2 lots on 5.555 acres.

#2016-270 - Approving Final Plat and Subdivision Agreement for Summerfield Estates Tenth Subdivision. It was noted that TPCR Developments, owners, had submitted the Final Plat and Subdivision Agreement for Summerfield Estates Tenth Subdivision located north of 13th Street and east of North Road for the purpose of creating 17 lots on 5.333.

#2016-271 - Approving the Purchase of a 2017 Motor Grader for the Utilities Department from National Joint Power Alliance Buying Group Contract No. 032515 from Caterpillar in an Amount of \$285,353.00.

#2016-272 - Approving Amendment #2 to the Architectural Service Project 2015-AS-1 - Remodel of the Utilities Service Center Building with JEO Architects of Lincoln, Nebraska in an amount not to exceed \$36,000.00.

#2016-273 - Approving Bid Award for Drywall Installation for the Fleet Services Division with Indoor Air Technologies, Inc. of Victor, New York in an Amount of \$26,700.00. Comments were made regarding this bidder coming from New York.

Motion by Nickerson, second by Paulick to approve Resolution #2016-273. Upon roll call vote, all voted aye. Motion adopted.

#2016-274 - Approving Bid Award for Snow Removal Services 2016/2017 for the Streets Division of the Public Works Department with B & B Tree, LLC dba Tom's Tree Service of Grand Island, Nebraska in an amount of \$138.00 per hour for Trucks Hauling Snow; \$175.00 per hour for Front End Loaders; \$115.00 per hour for Skid Seers; \$120.00 per hour for Trucks (16,000-20,000 GVW) with Plow; \$130.00 for Trucks (20,000-35,000 GVW) with Plow; and \$98.00 per hour for Pickup with Plow.

#2016-275 - Approving Skid Steer Buy-Back for Streets Division with Central Nebraska Bobcat of Grand Island, Nebraska for the purchase of new T650 T4 compact track loader for \$49,190.67 with a trade-in value of \$43,330.31 for a net purchase price of \$5,860.36 and the purchase of a new T570 T4 compact track loader for \$45,326.58 with a trade-in value of \$31,694.12 for a net purchase price of \$13,632.46.

#2016-276 - Approving Purchase of a New Air Compressor for the Streets Division of the Public Works Department from Logan Contractors Supply of Omaha, Nebraska in an Amount of \$20,405.00.

#2016-277 - Approving Purchase of a New Asphalt Roller for the Streets Division of the Public Works Department from 4 Rivers Equipment LLC of Fort Collins, Colorado in an Amount of \$56,747.55.

#2016-278 - Approving Parking Restrictions and Loading/Unloading Zone on the West Side of 324 West 4th Street for Aguilar Printing. Discussion was held regarding enforcing the 20 minute parking. Mr. Collins stated they were enforced on a complaint basis.

Motion by Nickerson, second by Hehnke to approve Resolution #2016-278. Upon roll call vote, all voted aye. Motion adopted.

#2016-279 - Approving Bid Award for Sanitary Sewer District No. 538T, Ext of Sanitary Sewer to Serve Lot One (1) Jack Voss Horse Country Club Third Subdivision, Lot One (1) Miracle Valley Second Subdivision, and Part of the W 1/2 SW 1/4 of Misc Tracts 2-11-10 (W of Engleman Rd, N of Michigan Ave) with Van Kirk Bros. Contracting of Sutton, Nebraska in an Amount of \$59,610.00.

#2016-280 - Approving Acquisition of Ingress/Egress Easements Located at 602 & 804 W Stolley Park Road (Grand Island Public Schools).

#2016-281 - Approving Acquisition of Public Utility Easements at the Intersection of Adams Street and Stolley Park Road (Grand Island Public Schools, Krauss, Olson & Street).

#2016-282 - Approving Certificate of Final Completion for Sanitary Sewer District No. 528 and 530T. This item was pulled from the agenda.

#2016-283 - Approving Amendment to Library Personnel FTE Budget Allocation. Library Director Steve Fosselman stated they had a Librarian position open and wanted to fill it with the Library Assistant I & II line item which required a change in the Library Personnel FTE Budget for a cost savings. Councilmember Henke commended the library staff for the cost savings.

Motion by Hehnke, second by Minton to approve Resolution #2016-283. Upon roll call vote, all voted aye. Motion adopted.

#2016-284 - Approving Purchase of 2017 Police Fleet Vehicle from State Contract with Sid Dillon Chevrolet of Wahoo, Nebraska in an Amount of \$20,433.00. Comments were made regarding the bid being more than what was budgeted.

Motion by Paulick, second by Fitzke to approve Resolution #2016-284. Upon roll call vote, all voted aye. Motion adopted.

RESOLUTIONS:

#2016-285 - Consideration of Approving Agreement with Nebraska Department of Roads (NDOR) for Improving US Highway 281 in Grand Island. Public Works Director John Collins reported that the Nebraska Department of Roads was preparing plans for improvements to US Highway 281 from south of US Highway 30 north to Chapman Road. The total cost of work within the City limits currently estimated was \$10,597,500 with the City's share at \$3,822,000. The actual cost was likely to be greater than the estimates. Discussed were offset turn lanes.

Motion by Donaldson, second by Jones to approve Resolution #2016-285 Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Donaldson, second by Fitzke to approve the Claims for the period of October 26, 2016 through November 8, 2016 for a total amount of \$3,804,269.91. Unanimously approved.

ADJOURNMENT: The meeting was adjourned at 8:29 p.m.

RaNae Edwards
City Clerk



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item G-2

Approving Minutes of November 15, 2016 City Council Study Session

Staff Contact: RaNae Edwards

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL STUDY SESSION

November 15, 2016

Pursuant to due call and notice thereof, a Study Session 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 November 15, 2016. Notice of the meeting was given in the *Grand Island Independent* on November 9, 2016.

Mayor Jeremy L. Jensen called the meeting to order at 7:00 p.m. The following Councilmembers were present: Mitch Nickerson, Mark Stelk, Jeremy Jones, Chuck Haase, Julie Hehnke, Linna Dee Donaldson, Vaughn Minton, Roger Steele, and Mike Paulick. Councilmember Michelle Fitzke 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 Director John Collins.

Mayor Jensen introduced Community Youth Council member Patrick Tum-Monge.

INVOCATION was given by Community Youth Council member Patrick Tum-Monge followed by the PLEDGE OF ALLEGIANCE.

SPECIAL ITEMS:

Presentation and Discussion Concerning the Grand Island Water System. Utilities Director Tim Luchsinger reported that the Grand Island water system had increased to where additional capacity was required to allow for future growth in the city. An elevated storage tank was recommended by the recently completed water system master plan. To fund the cost of the elevated storage tank, a bond issue was proposed and a cost of service study was made by the Nebraska Municipal Pool in order to support projected revenue requirements of the bond debt service.

Reviewed was the daily use of water for 2015 with the most (MGD) millions of gallons per day during the summer months due to watering lawns. The elevated storage tank would hold 2 million gallons of water.

The estimated cost of the elevated storage tank was \$7 million with an annual debt service of \$500,000 which was 10% of the current annual budget. The customer was charged for unfunded mandates for the Clean Water Act (Backflow program), meter charges, and actual water usage. The proposed change was to add \$0.70 per account based on current program expenses.

Andrew Ross, Director with the Nebraska Municipal Power Pool, commented on the rate study. Reviewed were the current meter charges and the proposed increase. They recommended eliminating the minimum billing charge and charging only for the water used. The average family use of water was 500 cubic feet (ccf) which would amount of about \$11.00 per month increase. The average increase for the average user would be approximately 11%.

Comparisons were made with Fremont, North Platte, Kearney, Hastings, Lincoln, and Omaha. With the increase proposed the rates would be lower or comparable to the other cities. Discussion was held regarding the Village of Alda which the city services. High pressured wells were mentioned. Comments were made regarding the growth of the city. Mr. Luchsinger stated they were planning for the next 20 years. The proposed location for the water tower would be along Engleman Road. Proposed was to bring this item to Council at the November 22, 2016 Council meeting with an Ordinance for the increase in rates to start in January 2017. Following that would be the bonding and construction of the tower.

ADJOURNMENT: The meeting was adjourned at 7:58 p.m.

RaNae Edwards
City Clerk



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item G-3

Approving Request for Liquor Manager Designation from Glenn Palensky, 811 Redwood Road for the United Veterans Club, 1914 West Capital Avenue

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: November 22, 2016

Subject: Request from Glenn Palensky, 811 Redwood Road for Liquor Manager Designation with the United Veterans Club, 1914 West Capital Avenue

Presenter(s): RaNae Edwards, City Clerk

Background

Glenn Palensky, 811 Redwood Road has submitted an application with the City Clerk's Office for a Liquor Manager Designation in conjunction with the United Veterans Club, 1914 West Capital Avenue.

This application has been reviewed by the Police Department and City Clerk's Office. See Police Department report attached.

Discussion

City Council action is required and forwarded to the Nebraska Liquor Control Commission for issuance of all liquor manager designations. All departmental reports have been received. Mr. Palensky has completed a state approved alcohol server/seller training program. Staff recommends approval.

Alternatives

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

1. Approve the requests.
2. Forward the requests with no recommendation.
3. Take no action on the requests.

Recommendation

City Administration recommends that the Council approve the request for Liquor Manager Designation.

Sample Motion

Move to approve the request from Glenn Palensky, 811 Redwood Road for Liquor Manager Designation in conjunction with the Class “C-008618” Liquor License for the United Veterans Club, 1914 West Capital Avenue.

11/02/16
14:16

Grand Island Police Department
LAW SUPPLEMENTAL NARRATIVE

450
Page: 1

Incident number : L16110153
Sequence number : 1
Name : Vitera D
Date : 13:55:04 11/02/2016
Narrative : (see below)
318

Grand Island Police Department
Supplemental Report

Date, Time: Wed Nov 02 13:55:19 CDT 2016
Reporting Officer: Vitera
Unit- CID

Glenn Palensky is applying to become the liquor manager at the United Veterans' Club. According to his application, Glenn has lived in Nebraska since 1964 with the exception of a two year stint in Wyoming. He has lived in Grand Island since 2010. Glenn is married to Loretta Palensky. The application shows that she was born in York, Nebraska. Glenn and Loretta didn't disclose any criminal convictions.

I checked Glenn and Loretta through Spillman and NCJIS. Neither one of them have any potential convictions listed in Spillman. Glenn has a conviction listed in NCJIS for passing a stopped school bus in 2004. No other convictions were found in Nebraska. Loretta doesn't have any convictions listed in NCJIS. Glenn and Loretta each have a valid Nebraska driver's license and don't have any outstanding warrants for their arrest. I also checked Glenn and Loretta through a paid online law enforcement-only database which tends to provide mostly personal identifying information and information about civil issues. I found information on Glenn and Loretta but nothing out of the ordinary.

The Grand Island Police Department has no objection to Glenn Palensky becoming the liquor manager at the United Veterans' Club.

= = = = =



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item G-4

#2016-286 - Approving MOU to the Labor Contract between the City of Grand Island and the IBEW Local 1597

Staff Contact: Aaron Schmid, Human Resources Director

Council Agenda Memo

From: Aaron Schmid, Human Resources Director

Meeting: November 22, 2016

Subject: Consideration of Approving Memorandum of Understanding to the Labor Contract between the City of Grand Island and the IBEW Local 1597 (Utilities Department) Bargaining Unit

Presenter(s): Aaron Schmid, Human Resources Director

Background

The City of Grand Island (City) maintains a labor agreement with the International Brotherhood of Electrical Workers (IBEW) Local 1597 (Utilities Department). Proposed changes to the labor agreement must be mutually agreed upon between the City and the Union.

Discussion

The proposed memorandum of understanding (MOU) to the labor contract would establish an alternating eight and twelve hour shift for the Power Dispatcher classifications. The intent of the change is to increase operational efficiency and provide better work-life balance. The change will be in effect for the remainder of the labor agreement ending on September 30, 2017. The shift will be continually monitored to ensure the change is mutually beneficial to both the City and the Union. Either party may terminate the MOU by providing a 45 day notice. The MOU addresses alterations to the labor agreement as indicated in bold face type. The remaining terms of the labor contract will remain unchanged for the duration of the contract. A proposed shift schedule is included for reference.

Alternatives

It appears 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

The City Administration recommends approval of the Memorandum of Understanding to the Labor Contract between the City of Grand Island and the IBEW Local 1597 (Utilities Department) Bargaining Unit .

Sample Motion

Move to approve.

Attachment 1 - 12hour, 5-week Shift Schedule

EE	Week 1							Week 2							Week 3							Week 4							Week 5									
1				N	N	N	N				D	D	D			8-5	8-5	8-5	8-5			N	N	N				D	D	D								
2	D	D	D								N	N	N	N					D	D	D			8-5	8-5	8-5	8-5			N	N	N				D		
3	N	N	N				D	D	D	D									N	N	N	N					D	D	D			8-5	8-5	8-5	8-5			
4		8-5	8-5	8-5	8-5			N	N	N					D	D	D	D									N	N	N	N					D	D	D	
5				D	D	D			8-5	8-5	8-5	8-5			N	N	N					D	D	D	D								N	N	N	N		
6		8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5		Sr. Dispatcher		
7		8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5		Extra Dispatcher		

Attachment 2 - 12hr, 6-week Shift Schedule

EE	Week 1							Week 2							Week 3							Week 4							Week 5							Week 6									
1				N	N	N	N				D	D	D			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5			N	N	N				D	D	D								
2	D	D	D								N	N	N	N					D	D	D			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5			N	N	N					D	
3	N	N	N				D	D	D	D									N	N	N	N					D	D	D			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5			
4		8-5	8-5	8-5	8-5			N	N	N				D	D	D	D										N	N	N	N					D	D	D			8-5	8-5	8-5	8-5	8-5	
5		8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5			N	N	N				D	D	D	D									N	N	N	N				D	D	D			
6				D	D	D			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5			N	N	N				D	D	D	D								N	N	N	N			
7		8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5			8-5	8-5	8-5	8-5	8-5		Sr. Dispatcher		

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (MOU) between the City of Grand Island, Nebraska (City), and the International Brotherhood of Electrical Workers Local 1597 (IBEW) sets forth terms and conditions agreed to by the parties as follows:

I.

The parties agree the present labor agreement (Labor Agreement) between the City and IBEW for those employees of the City's Utilities Department represented by the IBEW remains in effect for the period previously negotiated by the parties, that being through September 30, 2017.

The parties agree this MOU does not alter the terms of the Labor Agreement or make those terms subject to renegotiation before the expiration (September 30, 2017) without a separate written agreement between the parties memorializing such.

The parties agree this MOU only affects the provisions contained therein, temporarily alters certain provisions regarding work schedules as stated below, those alterations are of an experimental nature with the consent of the parties, will not result in the recalculation of wages for any position, and any permanent alterations will require a formal amendment of the Labor Agreement with approval of the parties.

II.

The terms of the MOU will be in effect for the remainder of the Labor Agreement ending on September 30, 2017.

III.

Either party may terminate the MOU with or without cause by providing written notice to the other party at least forty-five (45) days prior to the date of termination.

IV.

The following provisions of the Labor Agreement shall be altered for the period this MOU is in effect. Alterations pursuant to this MOU will be in *italics* and **bold** faced type. The alterations listed below are not of a permanent nature, are only in effect while the MOU is in effect, and do not make the

terms listed below or any of the terms contained in the Labor Agreement subject to renegotiation.

ARTICLE II - HOURS OF WORK

A. WORK DAY

The City shall establish the work day. The normal work day shall be from 8:00 a.m. to 5 p.m. The work day may vary according to the special requirements of any division or program. The City shall establish hours of work for shift duty. The hours of work shall be arranged in eight (8) hour periods.

The City shall establish an alternating eight (8) and twelve (12) hour work shift for the Power Dispatcher I and Power Dispatcher II classifications. The City shall further establish an alternating eight (8) and twelve (12) hour work shift for the Senior Power Dispatcher classification if necessary to cover open shifts.

B. WORK WEEK

The City shall establish the work week. The work week may vary according to the special requirements of any division or program. The work days will be arranged successively to provide a forty (40) hour work week for each employee. Hours worked shall include actual hours worked and shall not include paid leave, holidays and vacation when calculating overtime.

Work schedules for employees scheduled to work alternating eight (8) and twelve (12) hour shifts shall be arranged to the greatest extent possible as:

- 1. Four (4) consecutive twelve (12) hour work days followed by;***
- 2. Three (3) consecutive days off followed by;***
- 3. Three (3) consecutive twelve (12) hour work days followed by;***
- 4. Two (2) consecutive days off followed by;***
- 5. Four (4) consecutive eight (8) hour work days followed by;***
- 6. Two (2) consecutive days off followed by;***
- 7. Three (3) consecutive twelve (12) hour work days followed by;***
- 8. Three (3) consecutive days off followed by;***

9. Four (4) consecutive twelve (12) hour work days followed by;
10. Seven (7) consecutive days off.

In the alternative and at the discretion of the City, alternating eight (8) and twelve (12) hour shifts may also be arranged as:

1. Four (4) consecutive twelve (12) hour work days followed by;
2. Three (3) consecutive days off followed by;
3. Three (3) consecutive twelve (12) hour work days followed by;
4. Two (2) consecutive days off followed by;
5. Five (5) consecutive eight (8) hour work days followed by;
6. Two (2) consecutive days off followed by;
7. Four (4) consecutive eight (8) hour work days followed by;
8. Two (2) consecutive days off followed by;
9. Three (3) consecutive twelve (12) hour work days followed by;
10. Three (3) consecutive days off followed by;
11. Four (4) consecutive twelve (12) hour work days followed by;
12. Seven (7) consecutive days off.

F. OVERTIME

All officially authorized work in excess of eight hours a day or forty hours a week or any non-scheduled work shall be designated overtime work for the purpose of compensation.

EMPLOYEES WORKING ALTERNATING EIGHT (8) AND TWELVE (12) HOUR SHIFTS:

All officially authorized work in excess of the scheduled eight (8) or twelve (12) hours a day or eighty (80) hours during a two (2) week pay period shall be compensated at the rate of one and one-half (1½) times the excess hours worked.

ARTICLE III - HOLIDAYS AND HOLIDAY PAY

D. HOLIDAY ON REGULARLY SCHEDULED WORK DAY

If an employee works on a holiday, the employee shall be paid for the holiday and any hours worked on the holiday shall be paid as overtime.

In the event an employee is called to duty during a holiday that were not scheduled to work, such employee shall be paid at the rate of two (2) times the employee's base hourly rate times the actual number of hours worked, although the employee shall be compensated for no less than two hours at the enhanced rate.

For employees working alternating eight (8) and twelve (12) hour shifts, the compensation for holidays which those employees did not work is eight (8) hours of regular pay.

For employees working alternating eight (8) and twelve (12) hour shifts, the credit for computing overtime pay for holidays which those employees did work is eight (8) hours.

Holidays will run from midnight to midnight for the calendar day the holiday falls on.

E. PERSONAL DAY

Personal Leave Days will be given to employees each year. Three personal leave days will be granted on October 1st and must be used by September 15th. ***Credit for each Personal Leave Day shall not exceed eight (8) hours regardless of the time length of the scheduled shift for any particular day.*** Personal Leave Days may be taken at any time and may be taken in one (1) hour increments; provided, the time selected by the employee must have the prior approval of the employee's supervisor. The Director or his or her designees will make every effort to grant requested personal leave time; however, it must be approved in advance and will be granted on the basis of work requirements of the department. Use of personal leave will not be unreasonably denied. New employees who begin work on or after April 1 will not be eligible for personal days until the following October 1.

For employees working alternating eight (8) and twelve (12) hour shifts, the compensation for the use of a Personal Day shall be eight (8) hours of regular pay.

ARTICLE IV - VACATIONS

C. VACATION SCHEDULE

1. Vacation leave shall be taken at a time convenient to and approved by the department director or supervisor. Vacations may be granted at the time requested by the employee. While all eligible employees are encouraged to take two consecutive weeks of vacation each calendar year, when eligible, the City may grant shorter periods of vacation as needed or desired by employees.
2. Each employee shall take a minimum vacation of five consecutive days. In the event a holiday falls within the mandatory five-day term, such holiday use will satisfy the mandatory term requirements.

Employees working alternating eight (8) and twelve (12) hour shifts shall take a vacation of at least thirty-six (36) hours consisting of three (3) consecutive vacation days each year when eligible and sufficient vacation hours have accrued.

D. SENIORITY FOR VACATION AND PERSONAL HOLIDAY PLANNING

Appointing authorities shall grant leave on the basis of the work requirements of the City after conferring with employees and recognizing their wishes where possible. Preference in the scheduling of vacation and personal holiday time shall be given to employees within their job classification in order of their total length of employment with the City.

Job classifications with two or more employees will have two vacation schedules that will run consecutively.

1. Prime Vacation Schedule: An employee may make one choice of a minimum of five work days and a maximum of as many consecutive days as said employee has accrued vacation time. Vacation of greater than five (5) work days shall be consecutive work days so that only one block of vacation time is scheduled on the Prime Vacation Schedule. The Prime Vacation Schedule shall be completed by all employees in the

affected job classification before the Secondary Vacation Schedule is initiated for that classification.

Employees working alternating eight (8) and twelve (12) hour shifts may make one (1) choice of a minimum of thirty-six (36) hours over three (3) consecutive days.

2. Secondary Vacation Schedule: An employee may make as many selections as said employee has accrued vacation time.

ARTICLE V - MEDICAL LEAVE AND BEREAVEMENT LEAVE

G. BEREAVEMENT LEAVE

Bereavement leave shall be granted to eligible employees for up to two (2) days per calendar year for non-immediate family members. Non-immediate family member shall mean aunts, uncles, nieces and nephews. Any portion of a work day used for bereavement leave shall be considered a full day of bereavement leave. An employee shall be eligible to use up to three (3) days of paid bereavement leave for the death of an immediate family member which includes parents, spouses, children, siblings, grandparents, grandchildren, and in-laws of the same relation, regardless of when it occurs. In addition to the use of bereavement leave as set forth hereafter, medical leave may be granted at the discretion of the Department Director and City Administrator for the death of a member of an employee's immediate family because of unusual circumstances. To attend the funeral of someone other than immediate and non-immediate family, an employee shall take vacation or personal leave.

For employees working alternating eight (8) and twelve (12) hour shifts, bereavement leave shall be granted to eligible employees for up to sixteen (16) hours per calendar year for non-immediate family members. Non-immediate family member shall mean, aunts, uncles, nieces and nephews. Any portion of a work day used for bereavement leave shall be considered a full day of bereavement leave. An employee shall be eligible to use up to twenty four (24) hours of paid bereavement leave for the death of an immediate family member which includes parents, spouses, children, siblings, grandparents, grandchildren, and in-laws of the same relation, regardless of when it occurs. In addition to the use of bereavement leave as set forth hereafter, medical leave may be granted at the discretion of the Department Director for the death of a member of an employee's immediate

family because of unusual circumstances. To attend the funeral of someone other than immediate and non-immediate family, an employee shall take vacation leave.

V.

The parties agree this document constitutes the entirety of the terms and conditions of this MOU. This MOU shall not be altered or modified in any way unless agreed to by all parties thereto, memorialized in writing, and executed by the parties.

Witness Our Hands:

THE CITY OF GRAND ISLAND

Date

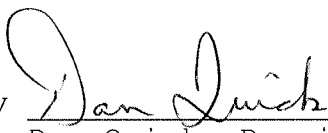
By

Marlan V. Ferguson
City Administrator

IBEW LOCAL 1597

11/10/16
Date

By


Dan Quick, President

RESOLUTION 2016-286

WHEREAS, pursuant to Neb. Rev. Stat., §16-201, the City has the authority to make all contracts and do all other acts in relation to the property and concerns of the City necessary to the exercise of its corporate powers; and

WHEREAS, an employee bargaining unit at the City of Grand Island is represented by the Internal Brotherhood of Electrical Workers (IBEW) Local 1597; and

WHEREAS, representatives of the City and IBEW, Local 1597 met to negotiate a labor memorandum of understanding; and

WHEREAS, the labor memorandum of understanding creates an alternative eight and twelve hour shift for the Power Dispatcher job classifications; and

WHEREAS, the City reached an agreement with the IBEW and the agreement has been presented to City Council for approval.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Mayor is hereby authorized to execute the Labor Memorandum of Understanding by and between the City of Grand Island and the Internal Brotherhood of Electrical Workers (IBEW) Local 1597 for the period of November 22, 2016 through September 30, 2017.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, November 22, 2016.

Jeremy L. Jensen, Mayor

ATTEST:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
November 18, 2016	☐ City Attorney



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item G-5

**#2016-287 - Approving Purchase of a High Lift Loader for Platte
Generating Station**

Staff Contact: Tim Luchsinger, Stacy Nonhof

Council Agenda Memo

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

Meeting Date: November 22, 2016

Subject: Approving Purchase of a 2017 High Lift Loader for
Platte Generating Station

Presenter(s): Timothy G. Luchsinger, Utilities Director

Background

On December 21, 2011, EPA released the Mercury and Air Toxics Standards (MATS), requiring the maximum achievable control technology for mercury and other hazardous pollutants from electric generating units, with a compliance date of April 2016.

The Air Quality Control System was added to the Platte Generating Station in 2014 to meet the MATS requirements. The substance to remove acid gases from the flue gas is a lime by-product called scrubber ash. The Platte Generating Station produces an estimated 250,000 pounds of scrubber ash per week, temporarily stored on site until it can be reused as a beneficial agricultural product.

Scrubber ash is loaded into large side dump tractor trailer trucks that haul the material off-site for beneficial reuse. The existing 1989 wheel loader used to handle bottom ash was not capable of loading the scrubber ash into the larger side dump tractor trailer trucks and a high lift loader was rented until a new loader could be purchased.

The new 2017 Caterpillar Model 824K High Lift loader would be capable of handling the loading of both the bottom ash and scrubber ash.

Discussion

The City of Grand Island City Council approved the use of the National Joint Powers Alliance Buying Group (NJPA) with Resolution 2014-326.

To meet competitive bidding requirements, the Utilities Department obtained pricing from the NJPA Contract No. 032515 awarded to Caterpillar.

Utilities Department staff is recommending the purchase of the High Lift Loader from Nebraska Machinery Company (NMC Cat) in the amount of \$257,527.00. An amount of \$275,000.00 was approved in the 2015-2016 FY budget for this purchase.

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 Council approve the purchase of a new High Lift Loader from NMC Cat for a purchase price of \$257,527.00.

Sample Motion

Move to approve the purchase of a new High Lift Loader from NMC Cat for a purchase price of \$257,527.00.

RESOLUTION 2016-287

WHEREAS, the City of Grand Island Production Division of the Utilities Department budgeted for a 2017 High Lift Loader in the current budget; 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. 032515 awarded to Caterpillar, such bid being in the amount of \$257,527.00.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the purchase of a 2017 High Lift Loader from the NJPA Contract No. 032515, in the amount of \$257,527.00, is hereby approved.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, November 22, 2016.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	▣ _____
November 18, 2016	▣ City Attorney



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item G-6

#2016-288 - Approving Boiler Feed Pump Repair at Platte Generating Station

Staff Contact: Tim Luchsinger, Stacy Nonhof

Council Agenda Memo

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

Meeting Date: November 22, 2016

Subject: Boiler Feed Pump Repair

Presenter(s): Timothy G. Luchsinger, Utilities Director

Background

The Platte Generating Station two boiler feed pumps are used to pump treated water to the main boiler under high pressure. These pumps are critical to the operation of the plant. The 34 year old pumps were originally manufactured by Byron Jackson and remain in service with periodic overhaul and repair. One pump has been removed from service and a base repair scope for the pump was established by a thorough teardown and inspection of the pump. That scope was subsequently used to develop the repair specifications and engineer's estimate.

Discussion

Specifications for the Boiler Feed Pump Repair were advertised and issued for bid in accordance with the City Purchasing Code. Bids were publicly opened on November 8, 2016. The engineer's estimate for this project was \$175,000.00.

Bidder	Bid Price
JCI Industries, Inc., Lee's Summit, MO	\$ 237,186.00

Plant staff has reviewed the bid received. In discussions with the bidder after the original scope of work was established, the impellers were found to have 309 stainless steel welded to the original 400 series stainless steel during repairs made after the last rebuild by another company. The repair of the impellers with 309 stainless steel is no longer acceptable due to catastrophic in-service failures of the materials that have occurred on similar pumps. Additional repair cost above the original estimate is required to accommodate the provision of new pump impellers which were not part of the original repair scope.

The bid scope and price received includes the base repair scope and the required new impellers. As a Byron Jackson original equipment manufacturer facility authorized to

perform such repairs, their bid is being considered as a sole source provider. The plant has two boiler feed pumps with this one being currently unavailable while being repaired. A failure of the remaining pump would shut down Platte Generating Station. Department staff recommends proceeding with the award of the work as bid by JCI Industries, Inc.

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 Council award the Contract for the Boiler Feed Pump Repair to JCI Industries, Inc., of Lee's Summit, Missouri, as the sole source bidder, with the bid in the amount of \$237,186.00.

Sample Motion

Move to approve the bid in the amount of \$237,186.00, from JCI Industries, Inc. for the Boiler Feed Pump Repair at Platte Generating Station.

INTEROFFICE MEMORANDUM



Stacy Nonhof, Purchasing Agent

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: November 8, 2016 at 2:15 p.m.
FOR: Boiler Feed Pump Repair
DEPARTMENT: Utilities
ESTIMATE: \$175,000.00
FUND/ACCOUNT: 520
PUBLICATION DATE: October 29, 2016
NO. POTENTIAL BIDDERS: 1

SUMMARY

Bidder: JCI Industries
Lincoln, NE
Bid Security: Universal Surety Co.
Exceptions: Noted

Bid Price:	<u>Option 1</u>	<u>Option 2</u>
Material:	\$113,890.00	\$ 53,063.00
Labor:	\$107,779.00	\$181,115.00
Sales Tax:	<u>\$ 15,517.00</u>	<u>\$ 16,392.00</u>
Total Bid:	\$237,186.00	\$250,570.00

cc: Tim Luchsinger, Utilities Director
Marlan Ferguson, City Administrator
Stacy Nonhof, Purchasing Agent
Darrell Dorsey, PGS Plant Supt.

Pat Gericke, Utilities Admin. Assist.
Renae Griffiths, Finance Director
Karen Nagel, Utilities Secretary

P1915

RESOLUTION 2016-288

WHEREAS, the City of Grand Island invited sealed bids for Boiler Feed Pump Repair at Platte Generating Station according to plans and specifications on file with the Utilities Department; and

WHEREAS, on November 8, 2016, a single bid was received, opened and reviewed; and

WHEREAS, JCI Industries, Inc., of Lee's Summit, Missouri, 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 \$237,186.00; and

WHEREAS, JCI Industries, Inc., is the single source bid for the Boiler Feed Pump Repair at Platte Generating Station.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of JCI Industries, Inc., in the amount of \$237,186.00, for Boiler Feed Pump Repair, is hereby approved.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, November 22, 2016.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
November 18, 2016	☐ City Attorney



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item G-7

#2016-289 - Approving Auxiliary Boiler Rental at Platte Generating Station

Staff Contact: Tim Luchsinger, Stacy Nonhof

Council Agenda Memo

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

Meeting Date: November 22, 2016

Subject: Auxiliary Boiler Rental

Presenter(s): Timothy G. Luchsinger, Utilities Director

Background

The Cleaver Brooks auxiliary boiler at the Platte Generating Station was installed during the original construction of the plant to provide building heat. Since the plant went into service in 1982, it has continued to serve as an emergency backup for building heat in the event of freezing conditions occurring when the main boiler is offline. The auxiliary boiler has developed numerous tube leaks and leaking tube joints at the steam drum, requiring extensive repairs.

While the plant's auxiliary boiler is out of service for repairs, a rental boiler is needed to protect the station in the event of an outage on the main boiler during the upcoming winter. Plant staff developed a specification for a three month rental period as a basis of bidding, along with a monthly rental cost in the event the unit is needed for a longer period of time.

Discussion

Specifications for the Auxiliary Boiler Rental were advertised and issued for bid in accordance with the City Purchasing Code. Bids were publicly opened on November 8, 2016. The engineer's estimate for a three month rental period for this project was \$100,000.00.

Bidder	Base Bid	Addendum Piping	Adjusted Bid Price	Monthly Rental
Rasmussen Mechanical Services Council Bluffs, IA	\$69,180.00	\$46,748.00	\$115,928.00	\$22,500.00
Associated Mechanical Olathe, KS	\$94,300.00	\$94,447.00	\$191,747.00	\$22,500.00
Cleaver Brooks Sales & Service West Des Moines IA	\$98,661.00	\$53,552.00	\$152,213.00	\$25,647.00

Bids were reviewed by plant engineering staff and the low bidder for the base three month rental, Rasmussen Mechanical Services, was found to be acceptable. During the bid process, it was also determined that additional piping required to interconnect the boiler to the plant services was more extensive than plant personnel could achieve in a timely manner. Therefore, an addendum was issued requesting the bidder also provide the installation of the piping systems. Rasmussen Mechanical Services bid on the pipe work is also the low bid and also has been found to be acceptable.

Although the additional pipe work increased the bids beyond the original scope and original engineer's estimate, budget dollars are available within the plant operating budget to pay for the project. With winter approaching, time is of the essence in getting the rental boiler installed. Department staff recommends proceeding with Rasmussen Mechanical Services to execute the project at the adjusted bid of \$115,928.00, with any extended rental required at \$22,500.00 per month.

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 Council award the Contract for the Auxiliary Boiler Rental to Rasmussen Mechanical Services of Council Bluffs, Iowa, as the low responsive bidder, with the adjusted bid in the amount of \$115,928.00.

Sample Motion

Move to approve the adjusted bid in the amount of \$115,928.00 from Rasmussen Mechanical Services for the Auxiliary Boiler Rental.

Purchasing Division of Legal Department
INTEROFFICE MEMORANDUM



Stacy Nonhof, Purchasing Agent

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: November 8, 2016 at 2:00 p.m.
FOR: Auxiliary Boiler Rental
DEPARTMENT: Utilities
ESTIMATE: \$100,000.00
FUND/ACCOUNT: 520
PUBLICATION DATE: October 29, 2016
NO. POTENTIAL BIDDERS: 4

SUMMARY

Bidder:	<u>Associated Mechanical</u> Olathe, KS	<u>Cleaver Brooks Sales & Service</u> West Des Moines, IA
Bid Security:	Mid-Continent Casualty Co.	Cashier's Check
Exceptions:	None	Noted
Bid Price:		
Base Bid:	\$ 78,300.00	\$95,061.00
Piping:	\$ 97,447.00	\$53,552.00
2 Days Startup:	\$ 3,700.00	\$ 3,600.00
	\$ 3,900.00 Bond	
Sales Tax:	<u>\$ 8,400.00</u>	<u>N/A</u>
Total Base Bid:	\$191,747.00	152,213.00
Rental:	\$22,500.00	\$25,647.00

Bidder: Rasmussen Mechanical Services
Bid Security: Council Bluffs, IA
Exceptions: Merchants Bonding Co.
Noted

Bid Price:
Base Bid: \$67,500.00
Piping: \$46,748.00
2 Days Startup: \$ 1,680.00
Sales Tax: N/A
Total Base Bid: \$115,928.00

Rental: \$22,500.00

cc: Tim Luchsinger, Utilities Director
Marlan Ferguson, City Administrator
Stacy Nonhof, Purchasing Agent
Darrell Dorsey, PGS Plant Supt.

Pat Gericke, Utilities Admin. Assist.
Renae Griffiths, Finance Director
Karen Nagel, Utilities Secretary

P1914

RESOLUTION 2016-289

WHEREAS, the City of Grand Island invited sealed bids for Auxiliary Boiler Rental at Platte Generating Station according to plans and specifications on file with the Utilities Department; and

WHEREAS, on November 8, 2016, bids were received, opened and reviewed; and

WHEREAS, Rasmussen Mechanical Services of Council Bluffs, Iowa, 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 \$115,928.00, and a possible monthly rental price of \$22,500.00; and

WHEREAS, the bid of Rasmussen Mechanical Services is the lowest responsive bid and time is of the essence with winter approaching, it is recommended that the bid for Auxiliary Boiler Rental at Platte Generating Station be accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Rasmussen Mechanical Services, in the amount of \$115,928.00 and a possible monthly rental price of \$22,500.00, for Auxiliary Boiler Rental, is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, November 22, 2016.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
November 18, 2016	☐ City Attorney



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item G-8

**#2016-290 - Approving Certificate of Final Completion for
Sanitary Sewer District No. 528 and 530T**

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

Council Agenda Memo

From: Terry Brown PE, Assistant Public Works Director

Meeting: November 22, 2016

Subject: Approving Certificate of Final Completion for Sanitary Sewer District No. 528 and 530T

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

Background

On June 10, 2014, by Resolution No. 2014-163, Van Kirk Brothers Contracting of Sutton, Nebraska was awarded a contract for Sanitary Sewer District No. 528 and 530T in the amount of \$3,374,118.70.

On February 10, 2015, by Resolution No. 2015-38 City Council approved Change Order No. 1, which allowed for additional work days on both Sanitary Sewer District No. 528 & 530T due to inclement weather, problems with dewatering, and subcontractor construction issues that hindered the ability to reach the original contract deadline. Change Order No. 1 was at no monetary cost to the City.

On March 24, 2015, by Resolution No. 2015-75 City Council approved Change Order No. 2 which authorized two (2) locations; Guenther Road and 1,000 feet south of Guenther Road, to change from direct borings to open cuts at each location. This change resulted in a net credit of \$47,507.46, for a revised contact amount of \$3,326,611.24.

On June 9, 2016, by Resolution No. 2015-145 City Council approved Change Order No. 3 which allowed for additional work days for Sanitary Sewer District No. 530T, and was no additional monetary cost to the City.

On March 8, 2016, by Resolution No. 2016-48 City Council approved Change Order No. 4 to consolidate final quantities and extra items encountered during the construction projects. This change order resulted in an overall increase of \$124,202.98, for a revised total contract amount of \$3,450,814.22.

This project extended sanitary sewer to Wildwood Subdivision, as well as south along US Highway 281 to Interstate 80.

Work on the project commenced July 2014, with substantial completion recognized July 27, 2015 and August 12, 2015 for Sanitary Sewer District No. 528 and 530T respectively. Final completion was established July 2016.

Discussion

The project was completed in accordance with the terms, conditions and stipulations of the contract, plans and specifications. Construction work for both Sanitary Sewer District No. 528

and 530T was completed at a total cost of \$3,450,814.22. Additional project costs are shown below.

ADDITIONAL PROJECT COSTS – Sanitary Sewer District No. 528

Olsson & Associates	Preliminary & Construction Engineering	\$ 106,578.78
City of Grand Island Public Works Engineering	Preliminary & Construction Engineering	\$ 65,000.00
The Grand Island Independent	Advertising	\$ 117.10
Hall County Register of Deeds	Filing Fees	\$ 28.00
Bank of America	Miscellaneous Project Costs (rentals)	\$ 2,344.97
John Hinkle	Landscaping Restoration	\$ 451.00
Rick Johnson	Sod	\$ 10.12
Plains Irrigation	Easements	\$ 17,200.00
Mitchell Stauffer	Easements	\$ 20,338.00
Lawney Rathman	Easements	\$ 2,321.00

Subtotal Additional Project Costs = \$ 214,388.97

ADDITIONAL PROJECT COSTS – Sanitary Sewer District No. 530T

Olsson & Associates	Preliminary & Construction Engineering	\$ 201,240.49
City of Grand Island Public Works Engineering	Preliminary & Construction Engineering	\$ 55,000.00
The Grand Island Independent	Advertising	\$ 151.62
Hall County Register of Deeds	Filing Fees	\$ 210.00
Kirby Smith	Easements	\$ 7,430.00
Karen Diane Bockmann	Easements	\$ 26,811.65
Bosselman Pump & Pantry	Easements	\$ 200,000.00
Lawney Rathman	Easements	\$ 47,342.00

Subtotal Additional Project Costs = \$ 538,185.76

Total project costs, for both sanitary sewer districts, equate to \$4,203,388.95, of which all or a portion of will be assessed to the affected property owners, within each separate district, at the Board of Equalization on December 27, 2016.

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 No. 528 and 530T and set the Board of Equalization date of December 27, 2016.

Sample Motion

Move to approve the Certificate of Final Completion for Sanitary Sewer District No. 528 and 530T and set the Board of Equalization date of December 27, 2016.

ENGINEER'S CERTIFICATE OF FINAL COMPLETION

Sanitary Sewer District No. 528
Sanitary Sewer District No. 530T
CITY OF GRAND ISLAND, NEBRASKA
November 22, 2016

TO THE MEMBERS OF THE COUNCIL
CITY OF GRAND ISLAND
GRAND ISLAND, NEBRASKA

This is to certify that Sanitary Sewer District No. 528 & 530T have been fully completed by Van Kirk Brothers Contractors of Sutton, Nebraska under the contract dated June 10, 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 Public Works Director in accordance with the provisions of Section 16-650 R.R.S., 1943.

Sanitary Sewer District No. 528 & 530T

Item No.	Description	Total Quantity	Unit	Unit Price	Total Cost
Sanitary Sewer District No. 528					
C1.01	24" Sanitary Sewer Main	\$ 2,977.00	LF	\$ 60.00	\$ 178,620.00
C1.02	15" Sanitary Sewer Main	\$ 100.00	LF	\$ 42.00	\$ 4,200.00
C1.03	12" PVC Sanitary Sewer Main	\$ 15.00	LF	\$ 50.00	\$ 750.00
C1.04	10" PVC Sanitary Sewer Main	\$ 1,511.00	LF	\$ 50.00	\$ 75,550.00
C1.05	24" Sanitary Sewer Main Cap	\$ -	EA	\$ 600.00	\$ -
C1.06	15" Sanitary Sewer Main Cap	\$ 1.00	EA	\$ 360.00	\$ 360.00
C1.07	12" Sanitary Sewer Main Cap	\$ 1.00	EA	\$ 300.00	\$ 300.00
C1.08	48" Dia. Precast Manhole - Type 2 (5' Depth)	\$ 12.00	EA	\$ 3,800.00	\$ 45,600.00
C1.09	Additional Manhole Depth, Type 2	\$ 116.60	VF	\$ 318.00	\$ 37,078.80
C1.10	6" PVC Sanitary Sewer Service	\$ 814.00	LF	\$ 30.00	\$ 24,420.00
C1.11	6" PVC Sanitary Sewer Service - Casing Per Detail	\$ -	LF	\$ 47.00	\$ -
C1.12	6" PVC Sanitary Sewer Service Inserta Tee	\$ 6.00	EA	\$ 350.00	\$ 2,100.00
C1.13	10" x 6" PVC Sanitary Service Tee	\$ 21.00	EA	\$ 215.00	\$ 4,515.00
C1.14	6" Service Cap	\$ 27.00	EA	\$ 25.00	\$ 675.00
C1.15	Dry Bore and Install 36" Encasement	\$ 425.00	LF	\$ 663.00	\$ 281,775.00
C1.16	Remove Existing 15" Sanitary Sewer Cap	\$ 1.00	EA	\$ 350.00	\$ 350.00
C1.17	Remove Asphalt Paving	\$ 7,946.00	SY	\$ 4.00	\$ 31,784.00
C1.18	Remove Asphalt Driveway	\$ 632.00	SY	\$ 5.00	\$ 3,160.00
C1.19	Temporary Access to Properties	\$ 1.00	LS	\$ 20,000.00	\$ 20,000.00
C1.20	Remove Concrete Driveway	\$ 482.00	SY	\$ 6.00	\$ 2,892.00
C1.21	Remove Landscaping	\$ 1.00	LS	\$ 3,500.00	\$ 3,500.00
C1.22	Remove, Salvage, and Reuse 18" R.C. Pipe	\$ -	LF	\$ 30.00	\$ -
C1.23	Remove, Salvage, and Reuse 15" R.C. Pipe	\$ -	LF	\$ 25.00	\$ -
C1.24	Remove, Salvage, and Reuse 12" R.C. Pipe	\$ -	LF	\$ 20.00	\$ -
C1.25	Remove, Salvage, and Reuse 18" Flared End Section	\$ -	EA	\$ 150.00	\$ -
C1.26	Remove, Salvage, and Reuse 12" R.C. Flared End Section	\$ -	EA	\$ 125.00	\$ -
C1.27	Remove 36" Arch Corrugated Metal Pipe	\$ 40.00	LF	\$ 15.00	\$ 600.00
C1.28	Remove 24" Corrugated Metal Pipe	\$ 48.00	LF	\$ 10.00	\$ 480.00
C1.29	Remove 18" Corrugated Metal Pipe	\$ 89.00	LF	\$ 10.00	\$ 890.00

C1.30	Remove 12" Corrugated Metal Pipe	\$ 174.00	LF	\$ 10.00	\$ 1,740.00
C1.31	Remove 12" PVC Pipe	\$ 60.00	LF	\$ 10.00	\$ 600.00
C1.32	8" P.C. Concrete Paving	\$ 7,355.00	SY	\$ 45.00	\$ 330,975.00
C1.33	6" P.C. Concrete Paving	\$ 1,506.03	SY	\$ 41.00	\$ 61,747.23
C1.34	3" Gravel Driveway	\$ -	SY	\$ 3.25	\$ -
C1.35	24" Round Equivalent R.C. Storm Sewer Pipe	\$ 80.00	LF	\$ 80.00	\$ 6,400.00
C1.36	18" Round Equivalent R.C. Storm Sewer Pipe	\$ 32.00	LF	\$ 74.00	\$ 2,368.00
C1.37	24" R.C. Storm Sewer Pipe	\$ 80.00	LF	\$ 60.00	\$ 4,800.00
C1.38	18" R.C. Storm Sewer Pipe	\$ 542.00	LF	\$ 52.00	\$ 28,184.00
C1.39	15" R.C. Storm Sewer Pipe	\$ 377.00	LF	\$ 40.00	\$ 15,080.00
C1.40	24" R.E. R.C. Flared End Section	\$ 4.00	EA	\$ 900.00	\$ 3,600.00
C1.41	18" R.E. R.C. Flared End Section	\$ 2.00	EA	\$ 680.00	\$ 1,360.00
C1.42	24" R.C. Flared End Section	\$ 2.00	EA	\$ 885.00	\$ 1,770.00
C1.43	18" R.C. Flared End Section	\$ 10.00	EA	\$ 750.00	\$ 7,500.00
C1.44	15" R.C. Flared End Section	\$ 10.00	EA	\$ 720.00	\$ 7,200.00
C1.45	12" R.C. Flared End Section	\$ 8.00	EA	\$ 600.00	\$ 4,800.00
C1.46	Adjust Manhole to Grade	\$ 7.00	EA	\$ 250.00	\$ 1,750.00
C1.47	Concrete Header	\$ 24.00	LF	\$ 30.00	\$ 720.00
C1.48	Seeding, Agricultural Areas	\$ 2.00	AC	\$ 1,800.00	\$ 3,600.00
C1.49	Seeding, Unimproved Areas	\$ 2.49	AC	\$ 1,800.00	\$ 4,482.00
C1.50	Seeding, Improved Areas	\$ 0.50	AC	\$ 1,800.00	\$ 900.00
C1.51	Over-Excavation	\$ -	CY	\$ 1.00	\$ -
C1.52	Dewatering	\$ 4,603.00	LF	\$ 76.00	\$ 349,828.00
C1.53	Traffic Control	\$ 1.00	LS	\$ 5,000.00	\$ 5,000.00
C1.54	Mobilization/Demobilization	\$ 1.00	LS	\$ 43,000.00	\$ 43,000.00
C1.55	Sediment and Erosion Control	\$ 1.00	LS	\$ 10,000.00	\$ 10,000.00
Subtotal Sanitary Sewer District No. 528 =					\$ 1,617,004.03
Alternate Bid No. 1 Sanitary Sewer District No. 528					
C1.56	Cold Mill and Remove Asphalt Paving and Salvage to City	\$ -	SY	\$ 7,146.00	\$ -
C1.57	Cold Mill and Remove Asphalt Driveway and Salvage to City	\$ -	SY	\$ 580.00	\$ -
Alternate Bid No. 1 Sanitary Sewer District No. 528					\$ -
Sanitary Sewer District No. 528 Change Order No. 1 - Time Extension					
		\$ -	n/a	\$ -	\$ -
Sanitary Sewer District No. 528 Change Order No. 2 - See Sanitary Sewer District No. 530T					
		\$ -	n/a	\$ -	
Sanitary Sewer District No. 528 Change Order No. 3 - Time Extension					
		\$ -	n/a	\$ -	\$ -

Sanitary Sewer District No. 528 Change Order No. 4					
CO4-1	Additional Staking at Nebraska Truck Service	\$ 1.00	LS	\$ 8,472.63	\$ 8,472.63
CO4-2	Restock 24" Sanitite Cap	\$ 1.00	LS	\$ 100.74	\$ 100.74
CO4-3	Additional Driveway for Island Towing	\$ 1.00	LS	\$ 2,318.40	\$ 2,318.40
CO4-4	Temporary Fence and Gates at Bauer Built Tires, Nebraska Truck Center & Island Towing	\$ 1.00	LS	\$ 3,506.04	\$ 3,506.04
CO4-5	Remove 18" R.C. Pipe	\$ 480.00	LF	\$ 18.00	\$ 8,640.00
CO4-6	Remove 15" R.C. Pipe	\$ 140.00	LF	\$ 15.00	\$ 2,100.00
CO4-7	Remove 12" R.C. Pipe	\$ 240.00	LF	\$ 13.00	\$ 3,120.00
CO4-8	Remove 18" F.E.S.	\$ 100.00	EA	\$ 2.00	\$ 200.00
CO4-9	Remove 12" R.C. F.E.S.	\$ 100.00	EA	\$ 2.00	\$ 200.00
CO4-10	Millings Various Locations	\$ 1.00	LS	\$ 10,726.35	\$ 10,726.35
CO4-11	Crushed Rock and Millings at GI Trailers	\$ 1.00	LS	\$ 6,193.24	\$ 6,193.24
CO4-12	12" R.C. Storm Sewer Pipe	\$ 1.00	LS	\$ 6,384.00	\$ 6,384.00
CO4-12	Area Inlet at High-Tech Diesel	\$ 3,250.00	LS	\$ 1.00	\$ 3,250.00
CO4-13	Erosion & Control Mat	\$ 13,942.30	LS	\$ 1.00	\$ 13,942.30
Subtotal Change Order No. 4 =					\$ 69,153.70
GRAND TOTAL SANITARY SEWER DISTRICT NO. 528 =					\$1,686,157.73
Sanitary Sewer District No. 530T					
C2.01	Mobilization/Demobilization	\$ 1.00	LS	\$ 43,000.00	\$ 43,000.00
C2.02	Dewatering	\$ 9,769.00	LF	\$ 76.00	\$ 742,444.00
C2.03	Clearing & Grubbing	\$ 1.00	LS	\$ 8,500.00	\$ 8,500.00
C2.04	24" Sanitary Sewer Line, SDR 26	\$ 3,952.50	LF	\$ 48.00	\$ 189,720.00
C2.05	18" Sanitary Sewer Line, SDR 26	\$ 5,392.00	LF	\$ 43.00	\$ 231,856.00
C2.06	15" Sanitary Sewer Line, SDR 26	\$ 5.00	LF	\$ 65.00	\$ 325.00
C2.07	12" PVC Sanitary Sewer Line, SDR 26	\$ 320.00	LF	\$ 30.00	\$ 9,600.00
C2.08	Jack and Bore 26" x 0.563" W.T. Steel Casing	\$ 66.00	LF	\$ 656.00	\$ 43,296.00
C2.09	Jack and Bore 30" x 0.500" W.T. Steel Casing	\$ 230.00	LF	\$ 631.00	\$ 145,130.00
C2.10	Jack and Bore 24" x 0.438" W.T. Steel Casing	\$ 212.00	LF	\$ 442.00	\$ 93,704.00
C2.11	48" Dia. Precast Manhole - Type 2 (5' Depth)	\$ 27.00	EA	\$ 3,800.00	\$ 102,600.00
C2.12	48" Dia. Precast Drop Manhole - Type 3	\$ 1.00	EA	\$ 4,900.00	\$ 4,900.00
C2.13	Additional Manhole Depth, Type 2	\$ 199.30	VF	\$ 318.00	\$ 63,377.40
C2.14	Install 15" Sewer Pipe Plug	\$ 1.00	EA	\$ 360.00	\$ 360.00
C2.15	Install 23" Sewer Pipe Plug	\$ 4.00	EA	\$ 300.00	\$ 1,200.00
C2.16	6" Sewer Service Connection	\$ 5.00	EA	\$ 765.14	\$ 3,825.70
C2.17	Remove and Replace Barb Wire Fence	\$ 5,757.00	LF	\$ 4.30	\$ 24,755.10
C2.18	Remove Tree (>6" in Dia.)	\$ 1.00	EA	\$ 400.00	\$ 400.00
C2.19	Gravel Surfacing	\$ 160.53	TN	\$ 19.00	\$ 3,050.07
C2.20	Seeding, Unimproved Areas	\$ 7.80	AC	\$ 1,850.00	\$ 14,430.00
C2.21	Sediment and Erosion Control	\$ 1.00	LS	\$ 25,000.00	\$ 25,000.00
C2.22	Traffic Control	\$ 1.00	LS	\$ 4,300.00	\$ 4,300.00
C2.23	48" Dia. Precast Manhole - Type 3	\$ 2.00	EA	\$ 3,800.00	\$ 7,600.00
C2.24	Additional Manhole Depth, Type 3	\$ 22.27	VF	\$ 318.00	\$ 7,081.86
Subtotal Sanitary Sewer District No. 530T =					\$1,770,455.13

Sanitary Sewer District No. 528 Change Order No. 1 - Time Extension					\$	0
Sanitary Sewer District No. 530T Change Order No. 2						
CO2-1	Guenther Road Additions - Remove Concrete Pavement change quantity to 80	LUMP SUMP CHANGE ORDER			\$	-
CO2-2	Guenther Road Additions - Replace 9" Concrete Pavement change quantity to 80				\$	-
CO2-3	Guenther Road Additions - Subgrade Prep change quantity to 80				\$	-
CO2-4	Guenther Road Additions - Remove & Reset 48" RCP, remove line item				\$	-
CO2-5	Guenther Road Additions - Wells Drill that would not be needed remove line item				\$	-
CO2-6	Sign Bore Additions - 48" Manhole Sta. 63+25, change quantity, no change in total price				\$	-
CO2-7	Sign Bore Additions - 48" Manhole Sta. 64+53, change quantity, no change in total price				\$	-
CO2-8	Guenther Road Deletion - Jack & Bore 36" x 0.563"WT Steel Casing in lieu of open trenching sewer main				\$	-
CO2-9	Sign Bore Deletion - Jack & Bore 30" x 500" WT Steel Casing in lieu of open trenching sewer main				\$	-
Subtotal Change Order No. 2 =					\$	(47,507.46)
Sanitary Sewer District No. 528 Change Order No. 3 - Time Extension					\$	0
Sanitary Sewer District No. 530T Change Order No. 4						
CO4-1	Downtime for Potential Contamination	\$	1.00	LS	\$ 15,872.14	\$ 15,872.14
CO4-2	Rock Bedding Due to Clay Liner	\$	1.00	LS	\$ 11,795.00	\$ 11,795.00
CO4-3	Re-stock Charge (ended 200' short)	\$	1.00	LS	\$ 662.17	\$ 662.17
CO4-4	Break-through of Concrete Foundation	\$	1.00	LS	\$ 7,459.19	\$ 7,459.19
CO4-5	Modification of Manhole and Forcemain Tie-In	\$	1.00	LS	\$ 4,907.88	\$ 4,907.88
CO4-6	Added Gates and Barbed Wire Fence at Bockmann Property	\$	1.00	LS	\$ 1,012.44	\$ 1,012.44
Subtotal Change Order No. 4 =					\$	41,708.82
GRAND TOTAL SANITARY SEWER DISTRICT NO. 530T =					\$	1,764,656.49
Grand Total Sanitary Sewer District No. 528 & 530T =					\$	3,450,814.22

ADDITIONAL PROJECT COSTS – Sanitary Sewer District No. 528

Olsson & Associates	Preliminary & Construction Engineering	\$ 106,578.78
City of Grand Island Public Works Engineering	Preliminary & Construction Engineering	\$ 65,000.00
The Grand Island Independent	Advertising	\$ 117.10
Hall County Register of Deeds	Filing Fees	\$ 28.00
Bank of America	Miscellaneous Project Costs (rentals)	\$ 2,344.97
John Hinkle	Landscaping Restoration	\$ 451.00
Rick Johnson	Sod	\$ 10.12
Plains Irrigation	Easements	\$ 17,200.00
Mitchell Stauffer	Easements	\$ 20,338.00
Lawney Rathman	Easements	\$ 2,321.00

Subtotal Additional Project Costs = \$ 214,388.97

ADDITIONAL PROJECT COSTS – Sanitary Sewer District No. 530T

Olsson & Associates	Preliminary & Construction Engineering	\$ 201,240.49
City of Grand Island Public Works Engineering	Preliminary & Construction Engineering	\$ 55,000.00
The Grand Island Independent	Advertising	\$ 151.62
Hall County Register of Deeds	Filing Fees	\$ 210.00
Kirby Smith	Easements	\$ 7,430.00
Karen Diane Bockmann	Easements	\$ 26,811.65
Bosselman Pump & Pantry	Easements	\$ 200,000.00
Lawney Rathman	Easements	\$ 47,342.00

Subtotal Additional Project Costs = \$ 538,185.76

Sanitary Sewer District No. 528 Total Costs - \$1,900,546.70

Sanitary Sewer District No. 530T Total Costs - \$2,302,842.25

Total Costs Sanitary Sewer District No. 528 & 530T - \$4,203,388.95

I hereby recommend that the Engineer's Certificate of Final Completion for Sanitary Sewer District No. 528 & 530T be approved.

John Collins, PE - City Engineer/Public Works Director

Jeremy L. Jensen – Mayor

RESOLUTION 2016-290

WHEREAS, the City Engineer/Public Works Director for the City Of Grand Island has issued a Certificate of Completion for Sanitary Sewer District No. 528 and 530T, certifying that Van Kirk Brothers Contractors of Sutton, Nebraska, under contract, has completed such sanitary sewer districts; and

WHEREAS, the City Engineer/Public Works Director recommends the acceptance of the both sanitary sewer districts; and

WHEREAS, the Mayor concurs with the recommendation of the City Engineer/Public Works Director.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that:

1. The Certificate of Final Completion for Sanitary Sewer District No. 528 in the total amount of \$1,900,546.70 and Sanitary Sewer District No. 530T in the total amount of \$2,302,842.25 is hereby confirmed.
2. The City Council will sit as the Board of Equalization on December 27, 2016 to determine benefits and set assessments for both Sanitary Sewer District No. 528 and 530T.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, November 22, 2016.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
November 18, 2016	☐ City Attorney



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item G-9

#2016-291 - Approving Amendment No. 1 for Public Transit Service Agreement with Senior Citizens Industries, Inc.

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

Council Agenda Memo

From: Terry Brown PE, Assistant Public Works Director

Meeting: November 22, 2016

Subject: Approving Amendment No. 1 for Public Transit Service Agreement with Senior Citizens Industries, Inc.

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

Background

As a result of the City's status as a metropolitan statistical area, the City became eligible for receipt of funds for public transit services from the United States Department of Transportation, Federal Transit Administration. Commencing July 1, 2016, public transportation trips originating or terminating within the urbanized area of the City of Grand Island must be funded utilizing urban transportation funds from the Federal Transit Administration. Prior to July 1, 2016, public transit services within the City and within Hall County were provided through Rural Public Transit funds awarded to the State of Nebraska and the County of Hall, as subgrantee of the state. Pursuant to an Interlocal Agreement entered into by and between the City and Hall County, on June 14, 2016 via Resolution No. 2016-138 the Grand Island City Council approved an agreement with Senior Citizens Industries, Inc. to provide such public transit services.

Discussion

The City of Grand Island and Senior Citizens Industries, Inc. desire to amend the public transit services agreement, as follows.

The original agreement provided for a monthly rate of \$53,202.50 for the period of July 1, 2016 through June 30, 2017, with the option of renewing the agreement for a maximum of two (2) years beyond June 30, 2017, in increments of two (2) months. Compensation for this extended service would be at the following monthly rate: July 1, 2017 through June 30, 2018 - \$54,798.64 per month; and July 1, 2018 through June 30, 2019 - \$56,442.60. The amendment will revise the agreement to state the City shall pay to Senior Citizens Industries, Inc. an amount equal to the sum of the actual expense of operation of the transit service program, with actual expenses not exceeding the originally approved monthly rates.

Insurance in the original agreement to be provided by Senior Citizens Industries, Inc. was set at \$5,000,000. The required amount has been decreased to \$1,000,000, as is standard

and consistent with the City's requirements. As a result, Senior Citizens Industries, Inc. anticipates a reduction in insurance premium for part of the period of July 1, 2016 through June 30, 2017.

The final portion of the amendment removes the requirement for Senior Citizens Industries, Inc. to fund, operate, engage in, or assist in the operation or administration of a cab fare rider program. The removal of this requirement is due to the cab fare rider program not being eligible for federal reimbursement through the urban transportation funds from the Federal Transit Administration. As a result, Senior Citizens Industries anticipates a total cost reduction of \$60,000 for this removal.

The terms of the amendment shall be retroactive to and including July 1, 2016.

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 Amendment No. 1 to the original agreement for Public Transit Service with Senior Citizens Industries, Inc.

Sample Motion

Move to approve Amendment No. 1.

**FIRST AMENDMENT TO THE
AGREEMENT FOR PUBLIC TRANSIT SERVICES**

This First Amendment to the Agreement for Public Transit Services is entered into by and between the City of Grand Island, a municipal corporation of the state of Nebraska, (hereafter called "City"), and Senior Citizens Industries, Inc. (hereafter called "Contractor") of Grand Island, Nebraska, dated this ____ day of November, 2016.

WHEREAS, City and Contractor are parties to an Agreement for Public Transit Services (the "Agreement") whereby City contracted with Contractor for the provision of public transit services provided within Hall County including within City's municipal boundaries; and

WHEREAS, City and Contractor desire to amend the Agreement.

NOW, therefore, in consideration of the promises and agreements set forth in the Agreement and herein, the City and Contractor agree to the following:

1. AMENDED SECTIONS.

A. Section 2. is amended in its entirety as follows:

The City shall pay to Contractor, as full payment for all services to be performed by Contractor pursuant to this agreement an amount equal to the sum of the actual expenses of operation of the transit service program less the total of all grants, rider fares, and 5311 federal state, and county transit program funds received by Contractor. Invoicing will be made monthly upon statement reflecting the itemized operating expenses and transit program receipts. Terms are net 30 days. Actual expenses of operation shall mean expenses eligible for Federal or State cost sharing under Federal Transit Administration 5307 and 5311 Grant Programs. Total annual actual expenses shall not exceed the following:

	Annual	Monthly
July 1, 2016 - June 30, 2017	\$638,430.00	\$53,202.50
July 1, 2017 – June 30, 2018	\$657,583.68	\$54,798.64
July 1, 2018 – June 30, 2019	\$677,311.20	\$56,442.60

B. Section 9. is amended is amended in its entirety as follows:

Contractor shall purchase and maintain continuously throughout the term of the Agreement insurance coverage meeting all of the following requirements:

(i) obtain and maintain for the applicable contract term insurance on each vehicle against all risks of loss or damage in an amount not less than the replacement cost of the Buses, without deductible and without co-insurance,

(ii) obtain and maintain for the applicable contract term, comprehensive liability insurance covering personal injury of at least \$1,000,000 per person and property damage of at least \$1,000,000 per occurrence, and such insurance shall otherwise be in a form and with companies reasonably satisfactory to County and City. Contractor shall designate County and City, as their interests may appear, as loss payee on property insurance, and shall designate County and City additional insureds on liability insurance. Contractor shall pay all premiums for such insurance and cause delivery to County and City of certificates evidencing such insurance in effect through the contract term identifying the vehicle identification number of each Bus, as applicable, along with, if requested by County or City, evidence satisfactory to County and City, of the payment of the premiums for such insurance. All insurance shall provide for at least thirty (30) days advance written notice to County and City before any cancellation, expiration or material modification thereof. No act or default of Contractor, its officers, agents and employees, will affect County's or City's right to recover under such policy or policies in case of loss. Contractor shall deliver prompt written notice to County and City of (1) loss, theft, or destruction of any Bus, (2) any damage to any Bus exceeding one thousand dollars (\$1,000), and (3) any claim arising out of the ownership, operation, maintenance, or use of any Bus. In the event of damage to or loss or destruction of a Bus (or any component thereof), Contractor shall, at the option of County and City, (a) promptly place such Bus in good repair, condition and working order, or (b) replace the Bus with a bus in good repair, condition and working order, acceptable to County and City, and shall transfer clear title to such Bus to the entity, County or City, holding title to the bus damaged, lost, or destroyed, whereupon such bus shall be subject to the applicable contract term.

Liability coverage shall include coverage for loading and unloading passengers.


2. CAB FARE PROGRAM. Notwithstanding anything in the Agreement and City's Request for Proposals for Public Transit Services to the contrary, Contractor shall not be required to fund, operate, engage in, or assist in the operation or administration of a cab fare rider program except through a separate subsequent agreement approved and executed by the parties.

3. EFFECTIVE DATE. The terms of this Amendment shall be retroactive to and including July 1, 2016.

In witness, the parties have executed this First Addendum to the Agreement for Public Transit Services on the dates recited below:

Dated: _____, 2016.

Senior Citizens Industries, Inc.

By: 
Karl Hughes, President

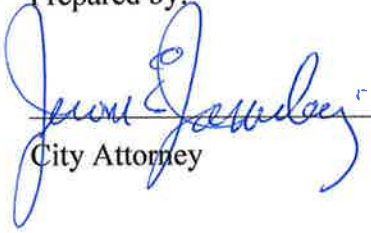
City of Grand Island, Nebraska

By: _____
Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

Prepared by:


City Attorney

RESOLUTION 2016-291

WHEREAS, the City of Grand Island (City), Nebraska and the County of Hall (County), Nebraska entered into an Interlocal Agreement for Public Transit Services to be provided within the boundaries of City and County; and

WHEREAS, an agreement for such services provided by Senior Citizens Industries, Inc. of Grand Island, Nebraska was approved via Resolution No. 2016-138 on June 14, 2016; and

WHEREAS, both the City and Senior Citizens Industries, Inc. desire to amend the public transit services agreement; and

WHEREAS, the amendment will revise the agreement to state the City shall pay to Senior Citizens Industries, Inc. an amount equal to the sum of the actual expense of operation of the transit service program, with actual expenses not exceeding the originally approved monthly rates; the required amount of insurance coverage to be \$1,000,000; and remove the requirement for Senior Citizens Industries, Inc. to fund, operate, engage in, or assist in the operation or administration of a cab fare rider program.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that Amendment No. 1 to the original agreement for Public Transit Service with Senior Citizens Industries, Inc. of Grand Island, Nebraska is hereby approved.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such Amendment No. 1 on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, November 22, 2016.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
November 18, 2016	☐ City Attorney



City of Grand Island

Tuesday, November 22, 2016

Council Session

Item J-1

Approving Payment of Claims for the Period of November 9, 2016 through November 22, 2016

The Claims for the period of November 9, 2016 through November 22, 2016 for a total amount of \$4,457,663.97. A MOTION is in order.

Staff Contact: Renae Griffiths