



City of Grand Island

Tuesday, April 8, 2014

Council Session

Item G-7

#2014-77 - Approving Interlocal Cooperative Agreement with Hall County for use of a County Road for the Various Locations in Grand Island (Resurfacing) Project

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

Council Agenda Memo

From: Scott Griepenstroh, Project Manager

Meeting: April 8, 2014

Subject: Approving Interlocal Cooperative Agreement with Hall County for Use of a County Road for the Various Locations in Grand Island (Resurfacing) Project

Item #'s: G-7

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

Background

All agreements must be approved by the City Council.

The Various Locations in Grand Island (Resurfacing) project consists of typical asphalt mill and overlay construction, which is accomplished by removing the top of existing asphalt surfacing by cold milling and placement of new Asphaltic Concrete. The project will improve approximately 4.6 miles of city streets and is planned at the following locations.

- Blaine Street – Garland Street to Beltline Trail
- First Street – Walnut Street to Sycamore Street
- North Road – 13th Street to State Street
- Independence Avenue – Capital Avenue to Nebraska Highway 2
- Broadwell Avenue – Anna Street to State Street

Certain locations have been identified for complete pavement removal and reconstruction due to the lack of structural capacity of the existing pavement. These locations include two blocks on First Street, the southern portion of Independence Avenue, and the east side of Broadwell Avenue from Division Street to Second Street. Sidewalk curb ramps will be reconstructed to Americans with Disabilities Act (ADA) standards at all intersections.

This project is made possible through funds provided by the Nebraska Department of Roads (NDOR) Surface Transportation Program (STP) and the Federal Highway Administration. This project will relieve the City of Grand Island from funding these improvements solely with the Streets Division Resurfacing funds or the Capital Improvements Program fund.

Discussion

During the time Independence Avenue is closed for resurfacing work, traffic will be detoured west on Highway 2, south on Engleman Road and east on Capital Avenue. An agreement is needed with Hall County because the detour route includes a portion of Engleman Road which is also a County Road. Hall County officials and City Public Works staff agreed to use an agreement with terms and conditions similar to those the State of Nebraska Department of Roads uses when traffic is detoured from a state highway to a local road or street.

The agreement was approved by the Hall County Board of Commissioners at their March 25, 2014 meeting.

The Various Locations (Resurfacing) project is scheduled to begin April 28, 2014. The Contractor is required to complete the project in late fall of 2014.

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 Interlocal Agreement with Hall County for use of a County Road for a detour for improvements to Independence Avenue for the Various Locations in Grand Island (Resurfacing) Project.

Sample Motion

Move to approve the resolution.

**INTERLOCAL COOPERATIVE AGREEMENT
FOR IMPROVEMENTS TO
INDEPENDENCE AVENUE NORTH OF CAPITAL AVENUE
BY AND BETWEEN
THE COUNTY OF HALL, NEBRASKA
AND THE CITY OF GRAND ISLAND, NEBRASKA**

THIS AGREEMENT is made and entered into, by and between the County of Hall, Nebraska, a body politic and corporate and a political subdivision of the State of Nebraska, hereinafter referred to as the "County," and the City of Grand Island, Nebraska, a municipal corporation within the State of Nebraska, hereinafter referred to as the "City." WITNESSTH:

WHEREAS, the Interlocal Cooperation Act, NEB. REV. STAT. § 13-801, *et seq.*, provides that units of local government of the State of Nebraska may enter into agreements for the joint and cooperative exercise of powers, privileges, or authority capable of being exercised by either agency; and

WHEREAS, the City is resurfacing Independence Avenue between Capital Avenue and Nebraska Highway 2; and

WHEREAS, in the interest of public safety and convenience during the resurfacing on the above project, it is necessary to establish a detour on designated County Roads, as shown on the attached Exhibit "A"; and

WHEREAS, the County is agreeable to the use of said designated county roads as a detour under the following terms and conditions.

NOW, THEREFORE, in consideration of these facts, the parties hereto agree as follows:

Section 1. The County agrees that the City may use designated county roads, as shown on the attached Exhibit "A", as a detour for the duration of this project.

Section 2. The city agrees to perform the maintenance on the County Roads during their use as a detour and to return said County Roads to the County at the conclusion of their use as a detour in the condition they existed prior to their use as a detour.

Section 3. Further Agreements: Each Party hereto shall be responsible for the maintenance of its portion of the roadway following completion of the resurfacing project and use of County Roads as a detour.

Section 4. Governance: This agreement shall be co-governed by the Hall County Surveyor & Highway Superintendent and the City of Grand Island Public Works Department Project Manager.

Section 5. Modification: This agreement may be modified by written agreement of the Parties.

Section 6. No Separate Entity: There shall be no separate legal entity created through this interlocal cooperative agreement.

Section 7. Provision of Assistance. Pursuant to the Interlocal Cooperation Act, any party to this agreement, in the party's sole discretion, may appropriate funds and may sell, lease, give, or otherwise provide assistance, including personnel and services, as may be within the party's legal power to furnish.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

COUNTY OF HALL

Executed on March 25, 2014

By: Bob McFarland
Bob McFarland, Chair
Hall County Board of Supervisors

Attest: Marla Conley
Marla Conley
Hall County Clerk

Approved to Form: Jack Zitterkopf
Jack Zitterkopf
Chief Deputy County Attorney

CITY OF GRAND ISLAND

Executed on April 8, 2014

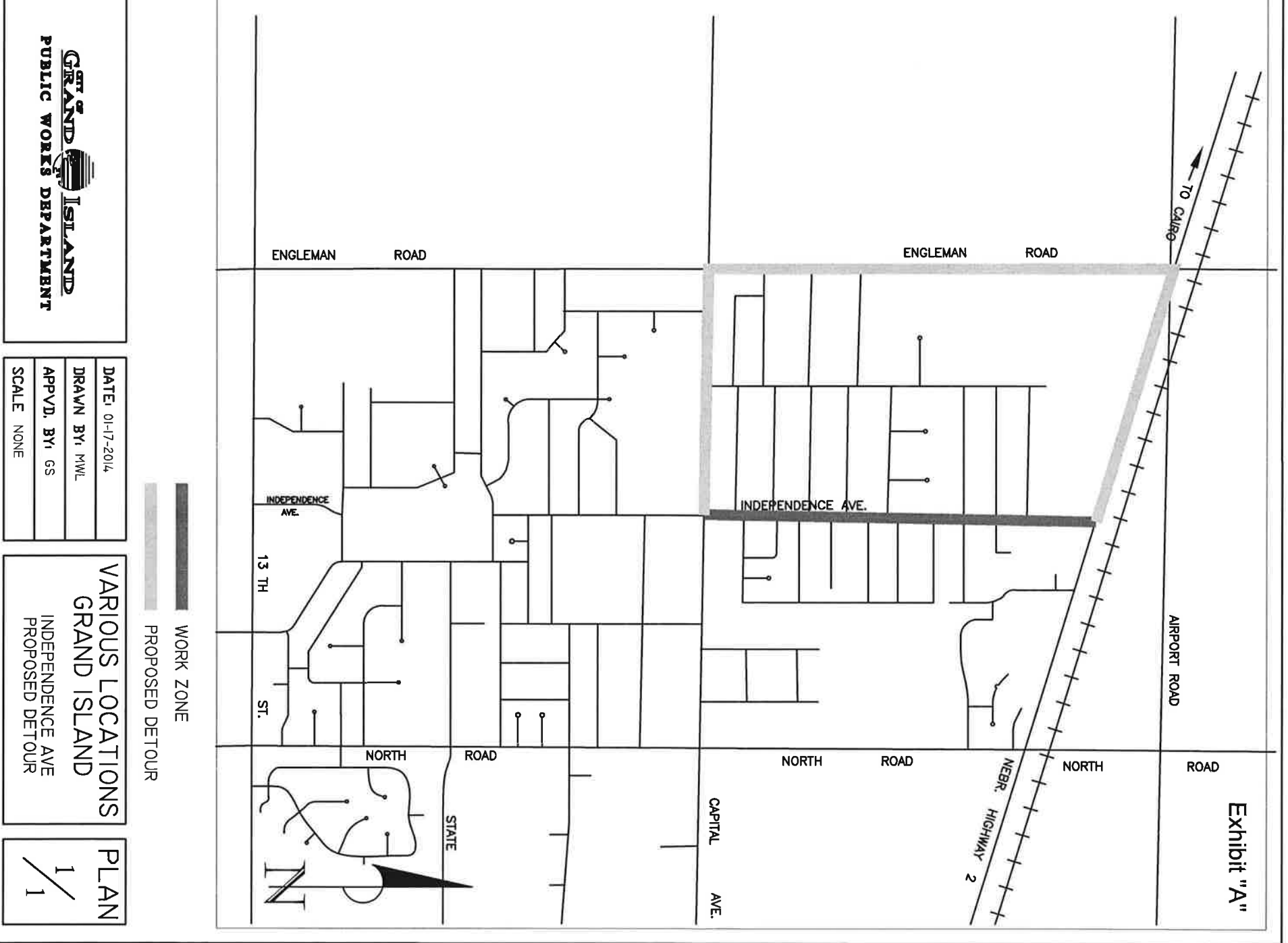
By: _____
Jay Vavricek
Grand Island Mayor



Attest: _____
RaNae Edwards
Grand Island City Clerk



Approved to Form: _____
Grand Island City Attorney's Office



RESOLUTION 2014-77

WHEREAS, through funds provided by the Nebraska Department of Roads (NDOR) Surface Transportation Program (STP) and the Federal Highway Administration, the City of Grand Island is resurfacing several locations within the City with asphalt, as well as reconstructing sidewalk ramps to comply with the Americans with Disabilities Act (ADA) standards; and

WHEREAS, one of the locations scheduled for such resurfacing improvements is Independence Avenue from Capital Avenue to Nebraska Highway 2; and

WHEREAS, the detour to allow such work will be on Nebraska Highway 2, south on Engleman Road and east on Capital Avenue; and

WHEREAS, a portion of Engleman Road is a Hall County road; and

WHEREAS, it is recommended that an Interlocal Agreement be entered into with Hall County for allowance of Engleman Road to be used as the detour route for such work, and

WHEREAS, the Hall County Public Works Department has prepared an Interlocal Agreement, which has been reviewed by the City's Legal Department, for a portion of Engleman Road to be used as the detour route for such work.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Interlocal Agreement by and between the City and Hall County, Nebraska for the use of a portion of Engleman Road as the detour route for the asphalt resurfacing of Independence Avenue is hereby approved.

BE IT FURTHER RESOLVED, the Mayor is hereby authorized and directed to sign the Interlocal Agreement on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, April 8, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☒ _____
April 4, 2014	☒ City Attorney