
City of Grand Island



Tuesday, May 13, 2014
Council Session Packet

City Council:

Linna Dee Donaldson
John Gericke
Peg Gilbert
Chuck Haase
Julie Hehnke
Kent Mann
Vaughn Minton
Mitchell Nickerson
Mike Paulick
Mark Stelk

Mayor:

Jay Vavricek

City Administrator:

Mary Lou Brown

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 Rene Lopez, Iglesia de Dios, 2325 West State Street

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, May 13, 2014

Council Session

Item E-1

Public Hearing on Acquisition of Utility Easement - 539 S. Shady Bend Road - Tommy Jr. & Carey Ummel

Staff Contact: Tim Luchsinger, Utilities Director

Council Agenda Memo

From: Tim Luchsinger, Utilities Director
Meeting: May 13, 2014
Subject: Acquisition of Utility Easement – 539 S. Shady Bend Road – Tommy Jr. and Carey Ummel
Item #'s: E-1 & G-5
Presenter(s): Timothy Luchsinger, Utilities Director

Background

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to the property of Tommy L. Ummel, Jr., and Carey Ummel, located through a part of Lot Two (2), Ummel Second Subdivision (539 S. Shady Bend Road) in Hall County, Nebraska, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.

Discussion

This easement will be used to place conduit, high voltage power cable, and a pad-mounted transformer to provide electric service to the new home on Lot 2.

Alternatives

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

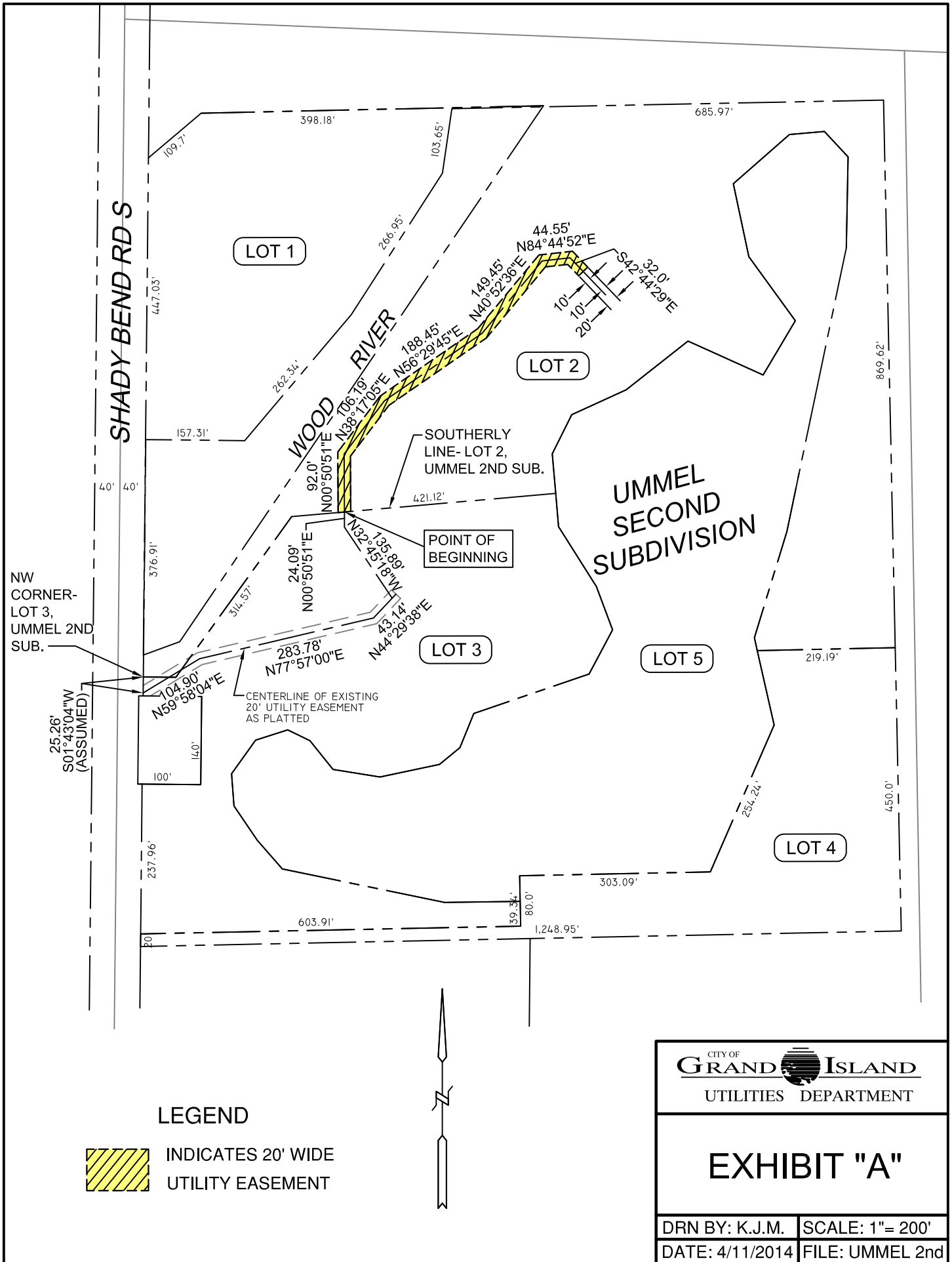
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

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

Sample Motion

Move to approve acquisition of the Utility Easement.





City of Grand Island

Tuesday, May 13, 2014

Council Session

Item E-2

Public Hearing on Acquisition of Utility Easement - 567 Shady Bend Road - Tommy Ummel Sr.

Staff Contact: Tim Luchsinger, Utilities Director

Council Agenda Memo

From: Tim Luchsinger, Utilities Director
Meeting: May 13, 2014
Subject: Acquisition of Utility Easement – 567 Shady Bend Road
– Tommy Ummel Sr.
Item #'s: E-2 & G-6
Presenter(s): Timothy Luchsinger, Utilities Director

Background

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to the property of Tommy L. Ummel, Sr., located through a part of Lot Three (3), Ummel Second Subdivision (567 Shady Bend Road) in Hall County, Nebraska, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.

Discussion

This easement will be used to place conduit and high voltage cable on Lot 3 to provide electrical service to Lot 2.

Alternatives

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

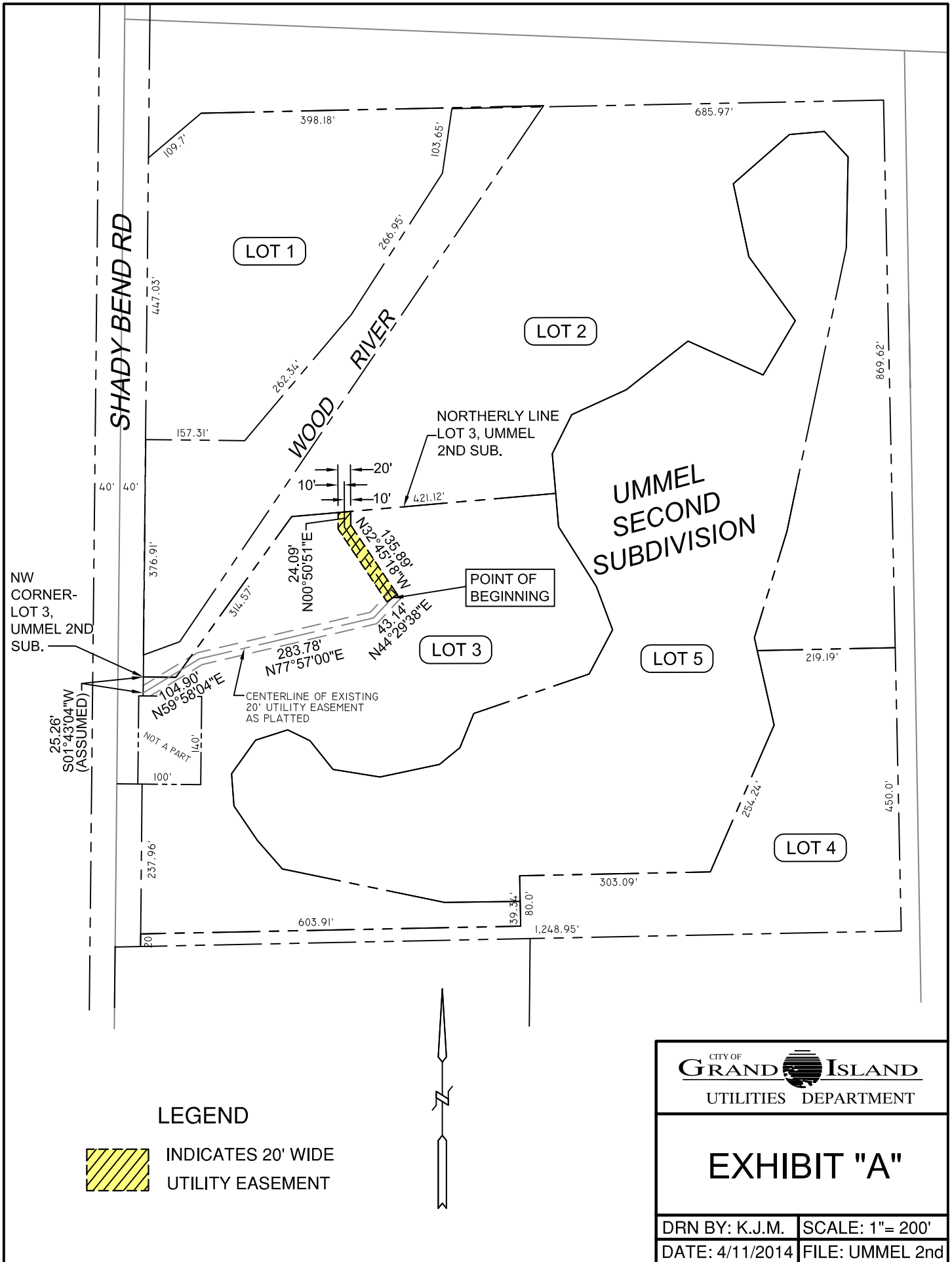
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

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

Sample Motion

Move to approve acquisition of the Utility Easement.





City of Grand Island

Tuesday, May 13, 2014

Council Session

Item E-3

Public Hearing on Acquisition of Utility Easement - East of the UPRR Tracks and South of Airport Road - Darling National, LLC

Staff Contact: Tim Luchsinger, Utilities Director

Council Agenda Memo

From: Tim Luchsinger, Utilities Director

Meeting: May 13, 2014

Subject: Acquisition of Utility Easement – East of the Union Pacific Railroad Tracks and just South of Airport Road – Darling National, LLC

Item #'s: E-3 & G-7

Presenter(s): Timothy Luchsinger, Utilities Director

Background

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to the property of Darling National, LLC, located through a part of Lot One (1) Wilson's Subdivision, Hall County, Nebraska (east of the Union Pacific Railroad tracks, and just south of Airport Road), in order to have access to install, upgrade, maintain, and repair water lines.

Discussion

Water Main District 466T has been designed to construct a 16-inch diameter water main along the south side of Airport Road, and a permanent easement needs to be obtained for the location of the new main. The owner has agreed to let the City acquire the easement for one dollar (\$1.00).

Alternatives

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

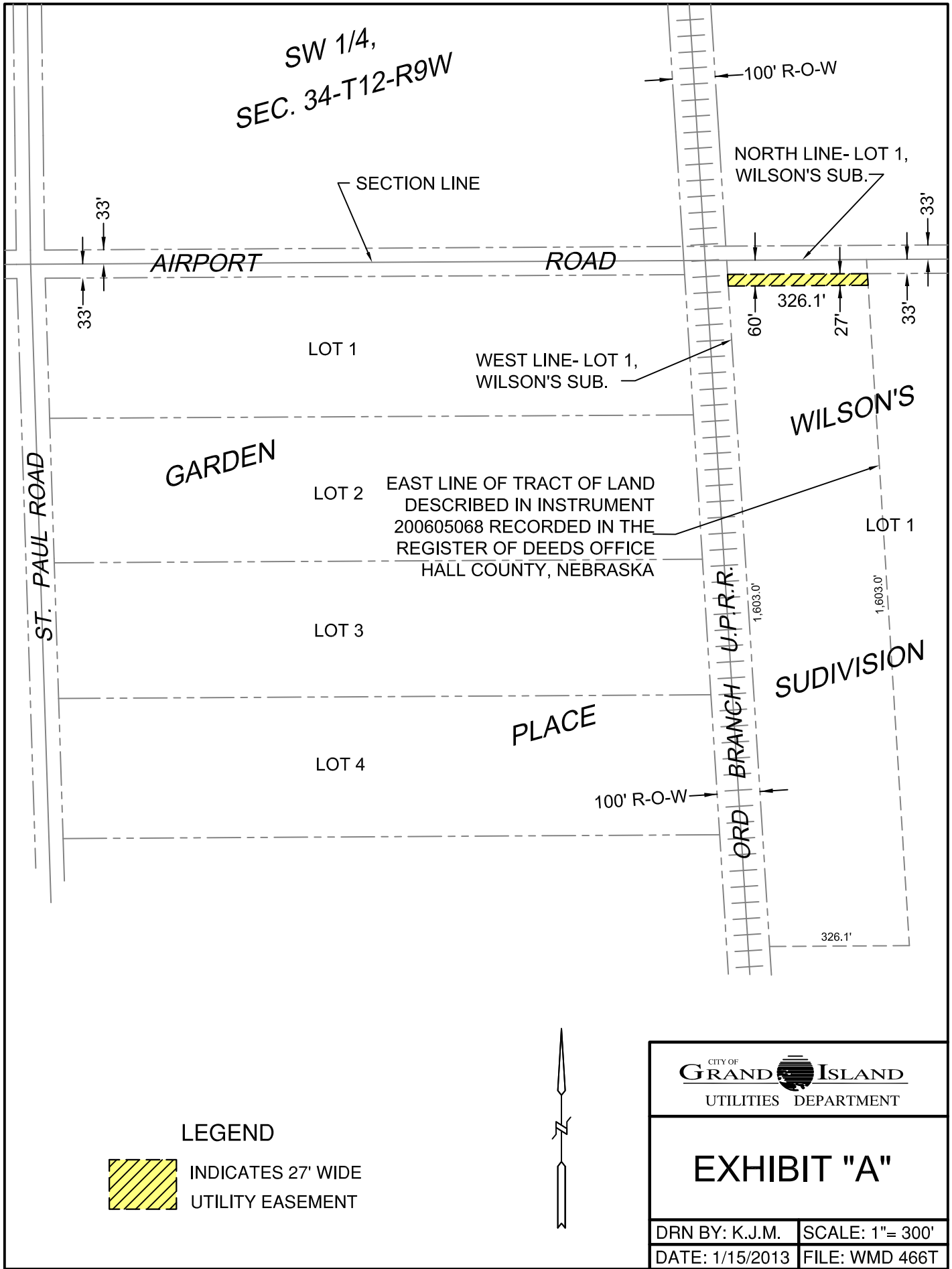
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation


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

Sample Motion

Move to approve acquisition of the Utility Easement.



LEGEND

 INDICATES 27' WIDE UTILITY EASEMENT

 CITY OF GRAND ISLAND UTILITIES DEPARTMENT	
EXHIBIT "A"	
DRN BY: K.J.M.	SCALE: 1" = 300'
DATE: 1/15/2013	FILE: WMD 466T



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item E-4

**Public Hearing on Acquisition of Utility Easement - 3010 W.
Faidley Avenue - Stec**

Staff Contact: Tim Luchsinger, Utilities Director

Council Agenda Memo

From: Tim Luchsinger, Utilities Director

Meeting: May 13, 2014

Subject: Acquisition of Utility Easement – 3010 W. Faidley Avenue - Stec

Item #'s: E-4 & G-9

Presenter(s): Timothy Luchsinger, Utilities Director

Background

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to the property of Steven A. Stec, Trustee and Rebecca J. Stec, Trustee, located through a part of Lot Two (2) Colonial Estates Second Subdivision, in the City of Grand Island, Hall County, Nebraska (along the property line of 3010 W. Faidley Avenue), in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.

Discussion

This easement will be used to provide a location for a new pad-mounted transformer between the business owned by Stec (Lot 2), and Grand Island Therapy (Lot 1). The electric system is being upgraded and the overhead line across Faidley Avenue removed. This will also provide a looped feed in the future.

Alternatives

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

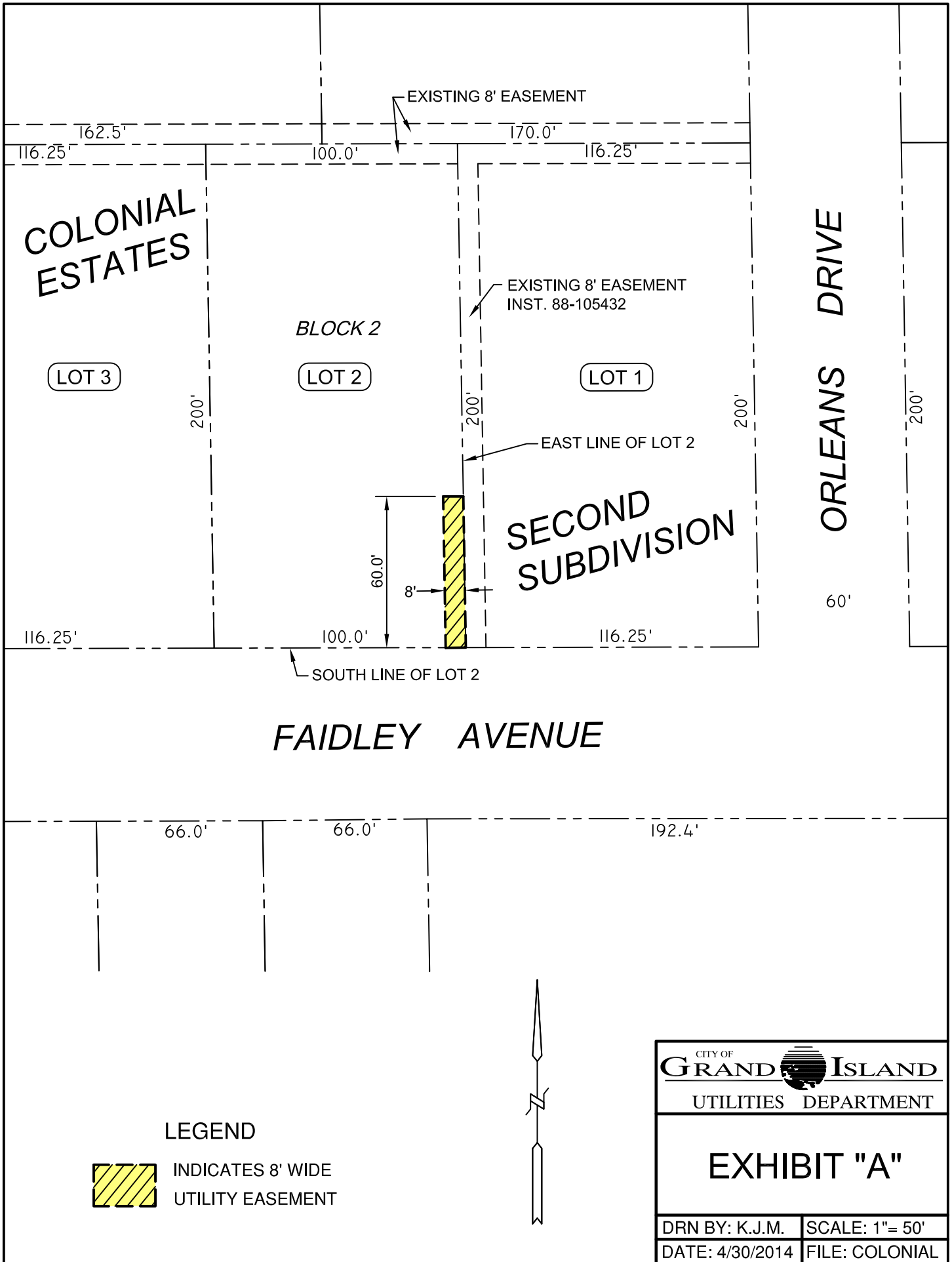
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

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

Sample Motion

Move to approve acquisition of the Utility Easement.





City of Grand Island

Tuesday, May 13, 2014

Council Session

Item E-5

**Public Hearing on Acquisition of Utility Easement - South of
Fonner Park Road in the NW Corner of Fonner Park - Hall
County Livestock Improvement Assoc.**

Staff Contact: Tim Luchsinger, Utilities Director

Council Agenda Memo

From: Tim Luchsinger, Utilities Director

Meeting: May 13, 2014

Subject: Acquisition of Utility Easement – just South of Fonner Park Road at Fonner Park – Hall County Livestock Improvement Association

Item #'s: E-5 & G-10

Presenter(s): Timothy Luchsinger, Utilities Director

Background

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to the property of the Hall County Livestock Improvement Association, located just south of Fonner Park Road on City of Grand Island leased property at Fonner Park, in the City of Grand Island, Hall County, in order to have access to install, upgrade, maintain, and repair water lines, valves and fire hydrants.

Discussion

Hall County Livestock Improvement Association has installed a water line and fire hydrant on the north side of the State Fair Administration Building and would like to transfer the ownership to the Utilities Department, which would provide for the line and hydrant to become an asset of the Department and be repaired and maintained by the Department. The easement will allow the Department to handle those tasks while remaining within City easements.

Alternatives

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

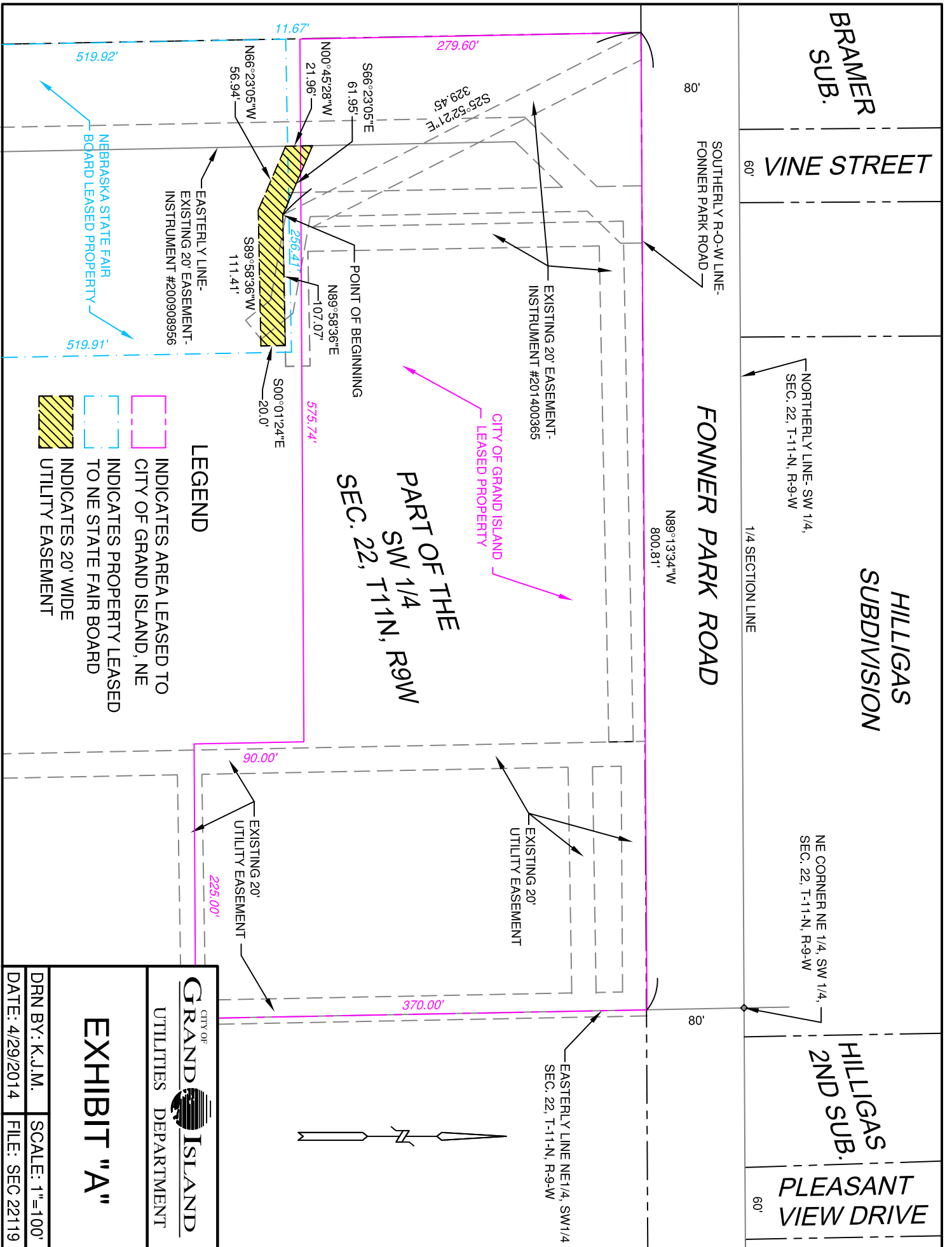
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

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

Sample Motion

Move to approve acquisition of the Utility Easement.





City of Grand Island

Tuesday, May 13, 2014

Council Session

Item E-6

**Public Hearing on Acquisition of Utility Easement for Sanitary
Sewer Tap District No. 530T – Sanitary Sewer Extension to
Interstate 80 (K. Diane Bockmann)**

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

Council Agenda Memo

From: Terry Brown PE, Assistant Public Works Director

Meeting: May 13, 2014

Subject: Public Hearing on Acquisition of Utility Easement for Sanitary Sewer Tap District No. 530T – Sanitary Sewer Extension to Interstate 80 (K. Diane Bockmann)

Item #'s: E-6 & G-14

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

Background

A public utility easement is needed to accommodate the extension of sanitary sewer to Interstate 80. The public utility easement will allow for the construction, operation, maintenance, extension, repair, replacement, and removal of sanitary sewer within the easement.

Such sanitary sewer district was created by City Council through Ordinance No. 9348 at the December 6, 2011 meeting.

Discussion

The purchase price of the necessary public utility easement is as follows, and has been agreed upon between the City and the property owner.

<i>Property Owner</i>	<i>Legal Description</i>	<i>Amount</i>
K. Diane Bockmann, Trustee	<p><u>PERMANENT EASEMENT NO. 1</u> A TRACT OF LAND LOCATED IN THE SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:</p> <p>COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼); THENCE S87°07'38"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTH HALF (S ½) NORTHEAST QUARTER (NE ¼) A DISTANCE OF 147.50 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF</p>	\$18,606.08

BEGINNING; THENCE S01°10'04"E ALONG SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 1331.97 FEET TO THE SOUTH LINE OF SAID SOUTH HALF (S ½) NORTHEAST QUARTER (NE ¼); THENCE S87°21'09"W ALONG SAID SOUTH LINE A DISTANCE OF 30.01 FEET; THENCE N01°10'04"W PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 1252.34 FEET; THENCE S88°49'56"W A DISTANCE OF 30.00 FEET; THENCE N01°10'04"W PARALLEL WITH AND 60.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 78.62 FEET TO THE NORTH LINE OF SAID SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼); THENCE N87°07'38"E ALONG SAID NORTH LINE OF THE SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼) A DISTANCE OF 60.03 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS A CALCULATED AREA OF 42,328 SQUARE FEET OR 0.972 ACRES MORE OR LESS.
AND

PERMANENT EASEMENT NO. 2

A TRACT OF LAND LOCATED IN THE EAST HALF (E ½) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE ¼); THENCE S87°21'09"W ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE ¼) A DISTANCE OF 138.88 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE S01°20'08"E (ASSUMED BEARING) ALONG SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 498.14 FEET; THENCE S87°53'28"W A DISTANCE OF 30.00 FEET; THENCE N01°20'08"W PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.86 FEET TO THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE ¼); THENCE N87°21'09"E ALONG SAID NORTH LINE OF THE SOUTHEAST QUARTER (SE ¼) A DISTANCE OF 30.01 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS A CALCULATED AREA OF 14,940 SQUARE FEET OR 0.343 ACRES MORE OR LESS.

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

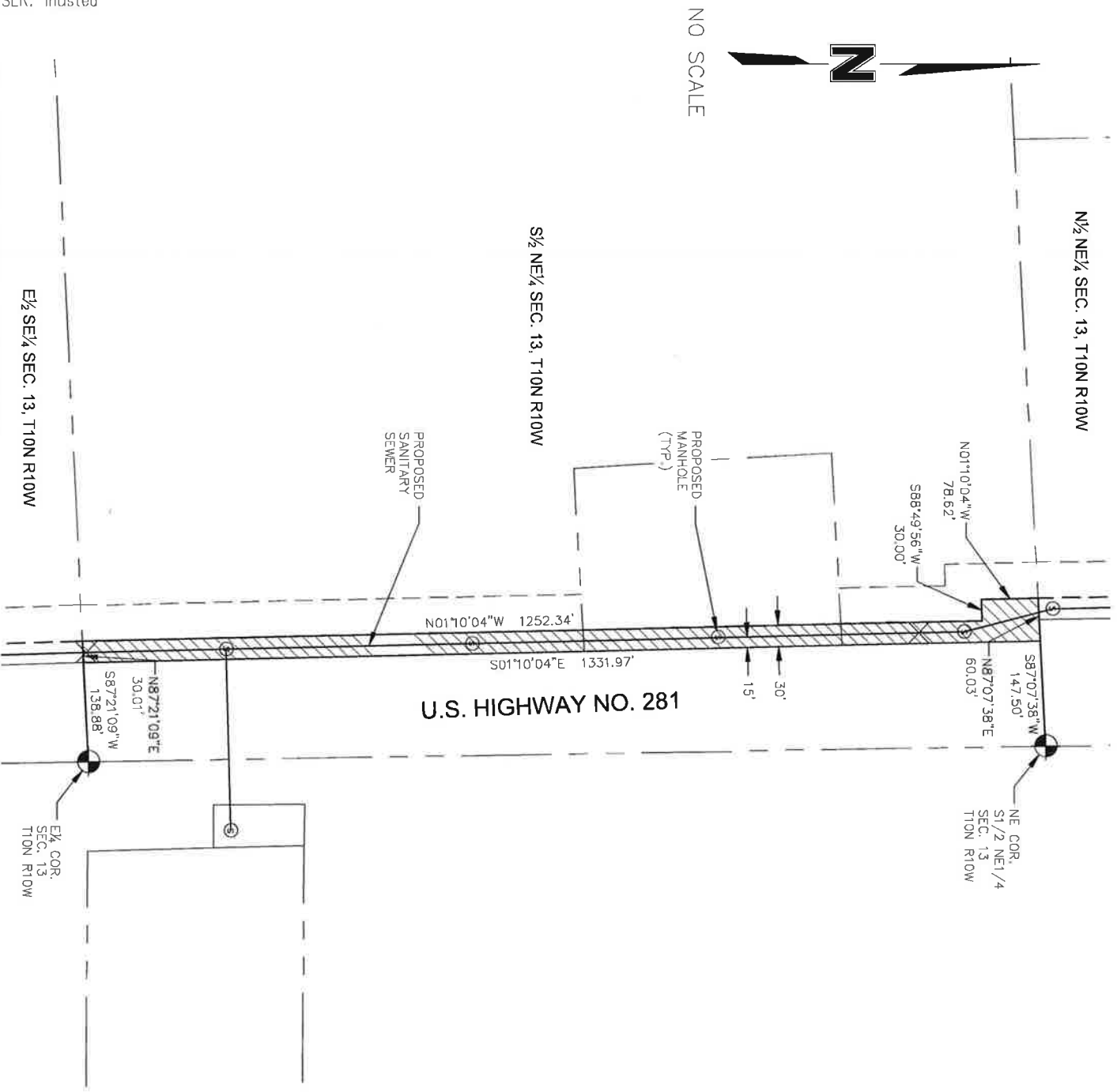
Recommendation

City Administration recommends that the Council approve acquisition of the necessary Public Utility Easement.

Sample Motion

Move to approve the acquisition of the necessary Public Utility Easement.

DARRYL D. BOCKMANN TRUST



NO SCALE

LEGAL DESCRIPTION OF PERMANENT EASEMENT

A TRACT OF LAND LOCATED IN THE SOUTH HALF (S $\frac{1}{2}$) OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTH HALF (S $\frac{1}{2}$) OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$); THENCE $S87^{\circ}07'38''W$ (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTH HALF (S $\frac{1}{2}$) NORTHEAST QUARTER (NE $\frac{1}{4}$) A DISTANCE OF 147.50 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE $S01^{\circ}10'04''E$ ALONG SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 1331.97 FEET TO THE SOUTH LINE OF SAID SOUTH HALF (S $\frac{1}{2}$) NORTHEAST QUARTER (NE $\frac{1}{4}$); THENCE $S87^{\circ}21'09''W$ ALONG SAID SOUTH LINE A DISTANCE OF 30.01 FEET; THENCE $N01^{\circ}10'04''W$ PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 1252.34 FEET; THENCE $S88^{\circ}49'56''W$ A DISTANCE OF 30.00 FEET; THENCE $N01^{\circ}10'04''W$ PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 78.62 FEET TO THE NORTH LINE OF SAID SOUTH HALF (S $\frac{1}{2}$) OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$); THENCE $N87^{\circ}07'38''E$ ALONG SAID NORTH LINE OF THE SOUTH HALF (S $\frac{1}{2}$) OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$) A DISTANCE OF 60.03 FEET TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS A CALCULATED AREA OF 42,328 SQUARE FEET OR 0.972 ACRES MORE OR LESS.



PROJECT NO: 012-1867
 DRAWN BY: LH
 DATE: 11/20/2012

CITY OF GRAND ISLAND
 EASEMENT

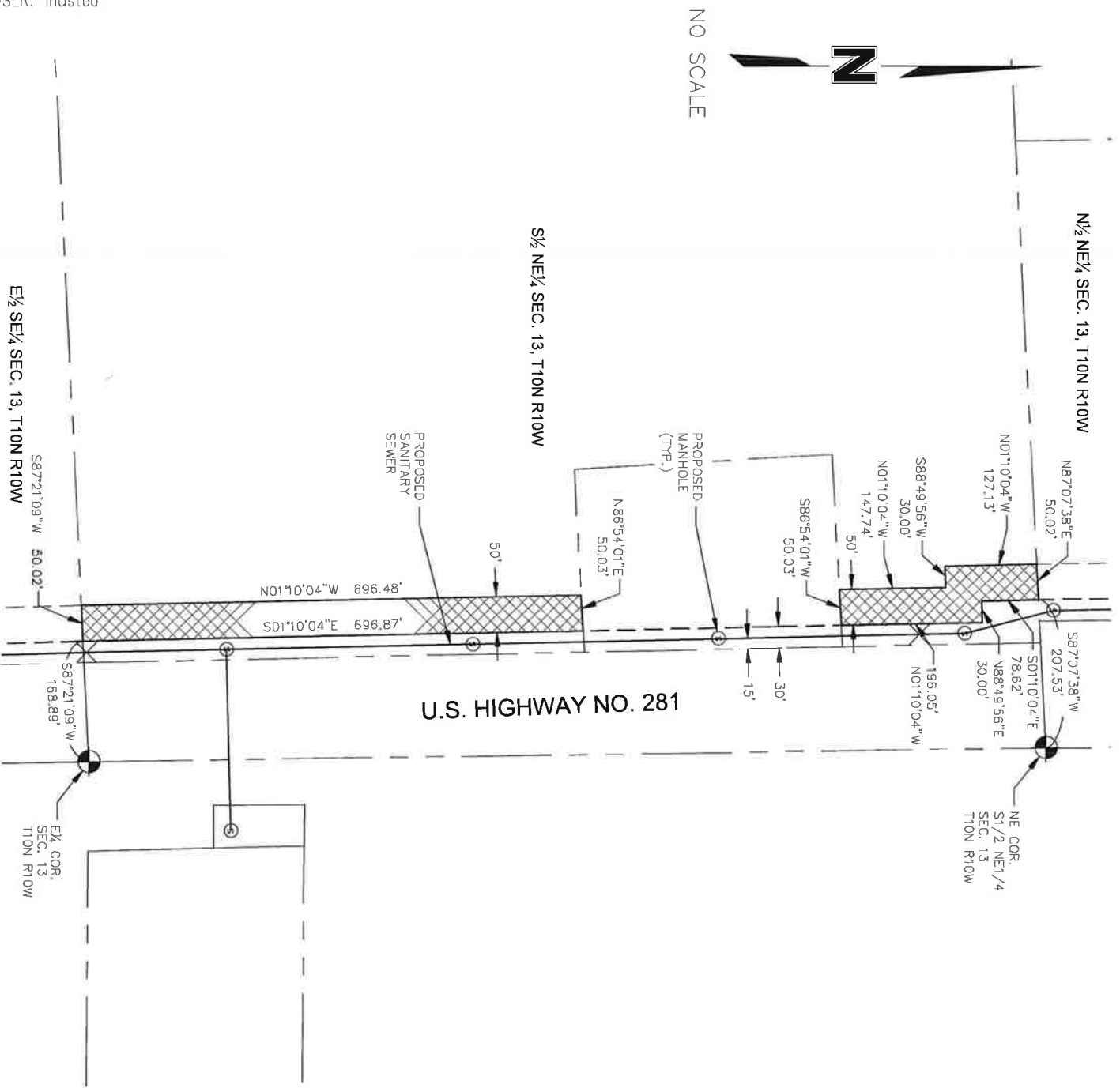
WOLSSON
 ASSOCIATES

2727 W. 2ND STREET
 SUITE 105
 HASTINGS, NE 68901
 TEL. 402.463.0240
 FAX. 402.463.0187

EXHIBIT
 A

DWG: F:\Projects\012-1867_PBIN\Easements\0121867_EASE-BOCKMAN 1.dwg
 DATE: Mar 13, 2014 7:23am XREFS: 121867_pbase 0120030_xbase USER: lhusted

DARRYL D. BOCKMANN TRUST



NO SCALE

LEGAL DESCRIPTION OF TEMPORARY CONSTRUCTION EASEMENT
 A TRACT OF LAND LOCATED IN THE SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼); THENCE S87°07'38"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTH HALF (S½) NORTHEAST QUARTER (NE¼) A DISTANCE OF 207.53 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE S01°10'04"E PARALLEL WITH AND 60.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 78.62 FEET; THENCE N88°49'56"E A DISTANCE OF 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 147.74 FEET; THENCE S88°49'56"W A DISTANCE OF 30.00 FEET; THENCE N01°10'04"W PARALLEL WITH AND 110.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 127.13 FEET TO THE NORTH LINE OF SAID SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼); THENCE N87°07'38"E ALONG SAID NORTH LINE OF THE SOUTH HALF (S½) OF THE SAID TRACT CONTAINS A CALCULATED AREA OF 68,043 SQUARE FEET OR 1,562 ACRES MORE OR LESS.
 AND
 A TRACT OF LAND LOCATED IN THE SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼); THENCE S87°21'09"W (ASSUMED BEARING) ALONG THE SOUTH LINE OF SAID SOUTH HALF (S½) NORTHEAST QUARTER (NE¼) A DISTANCE OF 168.89 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE S87°21'09"W ALONG THE SOUTH LINE OF SAID SOUTH HALF (S½) NORTHEAST QUARTER (NE¼) A DISTANCE OF 50.02 FEET; THENCE N01°10'04"E PARALLEL WITH AND 80.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 696.48 FEET; THENCE N86°54'01"E A DISTANCE OF 50.03 FEET; THENCE S01°10'04"E PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 696.87 FEET TO THE POINT OF BEGINNING.
 SAID TRACT CONTAINS A CALCULATED AREA OF 34,834 SQUARE FEET OR 0.800 ACRES MORE OR LESS.

DWC: F:\Projects\012-1867\PBIN\Easements\0121867_EASE-BOCKMAN 1.dwg USER: lhusted
 DATE: Mar 13, 2014 7:23am XREFS: 121867_pbase 0120030_xbase

PROJECT NO: 012-1867
 DRAWN BY: LH
 DATE: 11/20/2012

CITY OF GRAND ISLAND
 EASEMENT

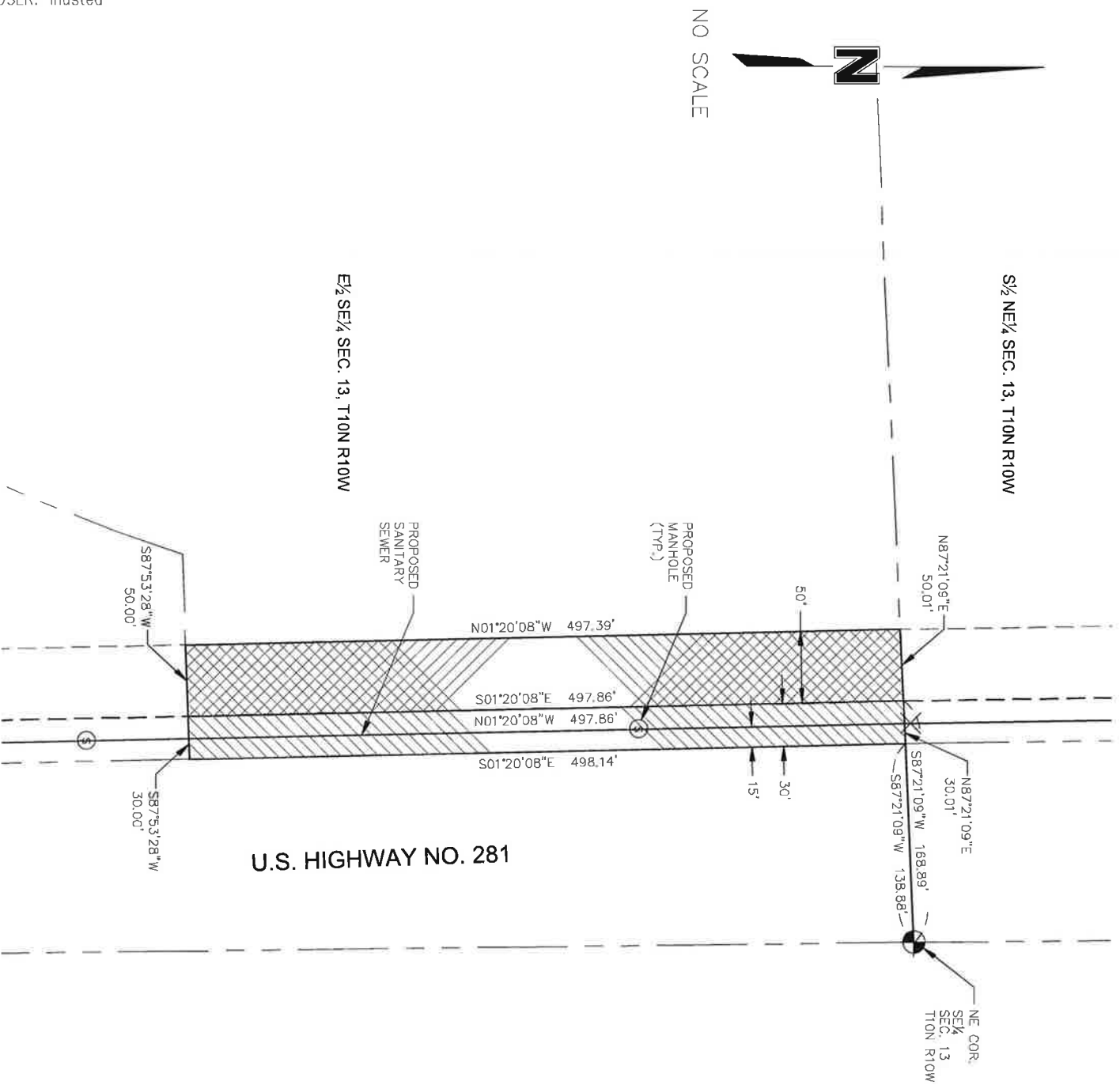


2727 W. 2ND STREET
 SUITE 105
 HASTINGS, NE 68901
 TEL: 402.483.0240
 FAX: 402.483.0187

EXHIBIT
 B

TEMPORARY CONSTRUCTION EASEMENT

DARRYL D. BOCKMANN TRUST



E½ SE¼ SEC. 13, T10N R10W

LEGAL DESCRIPTION OF PERMANENT EASEMENT

A TRACT OF LAND LOCATED IN THE EAST HALF (E½) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE¼); THENCE S87°21'09"W ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE¼) A DISTANCE OF 138.88 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE S01°20'08"E (ASSUMED BEARING) ALONG SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 498.14 FEET; THENCE S87°53'28"W A DISTANCE OF 30.00 FEET; THENCE N01°20'08"W PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.86 FEET TO THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE¼); THENCE N87°21'09"E ALONG SAID NORTH LINE OF THE SOUTHEAST QUARTER (SE¼) A DISTANCE OF 30.01 FEET TO THE POINT OF BEGINNING.
 SAID TRACT CONTAINS A CALCULATED AREA OF 14,940 SQUARE FEET OR 0.343 ACRES MORE OR LESS.

LEGAL DESCRIPTION OF TEMPORARY CONSTRUCTION EASEMENT

A TRACT OF LAND LOCATED IN THE EAST HALF (E½) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE¼); THENCE S87°21'09"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE¼) A DISTANCE OF 168.89 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE S01°20'08"E PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.86 FEET; THENCE S87°53'28"W A DISTANCE OF 50.00 FEET; THENCE N01°20'08"W PARALLEL WITH AND 80.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.39 FEET TO THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE¼); THENCE N87°21'09"E ALONG SAID NORTH LINE OF THE SOUTHEAST QUARTER (SE¼) A DISTANCE OF 50.01 FEET TO THE POINT OF BEGINNING.
 SAID TRACT CONTAINS A CALCULATED AREA OF 24,881 SQUARE FEET OR 0.571 ACRES MORE OR LESS.

 TEMPORARY CONSTRUCTION EASEMENT

 FEET OR 0.571 ACRES MORE OR LESS.

 PERMANENT EASEMENT

USER: lhusted

DWC: F:\Projects\012-1867\PBIN\Easements\0121867_EASE-BOCKMAN 2.dwg
 DATE: Mar 13, 2014 7:24am XREFS: 121867_pbase 0120030_xbase

PROJECT NO: 012-1867
 DRAWN BY: LH
 DATE: 11/20/2012

CITY OF GRAND ISLAND
 EASEMENT



2727 W. 2ND STREET
 SUITE 106
 HASTINGS, NE 68901
 TEL 402 463 0240
 FAX 402 463 0187

EXHIBIT

A



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item E-7

Public Hearing Request from Elsa Vasquez dba La Zona Rosa Night Club, 611 East 4th Street for a Class “I” Liquor License

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: May 13, 2014

Subject: Public Hearing on Request from Elsa Vasquez dba La Zona Rosa Night Club, 611 East 4th Street for a Class “T” Liquor License

Item #'s: E-7 & I-1

Presenter(s): RaNae Edwards, City Clerk

Background

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

Declared Legislative Intent

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

Discussion

Elsa Vasquez dba La Zona Rosa Night Club, 611 East 4th Street has submitted an application for a Class “T” Liquor License. A Class “T” Liquor License allows for the sale of alcohol on sale only inside the corporate limits of the city.

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

After a background investigation by the Grand Island Police Department and the Nebraska State Patrol it is recommended that the City Council deny the request according to the Nebraska Liquor Control Act (Part II Chapter 2 Section 010.01) based on a false application.

Alternatives

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

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

Recommendation

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

Sample Motion

Move to deny the application for Elsa Vasquez dba La Zona Rosa Night Club, 611 East 4th Street for a Class "I" Liquor License based on a false application according to the Nebraska Liquor Control Act (Part II Chapter 2 Section 010.01).

04/11/14
15:59

Grand Island Police Department
LAW INCIDENT TABLE

Page: 450
1

City : Grand Island
 Occurred after : 14:56:48 04/01/2014
 Occurred before : 14:56:48 04/01/2014
 When reported : 14:56:48 04/01/2014
 Date disposition declared : 04/01/2014
 Incident number : L14040070
 Primary incident number :
 Incident nature : Liquor Lic Inv Liquor Lic Inv
 Incident address : 611 4th St E
 State abbreviation : NE
 ZIP Code : 68801
 Contact or caller :
 Complainant name number :
 Area location code : PCID Police - CID
 Received by : Vitera D
 How received : T Telephone
 Agency code : GIPD GIPD Grand Island Police Dept
 Responsible officer : Vitera D
 Offense as Taken :
 Offense as Observed :
 Disposition : ACT Active
 Misc. number : RaNae
 Geobase address ID : 10513
 Long-term call ID :
 Clearance Code : CL CL Case Closed
 Judicial Status : NCI Non-criminal Incident

=====

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
NM	72588	04/11/14	Rodriguez, Delmi Aracely	Building Owner
NM	144179	04/11/14	Ortega, Lucia	Translator
NM	45661	04/01/14	Ortega, Elsa	Owner
NM	141536	04/01/14	La Zona Rosa Night Club,	Business

LAW INCIDENT CIRCUMSTANCES:

Se Circu Circumstance code : Miscellaneous

 1 LT03 LT03 Bar/Night Club

LAW INCIDENT NARRATIVE:

Elsa Vasquez is Applying for a New Liquor License for Lazona Rosa Nightclub.

LAW INCIDENT OFFENSES DETAIL:

Se Offe Offense code : Arson Dama

1 AOFF AOFF Alcohol Offense 0.00

LAW INCIDENT RESPONDERS DETAIL:

Se Responding offi Unit n Unit number

1 Vitera D 318 Vitera D

LAW SUPPLEMENTAL NARRATIVE:

Seq Name Date

1 Vitera D 10:10:58 04/03/2014

Grand Island Police Department
Supplemental Report

Date, Time: Thu Apr 03 10:11:12 CDT 2014
Reporting Officer: Vitera
Unit- CID

Elsa Vasquez is applying for a Class I Individual liquor license for the La Zona Rosa Nightclub. According to Elsa's application, she has lived in Grand Island since at least 1998, and she has no criminal convictions. Elsa is not borrowing any money from any source to establish and/or operate the business, no one else will be sharing in the profits, and none of the furniture, fixtures, or equipment for the nightclub will be owned by anyone else. Elsa provided documentation with her application indicating that she is a Naturalized U.S. Citizen. Elsa is leasing the building from Delmi Rodriguez, and Elsa plans on opening the business on May 1st.

I checked Elsa through Spillman and NCJIS and did not locate any convictions. I also checked Elsa through a law enforcement-only database and found that she has had four judgments against her (not verified). I did a general Internet search on Elsa but could not pinpoint anything. On 4/7/14, I contacted Elsa by telephone. We agreed to meet at La Zona Rosa on 4/8/14 at 1500 hours. Investigator Fiala with NSP and I met with Elsa at the agreed upon time and location. Elsa brought her daughter (Lucia Ortega) to translate. Elsa also invited Delmi Rodriguez who was present for some of the meeting.

Investigator Fiala had some standard questions he asked Elsa, and then I asked some questions about her application. Delmi was asked to leave while we spoke to Elsa. One of the first things I noticed on Elsa's application is that she listed her contact e-mail address as "Delmi41@hotmail.com." I asked Elsa if she has her own e-mail address. She advised that she does, however, she just got it a couple of weeks ago. I had a hard time determining if she had her own e-mail address prior to filling out the application.

I also asked Elsa about the fact that she had marked on her application that she isn't borrowing any money to run the business, and none of the

furniture, fixture or equipment will be owned by someone else. Elsa advised that she is attempting to borrow \$22,000 from Wells Fargo. She didn't apply for the loan until after the application was filled out, however, she knew prior to the submission of the application that she would need a loan. Elsa anticipates about \$5,000 of the total amount of the loan will be used for the bar business. The rest of the money will be used to pay other bills. Elsa also acknowledged that Delmi owns the furniture, fixtures, and equipment inside the building.

I asked Elsa to explain why the application was filled out incorrectly. She advised that she and Delmi met with Thomas Wagoner (attorney listed on application) who helped with the application. Elsa said Thomas went over the application with them line-by-line, but Delmi answered the questions. The answers make perfect sense considering that Delmi owns the building and the contents. Elsa also advised that Delmi paid Thomas Wagoner for helping with the application. Elsa didn't know if Delmi paid by cash, check, or credit card.

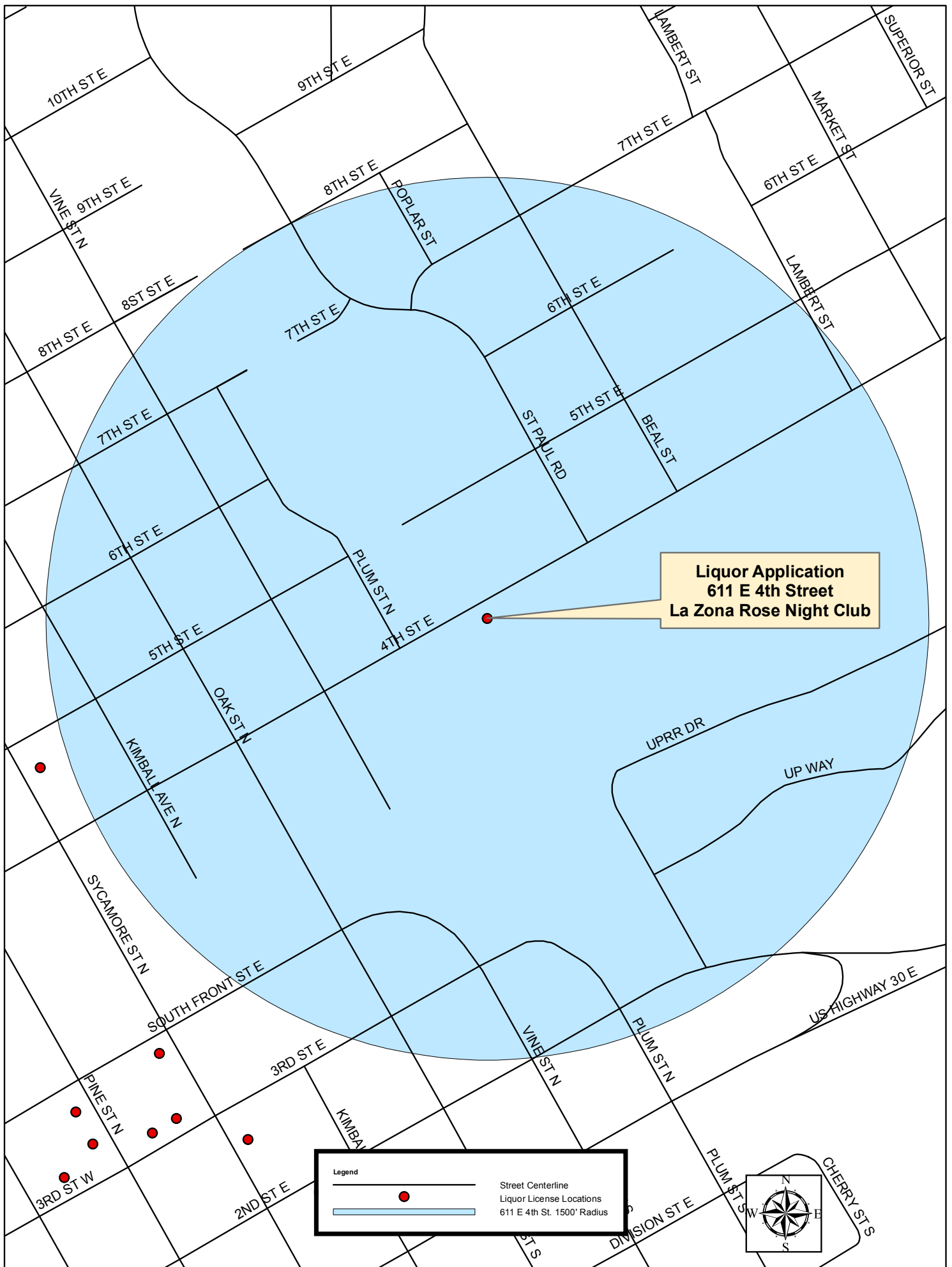
Investigator Fiala and I asked Elsa more about her experience and ideas about the bar business. Elsa said she has never worked in a bar or had anything to do with the serving or selling of alcohol. Elsa said she had never been inside La Zona Rosa when Delmi was running it. Elsa said she plans on continuing to work at JBS and be present all the time at the nightclub which she said will be open Friday, Saturday, and Sunday night from approximately 9 PM until 1 AM. She plans on having about seven employees who will be comprised of some family members. She also plans to have security but hasn't checked into hiring anyone. Elsa said that Delmi is going to "orientate" her about the bar business. When asked what that means, Elsa said Delmi will help her understand how to treat the customers and handle problems. Elsa also advised that when Delmi asked her about leasing the building and opening up the La Zona Rosa, Delmi asked her if she is a U.S. Citizen and has a clean record. Delmi also told Elsa that she would help her out anyway she could.

Investigator Fiala and I told Elsa about some of the problems that were encountered at La Zona Rosa while Delmi was part of the business. We also informed her about all the liquor laws she will need to be familiar with along with the possibility of being held accountable administratively, civilly, and criminally for violations of the laws. Elsa was astounded. She said she had no idea regarding the problems at the old La Zona Rosa, all the laws she is going to have to know, or the liability issues surrounding the business. Elsa said she was going to withdraw her application.

Prior to meeting with Elsa, I had done some research on Delmi Rodriguez. Through communication with ICE, I learned that Delmi is not individually eligible to receive a liquor license due to her immigration status.

All in all, it seems to be fairly clear to me that Delmi is using Elsa to get a liquor license at La Zona Rosa since she can't. Delmi's e-mail address is listed as contact information for the applicant. According to Elsa, Delmi was present with the attorney when the application was filled out, and Delmi answered the questions and paid the attorney. Delmi also made sure that Elsa is a U.S. Citizen and has a clean record. With the

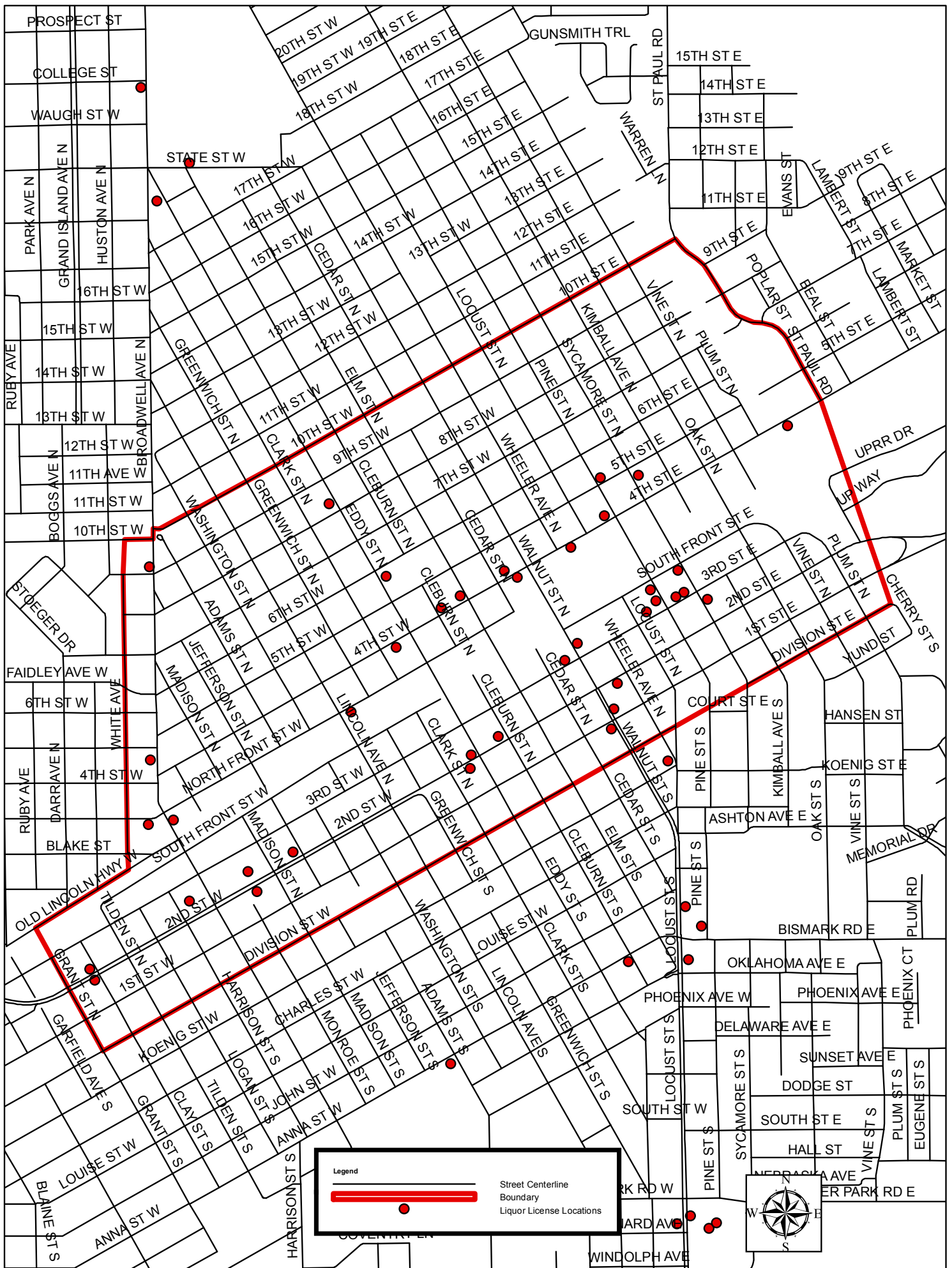
way some of the questions on the application were answered (loan & items in the building), this looks like Delmi's application with Elsa's name on it. The application is false according to the Nebraska Liquor Control Act (Part II Chapter 2 Section 010.01), and the Grand Island Police Department recommends that the city council not give local approval to this license.



**Liquor Application
611 E 4th Street
La Zona Rose Night Club**

Legend	
	Street Centerline
	Liquor License Locations
	611 E 4th St. 1500' Radius







City of Grand Island

Tuesday, May 13, 2014

Council Session

Item F-1

#9486 – Consideration of Amending Chapter 18 of the Grand Island City Code Relative to the Mechanical Codes

Staff Contact: Craig Lewis

Council Agenda Memo

From: Craig A. Lewis, Building Department Director

Meeting: May 13, 2014

Subject: Amending Chapters 18 & 26 of the Grand Island City Code, to Adopt the 2012 Editions of the Uniform Plumbing & Mechanical Codes

Item #'s: F-1 & F-2

Presenter(s): Craig Lewis, Building Department Director

Background

The City of Grand Island has adopted and enforced plumbing and mechanical regulations for several years. Currently the 2009 edition of the Uniform Plumbing and Mechanical Codes are adopted to provide minimum standards for the protection of the public health, safety, and welfare in regard to plumbing and mechanical installations and facilities. This proposal is to amend the City Code to adopt the latest edition of the Uniform Plumbing and Uniform Mechanical Code, that being the 2012 editions.

Discussion

The City generally adopts published model codes on a three to six year cycle as model codes are published and revised every three years. This edition and adoption is intended to keep Grand Island current with the latest model codes.

These modifications have been before the Grand Island Plumbing Board and the Grand Island Mechanical Board and received their approval and endorsement.

Alternatives

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

1. Approve the ordinance.
2. Disapprove or /Deny the ordinance.
3. Modify the ordinance to meet the wishes of the Council
4. Table the issue

Recommendation

City Administration recommends that the Council approve the ordinance to adopt the 2012 Uniform Plumbing Code and the 2012 Uniform Mechanical Code and modify Chapters 18 and 26 of the City Code.

Sample Motion

Move to approve ordinance #9486 to amend Chapter 18 and Ordinance #9487 to amend Chapter 26 of the City Code.

ORDINANCE NO. 9486

An ordinance to revise Chapter 18 of the Grand Island City Code to adopt the 2012 Uniform Mechanical Code; and to repeal any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance, said effective date is June 15, 2014.

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

SECTION 1. That Chapter 18, Sections 5 and 6 of the Grand Island City Code shall be modified to read as follows:

18-5. Uniform Mechanical Code Adopted

The Uniform Mechanical Code, 20~~12~~⁰⁹ Edition, published by the International Association of Plumbing and Mechanical Officials, is hereby adopted, together with Appendices as set forth hereafter, and any amendments thereto as may be made from time to time, except such portions as are hereinafter deleted, modified, or amended by ordinance and set forth in this chapter of the Grand Island City Code. One copy of the Uniform Mechanical Code, 20~~12~~⁰⁹ Edition, and all supplements or amendments thereto shall be filed in the office of the city clerk as provided by law.

The following appendices shall be adopted along with the Uniform Mechanical Code adopted by this section:

1. Appendix A- Uniform Mechanical Code Standard 6-2 Standard for Metal Ducts-
- ~~2. Appendix C- Installation and Testing of Oil (Liquid) Fuel-Fired Equipment.~~

Amended by Ordinance No. 9378, effective 05-15-2012

§18-6. UMC - Certain Sections not Adopted

It is especially provided that the following chapters, sections, and tables of the Uniform Mechanical Code are not adopted or approved, and the same shall be of no force and effect:

1. Table 1-1 Mechanical Permit Fees
2. Chapter 11- Refrigeration.
3. Chapter 14- Process Piping.
4. Chapter 16- Stationary Fuel Cell Power Plants.
5. Appendix B- Procedures to be followed to place gas equipment in operation.
- ~~6. Appendix C—Installation and Testing of oil (liquid) fuel fired equipment.~~
- ~~7. Appendix D- Unit Conversion Tables.~~

Approved as to Form	☐ _____
May 6, 2014	☐ City Attorney

ORDINANCE NO. 9486 (Cont.)

§18-7. UMC - Public Copy

Not less than one copy of the Uniform Mechanical Code adopted pursuant to 18-5 shall be kept on file by the city clerk for inspection by and use of the public.

§18-8. UMC - Amendment of Section 101.0

Section 101.1 of the Uniform Mechanical Code is hereby amended to read as follows:

101.1. Title.

This document shall be known as the "Uniform Mechanical Code" together with Appendices and any amendments thereto, and shall be cited as such, and will be referred to when used herein or in Chapter 18 of the Grand Island City Code as "this Code".

§18-9. UMC - Amendment of Subsection 112.1

Subsection 112.1 of the Uniform Mechanical Code is hereby amended to include the following:

112.1. Permits Required.

It shall be unlawful for any person, firm or corporation to make any installation, alteration or repair any mechanical system regulated by this Code except as permitted in Subsections 112.2 of this section, or cause the same to be done without first obtaining a permit to do such work from the Grand Island Building Department.

(A) A permit is required for the installation or replacement of all fuel burning heating equipment, and water heaters together with all chimneys, vents and their connectors.

(B) A permit is required for the installation, repair, or alteration of all fuel gas piping in or in connection with any building or structure or within the property lines of any premises, other than service pipe.

A permit is required for the installation or replacement of all warm-air furnaces and heating systems including all chimneys, vents, and their connectors.

(C) No Commercial Hoods and Kitchen Ventilation equipment shall be installed without a permit.

(D) A separate permit shall be obtained for each building or structure.

No person shall allow any other person to do or cause to be done any work under a permit secured by a permittee except persons in his or her employ.

(E) A permit is required for the repair, replacement, or installation of a gas piping.

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

(G) Any permit by this code may be issued to do any work regulated by this code in a single family dwelling used exclusively for living purposes, including the usual accessory buildings and quarters in connection with such buildings in the event that such person is the bona fide owner of any such dwelling and accessory buildings and quarters, and that the same are currently occupied by said owner, provided, that said owner shall personally purchase all material and shall personally perform all labor in connection therein. This, however, shall exclude all gas piping and venting of fuel combustion appliances.

§18-10. UMC - Amendment of Subsection 115.2

Subsection 115.2 of the Uniform Mechanical Code is hereby amended to read as follows:

115.2 Permit Fees.

The fee for each permit identified in this chapter shall be set forth in accordance with the City of Grand Island Fee Schedule.

§18-11. Reserved

Deleted by Ordinance No. 9378, effective 05-15-2012

ORDINANCE NO. 9486 (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, on June 15, 2014.

Enacted: May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item F-2

#9487 – Consideration of Amending Chapter 26 of the Grand Island City Code Relative to the Uniform Plumbing Codes

This item relates to the aforementioned Ordinance item F-1.

Staff Contact: Craig Lewis

ORDINANCE NO. 9487

An ordinance to revise Chapter 26 of the Grand Island City Code to bring it into conformity with the 2012 UPC Code Changes; and to repeal any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance, said effective date is June 15, 2014.

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

SECTION 1. That Chapter 26, Sections 1 and 2 of the Grand Island City Code shall be modified to read as follows:

§26-1. Uniform Plumbing Code Adopted

The Uniform Plumbing Code, 20~~12~~⁰⁹ Edition, published by the International Association of Plumbing and Mechanical Officials, is hereby adopted, together with Appendices as set forth hereafter, and any amendments thereto as may be made from time to time, except such portions as are hereinafter deleted, modified, or amended by ordinance and set forth in this chapter of the Grand Island City Code. One copy of the Uniform Plumbing Code, 20~~12~~⁰⁹ Edition, and all supplements or amendments thereto shall be filed in the office of the city clerk as provided by law.

The following appendices shall be used with the Uniform Plumbing Code adopted by this section:

1. Appendix A – Recommended Rules for Sizing the Water Supply System.
2. Appendix B – Explanatory Notes on Combination Waste and Vent Systems.
3. Appendix ~~CD~~ – ~~Alternative Plumbing Systems, Sizing Stormwater Drainage Systems.~~
4. Appendix ~~DL~~ – ~~Sizing Storm Water Drainage Systems, Alternate Plumbing Systems.~~

Amended by Ordinance No. 9024, effective 03-01-2006
Amended by Ordinance No. 9118, effective 05-15-2007
Amended by Ordinance No. 9379, effective 05-15-2012

§26-2. UPC - Certain Sections not Adopted

It is especially provided that the following chapters, sections, and tables of the Uniform Plumbing Code are not adopted or approved, and the same shall be of no force and effect:

1. Table ~~103.41-1~~ - Plumbing Permit Fees.
2. Chapter 13 – Health Care Facilities and Medical Gas and Vacuum Systems.
3. Chapter 16 – ~~Alternative Water Sources for Nonpotable Applications, water Reuse Systems~~
4. Appendix E – Manufacture/Mobile Home Parks and Recreational Vehicle Parks.
5. Appendix F – Firefighter Breathing Air Replenishment Systems
6. Appendix ~~HI~~ – ~~Private Sewage Disposal Systems, Installation Standards~~
7. Appendix ~~IK~~ – ~~Installation standards, Private Sewage Disposal Systems.~~

Amended by Ordinance No. 9024, effective 03-01-2006
Amended by Ordinance No. 9118, effective 05-15-2007
Amended by Ordinance No. 9379, effective 05-15-2012

Approved as to Form	☐ _____
May 6, 2014	☐ City Attorney

ORDINANCE NO. 9487 (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, on June 15, 2014.

Enacted: May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-1

Approving Minutes of April 22, 2014 City Council Regular Meeting

Staff Contact: RaNae Edwards

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING
April 22, 2014

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 April 22, 2014. Notice of the meeting was given in *The Grand Island Independent* on April 16, 2014.

Mayor Jay Vavricek called the meeting to order at 7:00 p.m. The following City Council members were present: Kent Mann, Linna Dee Donaldson, Chuck Haase, Julie Hehnke, Mitch Nickerson, Peg Gilbert, John Gericke, Mark Stelk, Mike Paulick, and Vaughn Minton. The following City Officials were present: City Administrator Mary Lou Brown, City Clerk RaNae Edwards, Treasurer and Finance Director Jaye Monter, City Attorney Robert Sivick, and City Engineer and Public Works Director John Collins.

INVOCATION was given by Father Jonathan Sorenson, St. Mary's Cathedral Catholic Church, 204 South Cedar Street followed by the PLEDGE OF ALLEGIANCE.

Mayor Vavricek introduced Community Youth Council member Jimmy Riley.

PRESENTATIONS AND PROCLAMATIONS:

Proclamation "School Nurse Day" May 7, 2014. Mayor Vavricek proclaimed May 7, 2014 as "School Nurse Day". Jill Foltz RN, MSN was present to receive the proclamation.

Recognition of Korean War Hero Flights to Washington, D.C. Mayor Vavricek and the City Council recognized the volunteers of the Korean War Hero Flights to Washington, D.C. Ken Brandt, Ken Gnadt, and several Korean War Veterans were present for the recognition.

PUBLIC HEARINGS:

Public Hearing on Request from the City of Grand Island for a Conditional Use Permit for a 130' Communications Tower Located at 700 East Bischeld Street. Building Department Director Craig Lewis reported that an application from the Grand Island Utilities Department had been received for a Conditional Use Permit to allow a 130' lattice communication tower at 700 East Bischeld Street to facilitate departmental communications. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located North of Fonner Park Road between Adams Street and Lincoln Avenue (Chief Fabrication, LLC). Utilities Director Tim Luchsinger reported that acquisition of a utility easement located north of Fonner Park Road between Adams Street and Lincoln Avenue was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers for the purpose of providing electrical service to the addition of Chief Industries Fabrication Plant building. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located the 1st 1/4 Mile West of St. Paul Road on the South Side of Airport Road (Oscar and Rose Ann Bredthauer). Utilities Director Tim Luchsinger reported that acquisition of a utility easement located the first 1/4 mile of St. Paul Road on the south side of Airport Road was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including water lines for the purpose of constructing Water Main District 466T. The agreed upon appraised value was \$6,300.00. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located East of Substation C on the South Side of Airport Road (Douglas and Tamara Petersen). Utilities Director Tim Luchsinger reported that acquisition of a utility easement located east of Substation C on the south side of Airport Road was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including water lines for the purpose of constructing Water Main District 466T. The agreed upon appraised value was \$6,880.00. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located West of Sky Park Road on the South Side of Airport Road (Petersen Farms, Inc.). Utilities Director Tim Luchsinger reported that acquisition of a utility easement located west of Sky Park Road on the south side of Airport Road was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including water lines for the purpose of constructing Water Main District 466T. The agreed upon appraised value was \$6,990.00. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Public Right-of-Way in Section 24, Township 11 North, Range 10 (Chief Industries, Inc.). Public Works Director John Collins reported that acquisition of a public right-of-way located in Section 24, Township 11 North, Range 10 was needed in order to construct Street Improvement District No. 1261; Westgate Road – North Road east to paved section of Westgate Road. Staff recommended approval. No public testimony was heard.

ORDINANCES:

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

- #9482 - Consideration of Creation Sanitary Sewer District No. 532; Westwood Park Subdivision
- #9483 - Consideration of Amending Chapter 22 of the Grand Island City Code Relative to Parking
- #9484 - Consideration of Vacation of Lots 69, 70, 71 and 84 of Copper Creek Estates Subdivision
- #9485 – Consideration of Creation of Sanitary Sewer District No. 533; Lots 1, 2, 21 & 22, all in Block 5 of Valley View Subdivision

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.

#9482 - Consideration of Creation of Sanitary Sewer District No. 532; Westwood Park Subdivision

Public Works Director John Collins reported that Council action was needed in order to create Sanitary Sewer District No. 532. A petition signed by 26 residents of the Westwood Park Subdivision was received. A ten year assessment period was recommended. Ordinance #9482 was approved on first reading only at the April 8, 2014 City Council meeting.

Motion by Gilbert, second by Donaldson to approve Ordinance #9482 on second and final reading.

City Clerk: Ordinance #9482 on second and final passage. All those in favor of the passage of this ordinance on second and final passage, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Vavricek: By reason of the roll call votes on second reading and then upon final passage, Ordinance #9482 is declared to be lawfully adopted upon publication as required by law.

#9483 - Consideration of Amending Chapter 22 of the Grand Island City Code Relative to Parking

Police Chief Steve Lamken reported that Ordinance #9482 was approved on first reading only at the April 8, 2014 City Council meeting with an amendment to increase the unpaid parking tickets from two (2) to five (5). The Police Department requested Council reconsider the number of unpaid parking tickets before a vehicle could be towed and impounded to the initial recommendation of two (2).

Motion by Gilbert, second by Mann to approve Ordinance #9483 with the amendment that 2 unpaid parking tickets replace 5 unpaid parking tickets on second and final reading.

Discussion was held concerning the number of days a ticket had to be paid. Chief Lamken stated they had five days.

Motion by Nickerson, second by Gericke to amend Section 22-106 (B) to allow 25 days after the 5 days when the ticket was due. Upon roll call vote, Councilmembers Nickerson and Haase voted aye. Councilmembers Minton, Paulick, Stelk, Gericke, Gilbert, Hehnke, Donaldson, and Mann voted no. Motion failed.

Motion by Haase, second by Gilbert to amend Section 22-106 (4) to change Police Fund to General Fund. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinance #9483 on second and final passage. All those in favor of the passage of this ordinance on second and final passage, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Vavricek: By reason of the roll call votes on second reading and then upon final passage, Ordinance #9483 is declared to be lawfully adopted upon publication as required by law.

#9484 - Consideration of Vacation of Lots 69, 70, 71 and 84 of Copper Creek Estates Subdivision

Motion by Haase, second by Paulick to approve Ordinance #9484 on second and final reading.

City Clerk: Ordinance #9484 on second and final passage. All those in favor of the passage of this ordinance on second and final passage, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Vavricek: By reason of the roll call votes on second reading and then upon final passage, Ordinance #9484 is declared to be lawfully adopted upon publication as required by law.

#9485 – Consideration of Creation of Sanitary Sewer District No. 533; Lots 1, 2, 21 & 22, all in Block 5 of Valley View Subdivision

Public Works Director John Collins reported that Council action was needed to create Sanitary Sewer District No. 533. This district would serve the remainder of the Valley View Subdivision. A petition for the sanitary sewer was signed by 1 of the 2 property owners.

Motion by Donaldson, second by Hehnke to approve Ordinance #9485.

City Clerk: Ordinance #9485 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 #9485 on second and final passage. All those in favor of the passage of this ordinance on second and final passage, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Vavricek: By reason of the roll call votes on first reading and then upon second and final passage, Ordinance #9485 is declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda item G-12 was pulled from the agenda at the request of the City Attorney. Motion by Haase, second by Minton to approve the Consent Agenda excluding item G-12. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of April 8, 2014 City Council Regular Meeting.

Receipt of Official Documents – Pawnbroker’s Official Bonds for G.I. Loan Shop, 1004 West 2nd Street and Express Pawn, 645 South Locust Street.

Approving Liquor Manager Designation for Henry Polak, 1316 North Lafayette with J-Boy’s Seven Seas Lounge, 2332 North Broadwell Avenue.

#2014-82 - Approving Final Plat and Subdivision Agreement for Copper Creek Estates 7th Subdivision. It was noted that The Guarantee Group, LLC, owner had submitted the Final Plat

and Subdivision Agreement for Copper Creek Estates 7th Subdivision for the purpose of creating 31 lots located west of North Road and south of Old Potash Highway containing 5.85 acres.

#2014-84 - Approving Acquisition of Utility Easement Located North of Fonner Park Road between Adams Street and Lincoln Avenue (Chief Fabrication, LLC).

#2014-85 - Approving Acquisition of Utility Easement Located the 1st 1/4 Mile West of St. Paul Road on the South Side of Airport Road (Oscar and Rose Ann Bredthauer).

#2014-86 - Approving Temporary Construction Occupancy Agreement Located the 1st 1/4 Mile West of St. Paul Road on the South Side of Airport Road (Oscar and Rose Ann Bredthauer) in an Amount of \$24,533.55.

#2014-87 - Approving Acquisition of Utility Easement Located East of Substation C on the South Side of Airport Road (Douglas & Tamara Petersen).

#2014-88 - Approving Temporary Construction Occupancy Agreement Located East of Substation C on the South Side of Airport Road (Douglas & Tamara Petersen) in an Amount of \$11,719.94.

#2014-89 - Approving Acquisition of Utility Easement Located West of Sky Park Road on the South Side of Airport Road (Petersen Farms, Inc.).

#2014-90 - Approving Temporary Construction Occupancy Agreement Located West of Sky Park Road on the South Side of Airport Road (Petersen Farms, Inc.) in an Amount of \$18,445.00.

#2014-91 - Approving Bid Award for Phelps Control Warehouse Construction. This item was pulled from the agenda at the request of the City Attorney.

#2014-92 - Approving Bid Awards for Substation J Control Building with Modular Connections, LLC of Springfield, NY in an Amount of \$293,469.90 and Substation J Control Relays with Electrical Power Products, Inc. of Des Moines, IA in an Amount of \$168,825.00.

#2014-93 - Approving Acquisition of Public Right-of-Way in Section 24, Township 11 North, Range 10 (Chief Industries, Inc.).

#2014-94 - Approving Change Order No. 1 for the Third and Wheeler Historical Lighting Project with Mid-Plains Power, LLC of Grand Island, NE for an Unchanged Contract Amount of \$226,719.40.

#2014-95 - Approving Authorization for Emergency Sanitary Sewer Repairs at the Northeast Corner of State Street & Huston Avenue with The Diamond Engineering Company of Grand Island, NE in an Amount of \$26,164.12.

#2014-96 - Approving Bid Awards for Hot-Mix Asphalt 2014 with J.I.L. Asphalt Paving Co. of Grand Island, NE; Gary Smith Construction Co., Inc. of Grand Island, NE; and Constructors, Inc. of Lincoln, NE.

#2014-97 - Approving Bid Award for Handicap Ramp Project No. 2014-HC-1 with Galvan Construction, Inc. of Grand Island, NE in an Amount of \$191,064.00.

#2014-98 - Approving Interlocal Agreement with Grand Island Public Schools for Walnut Middle School Entry Road Relocation Project.

REQUESTS AND REFERRALS:

Consideration of Request from the City of Grand Island for a Conditional Use Permit for a 130' Communications Tower located at 700 East Bischeld Street. This item was related to the aforementioned Public Hearing.

Motion by Gericke, second by Minton to approve.

Discussion was held concerning a light on the tower. City Attorney Bob Sivick encouraged Council to follow the FAA rules and not require this tower to be lit.

Motion by Gilbert, second by Haase to amend the motion to require this tower to be lit in accordance with FAA rules. Upon roll call vote, Councilmembers Minton, Paulick, Stelk, Gilbert, Nickerson, Hehnke, Haase, Donaldson, and Mann voted aye. Councilmember Gericke voted no. Motion adopted.

Upon roll call vote of the main motion, all voted aye. Motion adopted.

RESOLUTION:

#2014-99 - Consideration of Approving Request from the YMCA for Permission to Use City Streets, Hike/Bike Trail, and State Highway for a State Fair Marathon/Half Marathon/5K Race. City Administrator Mary Lou Brown reported that the YMCA in cooperation with the State Fair were expanding the Bill Seymour one half marathon to a full marathon and were seeking Council approval and notice to the Nebraska Department of Roads (NDOR) for the marathon route. State Statute 39-1359 requires the City Council to approve the route and for the City to inform the NDOR that the route had approval if it closed or blocked any part of a State highway. Staff recommended approval.

Race Director Jeff Doose representing the YMCA explained the race course. Jay Huston representing Ryder, Rosacker, McCue and Huston, liability insurance carrier for the city, explained the liability exposure to the city. He recommended the sponsors furnish the city with their own liability insurance, but stated it was unlikely the sponsors would be able to supply enough coverage. He did not know at this time what the extra insurance premium would be to the city.

Shaun Schleif with the Nebraska State Fair stated this race would be the flattest and fastest course in the nation. They were working on this race being certified and a possible qualifier for the Boston Marathon.

Motion by Haase, second by Paulick to approve Resolution #2014-99.

City Attorney Bob Sivick stated the permit process would change for all events such as this. Discussion was held regarding the risk and managing events like this. Police Chief Lamken commented on the public safety plans set up for this race with officers controlling traffic intersections. Mentioned was extra cost to the city for Police Department overtime, rent of traffic cones, and liability insurance.

Motion by Gilbert, second by Haase to amend the motion so that the costs incurred by the City Departments would be billed back to the event sponsors. Upon roll call vote, Councilmembers Minton, Stelk, Gericke, Gilbert, Nickerson, Hehnke, Haase, and Donaldson voted aye. Councilmembers Paulick and Mann voted no. Motion adopted.

Cara Lemburg commented on the number of people attending/participating in this race. Runners would be required to sign a release. The race would start at 6:15 a.m. during the cooler hours of the day and last for 6 hours.

Upon roll call vote of the main motion, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Gericke, second by Nickerson to approve the Claims for the period of April 9, 2014 through April 22, 2014, for a total amount of \$6,566,133.07. Unanimously approved.

ADJOURNMENT: The meeting was adjourned at 8:43 p.m.

RaNae Edwards
City Clerk



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-2

Approving Minutes of May 6, 2014 City Council Study Session

Staff Contact: RaNae Edwards

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL STUDY SESSION

May 6, 2014

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 May 6, 2014. Notice of the meeting was given in the *Grand Island Independent* on April 30, 2014.

Mayor Jay Vavricek called the meeting to order at 7:00 p.m. The following Councilmembers were present: Vaughn Minton, Mike Paulick, Mark Stelk, John Gericke, Mitch Nickerson, Julie Hehnke, Chuck Haase, and Linna Dee Donaldson. Councilmembers Peg Gilbert and Kent Mann were absent. The following City Officials were present: City Administrator Mary Lou Brown, City Clerk RaNae Edwards, City Attorney Robert Sivick, City Treasurer and Finance Director Jaye Monter, and City Engineer and Public Works Director John Collins.

The PLEDGE OF ALLEGIANCE was said.

Mayor Vavricek introduced Community Youth Council member John Albers.

PRESENTATIONS AND PROCLAMATIONS:

Proclamation "Tourism Recognition Month" May 2014. Mayor Vavricek proclaimed the month of May 2014 as "Tourism Recognition Month". Convention & Visitors Bureau Executive Director Brad Mellema was present to receive the proclamation and showed a two minute video of highlights in Grand Island.

SPECIAL ITEMS:

Continued Discussion of City Space Needs. City Administrator Mary Lou Brown stated we were continuing the discussion of the space study needs and introduced Emergency Management Director Jon Rosenlund who explained the need for an alternate 911 center. He stated the current alternate 911 center equipment was stored in a closet at Fire Station #1 and takes 30-45 minutes to mobilize the equipment. The equipment differed from the main center with regards to radios, phones, etc. and was difficult to test and exercise regularly.

Mr. Rosenlund explained the differences of the current alternate location and the main location at City Hall. The benefits of a full alternate location would maintain the obligation for continuity of operations and provide a geo-diverse 911 system for redundancy. A full alternate location would provide full capabilities for 911 functions and would allow for expanded capacity in a disaster.

The following options were presented:

911 Option A: establish a new, main 911 center. Install a smaller alternate 911 center in City Hall.

Pros:

Solves both alternate 911 and EOC needs.
Provides new 911 with long term potential.

Cons:

Most expensive construction costs.
Long timeline.

Provides City Hall with room to move staff.

Most complex planning.
Possibility of higher ongoing costs for facility.

911 Option B: establish new, improved alternate 911 location.

Pros:

Provides fully functional alternate 911.

Moderate cost for renovation/construction.

Lower ongoing costs for facility than Option A.

Cons:

Does not provide long-term solution to current 911.

May not solve alternate EOC issues.

911 Option C: improve capabilities of current alternate 911 location.

Pros:

Cheapest of all options.

Lowest ongoing costs.

Quickest immediate impact.

Cons:

May not accommodate necessary functions.

May not be sufficient in an event.

No solution to alternate EOC.

Mr. Rosenlund presented the following costs and challenges: new radio system & geo-diverse 911 system; improved network for Spillman; associated equipment (recorder, NAWAS, printers/copier, fax, etc.); new alarm monitor equipment; purchase/move furniture; and increases in annual operational budget (phone lines, network connectivity, Internet Service Provider, etc.).

Fire Chief Cory Schmidt presented the needs for replacing Fire Station #2. Chief Schmidt stated the station was opened in 1957 and currently was the busiest fire station in Grand Island. In 2013 they responded to 1,847 calls which were 41% of all calls. The station was staffed by 5 to 6 Grand Island Fire Department personnel with two ambulances and a fire engine. This station also served as a tornado shelter for the surrounding area.

Issues with the current station were that apparatus must be backed in off Boradwell Avenue which required spotters to block traffic placing personnel in a dangerous situation. Traffic backs up in front of the station from 5 Points. The larger apparatus were harder to back into the station. The diverse work force and student riders along with dormitory style sleeping quarters with lack of privacy were mentioned.

Issues with the current station were the increased maintenance costs over the past few years. Also mentioned was the poor parking access off the alley and a history of vehicle break-ins. The future needs were: larger truck bay; larger/dedicated classroom; private sleeping quarters; male/female locker rooms; room for additional apparatus/crews; and increased need for airport support and response.

Chief Schmidt presented two options for 911/Fire: 1) build new fire station #2 or 2) build joint facility for both 911 center and fire.

Public Works Director John Collins reported the next step was for the city to go out for Request for Qualifications (RFQ) to research current practices, assess the City's needs, develop several concepts with rough estimates, produce plans and specifications, identify potential locations, and oversee construction.

Robert Meyer, 648 E. Memorial Drive, former firefighter with the City of Grand Island, commented on the June 1980 tornado and spoke of the importance of having a backup 911 system. He also spoke regarding the need for a new Fire Station #2.

Discussion was held concerning funding the current 911 center and money received from the State of Nebraska Civil Defense to help build the current location at city hall. Mr. Rosenlund stated the agreement was still in effect and would continue even if the 911 center moved to a different area.

Annually, land line phones collected \$250,000 per year in Revenue Fund 215. Revenue Fund 216 collected about \$115,000 used to help fund two employees. Location of a new fire station was discussed. Mr. Rosenlund stated his needs would ideally place a 911 center outside of the flood plain and away from the railroads. There would still be a 911 center in city hall for redundancy. Mayor Vavricek stated any decision with regards to relocating the 911 center would have to have the support from the County as they pay for half the 911 center budget.

Discussion was held regarding a new facility and the structure design. Mr. Rosenlund stated the 911 center did not need to be in a basement. City Administrator Mary Lou Brown stated this was just the first step in looking at a new facility and further discussions would be held concerning how it would be paid for. Current debt service was mentioned with some bonds ending in the next few years.

Mr. Rosenlund explained the Interlocal Agreement with Hall County and funding for which the county was responsible. Currently the city provided the space and the equipment was owned 50/50 between the city and county. There were very few state funds available for 911 centers. Multi-county alternate location was mentioned.

Ms. Brown stated the next step would be to go forward with the RFQ process.

ADJOURNMENT: The meeting was adjourned at 9:22 p.m.

RaNae Edwards
City Clerk



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-3

**#2014-100 - Approving High Intensity Drug Trafficking Area
(HIDTA) Grant Funding**

Staff Contact: Steven Lamken

Council Agenda Memo

From: Steven Lamken, Police Chief

Meeting: May 13, 2014

Subject: Approval of High Intensity Drug Trafficking Area (HIDTA) Grant Funding

Item #'s: G-3

Presenter(s): Steven Lamken, Police Chief

Background

The Police Department has been a member of the Central Nebraska Drug and Safe Streets Task Force for several years. The City acts as the fiscal agent for a portion of the funds used by the Task Force to include off site facility maintenance, vehicle leases and operational funds. The 2014 HIDTA award, 14HD06, is for \$55,442.00 and does not require matching funds. Acceptance of the award will provide funding needed for the operations of the Task Force.

Discussion

The Grand Island Police Department has been a participating member of the regional HIDTA, Central Nebraska Drug and Safe Streets Task Force for several years. The Task Force serves a valuable role in the investigation and prosecution of drug offenders and violent criminals. The HIDTA designation provides Federal funding for the investigative operations of the Task Force.

The City serves as the fiscal agent for part of the task force funding that supports the operation and maintenance of the offsite facility, vehicle and cell phone use, and operational funds that are used to buy drugs/weapons and pay informants. The 2014 HIDTA award to the Task Force is \$55,442.00. Approval and acceptance of the funding will support the Task Force during the year. The funding does not require a local match.

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 acceptance of the 2014 HIDTA award 14HD06 for \$55,442.00 for the Central Nebraska Drug and Safe Streets Task Force.

Sample Motion

Move to approve acceptance of the 2014 HIDTA award 14HD06 for \$55,442.00 for the Central Nebraska Drug and Safe Streets Task Force.



Dave Heineman
Governor

STATE OF NEBRASKA

NEBRASKA STATE PATROL
Colonel David A. Sankey
Superintendent
P.O. Box 94907
Lincoln, Nebraska 68509-4907
Phone: (402) 471-4545

April 14, 2014

Chief Steven Lamken
Grand Island Police Department
111 Public Safety Drive
Grand Island, NE 68801

Dear Chief Lamken:

The Nebraska State Patrol will again be serving as the fiduciary for the HIDTA funding to the Grand Island Police Department for the Central Nebraska Drug and Safe Streets Task Force. Your Contract Award, Special Conditions and related documents are enclosed. The project dates are January 1, 2014 – December 31, 2015. By accepting this award, you assume the administrative and financial responsibilities and agree to submitting monthly financial reports.

Please review the documents and forward it to the appropriate individuals in your unit of local government for signature. You, as head of your agency, are the project director. The Authorized Official is the Mayor and the Fiscal Officer is your City Clerk. After the contract is fully executed, please return the originals to me. Keep a copy of the award for your records.

Should you have questions or comments, please contact Marisue Wagner at 402-479-4017 or by email at marisue.wagner@nebraska.gov. We look forward to collaborating with you on this worthwhile project.

Sincerely,

David A. Sankey, Colonel
Superintendent of Law Enforcement and Public Safety

Enclosures



AN INTERNATIONALLY ACCREDITED LAW ENFORCEMENT AGENCY

An Equal Opportunity/Affirmative Action Employer

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CONTRACT AWARD

Nebraska State Patrol
P.O. Box 94907
Lincoln, NE 68509

HIDTA Initiative

CONTRACTOR: Grand Island Police Department	AWARD #: 14HD06	AWARD DATE: March 27, 2014
CONTRACT TITLE: Central Nebraska Drug and Safe Streets Task Force	CONTRACT AMOUNT: \$55,442.00	
FEDERAL PROGRAM: Executive Office of the President Office of National Drug Control Policy (ONDCP)	CFDA: 95.001	FEDERAL AWARD #: G14MW0007A

CONTRACTOR'S BUDGET

COST CATEGORY	Federal Share	State/Local Share	Total Project
Travel – Administrative	\$4,720.00		\$4,720.00
Facilities – Utilities	\$12,000		\$12,000
Facilities – Support	\$4,800		\$4,800
Supplies – Office	\$2,600		\$2,600
Services – Service Contract	\$2,800		\$2,800
Services – Vehicle Lease	\$6,750		\$6,750
Services – Cell Phones	\$900		\$900
Other – PE/PI	\$20,872		\$20,872
Total	\$55,442		\$55,442
Contribution Percentage	100		

This Contract Award is subject to all current State and Federal Policies and Procedures established by the Executive Office of the President – Office of National Drug Control Policy, (ONDCP) and the Nebraska State Patrol (NSP). If applicable, this award may be subject to special conditions.

The contract period will be from 01-01-2014 through 12-31-2015. The contract will become effective on the above stated date, provided the NSP has received the signed Contract Award from the Contractor.

The Patrol may cancel the contract at any time for breach of contractual obligations by providing the Contractor with a written notice of cancellation. Should the Patrol exercise its right to cancel the contract for such reasons, the cancellation shall become effective on the date as specified in the notice of cancellation sent to the Contractor.

The Patrol reserves the right to make modifications, deletions, or additions to the Contract Award at any time. Modifications that change any part of the Contract Award must be made by mutual agreement of both parties.

Where modifications are mandated by law or other requirements, over which the Patrol has no discretion or control, the Contractor agrees to accept the necessary modifications whenever possible. If however, the Contractor cannot accept the changes; this Contract Award can be terminated. Failure to agree to such modifications is not a dispute within the meaning of the Disputes paragraph of the Contract Award Guidelines.

FINANCIAL MANAGEMENT

The Contractor must maintain a financial management system that meets generally accepted accounting principles (GAAP). This documentation must be kept for a period of at least three years (3) following completion of the project or final payment, whichever is later. All such documents will be subject to periodic on-site review or audit as deemed necessary by the Office of National Drug Control Policy (ONDCP), the Patrol, and/or Federal audit agencies.

The Contractor agrees that the Patrol, the ONDCP, and/or the Comptroller General of the United States, the Auditor of the State of Nebraska or any of their duly authorized representatives may have access, for purposes of audit and examination, to any book, document, papers, or records maintained by the Contractor pertaining to this contract. If any litigation, claim, negotiation, audit, or other action involving the records has been started before the expiration of the three years, the records shall be retained until completion of the action and resolution of all issues which arise from it, or until the end of the regular three year period, whichever is later.

STOP WORK

The Patrol may issue and the Contractor will accept a written order to hold or Stop Work on activities funded under this Contract Award for a period of 30 days. Such orders will be issued only for sufficient cause, such as reason to believe work is being performed outside of the terms of the Contract Award, for financial improprieties found during a monitoring inspection or voucher and records review, or a change in relevant laws or regulations.

A Stop Work may be continued, cancelled, or reissued as an order of termination.

The Contractor is responsible for any costs incurred after the completion of the project and the issuance of final payment by the Patrol unless by mutual agreement.

BREACH OF AGREEMENT

In the event full services are not provided by the Contractor unless as a result of fire, riot, or other Act of God or other emergency acceptable to the Patrol, the Contractor will reimburse the Patrol for all funding provided by the Contract Award. These provisions will be exercised by the Patrol only after Contract Award violation(s) has been established and negotiations between the Patrol and recipient have not resulted in a mutually acceptable resolution. A written notice of Breach of Contract must be issued by the Patrol.

ACCEPTANCE OF CONDITIONS

It is understood and agreed by the undersigned that this contract and any subsequent Contract Awards are subject to the Nebraska State Patrol Multiple HIDTA Initiative Cooperative Agreement award G14MW0007A dated January 2014 and to all special conditions as identified by the NSP. The signatures certify that this document has been received and read in its entirety.



Signature of NSP Superintendent

Signature of Project Director

David A. Sankey, Colonel-Superintendent

4/14/14

Typed Name of Official and Title

Date

Typed Name and Title

Date

Signature of Authorized Official

(Mayor, County Board Chairman, State Department Head, etc.)

Signature of Financial Officer

(Treasurer, City Clerk, City Finance Department, etc.)

Typed Name of Official and Title

Date

Typed Name and Title

Date

Confidential Funds Certification

This is to certify that I have read, understand, and agree to abide by all of the conditions for confidential funds as set forth in the effective edition of the ONDCP Financial and Administrative Guide.

Date: _____

Signature: _____

Project Director: _____

Grant No: 14HD06

SPECIAL CONDITIONS

NEBRASKA STATE PATROL MIDWEST HIDTA MULTIPLE INITIATIVES

Contractor: Grand Island Police Department	
Contract Number: 14HD06	Contract Title: Central Nebraska Drug and Safe Streets Task Force

This subgrant is subject to the standard conditions agreed to in the contract award, certified assurances, the Executive Office of the President, Office of National Drug Control Policy, HIDTA Multiple Initiatives and the following special conditions:

A. General Provisions

1. This grant is subject to Title 2 of the Code of Federal Regulations, as well as the following:

- By reference, the provisions of the Office of Management and Budget (OMB) circulars and government-wide common rules applicable to grants and cooperative agreements. These circulars and common rules include the following:
- OMB Circular A-21 "Cost Principles for Educational Institutions (Codified at 2 CFR Part 220)
- OMB Circular A-87 "Cost Principles for State, Local, and Indian Tribal Governments." (Codified at 2 CFR Part 225)
- OMB Circular A-102 "Grants and Cooperative Agreements with State and Local Governments." (Codified at 21 CFR 1403)
- OMB Circular A-110 "Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations." (Codified at 2 CFR Part 215)
- OMB Circular A-122 "Cost Principles for Nonprofit Organizations." (Codified at 2 CFR Part 230)
- "Uniform Administrative Requirements for Grants and Cooperative Agreements with State and Local Units of Governments," (Codified at 21 CFR Part 1403)
- "Grants Management Common Rule for State and Local Units of Government," (Codified at 21 CFR Part 1404)
- "Government-wide Debarment and Suspension (Non-procurement)," (Codified at 21 CFR Part 1404)
- "Government-wide Requirements for Drug-Free Workplace (Financial Assistance)" (Codified at 21 CFR Part 1405)
- "New Restrictions of Lobbying" (Codified at 28 CFR Part 1403)

2. Audits conducted pursuant to OMB Circular A-133, "Audits of State and Local Governments", must be submitted no later than nine (9) months after the close of the grantee's audited fiscal year. A copy of the audit report and management letter must be sent to:

Grants Division
Nebraska State Patrol
P.O. Box 94907
Lincoln, NE 68509-4907

3. The recipient gives the awarding agency or the Government Accountability Office, through any authorized representative, access to and the right to examine all paper or electronic records related to the grant.

4. Contractors are advised of the new OMB grants "supercircular," Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards", some provisions of which may begin to supersede the provisions of pre-existing OMB grants circulars over the term of this contract. ONDCP will also be adopting conforming regulations in 2014. ONDCP will provide updates moving forward. For more information about the supercircular, please visit www.cfo.gov/COFAR, which includes links to related online training and FAQs.

B. Special Conditions HIDTA Grants

The following special conditions are incorporated into each award document.

1. This grant is awarded for the initiative(s) named above. Variation from the description of activities approved by ONDCP and/or from the budget attached to this letter must comply with reprogramming requirements as set forth in ONDCP's HIDTA Program Policy and Budget Guidance.
2. This award is subject to the requirements in ONDCP'S "HIDTA Program Policy and Budget Guidance" and the "ONDCP Financial and Administrative Guide"
3. No HIDTA funds shall be used to supplant state or local funds that would otherwise be made available for the same purposes.
4. The requirements of 28 CFR Part 23, which pertains to information collection and management of criminal intelligence systems, shall apply to any such systems supported by this award.
5. Special accounting and control procedures must govern the use and handling of HIDTA Program funds for confidential expenditures; i.e. the purchase of information, evidence, and services for undercover operations. Those procedures are described in Section 6-12 of the HIDTA Program Policy and Budget Guidance.
6. The grant recipient agrees to account for and use program income in accordance with the "Common Rule" and the HIDTA Program Policy and Budget Guidance. Asset forfeiture proceeds generated by the HIDTA-funded initiatives shall not be considered as program income earned by HIDTA grantees.
7. Property acquired with these HIDTA grant funds is to be used for activities of the Midwest HIDTA. If your agency acquires property with these funds and then ceases to participate in the HIDTA, the Contractor must make this equipment available to the HIDTA's Executive Board for use by other HIDTA participants.
8. All law enforcement entities that receive funds from this grant must report all methamphetamine laboratory seizure data to the National Clandestine Laboratory Database/National Seizure System at the El Paso Intelligence Center.

C. Payment Basis

1. A request for reimbursement shall be made by using the Nebraska State Patrol Cash Report/Cash Request form NSP161 on a monthly basis. Copies of invoices, payroll registers, and canceled checks must accompany the NSP161 to provide documentation for the reimbursement request.
2. Payments will be made by check or via Electronic Fund Transfer to the award recipient's bank account. The bank must be FDIC insured.

RECIPIENT ACCEPTANCE OF SPECIAL CONDITIONS:

Typed Name

Title

Signature/Project Director

Date

Original to Patrol; Subgrantee keep copy for records.

RESOLUTION 2014-100

WHEREAS, the Grand Island Police Department is a member of the Central Nebraska Drug and Safe Streets Task Force; and

WHEREAS, the Task Force has been approved for \$55,442.00 of HIDTA funding for the operations of the Task Force; and

WHEREAS, the Task Force serves an effective role in the investigation and apprehension of drug dealers and violent criminals, and

WHEREAS, the City serves as the fiscal agent for the Task Force operational funds.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, to approve award 14HD06 of \$55,442.00 of Federal HIDTA funding for the operation of the Central Nebraska Drug and Safe Streets Task Force.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☒ _____
May 9, 2014	☒ City Attorney



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-4

**#2014-101 - Approving 2014 Justice Assistance Grant (JAG)
Application and Funding**

Staff Contact: Steven Lamken

Council Agenda Memo

From: Chief Steven Lamken, Police Department

Meeting: May 13, 2014

Subject: Edward Byrne Memorial Justice Assistance Grant (JAG)
2014

Item #'s: G-4

Presenter(s): Steve Lamken, Chief of Police

Background

The Grand Island Police Department and Hall County Sheriff's Department are eligible to receive Justice Assistance Grant money from the U.S. Department of Justice under the JAG offering in 2014. The total award for Grand Island-Hall County is in the amount of \$26,312.00. The monies may be spent over a three year period. The Grand Island Police Department will serve as the fiscal agency on this grant.

The Hall County Sheriff's Department is a disparate agency and will receive twenty five percent of the award totals. The grant will be shared; \$6,578 to Hall County and \$19,734 to the City of Grand Island.

The Department of Justice requires that recipient agencies identify how the funds will be used. The Police Department will use the funds to support our mobile video and computing systems in our patrol fleet as we have done for several years.

Discussion

There is a requirement that the applicant agency (Grand Island Police Department) make the grant application available for review by the governing body.

There is a federal mandate that requires a public hearing regarding the application process and disbursement of the JAG funds. This hearing fulfills the federal mandate.

The grant requires an MOU between the applicant (Grand Island) and any disparate agencies (Hall County). By definition, Hall County is a disparate agency eligible for funds.

Alternatives

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

1. Approve the application and suggested disbursement of JAG funds and the MOU.
2. Reject the application and use of JAG funds

Recommendation

City Administration recommends that the Council approve the application and suggested disbursement as presented, along with the MOU between the City of Grand Island and Hall County.

Sample Motion

Move to approve the application and suggested disbursement of Justice Assistance Grant funding and the MOU between the City of Grand Island and Hall County.

Edward Byrne Memorial Justice Assistance Grant Program

CFDA Number: 16.738

THE STATE OF NEBRASKA

COUNTY OF HALL

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF GRAND ISLAND, NEBRASKA
AND COUNTY OF HALL, NEBRASKA

2014 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD

This agreement is made and entered into this 13th day of May, 2014, by and between The County of Hall, acting by and through its governing body, The Hall County Board of Supervisors, hereinafter referred to as COUNTY, and the CITY of Grand Island, acting by and through its governing body, the City Council, hereinafter referred to as CITY, both of Hall County, State of Nebraska, witnesseth:

WHEREAS, the City and County may apply for a direct award from the Justice Assistance Grant Program in the amount of \$26,312.00 and the City shall act as fiscal agent for this award and file the joint application on behalf of the City and County: and

WHEREAS, each governing body, in performing governmental functions or in paying the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party: and

WHEREAS, each governing body finds that the performance of this agreement is in the best interests of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or function under this agreement: and

WHEREAS, the CITY agrees to provide the COUNTY 25% of the award, \$6,578.00 from the \$26,312.00 JAG award: and

WHEREAS, the CITY and COUNTY believe it to be in their best interests to reallocate the JAG funds.

NOW THEREFORE, the COUNTY and CITY agree as follows:

Section 1.

CITY agrees to pay COUNTY a total of 25% (\$6,578.00) of the 2014 JAG funds (\$26,312.00)

CFDA NUMBER: 16.738

Section 2.

COUNTY agrees to use the \$6,578.00 of the 2014 JAG funds by 9-30-2017.

Section 3.

Each party to this agreement will be responsible for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

CITY OF GRAND ISLAND, NEBRASKA

COUNTY OF HALL, NEBRASKA

Mayor date:

Board Chairperson date:

ATTEST:

City Clerk date:

County Clerk date:

RESOLUTION 2014-101

WHEREAS, the Grand Island Police Department has received notification that they are eligible to apply for \$26,312.00 in grant funds under the 2014 Byrne Justice Assistance Grant (JAG) Program and the Hall County Sheriff's Department has been named as a disparate agency; and

WHEREAS the Grand Island Police Department as the applicant will act as the fiscal agent; and

WHEREAS, the Grand Island Police Department will be allocated \$19,734 of the grant funds; and

WHEREAS the Hall County Sheriff's Department will be allocated \$6,578 of the grant funds; and

WHEREAS, a public hearing was held on May 13, 2014, as required to discuss the proposed use of such funds; and

WHEREAS, a memorandum of understanding between the City of Grand Island and Hall County is required as part of the grant application.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that approval is hereby granted to enter into a memorandum of understanding (MOU) with Hall County for the application of 2014 JAG funding.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
May 9, 2014	☐ City Attorney



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-5

**#2014-102 - Approving Acquisition of Utility Easement - 539 S.
Shady Bend Road - Tommy Jr. & Carey Ummel**

This item relates to the aforementioned Public Hearing item E-1.

Staff Contact: Tim Luchsinger, Utilities Director

RESOLUTION 2014-102

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

WHEREAS, a public hearing was held on May 13, 2014, for the purpose of discussing the proposed acquisition of a twenty foot wide easement located in the City of Grand Island, Hall County, Nebraska; and more particularly described as follows:

Commencing at the northwest corner of Lot Three (3), Ummel Second Subdivision, Hall County, Nebraska; thence southerly along the westerly line of said Lot Three (3), on an assumed bearing of S01°43'04"W, a distance of twenty five and twenty six hundredths (25.26) feet; thence N59°58'04"E along the centerline of an existing twenty (20) foot wide platted utility easement, a distance of one hundred four and ninety hundredths (104.90) feet; thence N77°57'00"E along the centerline of said existing twenty (20) foot wide platted utility easement, a distance of two hundred eighty three and seventy eight hundredths (283.78) feet; thence N44°29'38"E along the centerline of said existing twenty (20) foot wide platted utility easement, a distance of forty three and fourteen hundredths (43.14) feet; thence N32°45'18"W, a distance of one hundred thirty five and eighty nine hundredths (135.89) feet; thence N00°50'51"E, a distance of twenty four and nine hundredths (24.09) feet to a point on the southerly line of Lot Two (2), Ummel Second Subdivision, being the ACTUAL Point of Beginning; thence continuing N00°50'51"E, a distance of ninety two (92.0) feet; thence N38°17'05"E a distance of one hundred six and nineteen hundredths (106.19) feet; thence N56°29'45"E a distance of one hundred eighty eight and forty five hundredths (188.45) feet; thence N40°52'36"E a distance of one hundred forty nine and forty five hundredths (149.45) feet; thence N84°44'52"E a distance of forty four and fifty five hundredths (44.55) feet; thence S42°44'29"E a distance of thirty two (32.0) feet to a point of termination. The side lines of the above described tract shall be prolonged or shortened as required to terminate on the southerly boundary of Grantor's property.

The above-described easement and right-of-way containing 0.28 acres, more or less, as shown on the plat dated 4/11/2014, marked Exhibit "A" attached hereto and incorporated herein by reference.

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

Approved as to Form	▣ _____
May 9, 2014	▣ City Attorney

- - -

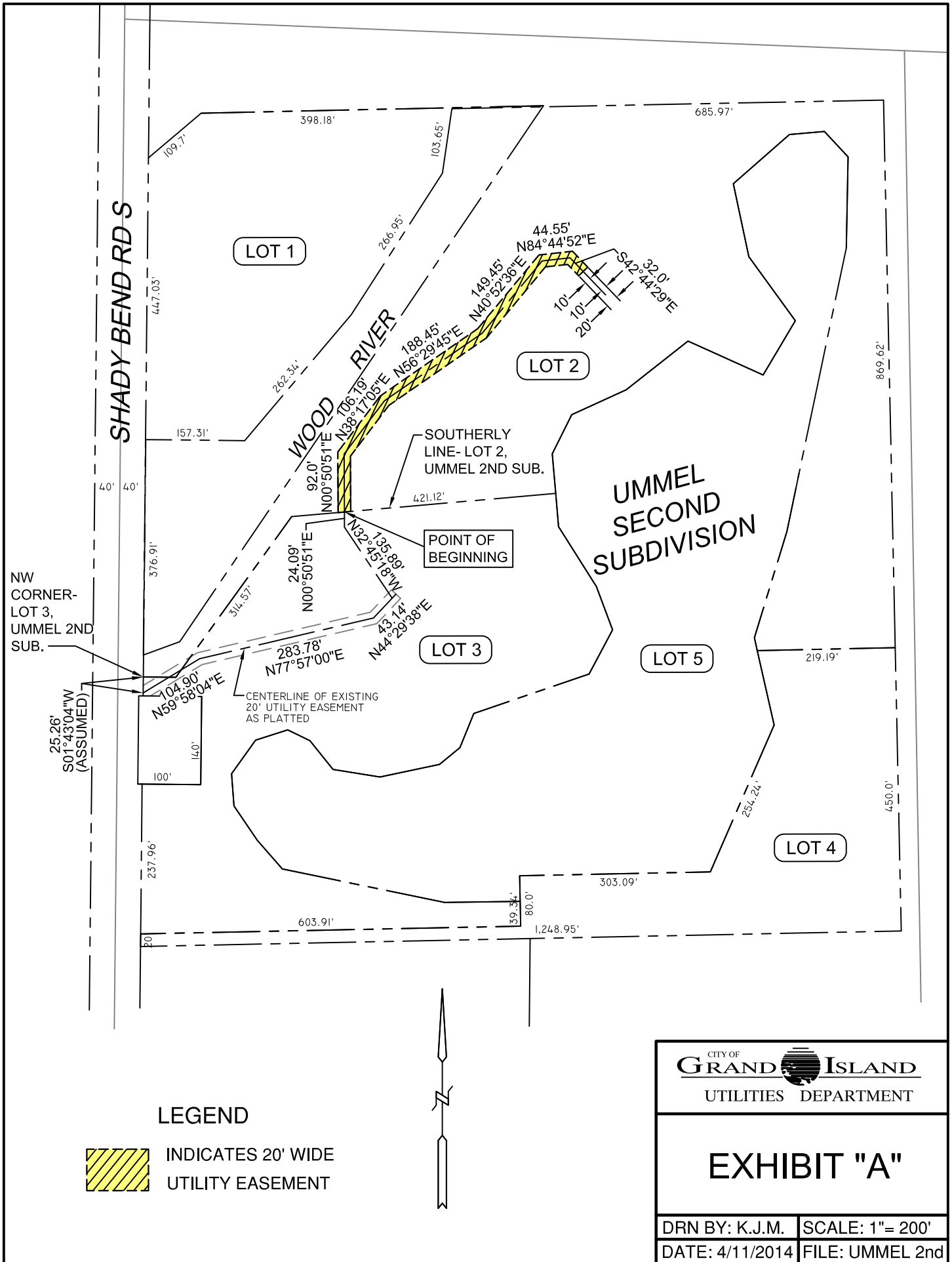
Adopted by the City Council of the City of Grand Island, Nebraska May 13, 2014.

Jay Vavricek, Mayor


Attest:

RaNae Edwards, City Clerk

- 2 -



LEGEND

 INDICATES 20' WIDE UTILITY EASEMENT



CITY OF GRAND ISLAND UTILITIES DEPARTMENT	
<h1>EXHIBIT "A"</h1>	
DRN BY: K.J.M.	SCALE: 1"= 200'
DATE: 4/11/2014	FILE: UMMEL 2nd



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-6

#2014-103 - Approving Acquisition of Utility Easement - 567 Shady Bend Road - Tommy Ummel Sr.

This item relates to the aforementioned Public Hearing item E-2.

Staff Contact: Tim Luchsinger, Utilities Director

RESOLUTION 2014-103

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

WHEREAS, a public hearing was held on May 13, 2014, for the purpose of discussing the proposed acquisition of a twenty foot wide easement located in the City of Grand Island, Hall County, Nebraska; and more particularly described as follows:

Commencing at the northwest corner of Lot Three (3), Ummel Second Subdivision, Hall County, Nebraska; thence southerly along the westerly line of said Lot Three (3), on an assumed bearing of S01°43'04"W, a distance of twenty five and twenty six hundredths (25.26) feet; thence N59°58'04"E along the centerline of an existing twenty (20) foot wide platted utility easement, a distance of one hundred four and ninety hundredths (104.90) feet; thence N77°57'00"E along the centerline of said existing twenty (20) foot wide platted utility easement, a distance of two hundred eighty three and seventy eight hundredths (283.78) feet; thence N44°29'38"E along the centerline of said existing twenty (20) foot wide platted utility easement, a distance of forty three and fourteen hundredths (43.14) feet to the ACTUAL Point of Beginning; thence N32°45'18"W, a distance of one hundred thirty five and eighty nine hundredths (135.89) feet; thence N00°50'51"E, a distance of twenty four and nine hundredths (24.09) feet to a point on the northerly line of said Lot Three (3). The side lines of the above described tract shall be prolonged or shortened as required to terminate on the northerly boundary of Grantor's property.

The above-described easement and right-of-way containing 0.07 acres, more or less, as shown on the plat dated 4/11/2014, marked Exhibit "A" attached hereto and incorporated herein by reference.

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

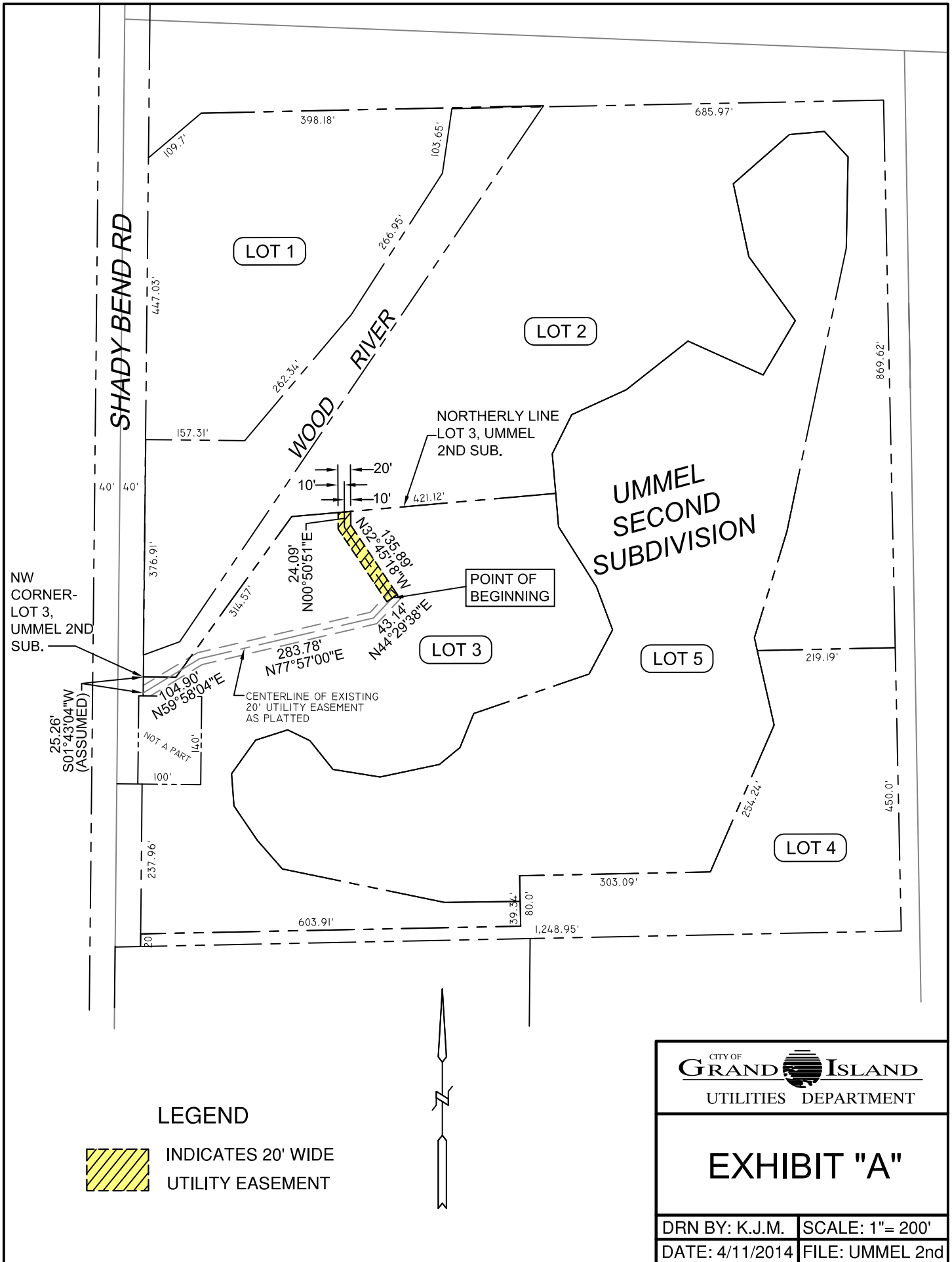
Approved as to Form May 9, 2014	by _____ City Attorney
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Adopted by the City Council of the City of Grand Island, Nebraska May 13, 2014.


Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



LEGEND

 INDICATES 20' WIDE UTILITY EASEMENT



 <p>CITY OF GRAND ISLAND UTILITIES DEPARTMENT</p>	
<h1>EXHIBIT "A"</h1>	
DRN BY: K.J.M.	SCALE: 1"= 200'
DATE: 4/11/2014	FILE: UMMEL 2nd



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-7

#2014-104 - Approving Acquisition of Utility Easement - East of the UPRR Tracks and South of Airport Road - Darling National LLC

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

Staff Contact: Tim Luchsinger, Utilities Director

RESOLUTION 2014-104

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

WHEREAS, a public hearing was held on May 13, 2014, for the purpose of discussing the proposed acquisition of a twenty-seven foot wide easement located in Hall County, Nebraska; and more particularly described as follows:

The southerly twenty seven (27.0) feet of the northerly sixty (60.0) feet of the westerly three hundred twenty six and one tenth (326.1) feet of Lot One (1) Wilson's Subdivision.

The above described easement and right-of-way containing 0.20 acres, more or less, as shown on the plat dated 1/15/2013, marked Exhibit "A" attached hereto and incorporated herein by reference.

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

- - -

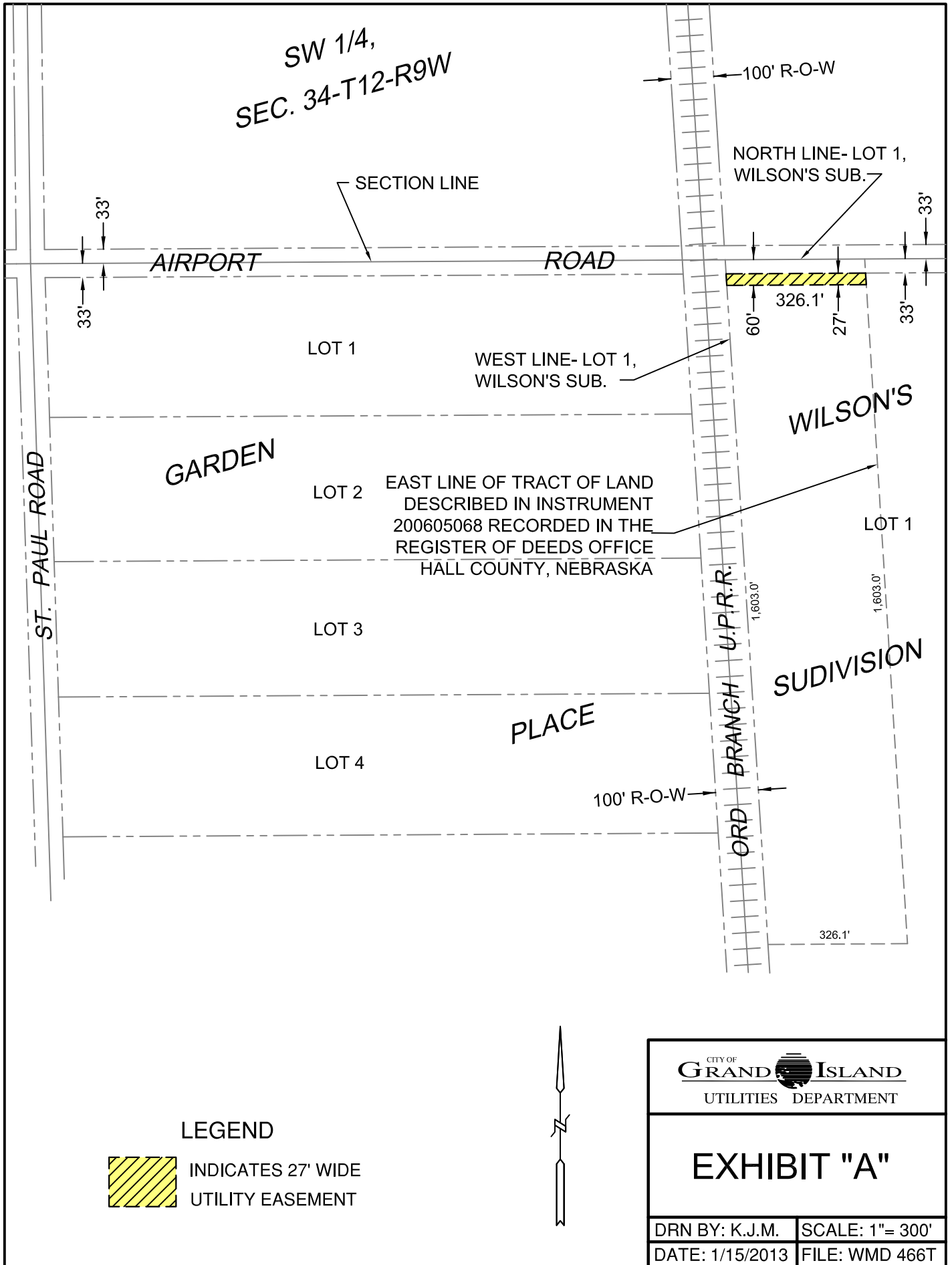
Adopted by the City Council of the City of Grand Island, Nebraska May 13, 2014.

Jay Vavricek, Mayor


Attest:

RaNae Edwards, City Clerk

Approved as to Form ✕ _____
May 9, 2014 ✕ City Attorney



LEGEND

 INDICATES 27' WIDE UTILITY EASEMENT

 CITY OF GRAND ISLAND UTILITIES DEPARTMENT	
EXHIBIT "A"	
DRN BY: K.J.M.	SCALE: 1" = 300'
DATE: 1/15/2013	FILE: WMD 466T



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-8

#2014-105 - Approving Temporary Construction Occupancy Agreement - East of the UPRR Tracks and South of Airport Road - Darling National LLC

Staff Contact: Tim Luchsinger, Utilities Director

Council Agenda Memo

From: Tim Luchsinger, Utilities Director

Meeting: May 13, 2014

Subject: Agreement for Temporary Construction Occupancy – East of the Union Pacific Railroad Tracks and just South of Airport Road – Darling National LLC

Item #'s: G-8

Presenter(s): Timothy Luchsinger, Utilities Director

Background

Nebraska State Law requires that acquisition of property must be approved by City Council. An Agreement for Temporary Construction Occupancy is needed relative to the property of Darling National, LLC, fifty (50.0) feet wide, south of the permanent easement on the east side of the Union Pacific Railroad, on the south side of Airport Road.

Discussion

Water Main District 466T has been designed to construct a 16-inch diameter water main along the south side of Airport Road. An Agreement for Temporary Construction Occupancy will be used by the City for the purposes related to the construction work for the Water Main District along the south side of Airport Road.

The property owners have agreed to the Agreement for Temporary Construction Occupancy in the amount of One Thousand Three Hundred Ten and No/100 Dollars (\$1,310.00).

Alternatives

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

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

Recommendation

City Administration recommends that the Council approve the Agreement for Temporary Construction Occupancy in the amount of One Thousand Three Hundred Ten and No/100 Dollars (\$1,310.00).

Sample Motion

Move to approve the Temporary Construction Occupancy Agreement.

AGREEMENT FOR TEMPORARY CONSTRUCTION OCCUPANCY

Agreement made and entered into by and between the **CITY OF GRAND ISLAND**, a municipal corporation of the State of Nebraska, herein referred to as "City", and **DARLING NATIONAL LLC.**, a Delaware limited liability company f/n/a **NATIONAL BY-PRODUCTS, INC.**, herein referred to as "Owner", whether one or more.

Recitals

WHEREAS, the City intends to construct **WATER MAIN DISTRICT 467T**, on or adjacent to property owned by Owner; and

WHEREAS, it may be necessary for the City, its officers, agents, employees, contractors, subcontractors, and authorized representatives to enter upon, travel over, excavate, clear, backfill, store materials upon, and otherwise use the lands herein described which are owned by Owner during the afore mentioned construction project.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained within this agreement, the parties agree as follows:

Section One Right of Entry

Owner hereby grants to the City, its officers, agents, employees, contractors, subcontractors, and authorized representatives the right to enter upon the following described real estate:

The southerly ~~twenty~~ fifty (50.0) feet of the northerly one hundred ten (110.0) feet of the westerly three hundred twenty six and one tenth (326.1) feet of Lot One (1), Wilson's Subdivision.

to do such work as may be necessary or appropriate for the construction of **WATER MAIN DISTRICT 467T** and related facilities on or adjacent to such property. Such right of entry shall include, but not be limited to the right to enter upon, travel over, excavate, clear fences, drives, trees, bushes, and other improvements, backfill, store materials upon, and otherwise use the above described premises.

Section Two Term of Agreement

The premises may be occupied and used by the City for the purposes related hereto during the period beginning upon execution of this agreement and continuing until the construction work for **WATER MAIN DISTRICT 467T** and related facilities has been completed.

Section Three Compensation

The compensation for the temporary construction occupancy shall be

One Thousand Three Hundred Ten and No/100 Dollars (\$1,310.00).

**Section Four
Restoration**

The City agrees to: (a) restoration of the property as reasonably practical to its grade and condition prior to construction and prior to the termination of the Agreement; (b) salvaging topsoil from areas requiring excavations and replace the topsoil after construction, (c) remove and replace driveways in conflict with the project as per the standard specifications for the City of Grand Island.

**Section Five
Assignment**

It is understood that the rights of the Owner do not automatically transfer upon sale or lease of the real estate. The City agrees to permit assignment of the rights and obligations of the Owner to a sub-sequential buyer or tenant, provided the Owner obtains the City's prior written consent, which the City shall not unreasonably withhold.

Dated 4/16/14, 2014

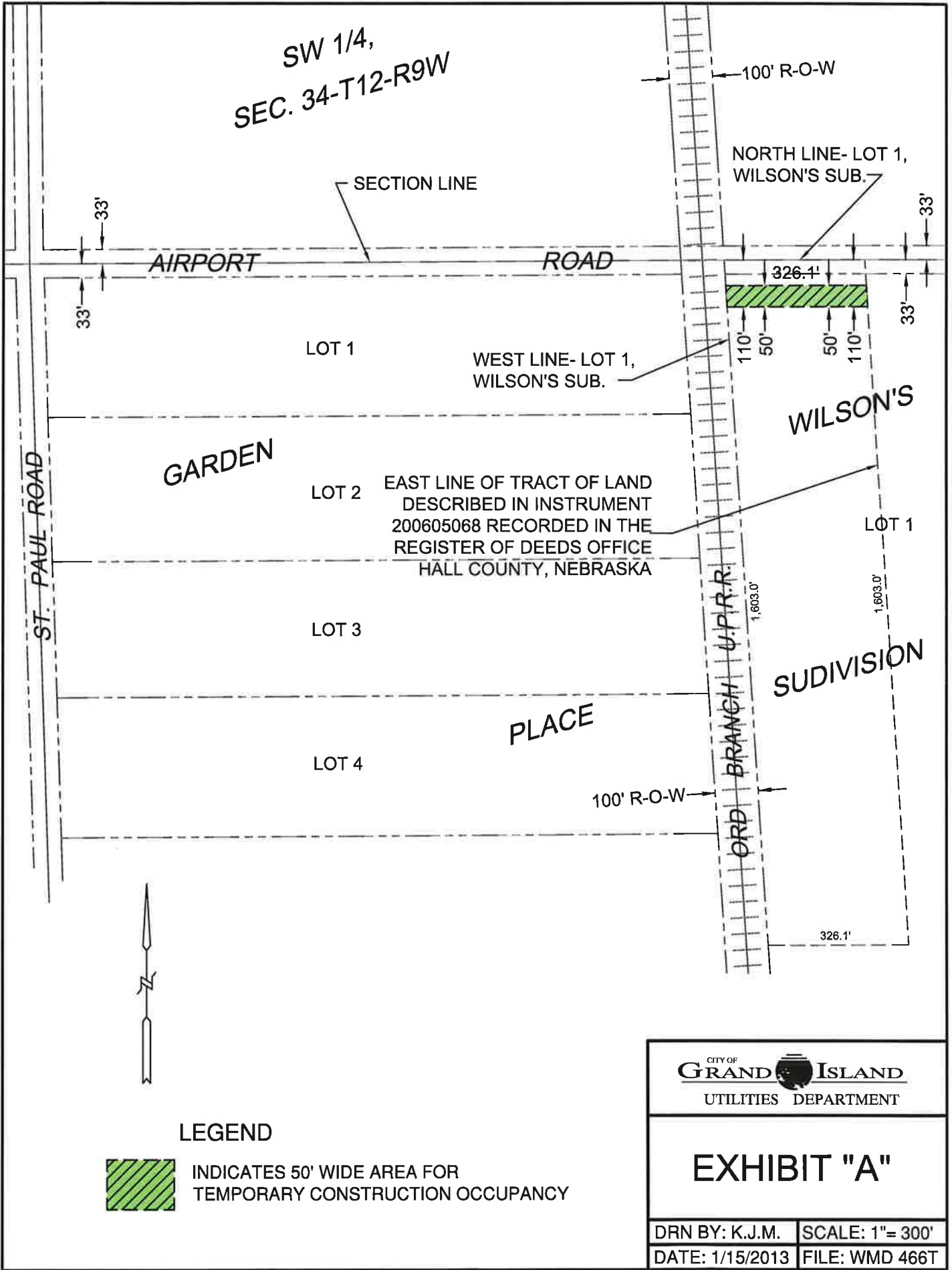
CITY OF GRAND ISLAND, NEBRASKA
a Municipal Corporation of the State of Nebraska

OWNER
DARLING NATIONAL LLC.
a Delaware limited liability company
f/n/a NATIONAL BY-PRODUCTS, INC

By: _____
(Name of signer)

By: 
(Name of signer)

Title: Treasurer



RESOLUTION 2014-105

WHEREAS, an Agreement for Temporary Construction Occupancy is required by the City of Grand Island from Darling National LLC, to enter upon, travel over, excavate, clear fences, drives, trees, bushes, and other improvements, backfill, store materials upon, and otherwise use the below described premises; and

WHEREAS, a public hearing was held on May 13, 2014, for the purpose of discussing the proposed fifty (50.0) foot Temporary Construction Occupancy Agreement located in Hall County, Nebraska; and more particularly described as follows:

The southerly fifty (50.0) feet of the northerly one hundred ten (110.0) feet of the westerly three hundred twenty six and one tenth (326.1) feet of Lot One (1), Wilson's Subdivision.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to acquire an Agreement for Temporary Construction Occupancy from Darling National LLC, in the amount of \$1,310.00, on the above described tract of land, and the Mayor is hereby authorized to sign the Agreement on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form ✕ _____
May 9, 2014 ✕ City Attorney



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-9

#2014-106 - Approving Acquisition of Utility Easement - 3010 W. Faidley Avenue - Stec

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

Staff Contact: Tim Luchsinger, Utilities Director

RESOLUTION 2014-106

WHEREAS, a public utility easement is required by the City of Grand Island from Steven A. Stec, Trustee and Rebecca J. Stec, Trustee, to survey, construct, inspect, maintain, repair, replace, relocate, extend, remove, and operate thereon, public utilities and appurtenances, including lines and transformers; and;

WHEREAS, a public hearing was held on May 13, 2014, for the purpose of discussing the proposed acquisition of a twenty foot wide easement located in the City of Grand Island, Hall County, Nebraska; and more particularly described as follows:

The easterly eight (8.0) feet of the southerly sixty (60.00) feet of Lot Two (2) Block Two (2) Colonial Estates Second Subdivision in the City of Grand Island, Hall County, Nebraska.

The above-described easement and right-of-way containing 0.037 acres, more or less, as shown on the plat dated 4/30/2014, marked Exhibit "A" attached hereto and incorporated herein by reference.

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

- - -

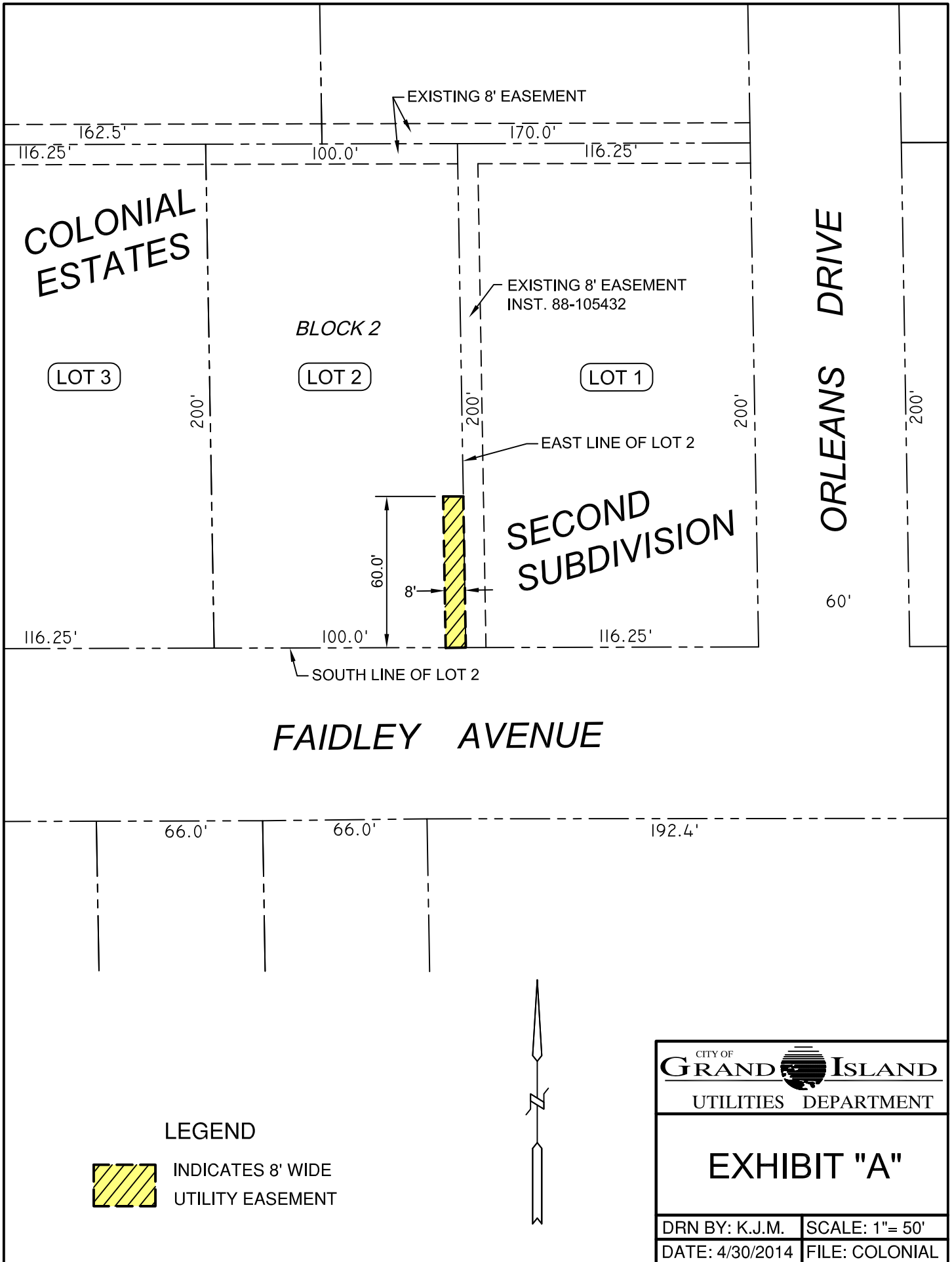
Adopted by the City Council of the City of Grand Island, Nebraska May 13, 2014.

Jay Vavricek, Mayor


Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
May 9, 2014	☐ City Attorney



LEGEND

 INDICATES 8' WIDE UTILITY EASEMENT

CITY OF GRAND ISLAND UTILITIES DEPARTMENT	
<h1>EXHIBIT "A"</h1>	
DRN BY: K.J.M.	SCALE: 1"= 50'
DATE: 4/30/2014	FILE: COLONIAL



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-10

**#2014-107 - Approving Acquisition of Utility Easement - South of
Fonner Park Road in the NW Corner of Fonner Park - Hall
County Livestock Improvement Assoc.**

This item relates to the aforementioned Public Hearing item E-5.

Staff Contact: Tim Luchsinger, Utilities Director

RESOLUTION 2014-107

WHEREAS, a public utility easement is required by the City of Grand Island from the Hall County Livestock Improvement Association, to survey, construct, inspect, maintain, repair, replace, relocate, extend, remove, and operate thereon, public utilities and appurtenances, including water lines, valves and fire hydrants; and

WHEREAS, a public hearing was held on May 13, 2014, for the purpose of discussing the proposed acquisition of a twenty foot wide easement located in the City of Grand Island, Hall County, Nebraska; and more particularly described as follows:

Commencing at Northeast corner of the Northeast Quarter of the Southwest Quarter (NE1/4, SW1/4), Section Twenty Two (22), Township Eleven (11) North, Range Nine (9) West of the 6th P.M., Grand Island, Hall County, Nebraska; thence Southerly along the easterly line of said Northeast Quarter of the Southwest Quarter (NE1/4, SW1/4), a distance of eighty (80.0) feet to a point southerly right-of-way line of Fonner Park Road; thence on an assumed bearing of N89°13'34"W, along the southerly right-of-way line of said Fonner Park Road, a distance of eight hundred and eighty one hundredths (800.81) feet; thence S25°52'21"E, along a westerly line of an existing Utility Easement described in Instrument Number 201400365, recorded in the Register of Deeds Office, Hall County, Nebraska, a distance of three hundred twenty nine and forty five hundredths (329.45) feet to the ACTUAL Point of Beginning; thence N89°58'36"E along the southerly line of an existing Utility Easement described in said Instrument Number 201400365, a distance of one hundred seven and seven hundredths (107.07) feet; thence S00°01'24"E, a distance of twenty (20.0) feet; thence S89°58'36"W, a distance of one hundred eleven and forty one hundredths (111.41) feet; thence N66°23'05"W, a distance of fifty six and ninety four hundredths (56.94) feet to a point on an easterly line of an existing Utility Easement described in Instrument Number 200908956, recorded in the Register of Deeds Office, Hall County, Nebraska; thence northerly along an easterly line of an existing Utility Easement described in said Instrument Number 200908956, a distance of twenty one and ninety six hundredths (21.96) feet; thence S66°23'05"E, a distance of sixty one and ninety five hundredths (61.95) feet to the said Point of Beginning.

The above-described easement and right-of-way containing a total of 0.077 acres, more or less, as shown on the plat dated 4/29/2014, marked Exhibit "A" attached hereto and incorporated herein by reference.

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

- - -

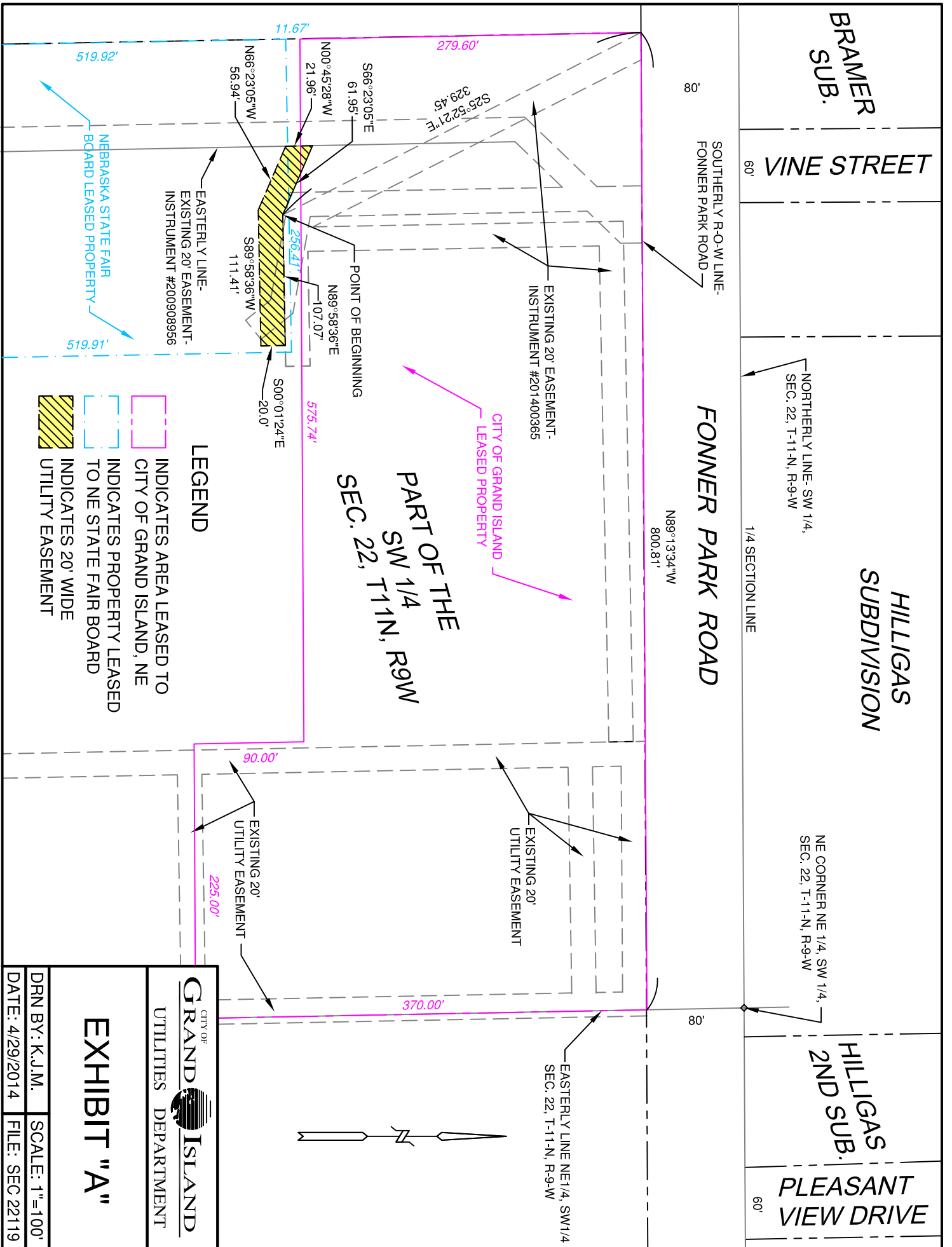
Approved as to Form May 9, 2014	by _____ City Attorney
------------------------------------	---------------------------

Adopted by the City Council of the City of Grand Island, Nebraska May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk





City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-11

**#2014-108 - Approving Bid Award - Boiler Feed Pump Motor
Refurbishment - 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: May 13, 2014

Subject: Boiler Feed Pump Motor Refurbishment – Platte Generating Station

Item #'s: G-11

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

Background

Platte Generating Station has two boiler feed pumps which pump treated water to the boiler for steam production. Each pump provides 100% capacity, which allows for one pump to provide full load operation, with the second pump providing a reliable backup. These high pressure pumps are a critical component in the operation of the plant. The 1B boiler feed pump motor has been in service since 1997 and recently failed while starting, leaving the plant without a reliable backup. Should any problem develop with the operation of the 1A boiler feed pump, Platte Generating Station will not be able to operate. Based on motor inspection results, specifications were developed by plant staff for motor refurbishment and issued in accordance with City purchasing procedures.

Discussion

The specifications for the Boiler Feed Motor Refurbishment were advertised and issued for bid in accordance with the City Purchasing Code. Bids were publicly opened on April 29, 2014. The engineer's estimate for this project was \$100,000.00.

Bidder	Bid Price
EmTech, Inc., Grand Junction, CO	\$ 49,252.75
Illinois Electric Works, Granite City, IL	\$ 58,850.00
Hupp Electric Motors, Cedar Rapids, IA	\$ 59,724.00
Integrated Power Services, Denver, CO	\$ 67,429.39
Siemens, Kansas City, MO	\$ 79,917.23

Bids were reviewed by plant staff, and the low bid from EmTech, Inc., is compliant with specifications and is less than the engineer's estimate.

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 Boiler Feed Pump Motor Refurbishment to EmTech, Inc., of Grand Junction, Colorado, as the low responsive bidder, with the bid in the amount of \$49,252.75.

Sample Motion

Move to approve the bid of \$49,252.75 from EmTech, Inc., for the Boiler Feed Pump Refurbishment at Platte Generating Station.



Stacy Nonhof, Purchasing Agent

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: April 29, 2014 at 2:00 p.m.
FOR: Boiler Feed Pump Motor Refurbishment
DEPARTMENT: Utilities
ESTIMATE: \$100,000.00
FUND/ACCOUNT: 520
PUBLICATION DATE: April 17, 2014
NO. POTENTIAL BIDDERS: 7

SUMMARY

Bidder:	<u>Hupp Electric Motors</u> Cedar Rapids, IA	<u>Integrated Power Services</u> Denver, CO
Bid Security:	Official Check	Westchester Fire Ins. Co.
Exceptions:	None	None
Bid Price:		
Material:	\$42,777.00	\$28,691.91
Labor:	\$16,947.00	\$36,729.04
Sales Tax:	---	\$ 2,008.44
Total Bid:	\$59,724.00	\$67,429.39

Bidder:	<u>Siemens</u> Kansas City, MO	<u>EmTech, Inc.</u> Grand Junction, CO
Bid Security:	Federal Insurance Co.	Cashier's Check
Exceptions:	Noted	None
Bid Price:		
Material:	\$39,827.00	\$21,525.00
Labor:	\$35,402.00	\$26,221.00
Sales Tax:	\$ 5,228.23	\$ 1,506.75
Total Bid:	\$79,917.23	\$49,252.75

Bidder: Illinois Electric Works
Granite City, IL
Bid Security: Cashier's Check
Exceptions: Noted

Bid Price:
Material: \$24,750.00
Labor: \$30,250.00
Sales Tax: \$ 3,850.00
Total Bid: \$58,850.00

cc: Tim Luchsinger, Utilities Director
Mary Lou Brown, City Administrator
Stacy Nonhoff, Purchasing Agent
Karen Nagel, Utilities Secretary

Bob Smith, Assist. Utilities Director
Jaye Monter, Finance Director
Pat Gericke, Utilities Admin. Assist.
Darrell Dorsey, Utilities Dept.

P1730

RESOLUTION 2014-108

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

WHEREAS, on April 29, 2014, bids were received, opened and reviewed; and

WHEREAS, EmTech, Inc., of Grand Junction, Colorado, 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 \$49,252.75; and

WHEREAS, the bid of EmTech, Inc., is less than the estimate for the Boiler Feed Pump Motor Refurbishment 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 EmTech, Inc., in the amount of \$49,252.75 for Boiler Feed Motor Refurbishment at Platte Generating Station, is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
May 9, 2014	☐ City Attorney



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-12

#2014-109 - Approving Bid Award - Warehouse Construction at Phelps Control Center

Staff Contact: Tim Luchsinger, Stacy Nonhof

Council Agenda Memo

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

Meeting: May 13, 2014

Subject: Approving Bid Award - Phelps Control Center New Warehouse Construction

Item #'s: G-12

Presenter(s): Tim Luchsinger, Utilities Director

Background

On June 25, 2013, City Council approved a contract with Webb Architects to evaluate space requirements and develop a preliminary design and building estimate for the remodel of Phelps Control Center and a new warehouse to be constructed immediately north of Phelps Control Center. The warehouse would provide much needed additional space for a growing spare parts inventory for the City substations and transmission system. It was determined by City staff to use a phased approach to construct this building. Upon completion of a preliminary design of the new warehouse, on October 8, 2013, City Council approved Amendment #1 to the Architectural contract to proceed with the detailed design and specifications and provide construction management.

Discussion

The following bids were received by the City on April 8, 2014 for the labor and materials to construct the new warehouse. The engineer's estimate for this work is \$1,850,000.

Bidder	Bid Price	Exceptions
Lacy Construction Co., Grand Island, NE	\$1,140,000.00	None
Chief Industries, Inc., Grand Island, NE	\$1,154,525.00	None
Sampson Construction, Kearney, NE	\$1,251,000.00	None

Alternatives

It appears that the Council that the following alternatives concerning the issue at hand.

The Council may:

1. Move to approve

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

Recommendation

City Administration recommends that the Council award the contract for the Phelps Control Center New Warehouse construction to the low bidder, Lacy Construction Company of Grand Island, Nebraska, in the amount of \$1,140,000.00.

Sample Motion

Move to approve the contract for the Phelps Control Center New Warehouse to Lacy Construction Company of Grand Island, Nebraska, in the amount of \$1,140,000.00.



Stacy Nonhof, Purchasing Agent

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: April 8, 2014 at 2:00 p.m.
FOR: Phelps Control Center New Warehouse
DEPARTMENT: Utilities
ESTIMATE: \$1,850,000.00
FUND/ACCOUNT: 520
PUBLICATION DATE: March 13, 2014
NO. POTENTIAL BIDDERS: Unlimited

SUMMARY

Bidder:	<u>Lacy Construction Co.</u> Grand Island, NE	<u>Chief Industries, Inc.</u> Grand Island, NE
Bid Security:	Merchants Bonding Co.	Fidelity & Deposit Co.
Exceptions:	None	None
Bid Price:	\$1,118,380.00	\$1,141,776.00
Sales Tax:	\$ 21,620.00	\$ 12,752.00
Total Bid:	\$1,140,000.00	\$1,154,528.00

Bidder:	<u>Sampson Construction</u> Kearney, NE
Bid Security:	Liberty Mutual Insurance Co.
Exceptions:	None
Bid Price:	\$1,220,000.00
Sales Tax:	\$ 31,000.00
Total Bid:	\$1,251,000.00

cc: Tim Luchsinger, Utilities Director
Mary Lou Brown, City Administrator
Stacy Nonhoff, Purchasing Agent
Travis Burdett, Assist. Utilities Director

Bob Smith, Assist. Utilities Director
Jaye Monter, Finance Director
Pat Gericke, Utilities Admin. Assist.
Christy Leshner, PCC Utilities Secretary

P1724

RESOLUTION 2014-109

WHEREAS, the City of Grand Island invited sealed bids for the Phelps Control Center new Warehouse Construction, according to plans and specifications on file with the Utilities Department; and

WHEREAS, on April 8, 2014, bids were received, opened and reviewed; and

WHEREAS, Lacy Construction Company of Grand Island, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$1,140,000.00; and

WHEREAS, the bid of Lacy Construction Company is less than the estimate for the Phelps Control Center new Warehouse Construction.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Lacy Construction, in the amount of \$1,140,000.00, for the Phelps Control Center new Warehouse Construction, is hereby approved as the lowest responsible bid and that the Mayor is hereby authorized, on behalf of the City, to execute the contract between the City of Grand Island and Lacy Construction Company.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☒ _____
May 9, 2014	☒ City Attorney



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-13

#2014-110 - Approving Change Order #2 - Utilities Management System Software

Staff Contact: Tim Luchsinger, Stacy Nonhof

Council Agenda Memo

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

Meeting Date: May 13, 2014

Subject: Utilities Management System –
Mainsaver Change Order #2

Item #'s: G-13

Presenter(s): Timothy Luchsinger, Utilities Director

Background

The Utilities Department utilizes an accounting program on the AS400 computer for detailed accounting of its operations. This program was developed by City information technology staff in the 1980s and allows for cost tracking on work activities, based on Federal Electric Regulatory Commission (FERC) account codes that are mandated for public utilities. The Department also utilizes third party software systems for purchase orders, inventory, and for scheduling some work activities or preventive maintenance. None of these systems are integrated and, along with payroll and accounts payable, require that information be transferred or entered manually and/or multiple times.

As the use of the AS400 computer is being phased out due to obsolescence, staff from the Utilities and Finance Departments developed a Request for Proposals to replace the above systems with an integrated system that would incorporate work and asset management, purchasing, and accounting for the Utilities Department, and also allow electronic transfer of information for payroll and accounts payable to the City's MUNIS business accounting system. In addition to supplying the software system, the scope of the specifications included transfer of the information of the existing systems to the new system, and support services for both the new system integration and as required on an ongoing basis.

On September 24, 2013, the Department recommended that the proposal from Mainsaver Software be accepted for the Utilities Management System. The proposal from Mainsaver included a detailed estimated activity pricing breakdown which will be billed at actual cost, for a not-to-exceed total price of \$209,320. This not-to-exceed cost does not include travel expenses, which will also be billed at actual cost. The cost of the new software system and in-house implementation expenses will be funded by the Utilities Enterprise Funds.

Discussion

The new management system is currently being integrated into use by Mainsaver and Department staff. During the integration process, various changes unique to the City's system were recommended by Department staff to Mainsaver to accommodate City or Department requirements or methods, requiring special programming that was not included in the original contract. In many cases, these changes were to allow greater ease of use or acceptance by Department employees, which should promote a smoother transition and favorable long-term benefits from the system to Department operations. The detailed changes and cost breakdowns are provided in the attached contract change order. This change order, along with the previously approved Change Order #1, will result in a total contract cost of \$290,485. Department management staff has reviewed these changes and recommend their approval as being in accordance with the terms of the contract.

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 Change Order #2 to the Contract for Utilities Management System in the amount of \$55,125.00.

Sample Motion

Move to approve Change Order #2 for Utilities Management System to Mainsaver, in the amount of \$55,125.00.



10803 Thornmint Road, Suite 200
 San Diego, CA 92127
 Phone 858-674-8700 Fax 858-674-8735

DATE 4/22/2014
 Quotation # 140422-001
 Customer ID 1448

Name Tim Luchsinger
 Company City of Grand Island
 Address Utilities Department
 Address City Hall, 100 East First Street
 City, State ZIP Grand Island, NE 68801
 Phone (308) 385-5444 x280

Quotation valid until: 5/22/2014
 Prepared by: Tim Boyle
 Phone: (864) 438-1665
 Email: tboyle@mainsaver.com

Qty	Description	Unit Cost	Extended Cost
Days	Mainsaver Professional Services		
1	Enhancement CR#08447 - PR Display Supplier Address	\$1,500.00	\$1,500.00
4.5	Enhancement CR-08448 PR Time Entry & View Changes	\$1,500.00	\$6,750.00
1.5	Enhancement CR#08506 - Edit from Weekly Time View	\$1,500.00	\$2,250.00
7.5	CR#08565 - Professional Services to Specify Multi-Plant Standards, Created Merged Database Plan, and specify Multi-Plant Configuration Professional Services- 7.5 Days at 1/2 rate	\$750.00	\$5,625.00
1	CR#08565 - Data Services to Merge Databases and Create Multi-Plant Configuration Data Services- 20 Days	fixed price	\$18,000.00
(12)	Data Services Days Remaining on Current Project- 12 Days	\$1,500.00	(\$18,000.00)
8.5	Enhancement CR#08566 - Multi-Plant Cost Reports	\$1,500.00	\$12,750.00
3.5	Enhancement CR#08567 - Timecard Custom Report	\$1,500.00	\$5,250.00
5	Enhancement CR#08568 - Timecard Overhead Charges	\$1,500.00	\$7,500.00
1.5	Enhancement CR#08569 - Custom PO Format	\$1,500.00	\$2,250.00
7.5	Enhancement CR#08570 - Default Account to Cost Center	\$1,500.00	\$11,250.00
Total Technical Services			\$55,125.00
Annual Software Support			
1	Annual Support for CR#08447: \$180. Support will commence with Mainsaver technical support renewal date of 6/1/14	\$180.00	
1	Annual Support for CR#08448: \$810. Support will commence with Mainsaver technical support renewal date of 6/1/14	\$810.00	
1	Annual Support for CR#08506: \$270. Support will commence with Mainsaver technical support renewal date of 6/1/14	\$270.00	
1	Annual Support for CR#08566: \$1,530. Support will commence with Mainsaver technical support renewal date of 6/1/14	\$1,530.00	
1	Annual Support for CR#08567: \$630. Support will commence with Mainsaver technical support renewal date of 6/1/14	\$630.00	
1	Annual Support for CR#08568: \$900. Support will commence with Mainsaver technical support renewal date of 6/1/14	\$900.00	
1	Annual Support for CR#08569: \$270. Support will commence with Mainsaver technical support renewal date of 6/1/14	\$270.00	
1	Annual Support for CR#08570: \$1,350. Support will commence with Mainsaver technical support renewal date of 6/1/14	\$1,350.00	
The amount shown is the additional annual support for the software enhancements that will be added to your existing annual support contract. The quoted amount will be pro-rated to expire with your current contract at the time of purchase.			
Professional Services Costs			\$55,125.00



TO: Mainsaver Software
1803 Thornmint Road Suite 200
San Diego CA 92127

PROJECT: Utility Management System

RE: Change Order #2

You are hereby directed to make the following change in your contract:

1. Additional payment per the attached quotations:

ADDITION of \$26,040.00

The original Contract Sum	<u>\$ 209,320.00</u>
Previous Change Order Amounts	<u>\$ 26,040.00</u>
The Contract Sum is increased by this Change Order	<u>\$ 55,125.00</u>
The Contract Sum is decreased by this Change Order	<u>\$ 0.00</u>
The total modified Contract Sum to Date	<u>\$ 290,485.00</u>

Approval and acceptance of this Change Order acknowledges understanding and agreement that the cost and time adjustments included represent the complete values arising out of and/or incidental to the work described therein.

APPROVED: CITY OF GRAND ISLAND

By: _____

Date: _____

Attest: _____

Approved as to Form, City Attorney

ACCEPTED: MAINSAVER SOFTWARE

By: _____

Date: _____

RESOLUTION 2014-110

WHEREAS, Mainsaver Software Inc. of San Diego, California, was awarded the contract for the Utilities Management System, at the September 24, 2013 City Council meeting; and

WHEREAS, during the integration process with various divisions of the Utilities Department, changes unique to the City's system were recommended by Department staff to Mainsaver to accommodate City or Department requirements or methods, requiring special programming that was not included in the original contract; and

WHEREAS, these changes will allow for greater ease which should promote a smoother transition and favorable long-term benefits from the system to Department operations; and

WHEREAS, Change Order #2 was prepared for a contract adjustment of an additional amount of \$55,125.00, resulting in a final contract amount of \$290,485.00.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that Change Order #2 with Mainsaver Software, Inc., of San Diego, California, resulting in an additional cost of \$55,125.00, for a final contract price of \$290,485.00, is hereby approved.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☒ _____
May 9, 2014	☒ City Attorney



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-14

#2014-111 - Approving Acquisition of Utility Easement for Sanitary Sewer Tap District No. 530T – Sanitary Sewer Extension to Interstate 80 (K. Diane Bockmann)

This item relates to the aforementioned Public Hearing item E-6.

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

RESOLUTION 2014-111

WHEREAS, a public utility easement is required by the City of Grand Island for the Sanitary Sewer District No. 530T; – Sanitary Sewer Extension to Interstate 80, to construct and maintain such project; and

WHEREAS, acquisition of the public utility easement is as follows:

K. Diane Bockmann, Trustee – \$18,606.08

PERMANENT EASEMENT NO. 1

A TRACT OF LAND LOCATED IN THE SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼); THENCE S87°07'38"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTH HALF (S ½) NORTHEAST QUARTER (NE ¼) A DISTANCE OF 147.50 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE S01°10'04"E ALONG SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 1331.97 FEET TO THE SOUTH LINE OF SAID SOUTH HALF (S ½) NORTHEAST QUARTER (NE ¼); THENCE S87°21'09"W ALONG SAID SOUTH LINE A DISTANCE OF 30.01 FEET; THENCE N01°10'04"W PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 1252.34 FEET; THENCE S88°49'56"W A DISTANCE OF 30.00 FEET; THENCE N01°10'04"W PARALLEL WITH AND 60.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 78.62 FEET TO THE NORTH LINE OF SAID SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼); THENCE N87°07'38"E ALONG SAID NORTH LINE OF THE SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼) A DISTANCE OF 60.03 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS A CALCULATED AREA OF 42,328 SQUARE FEET OR 0.972 ACRES MORE OR LESS.
AND

PERMANENT EASEMENT NO. 2

A TRACT OF LAND LOCATED IN THE EAST HALF (E ½) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE ¼); THENCE S87°21'09"W ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE ¼) A DISTANCE OF 138.88 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE S01°20'08"E (ASSUMED BEARING) ALONG SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 498.14 FEET; THENCE S87°53'28"W A DISTANCE OF 30.00 FEET; THENCE N01°20'08"W PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.86 FEET TO THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE ¼); THENCE N87°21'09"E ALONG SAID NORTH LINE OF THE SOUTHEAST QUARTER (SE ¼) A DISTANCE OF 30.01 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS A CALCULATED AREA OF 14,940 SQUARE FEET OR 0.343 ACRES MORE OR LESS.

Approved as to Form	by _____
May 9, 2014	City Attorney

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to acquire such public utility easement from K. Diane Bockmann, Trustee, on the above-described tracts of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 13, 2014.

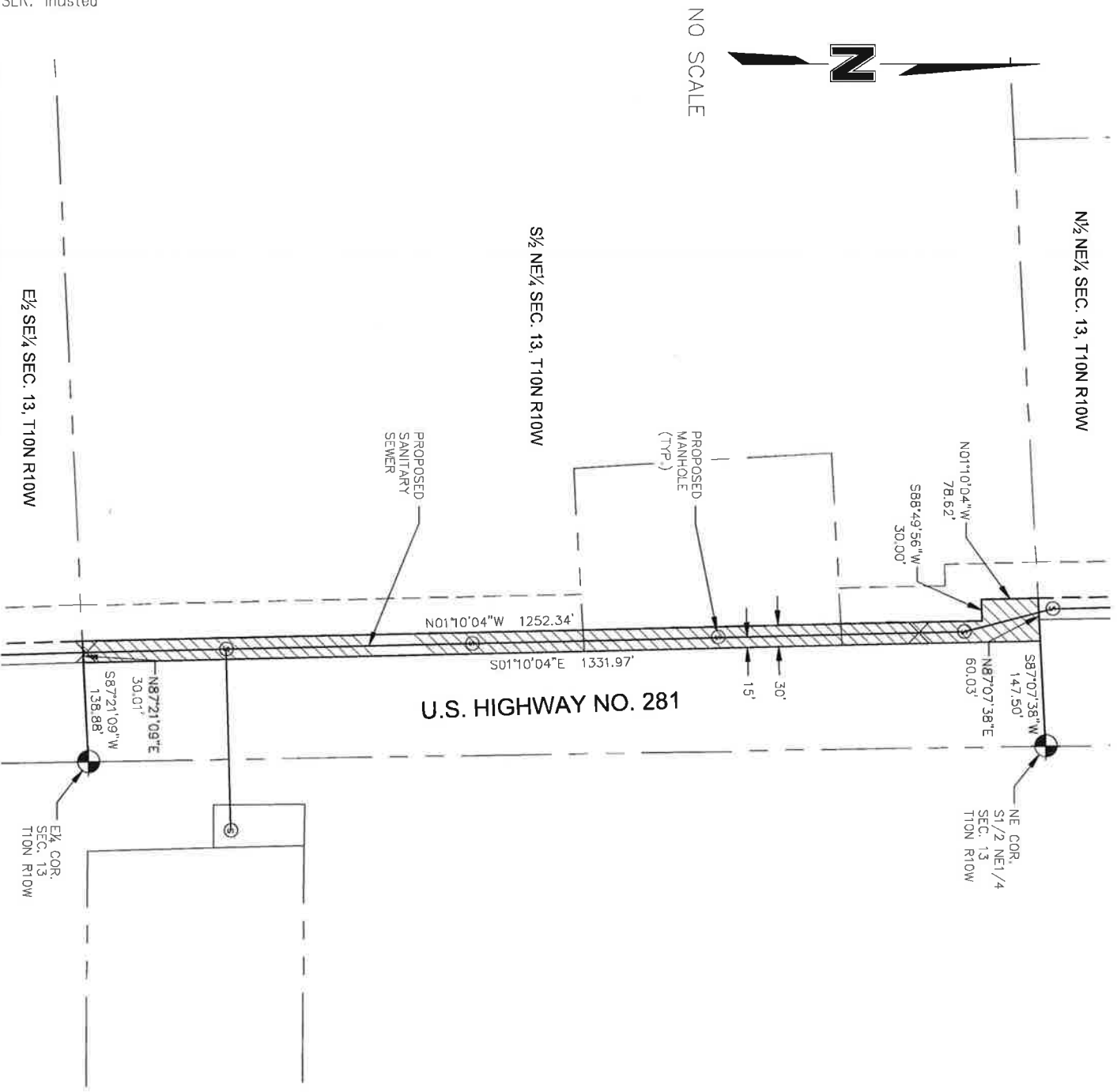
Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

- 2 -

DARRYL D. BOCKMANN TRUST



NO SCALE

LEGAL DESCRIPTION OF PERMANENT EASEMENT
 A TRACT OF LAND LOCATED IN THE SOUTH HALF ($S\frac{1}{2}$) OF THE NORTHEAST QUARTER ($NE\frac{1}{4}$) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTH HALF ($S\frac{1}{2}$) OF THE NORTHEAST QUARTER ($NE\frac{1}{4}$); THENCE $S87^{\circ}07'38''W$ (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTH HALF ($S\frac{1}{2}$) NORTHEAST QUARTER ($NE\frac{1}{4}$) A DISTANCE OF 147.50 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE $S01^{\circ}10'04''E$ ALONG SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 1331.97 FEET TO THE SOUTH LINE OF SAID SOUTH HALF ($S\frac{1}{2}$) NORTHEAST QUARTER ($NE\frac{1}{4}$); THENCE $S87^{\circ}21'09''W$ ALONG SAID SOUTH LINE A DISTANCE OF 30.01 FEET; THENCE $N01^{\circ}10'04''W$ PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 1252.34 FEET; THENCE $S88^{\circ}49'56''W$ A DISTANCE OF 30.00 FEET; THENCE $N01^{\circ}10'04''W$ PARALLEL WITH AND 60.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 78.62 FEET TO THE NORTH LINE OF SAID SOUTH HALF ($S\frac{1}{2}$) OF THE NORTHEAST QUARTER ($NE\frac{1}{4}$); THENCE $N87^{\circ}07'38''E$ ALONG SAID NORTH LINE OF THE SOUTH HALF ($S\frac{1}{2}$) OF THE NORTHEAST QUARTER ($NE\frac{1}{4}$) A DISTANCE OF 60.03 FEET TO THE POINT OF BEGINNING.
 SAID TRACT CONTAINS A CALCULATED AREA OF 42,328 SQUARE FEET OR 0.972 ACRES MORE OR LESS.



PERMANENT EASEMENT

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 DRAWN BY: LH
 DATE: 11/20/2012

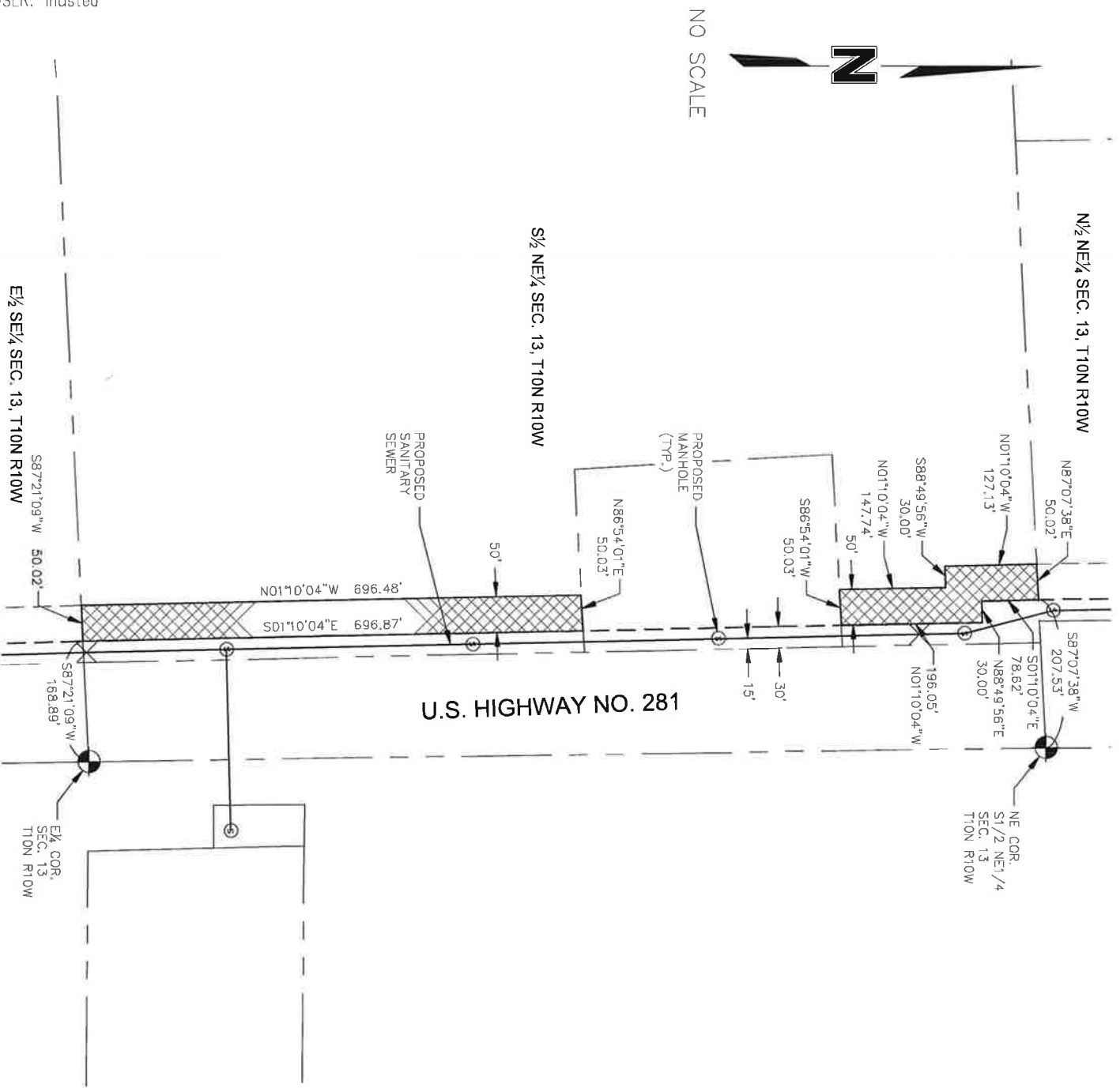
CITY OF GRAND ISLAND
 EASEMENT



2727 W. 2ND STREET
 SUITE 105
 HASTINGS, NE 68901
 TEL. 402.463.0240
 FAX. 402.463.0187

EXHIBIT
 A

DARRYL D. BOCKMANN TRUST



NO SCALE

LEGAL DESCRIPTION OF TEMPORARY CONSTRUCTION EASEMENT:
 A TRACT OF LAND LOCATED IN THE SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼); THENCE S87°07'38"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTH HALF (S½) NORTHEAST QUARTER (NE¼) A DISTANCE OF 207.53 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE S01°10'04"E PARALLEL WITH AND 60.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 78.62 FEET; THENCE N88°49'56"E A DISTANCE OF 30.00 FEET; THENCE S01°10'04"E PARALLEL WITH AND 30.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 196.05 FEET; THENCE S88°49'56"W A DISTANCE OF 30.00 FEET; THENCE N01°10'04"W PARALLEL WITH AND 110.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 127.13 FEET TO THE NORTH LINE OF SAID SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼); THENCE N87°07'38"E ALONG SAID NORTH LINE OF THE SOUTH HALF (S½) OF THE SAID TRACT CONTAINS A CALCULATED AREA OF 68,043 SQUARE FEET OR 1,562 ACRES MORE OR LESS.

AND

A TRACT OF LAND LOCATED IN THE SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼); THENCE S87°21'09"W (ASSUMED BEARING) ALONG THE SOUTH LINE OF SAID SOUTH HALF (S½) NORTHEAST QUARTER (NE¼) A DISTANCE OF 168.89 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE S87°21'09"W ALONG THE SOUTH LINE OF SAID SOUTH HALF (S½) NORTHEAST QUARTER (NE¼) A DISTANCE OF 50.02 FEET; THENCE N01°10'04"E PARALLEL WITH AND 80.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 696.48 FEET; THENCE N86°54'01"E A DISTANCE OF 50.03 FEET; THENCE S01°10'04"E PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 696.87 FEET TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS A CALCULATED AREA OF 34,834 SQUARE FEET OR 0.800 ACRES MORE OR LESS.

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 DATE: Mar 13, 2014 7:23am XREFS: 121867_pbase 0120030_xbase

PROJECT NO: 012-1867
 DRAWN BY: LH
 DATE: 11/20/2012

CITY OF GRAND ISLAND
 EASEMENT

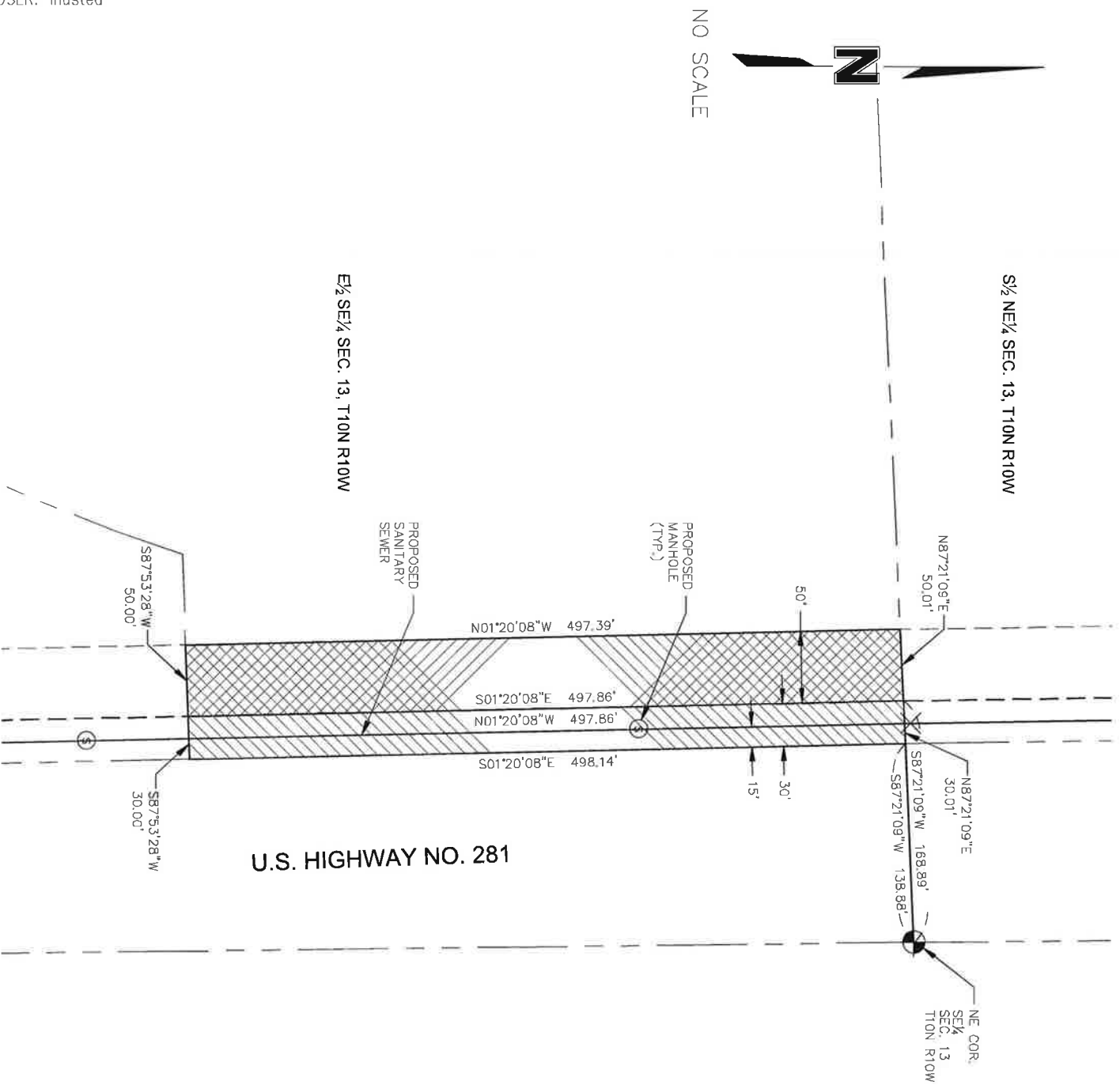
WOLSSON
 ASSOCIATES

2727 W. 2ND STREET
 SUITE 105
 HASTINGS, NE 68901
 TEL: 402.483.0240
 FAX: 402.483.0187

EXHIBIT
B

TEMPORARY CONSTRUCTION EASEMENT

DARRYL D. BOCKMANN TRUST



E½ SE¼ SEC. 13, T10N R10W

LEGAL DESCRIPTION OF PERMANENT EASEMENT

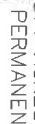
A TRACT OF LAND LOCATED IN THE EAST HALF (E½) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE¼); THENCE S87°21'09"W ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE¼) A DISTANCE OF 138.88 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE S01°20'08"E (ASSUMED BEARING) ALONG SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 498.14 FEET; THENCE S87°53'28"W A DISTANCE OF 30.00 FEET; THENCE N01°20'08"W PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.86 FEET TO THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE¼); THENCE N87°21'09"E ALONG SAID NORTH LINE OF THE SOUTHEAST QUARTER (SE¼) A DISTANCE OF 30.01 FEET TO THE POINT OF BEGINNING.
 SAID TRACT CONTAINS A CALCULATED AREA OF 14,940 SQUARE FEET OR 0.343 ACRES MORE OR LESS.

LEGAL DESCRIPTION OF TEMPORARY CONSTRUCTION EASEMENT

A TRACT OF LAND LOCATED IN THE EAST HALF (E½) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE¼); THENCE S87°21'09"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE¼) A DISTANCE OF 168.89 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE S01°20'08"E PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.86 FEET; THENCE S87°53'28"W A DISTANCE OF 50.00 FEET; THENCE N01°20'08"W PARALLEL WITH AND 80.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.39 FEET TO THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE¼); THENCE N87°21'09"E ALONG SAID NORTH LINE OF THE SOUTHEAST QUARTER (SE¼) A DISTANCE OF 50.01 FEET TO THE POINT OF BEGINNING.
 SAID TRACT CONTAINS A CALCULATED AREA OF 24,881 SQUARE FEET OR 0.571 ACRES MORE OR LESS.

 TEMPORARY CONSTRUCTION EASEMENT

 FEET OR 0.571 ACRES MORE OR LESS.

 PERMANENT EASEMENT

USER: lhusted

DWC: F:\Projects\012-1867\PBIN\Easements\0121867_EASE-BOCKMAN 2.dwg
 DATE: Mar 13, 2014 7:24am XREFS: 121867_pbase 0120030_xbase

PROJECT NO: 012-1867
 DRAWN BY: LH
 DATE: 11/20/2012

CITY OF GRAND ISLAND
 EASEMENT

WOLSSON
 ASSOCIATES

2727 W. 2ND STREET
 SUITE 106
 HASTINGS, NE 68901
 TEL 402 463 0240
 FAX 402 463 0187

EXHIBIT

A



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item G-15

#2014-112 - Approving Temporary Construction Easement for Sanitary Sewer Tap District No. 530T – Sanitary Sewer Extension to Interstate 80 (K. Diane Bockmann)

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

Council Agenda Memo

From: Terry Brown PE, Assistant Public Works Director

Meeting: May 13, 2014

Subject: Approving Temporary Construction Easement for Sanitary Sewer Tap District No. 530T – Sanitary Sewer Extension to Interstate 80 (K. Diane Bockmann)

Item #'s: G-15

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

Background

Sanitary Sewer Tap District No. 530T; Sanitary Sewer Extension to Interstate 80 was created by City Council through Ordinance Resolution No. 9348 at the December 6, 2011 meeting.

Temporary Construction easements are needed to accommodate the extension of sanitary sewer to Interstate 80, which must be approved by City Council. The temporary construction easements will allow for the installation of sanitary sewer to this area.

A sketch is attached to show the temporary construction easement areas.

Discussion

A temporary construction easement is needed from one (1) property owner for Sanitary Sewer Tap District No. 530T; Sanitary Sewer Extension to Interstate 80 to be constructed.

Value of each tract was agreed upon between the City and the property owner.

<i>Property Owner</i>	<i>Legal Description</i>	<i>Amount</i>
K. Diane Bockmann, Trustee	TEMPORARY EASEMENT NO. 1 A TRACT OF LAND LOCATED IN THE SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTH	\$8,205.57

HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼); THENCE S87°07'38"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTH HALF (S ½) NORTHEAST QUARTER (NE ¼) A DISTANCE OF 207.53 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE S01°10'04"E PARALLEL WITH AND 60.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 78.62 FEET; THENCE N88°49'56"E A DISTANCE OF 30.00 FEET; THENCE S01°10'04"E PARALLEL WITH AND 30.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 196.05 FEET; THENCE S86°54'01"W A DISTANCE OF 50.03 FEET; THENCE N01°10'04"W PARALLEL WITH AND 80.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 147.74 FEET; THENCE S88°49'56"W A DISTANCE OF 30.00 FEET; THENCE N01°10'04"W PARALLEL WITH AND 110.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 127.13 FEET TO THE NORTH LINE OF SAID SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼); THENCE N87°07'38"E ALONG SAID NORTH LINE OF THE SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼) A DISTANCE OF 50.02 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS A CALCULATED AREA OF 68,043 SQUARE FEET OR 1,562 ACRES MORE OR LESS.

AND

A TRACT OF LAND LOCATED IN THE SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼); THENCE S87°21'09"W (ASSUMED BEARING) ALONG THE SOUTH LINE OF SAID SOUTH HALF (S ½) NORTHEAST QUARTER (NE ¼) A DISTANCE OF 168.89 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE CONTINUING S87°21'09"W ALONG THE SOUTH LINE OF SAID SOUTH HALF (S ½) NORTHEAST QUARTER (NE ¼) A DISTANCE OF 50.02 FEET; THENCE N01°10'04"W PARALLEL WITH AND 80.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 696.48 FEET; THENCE N86°54'01"E A DISTANCE OF 50.03 FEET; THENCE S01°10'04"E PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 696.87 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS A CALCULATED AREA OF 34,834 SQUARE FEET OR 0.800 ACRES MORE OR LESS.

AND

TEMPORARY EASEMENT NO. 2

A TRACT OF LAND LOCATED IN THE EAST HALF (E ½) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE ¼); THENCE S87°21'09"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTHEAST

	<p>QUARTER (SE ¼) A DISTANCE OF 168.89 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE S01°20'08"E PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.86 FEET; THENCE S87°53'28"W A DISTANCE OF 50.00 FEET; THENCE N01°20'08"W PARALLEL WITH AND 80.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.39 FEET TO THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE ¼); THENCE N87°21'09"E ALONG SAID NORTH LINE OF THE SOUTHEAST QUARTER (SE ¼) A DISTANCE OF 50.01 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS A CALCULATED AREA OF 24,881 SQUARE FEET OR 0.571 ACRES MORE OR LESS.</p>	
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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 Temporary Construction Easement between the City of Grand Island and the affected property owner for Sanitary Sewer Tap District No. 530T; Sanitary Sewer Extension to Interstate 80, in the amount of \$8,205.57.

Sample Motion

Move to approve the temporary construction easements.

RESOLUTION 2014-112

WHEREAS, a temporary construction easement is required by the City of Grand Island, from an affected property owner in the Sanitary Sewer Tap District No. 530T; Sanitary Sewer Extension to Interstate 80 project area:

K. Diane Bockmann, Trustee – \$8,205.57

TEMPORARY EASEMENT NO. 1

A TRACT OF LAND LOCATED IN THE SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼); THENCE S87°07'38"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTH HALF (S ½) NORTHEAST QUARTER (NE ¼) A DISTANCE OF 207.53 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE S01°10'04"E PARALLEL WITH AND 60.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 78.62 FEET; THENCE N88°49'56"E A DISTANCE OF 30.00 FEET; THENCE S01°10'04"E PARALLEL WITH AND 30.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 196.05 FEET; THENCE S86°54'01"W A DISTANCE OF 50.03 FEET; THENCE N01°10'04"W PARALLEL WITH AND 80.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 147.74 FEET; THENCE S88°49'56"W A DISTANCE OF 30.00 FEET; THENCE N01°10'04"W PARALLEL WITH AND 110.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 127.13 FEET TO THE NORTH LINE OF SAID SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼); THENCE N87°07'38"E ALONG SAID NORTH LINE OF THE SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼) A DISTANCE OF 50.02 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS A CALCULATED AREA OF 68,043 SQUARE FEET OR 1,562 ACRES MORE OR LESS.

AND

A TRACT OF LAND LOCATED IN THE SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTH HALF (S ½) OF THE NORTHEAST QUARTER (NE ¼); THENCE S87°21'09"W (ASSUMED BEARING) ALONG THE SOUTH LINE OF SAID SOUTH HALF (S ½) NORTHEAST QUARTER (NE ¼) A DISTANCE OF 168.89 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE CONTINUING S87°21'09"W ALONG THE SOUTH LINE OF SAID SOUTH HALF (S ½) NORTHEAST QUARTER (NE ¼) A DISTANCE OF 50.02 FEET; THENCE N01°10'04"W PARALLEL WITH AND 80.00 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 696.48 FEET; THENCE N86°54'01"E A DISTANCE OF 50.03 FEET; THENCE S01°10'04"E PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 696.87 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS A CALCULATED AREA OF 34,834 SQUARE FEET OR 0.800 ACRES MORE OR LESS.

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A TRACT OF LAND LOCATED IN THE EAST HALF (E ½) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Approved as to Form	☐ _____
May 9, 2014	☐ City Attorney

COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE ¼); THENCE S87°21'09"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE ¼) A DISTANCE OF 168.89 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE S01°20'08"E PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.86 FEET; THENCE S87°53'28"W A DISTANCE OF 50.00 FEET; THENCE N01°20'08"W PARALLEL WITH AND 80.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 497.39 FEET TO THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE ¼); THENCE N87°21'09"E ALONG SAID NORTH LINE OF THE SOUTHEAST QUARTER (SE ¼) A DISTANCE OF 50.01 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS A CALCULATED AREA OF 24,881 SQUARE FEET OR 0.571 ACRES MORE OR LESS.

WHEREAS, such Temporary Construction easement has been reviewed and approved by the City Legal Department.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to compensate the affected property owner for the Temporary Construction easement on the above described tracts of land, in the total amount of \$8,205.57.

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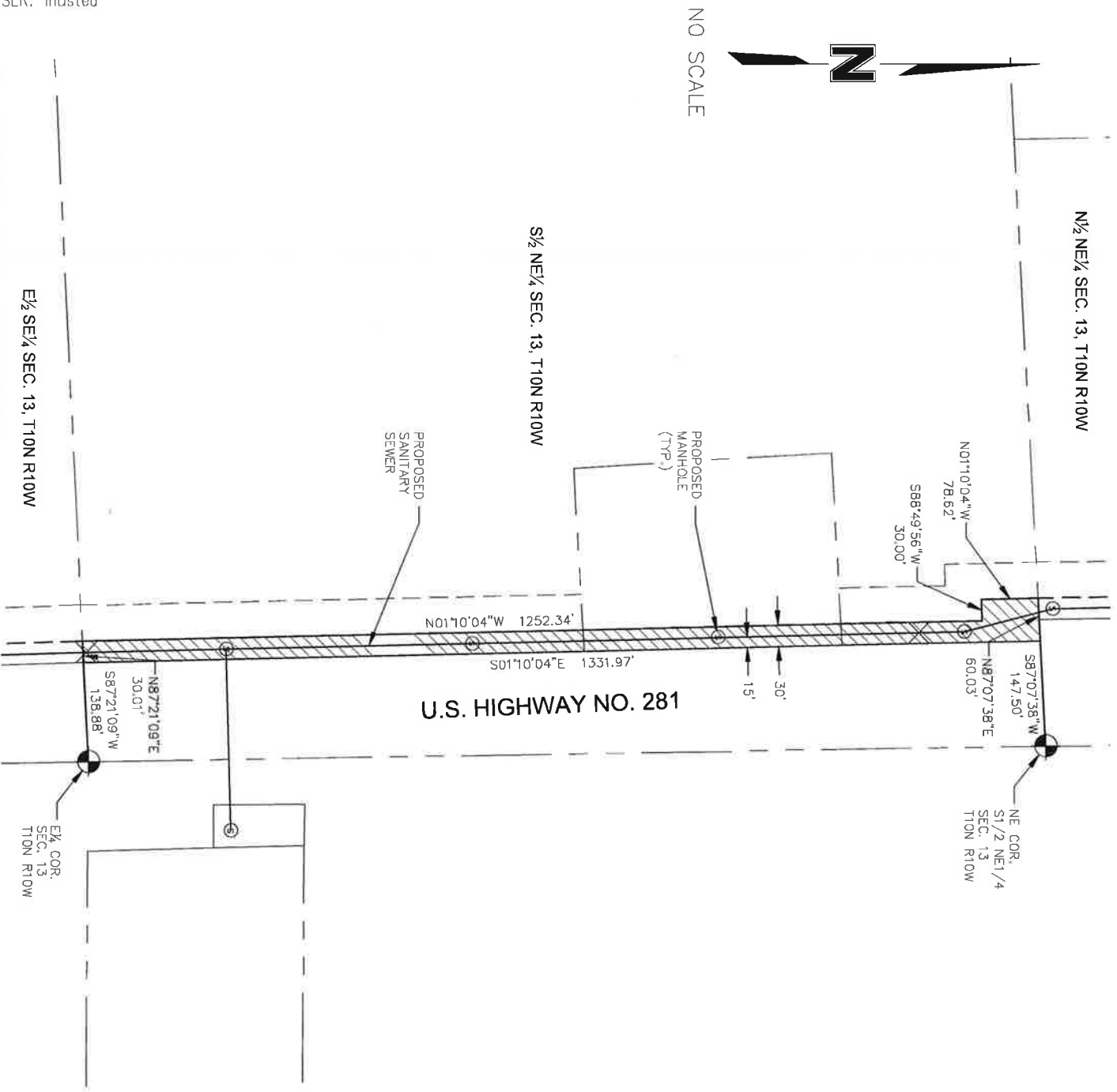
Adopted by the City Council of the City of Grand Island, Nebraska, May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

DARRYL D. BOCKMANN TRUST



NO SCALE

LEGAL DESCRIPTION OF PERMANENT EASEMENT
 A TRACT OF LAND LOCATED IN THE SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼); THENCE S87°07'38"W (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTH HALF (S½) NORTHEAST QUARTER (NE¼) A DISTANCE OF 147.50 FEET TO THE WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 AND THE ACTUAL POINT OF BEGINNING; THENCE S01°10'04"E ALONG SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 1331.97 FEET TO THE SOUTH LINE OF SAID SOUTH HALF (S½) NORTHEAST QUARTER (NE¼); THENCE S87°21'09"W ALONG SAID SOUTH LINE A DISTANCE OF 30.01 FEET; THENCE N01°10'04"W PARALLEL WITH AND 30.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 1252.34 FEET; THENCE S88°49'56"W A DISTANCE OF 30.00 FEET; THENCE N01°10'04"W PARALLEL WITH AND 60.00 FEET WEST OF SAID WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY #281 A DISTANCE OF 78.62 FEET TO THE NORTH LINE OF SAID SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼); THENCE N87°07'38"E ALONG SAID NORTH LINE OF THE SOUTH HALF (S½) OF THE NORTHEAST QUARTER (NE¼) A DISTANCE OF 60.03 FEET TO THE POINT OF BEGINNING.
 SAID TRACT CONTAINS A CALCULATED AREA OF 42,328 SQUARE FEET OR 0.972 ACRES MORE OR LESS.



PROJECT NO: 012-1867
 DRAWN BY: LH
 DATE: 11/20/2012

CITY OF GRAND ISLAND
 EASEMENT

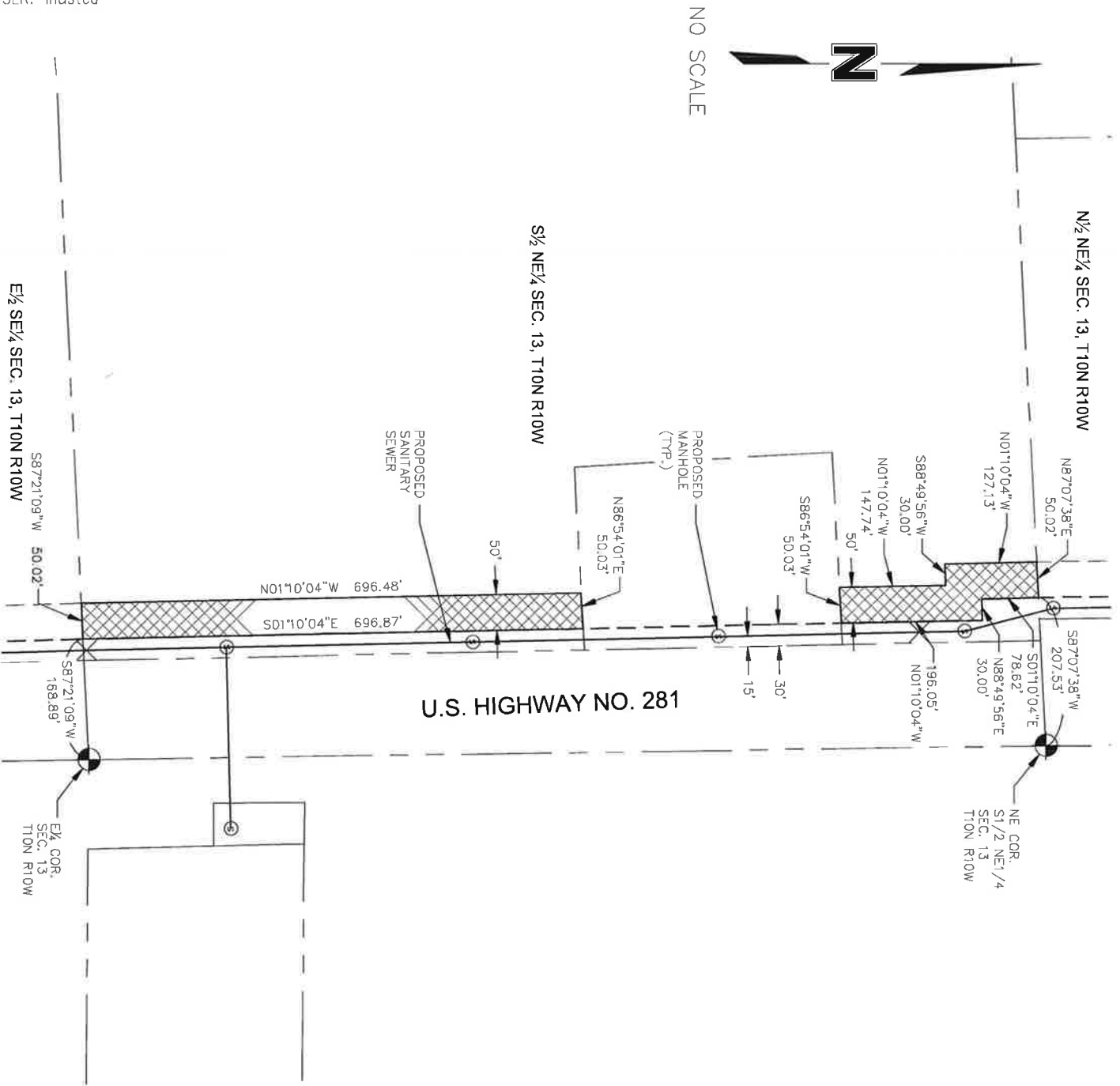
WOLSSON
 ASSOCIATES

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EXHIBIT
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DARRYL D. BOCKMANN TRUST



NO SCALE

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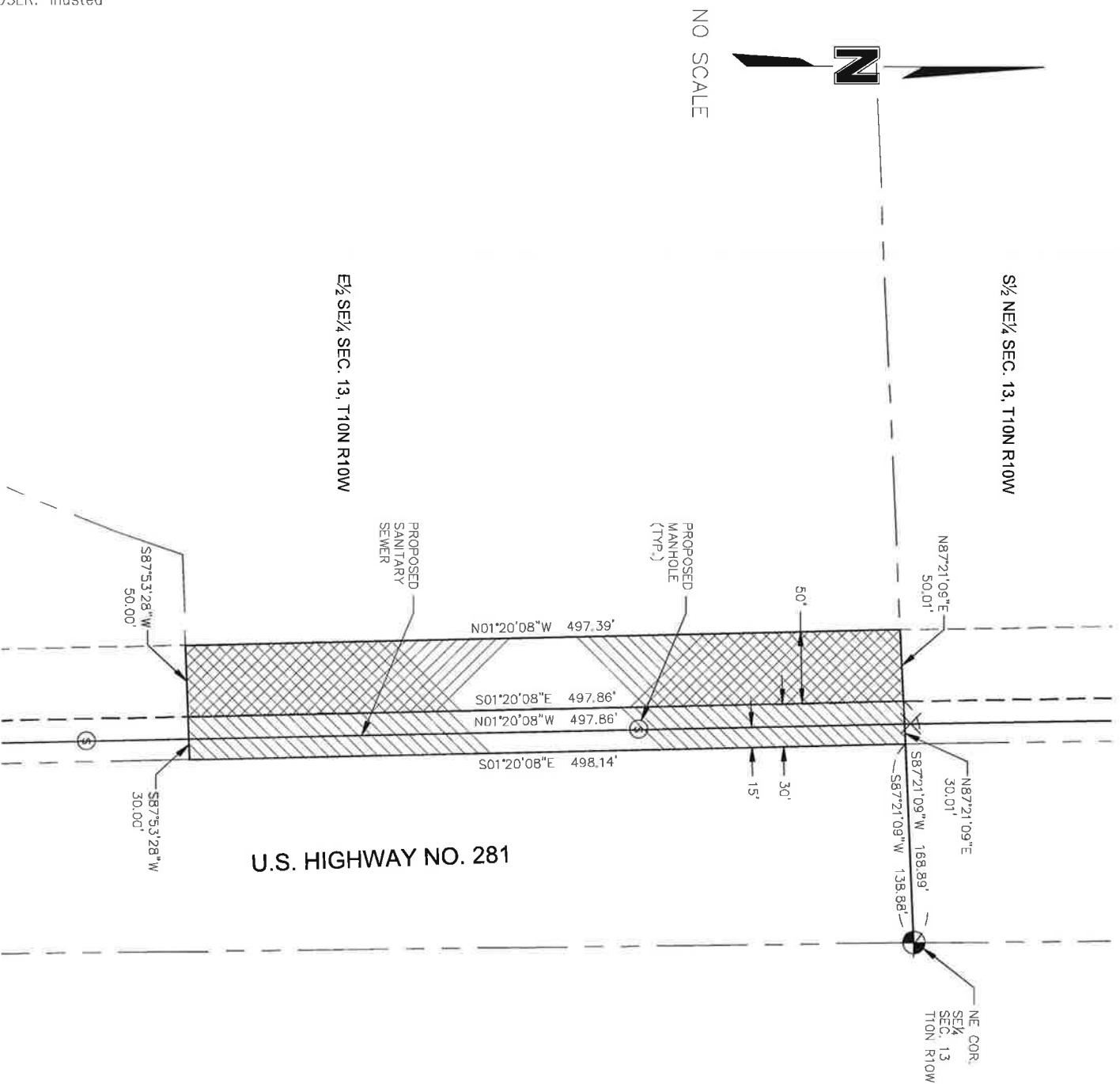
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PROJECT NO:	012-1867	CITY OF GRAND ISLAND	VOLSSON ASSOCIATES	EXHIBIT
DRAWN BY:	LH			
DATE:	11/20/2012	EASEMENT		B

TEMPORARY CONSTRUCTION EASEMENT

2727 W. 2ND STREET
 SUITE 105
 HASTINGS, NE 68901
 TEL: 402.483.0240
 FAX: 402.483.0187

DARRYL D. BOCKMANN TRUST



E½ SE¼ SEC. 13, T10N R10W

LEGAL DESCRIPTION OF PERMANENT EASEMENT

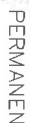
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 SAID TRACT CONTAINS A CALCULATED AREA OF 14,940 SQUARE FEET OR 0.343 ACRES MORE OR LESS.

LEGAL DESCRIPTION OF TEMPORARY CONSTRUCTION EASEMENT

A TRACT OF LAND LOCATED IN THE EAST HALF (E½) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION 13, TOWNSHIP 10 NORTH, RANGE 10 WEST OF THE SIXTH P.M., HALL COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
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 SAID TRACT CONTAINS A CALCULATED AREA OF 24,881 SQUARE FEET OR 0.571 ACRES MORE OR LESS.

 TEMPORARY CONSTRUCTION EASEMENT

 FEET OR 0.571 ACRES MORE OR LESS.

 PERMANENT EASEMENT

USER: lhusted

DWC: F:\Projects\012-1867\PBIN\Easements\0121867_EASE-BOCKMAN 2.dwg
 DATE: Mar 13, 2014 7:24am XREFS: 121867_pbase 0120030_xbase

PROJECT NO: 012-1867
 DRAWN BY: LH
 DATE: 11/20/2012

CITY OF GRAND ISLAND
 EASEMENT

WOLSSON
 ASSOCIATES

2727 W. 2ND STREET
 SUITE 106
 HASTINGS, NE 68901
 TEL 402 463 0240
 FAX 402 463 0187

EXHIBIT

A



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item I-1

#2014-113- Consideration of Approving Request from Elsa Vasquez dba La Zona Rosa Night Club, 611 East 4th Street for a Class “I” Liquor License

This item relates to the aforementioned Public Hearing item E-7.

Staff Contact: RaNae Edwards

RESOLUTION 2014-113

WHEREAS, an application was filed by Elsa Vasquez doing business as La Zona Rosa Night Club, 611 East 4th Street for a Class "I" Liquor License; and

WHEREAS, a public hearing notice was published in the *Grand Island Independent* as required by state law on May 3, 2014; such publication cost being \$16.77; and

WHEREAS, a public hearing was held on May 13, 2014 for the purpose of discussing such liquor license application.

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

_____ The City of Grand Island hereby recommends approval of the above-identified liquor license application contingent upon final inspections.

_____ The City of Grand Island hereby makes no recommendation as to the above-identified liquor license application.

_____ The City of Grand Island hereby makes no recommendation as to the above-identified liquor license application with the following stipulations:

_____ The City of Grand Island hereby recommends denial of the above-identified liquor license application for the following reasons: _____

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 13, 2014.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form ✕ _____
May 9, 2014 ✕ City Attorney



City of Grand Island

Tuesday, May 13, 2014

Council Session

Item J-1

Approving Payment of Claims for the Period of April 23, 2014 through May 13, 2014

*The Claims for the period of April 23, 2014 through May 13, 2014 for a total amount of \$7,290,722.98.
A MOTION is in order.*

Staff Contact: Jaye Monter, Finance Director