



# City of Grand Island

Tuesday, October 14, 2014

Council Session

## Item D-1

**#2014-BE-6 –Consideration of Council President Haase’s Request  
the Council Override the Mayor’s Veto of Determining Benefits for  
Water Main District 458T, Platte Valley Industrial Park - East**

**Staff Contact:**

## RaNae Edwards

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**From:** Council C Haase  
**Sent:** Sunday, October 05, 2014 4:16 PM  
**To:** RaNae Edwards; Electeds  
**Subject:** Agenda Request for October 14th to override the Mayor Veto's

RaNae,

I request the Mayor Veto's (provided 9/30) on the 9/23/2014 agenda items 2014-BE-6, 2014-BE-7 and resolutions 2014-307, and 2014-308, relating to the Platte Valley Industrial Park - East, Water Main Dist 458T and Sanitary Sewer Dist 527T be placed on the October 14, 2014 agenda for the Council consideration of overriding the Mayor's Veto's on the 4 items listed above.

Please consider this to be in compliance with the process identified in Resolution 2009-59.

Respectfully Submitted,

Chuck Haase, City Council President

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**From:** RaNae Edwards  
**Sent:** Tuesday, September 30, 2014 10:04 AM  
**To:** Electeds  
**Subject:** Mayor Veto

Please see attached information regarding the Mayor's veto.

*RaNae Edwards*  
City Clerk  
City of Grand Island  
100 East First Street  
Grand Island, NE 68801  
(308) 385-5444 Ext. 111  
[redwards@grand-island.com](mailto:redwards@grand-island.com)  
[www.grand-island.com](http://www.grand-island.com)  
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# Council Agenda Memo

**From:** Timothy Luchsinger, Utilities Director

**Meeting:** September 23, 2014

**Subject:** Water Main District 458T – Platte Valley Industrial Park East – Board of Equalization Hearing and Consideration of Determination of Benefits

**Item #'s:** D-1 & I-2

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

## Background

Platte Valley Industrial Park East (PVIP-E) is located on the west side of Blaine Street, between Schimmer Drive and Wildwood Drive. PVIP-E is a 280 acre tract of land that is owned by the Grand Island Area Economic Development Corporation (GIAEDC).

Water Main District 458T was authorized by the Council on November 23, 2010, to provide municipal water service adjacent to the properties, thereby making the area more attractive for commercial and industrial usage.

On October 26, 2010, the City Council approved funding assistance for installation of infrastructure from a grant from the Nebraska Department of Economic Development. The monies were provided from the Community Development Block Grant (CDBG) Disaster Recovery Program. At the same time, additional funding was also allocated from the Local Area Economic Development LB 840 Program.

## Discussion

As a cost savings from the economy of scale, a joint Utilities/Public Works Contract was prepared for construction of water and sewer lines to the PVIP-E area. Specifications for the project were developed and bids advertised and received in accordance with the City Purchasing Code.

On April 10, 2012, The Diamond Engineering Company of Grand Island was awarded the joint contract for a total of \$1,262,909.56. The contract consisted of installing 8,700 feet of sanitary sewer and 8,500 feet of 16" diameter water main. The bid award was based on the least total cost for the entire project (water main and sanitary sewer).

The total project cost for the water main construction was \$856,068.68. The City has just received final grant disbursements for the project. The funding assistance includes: \$334,762.00 from the original Community Development Block Grant; \$32,909.00 from the amended Grant reallocation; \$36,985.00 for easement reimbursements from the EDC; and \$119,758.45 from LB 840 funding. The total funding assistance for Water Main District 458T is \$524,414.45.

The remaining balance of \$331,654.23 will be charged to the properties receiving benefit within the district's boundary. Those connection fees are due when a property "taps" the water main for service. This is the City's standard method used to recoup costs when water mains are installed across undeveloped lands. The connection (tap) fee for properties within the boundary of Water Main District 458T is \$21.510958 per front foot.

Attached for reference are copies of the tabulation of construction costs for Water Main District 458T; a tabulation of connection fees for the properties within District 458T, and the district's boundary plat.

### **Alternatives**

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

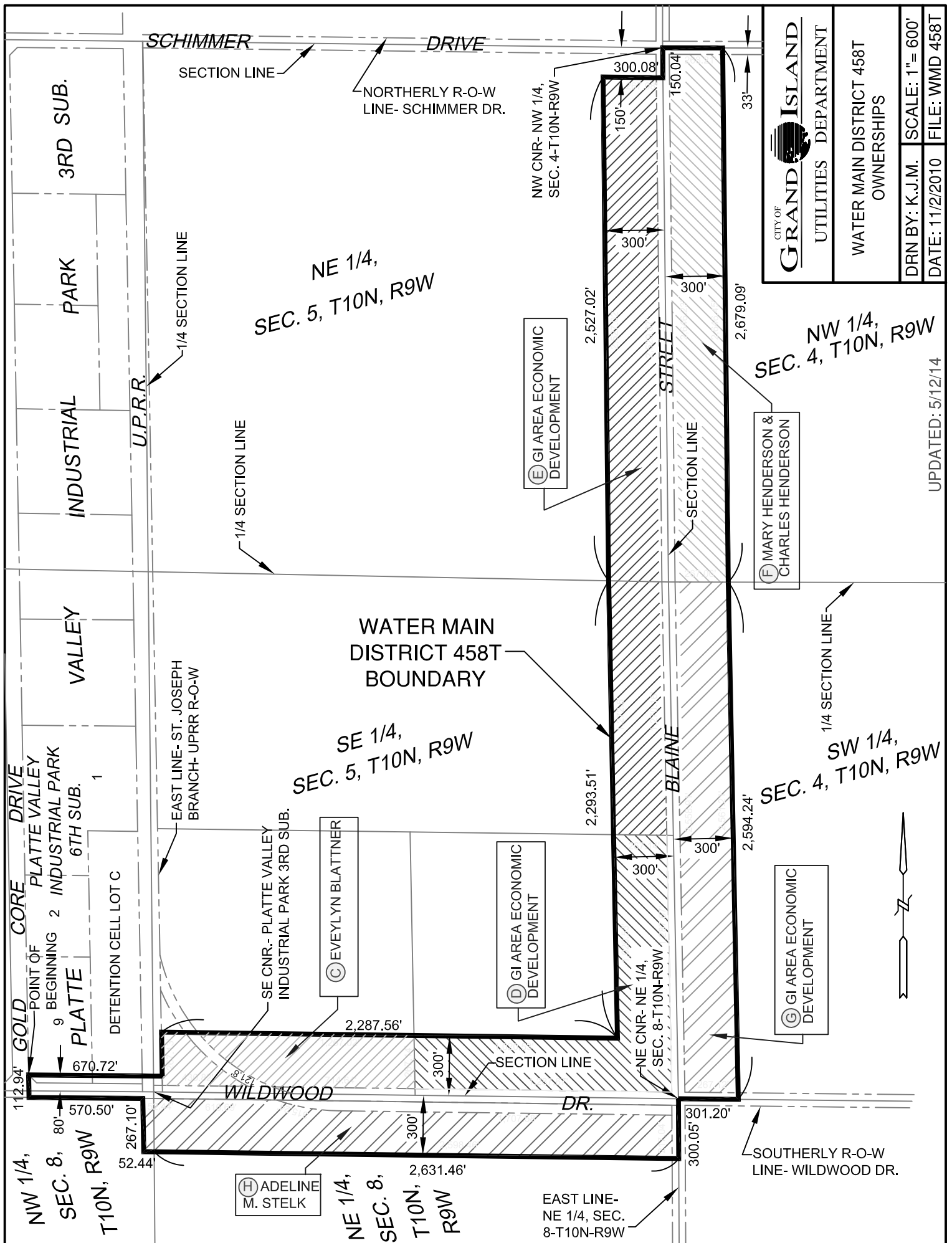
1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

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

### **Sample Motion**

Move to sit as a Board of Equalization to establish the connection fees for the properties within Water Main District 458T.



|                          |                                     |                 |                  |
|--------------------------|-------------------------------------|-----------------|------------------|
| <br>CITY OF GRAND ISLAND | UTILITIES DEPARTMENT                | DRN BY: K.J.M.  | SCALE: 1" = 600' |
|                          | WATER MAIN DISTRICT 458T OWNERSHIPS | DATE: 11/2/2010 | FILE: WMD 458T   |
|                          | UPDATED: 5/12/14                    |                 |                  |

**WATER MAIN DISTRICT 458T**  
**Platte Valley Industrial Park East**  
 Wildwood Dr - Gold Core to Blaine St  
 Blaine St - Wildwood Dr to Schimmer Dr

**THE DIAMOND ENGINEERING COMPANY**  
 P O Box 1327  
 Grand Island, NE 68802  
 Tel: (308) 382-8362 Fax: (308) 382-8389

5/12/2014

| Item                             | Description                                | BID      | TOTAL QUANTITIES PLACED |      | TOTAL AMT           |
|----------------------------------|--|----------|-------------------------|------|---------------------|
|                                  |  | Unit \$  |                         | Unit | COMPLETED \$        |
| C. 1.01                          | 16" d.i. pipe (SJ)                         | 62.15    | 8,414.00                | l.f. | \$522,930.10        |
| C. 1.02                          | 16" d.i. pipe (RJ)                         | 76.60    | 126.00                  | l.f. | \$9,651.60          |
| C. 1.03                          | 30"x0.500" Steel casing                    | 275.00   | 120.00                  | l.f. | \$33,000.00         |
| C. 1.04                          | 16"x16"x16" tapping sleeve (MJ)            | 7,265.00 | 1.00                    | ea.  | \$7,265.00          |
| C. 1.05                          | 16"x16"x16" Tee (MJ)                       | 975.00   | 1.00                    | ea.  | \$975.00            |
| C. 1.06                          | 16"x16"x6" tee (MJ)                        | 675.00   | 16.00                   | ea.  | \$10,800.00         |
| C. 1.07                          | 16"X22 1/2° Ell (MJ)                       | 555.00   | 10.00                   | ea.  | \$5,550.00          |
| C. 1.08                          | 16"X6" Reducer (MJ)                        | 405.00   | 1.00                    | ea.  | \$405.00            |
| C. 1.09                          | 16" sleeve coupling                        | 510.00   | 21.00                   | ea.  | \$10,710.00         |
| C. 1.10                          | 16" Tapping Valve                          | 7,430.00 | 1.00                    | ea.  | \$7,430.00          |
| C. 1.11                          | 16" Butterfly Valve                        | 2,553.00 | 10.00                   | ea.  | \$25,530.00         |
| C. 1.12                          | valve box                                  | 145.00   | 11.00                   | ea.  | \$1,595.00          |
| C. 1.13                          | Fire Hydrant assembly Type 1               | 1,400.00 | 16.00                   | ea.  | \$22,400.00         |
| C. 1.14                          | Fire Hydrant Assembly Type 2               | 1,980.00 | 1.00                    | ea.  | \$1,980.00          |
| C. 1.15                          | Thrust Block                               | 350.00   | 23.00                   | ea.  | \$8,050.00          |
| C. 1.16                          | Thrust Block - Invert "A"                  | 965.00   | 3.00                    | ea.  | \$2,895.00          |
| C. 1.17                          | Thrust Block - Invert "B"                  | 820.00   | 3.00                    | ea.  | \$2,460.00          |
| C. 1.18                          | remove asph./conc. Driveway                | 5.80     | 0.00                    | s.y. | \$0.00              |
| C. 1.19                          | replace asph./conc. Driveway               | 31.00    | 0.00                    | s.y. | \$0.00              |
| C. 1.20                          | remove asph./conc. Roadway                 | 6.80     | 83.40                   | s.y. | \$567.12            |
| C. 1.21                          | replace concrete roadway                   | 34.50    | 83.40                   | s.y. | \$2,877.30          |
| C. 1.22                          | remove and replace gravel roadway          | 18.00    | 10.00                   | ton  | \$180.00            |
| C. 1.23                          | Residential Type Seeding & Restoration     | 9,535.00 | 0.40                    | Ac   | \$3,814.00          |
| C. 1.24                          | Non-Residential Type Seeding & Restoration | 2,695.00 | 4.45                    | Ac   | \$11,992.75         |
| C. 1.25                          | Row Crop Area Restoration                  | 340.00   | 6.70                    | Ac   | \$2,278.00          |
| C. 1.26                          | Dewatering                                 | 9.55     | 2,593.00                | l.f. | \$24,763.15         |
| C. 1.27                          | Temporary Traffic Control                  | 1,250.00 | 1.00                    | L.S. | \$1,250.00          |
| C. 1.28                          | Temporary Fencing                          | 4,370.00 | 1.00                    | L.S. | \$4,370.00          |
| C. 1.29                          | Remove & Replace Permanent Fencing         | 1,586.00 | 1.00                    | L.S. | \$1,586.00          |
| <b>CONTRACT TOTAL AMOUNT</b>     |  |          |                         |      | <b>\$727,305.02</b> |
| Easements                        |  |          |                         |      | \$45,987.50         |
| City Supplied Materials          |  |          |                         |      | \$23,834.13         |
| Services & Supplies              |  |          |                         |      | \$4,446.08          |
| Engineering                      |  |          |                         |      | \$37,577.04         |
| Overhead                         |  |          |                         |      | \$16,918.91         |
| <b>PROJECT TOTAL</b>             |  |          |                         |      | <b>\$856,068.68</b> |
| Less PVSB Easement Reimbursement |  |          |                         |      | -\$36,985.00        |
| Less CDBG Reimbursement          |  |          |                         |      | -\$334,762.00       |
| Less CDBG Amendment              |  |          |                         |      | -\$32,909.00        |
| LB 840 Funds                     |  |          |                         |      | -\$119,758.45       |
| Total Reimbursement              |  |          |                         |      | -\$524,414.45       |
| <b>ASSESSABLE TOTAL</b>          |  |          |                         |      | <b>\$331,654.23</b> |

**TABULATION OF CONNECTION FEES  
WATER MAIN DISTRICT 458T  
WWO 22919**

5/12/2014

| ITEM                   | AMOUNT               |
|------------------------|----------------------|
| Contract =             | \$727,305.02         |
| Easements =            | \$45,987.50          |
| City Materials =       | \$23,834.13          |
| Engineering =          | \$37,577.04          |
| Overhead =             | \$16,918.91          |
| Services & Supplies    | \$4,446.08           |
| Total Project =        | <u>\$856,068.68</u>  |
| Less PVS B Easement    | -\$36,985.00         |
| Less CDBG =            | -\$334,762.00        |
| Less CDBG Amendment =  | -\$32,909.00         |
| LB 840 Funds           | -\$119,758.45        |
| Total Reimbursements = | <u>-\$524,414.45</u> |
| Assessable =           | \$331,654.23         |
| Connection Fee / FF    | \$21.510958          |

| OWNER  | PARCEL #               | SEE ATTACHED<br>PROPERTY  | DESCRIPTION | FRONT<br>FOOTAGE          | TOTAL<br>CONNECTION FEE |
|--|------------------------|---|-------------|---------------------------|-------------------------|
| Blattner Family Trust<br>10 Trailwood Creek<br>Lufkin, TX 75901                                  | 400209217              | Part SW 1/4, SE 1/4<br>Section 5, T-10-N, R-9-W   | "C"         | 1,145.46                  | \$24,639.94             |
| Grand Island Area<br>Economic Development<br>PO Box 1151<br>Grand Island, NE 68802               | 400209225              | Part SW 1/4, SE 1/4<br>Section 5, T-10-N, R-9-W   | "D"         | 2,575.34                  | \$55,398.03             |
| Grand Island Area<br>Economic Development<br>PO Box 1151<br>Grand Island, NE 68802               | 400209209<br>400209160 | Part E 1/2, NE 1/4<br>Section 5, T-10-N, R-9-W<br>Part N 1/2, SE 1/4<br>Section 5, T-10-N, R-9-W  | "E"         | 3,800.03                  | \$81,742.29             |
| Charles H Henderson<br>Mary Alice Henderson, H/W<br>24 E Laurel Street<br>Harrisonburg, VA 22801 | 400209047              | Part W 1/2, NW 1/4<br>Section 4, T-10-N, R-9-W  | "F"         | 2,646.23                  | \$56,922.94             |
| Grand Island Area<br>Economic Development<br>PO Box 1151<br>Grand Island, NE 68802               | 400209055              | Part SW 1/4<br>Section 4, T-10-N, R-9-W   | "G"         | 2,558.91                  | \$55,044.61             |
| Adeline M Stelk<br>2659 W Wildwood Dr<br>Grand Island, NE 68801                                  | 400209241              | Part N 1/2, NE 1/4<br>Section 8, T-10-N, R-9-W<br>Part NE 1/4, NW 1/4<br>Section 8, T-10-N, R-9-W | "H"         | 2,691.95                  | \$57,906.42             |
|  |                        |   |             | Total Footage             | 15,417.92               |
|  |                        |   |             | Total All Connection Fees | <u>\$331,654.23</u>     |

RESOLUTION 2014-BE-6

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, sitting as a Board of Equalization for Water Main District 458T, after due notice having been given thereof, that we find and adjudge:

That the benefits accruing to the real estate in such district to be the total sum of \$331,654.23; and

Such benefits are equal and uniform; and

According to the area of the respective lots, tracts, and real estate within such Water Main District No. 458T such benefits are the sums set opposite the several descriptions as follows:

| Name  | Parcel Number | Description   | Connection Fee |
|---|---------------|---|----------------|
| Blattner Family Trust<br>10 Trailwood Creek<br>Lufkin TX 75901                      | 400209217     | Beginning at the intersection of the northerly right-of-way line of Wildwood Drive and the easterly right-of-way line of the River Industrial Lead Railroad, formerly known as the St. Joseph Branch of the Union Pacific Railroad; thence northerly, along the said easterly right-of-way line of the River Industrial Lead Railroad, a distance of two hundred sixty seven and thirteen hundredths (267.13) feet; thence easterly and three hundred (300.0) feet parallel with the southerly line of the Southwest Quarter of the Southeast Quarter (SW ¼, SE ¼,) of Section Five (5), Township Ten (10) North, Range Nine (9) West, a distance of one thousand two hundred sixty seven and two hundredths (1,267.02) feet to a point on the easterly line of the Southwest Quarter of the Southeast Quarter (SW ¼, SE ¼), of said Section Five (5), thence southerly along the easterly line of the Southwest Quarter of the Southeast Quarter (SW ¼, SE ¼) of said Section Five (5), a distance of two hundred sixty seven and fourteen hundredths (267.14) feet to a point on the northerly right-of-way line of said Wildwood Drive; thence westerly along the northerly right-of-way line of said Wildwood Drive, a distance of one thousand two hundred sixty seven and twenty six hundredths (1,267.26) feet to the said Point of Beginning. Except that part deeded to the City of Grand Island for a Railroad Spur Line described in Instrument #78-007701(See attached) recorded in the Hall County, Nebraska Register of Deeds Office. | \$24,639.94    |
| Grand Island Area Economic Development<br>PO Box 1151<br>Grand Island NE 68802-1151 | 400209225     | Beginning at the intersection of the northerly right-of-way line of Wildwood Drive and the westerly right-of-way line Blaine Street; thence westerly along the northerly right-of-way line of said Wildwood Drive, a distance of one thousand two hundred eighty seven and sixty seven hundredths (1,287.67) feet to a point on the westerly line of the Southeast Quarter of the Southeast Quarter (SE ¼, SE ¼) of Section Five (5), Township Ten (10) North, Range Nine (9) West; thence northerly along  | \$55,398.03    |

|   |  |
|---|--|
| Approved as to Form<br>October 10, 2014 | <input type="checkbox"/> _____<br><input type="checkbox"/> City Attorney |
|---|--|



|  |                                |   |                    |
|--|--------------------------------|---|--------------------|
|  |                                | <p>the westerly line of the Southeast Quarter of the Southeast Quarter (SE ¼, SE ¼) of said Section Five (5), a distance of two hundred eighty seven and fourteen hundredths (287.14) feet; thence easterly and three hundred (300.0) feet parallel with the southerly line of the Southeast Quarter of the Southeast Quarter (SE ¼, SE ¼) of said Section Five (5), a distance of one thousand twenty and fifty three hundredths (1,020.53) feet; thence northerly and three hundred (300.0) feet parallel with the easterly line of the Southeast Quarter of the Southeast Quarter (SE ¼, SE ¼) of said Section Five (5), a distance of one thousand twenty and fifty three hundredths (1,020.53) feet to a point on the northerly line of the Southeast Quarter of the Southeast Quarter (SE ¼, SE ¼) of said Section Five (5); thence easterly along the northerly line of the Southeast Quarter of the Southeast Quarter (SE ¼, SE ¼) of said Section Five (5), a distance of two hundred sixty seven and fourteen hundredths (267.14) feet to a point on the westerly right-of-way line of said Blaine Street; thence southerly along the westerly right-of-way line of said Blaine Street, a distance of one thousand two hundred eighty seven and sixty seven (1,287.67) feet to the northerly right-of-way line of Wildwood Drive being the said Point of Beginning.</p>   |                    |
| <p>Grand Island Area Economic Development<br/>PO Box 1151<br/>Grand Island NE 68802-1151</p> | <p>400209209<br/>400209160</p> | <p>Beginning at a point on the westerly right-of-way line of Blaine Street, said point being one hundred fifty (150.0) feet south of the northerly line of the Northeast Quarter (NE ¼) of Section Five (5), Township Ten (10) North, Range Nine (9) West; thence southerly along the westerly right-of-way line of said Blaine Street, a distance of two thousand five hundred twenty nine and eighty seven hundredths (2,529.87) feet to a point on the northerly line of the North Half of the Southeast Quarter (N1/2, SE ¼) of said Section Five (5); thence continuing along the westerly right-of-way line of said Blaine Street, a distance of one thousand two hundred seventy and sixteen hundredths (1,270.16) feet to a point on the southerly line of the North Half of the Southeast Quarter (N1/2, SE ¼) of said Section Five (5); thence westerly along the southerly line of the North Half of the Southeast Quarter (N1/2, SE ¼) of said Section Five (5), a distance of two hundred sixty seven and fourteen (267.14) feet; thence northerly and three hundred (300.0) feet parallel with the easterly line of the North Half of the Southeast Quarter (N1/2, SE ¼) of said Section Five (5), a distance of one thousand two hundred seventy two and six tenths (1,272.6) feet to a point on the southerly line of the Northeast Quarter (NE ¼) of said Section Five (5); thence continuing northerly and three hundred (300.0) feet parallel with the easterly line of the Northeast Quarter (NE ¼) of said Section Five (5), a distance of two thousand five hundred twenty seven and two hundredths (2,527.02) feet; thence easterly and one hundred fifty (150.0) feet parallel with the northerly line of the Northeast Quarter (NE ¼) of said Section Five (5), a distance of two hundred sixty seven and eight hundredths (267.08) feet to a point on the westerly right-</p> | <p>\$81,742.29</p> |

|  |           |   |             |
|--|-----------|---|-------------|
|  |           | of-way line of said Blaine Street being the said Point of Beginning.  |             |
| Charles H. Henderson<br>Mary Alice Henderson, H/W<br>24 E Laurel Street<br>Harrisonburg VA 22801 | 400209047 | Beginning at the intersection of the easterly right-of-way line of Blaine Street and the southerly right-of-way line of Schimmer Drive; thence easterly along the southerly right-of-way line of said Schimmer Drive, a distance of two hundred sixty eight and twenty one hundredths (268.21) feet; thence southerly and three hundred (300.0) feet parallel with the westerly line of the Northwest Quarter (NW ¼) of Section Four (4), Township Ten (10) North, Range Nine (9) West, a distance of two thousand six hundred forty six and forty five hundredths (2,646.45) feet to a point on the southerly line of the Northwest Quarter (NW ¼) of said Section Four (4); thence westerly along the southerly line of the Northwest Quarter (NW ¼) of said Section Four (4), a distance of two hundred sixty seven and six hundredths (267.06) feet to a point on the easterly right-of-way line of said Blaine Street; thence northerly along the easterly right-of-way line of said Blaine Street, a distance of two thousand six hundred forty six and twenty three hundredths (2,646.23) feet to a point on the southerly right-of-way line of said Schimmer Drive being the said Point of Beginning. | \$56,922.94 |
| Grand Island Area Economic Development<br>PO Box 1151<br>Grand Island NE 68802-1151              | 400209055 | Beginning at the intersection of the northerly right-of-way line of Wildwood Drive and the easterly right-of-way line of Blaine Street; thence northerly along the easterly right-of-way line of Blaine Street, a distance of two thousand five hundred fifty eight and ninety one hundredths (2,558.91) feet to a point on the northerly line of the Southwest Quarter (SW ¼) of said Section Four (4), Township Ten (10) North, Range Nine (9) West; thence easterly along the northerly line of the Southwest Quarter (SW ¼) of said Section Four (4), a distance of two hundred sixty seven and six hundredths (267.06) feet; thence southerly and three hundred (300.0) feet parallel with the westerly line of the Southwest Quarter (SW ¼) of said Section Four (4), a distance of two thousand five hundred sixty one and twenty one hundredths (2,561.21) feet to a point on the northerly right-of-way line of said Wildwood Drive; thence westerly along the northerly right-of-way line of said Wildwood Drive, a distance of two hundred sixty seven and twelve hundredths (267.12) feet to a point on the easterly right-of-way line of said Blaine Street being the said Point of Beginning.   | \$55,044.61 |
| Adeline M. Stelk<br>2659 West Wildwood Drive<br>Grand Island NE 68801                            | 400209241 | Beginning at a point on the westerly right-of-way line of Blaine Street, said point being eighty three (83.0) feet south of the northerly line of the North Half of the Northeast Quarter (N1/2, NE1/4) of Section Eight (8), Township Ten (10) North, Range Nine (9) West; thence westerly and eighty three (83.0) feet parallel with the with the northerly line of the North Half of the Northeast Quarter (N1/2, NE1/4) of said Section Eight (8), a distance of one thousand seven hundred seven and fifty eight hundredths (1,707.58) feet to a point of curvature; thence running northwesterly along the arc of a curve whose radius is nine hundred eighty five and thirty seven   | \$57,906.42 |

|                                  |   |                     |
|----------------------------------|---|---------------------|
|                                  | <p>hundredths (985.37) feet ( the long chord of which deflects 11°50'33" right from the last described course), a long chord distance of three hundred fifteen and twenty four hundredths (315.24) feet to a point on the southerly right-of-way line of Wildwood Drive; thence westerly along the southerly right-of-way line of said Wildwood Drive, a distance of six hundred sixteen and sixty nine hundredths (616.69) feet to a point on the easterly line of the Northwest Quarter (NW1/4) of said Section Eight (8); thence continuing westerly along the southerly right-of-way line of said Wildwood Drive, a distance of fifty two and forty four hundredths (52.44) feet; thence southerly and parallel with the easterly line of the Northwest Quarter (NW1/4) of said Section Eight (8), a distance of two hundred sixty seven and ten hundredths (267.10) feet; thence easterly and three hundred (300.0) feet parallel with the northerly line of the Northwest Quarter (NW1/4) of said Section Eight (8), a distance of fifty two and forty four hundredths (52.44) feet to a point on the westerly line of the North Half of the Northeast Quarter (N1/2, NE1/4) of said Section Eight (8); thence continuing easterly and three hundred (300.0) feet parallel with the northerly line of the North Half of the Northeast Quarter (N1/2, NE1/4) of said Section Eight (8), a distance of two thousand five hundred ninety eight and forty six hundredths (2,598.46) feet to a point on the westerly right-of-way line of said Blaine Street; thence northerly along the westerly right-of-way line of said Blaine Street, a distance of two hundred seventeen and four hundredths (217.04) feet to the said Point of Beginning.</p> |                     |
| <b>TOTAL All Connection Fees</b> |   | <b>\$331,654.23</b> |

BE IT FURTHER RESOLVED that the special benefits as determined by this resolution shall not be levied as special assessments, but shall be certified by this resolution to the Register of Deeds, Hall County, Nebraska, pursuant to Section 16-6,103,R.R.S. 1943. A connection fee in the amount of the above benefit accruing to each property in the district shall be paid to the City of Grand Island at the time such property becomes connected to the water main. No property benefited as determined by this resolution shall be connected to the water main until the connection fee is paid. The connection fees collected shall be paid into the fund from which construction costs were made to replenish such fund for the construction costs.

- - -

- 4 -

Adopted by the City Council of the City of Grand Island, Nebraska September 23, 2014.

---

Jay Vavricek, Mayor

Attest:

---

RaNae Edwards, City Clerk

September 30, 2014

Members of the City Council,

With the authority entrusted to me as Mayor as provided in Grand Island City Code and Nebraska Law, I feel it is important to veto the policies approved September 23, 2014 concerning the assessments of personal property primarily owned by the Grand Island Area Economic Development Corporation (GIAEDC) and commonly referred to as Platte Valley Industrial Park East.

Therefore this veto pertains to the following: #2014-BE-6, #2014-BE-7, #2014-307 and #2014-308.

First, my history of supporting economic development in our community is well documented. I am proud of efforts leading to the Heartland Events Center, competing to become home of the Nebraska National Guard Aviation facility, legislative efforts to relocate and supporting the Nebraska State Fair to efforts supporting the passage of two LB 840 economic development elections.

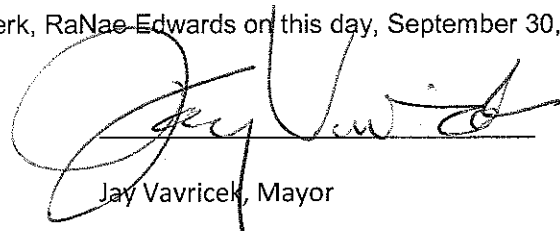
In the past four years, we can all take pride in promoting economic development success in many ways. Efforts that have led to extending the sanitary sewer lines to the Interstate, approving 19 tax increment financing proposals, redeveloping the former Aurora Coop County Industrial site, squelching railroad noise Downtown, insuring affordable housing starts, redevelopment related to the GI Mall, Five Points or along South Locust Street to gaining voter confidence to renew our City's LB 840 Economic Development Plan and yearly approval of GIAEDC annual funding requests to retain key employers.

So my objection to approving the policies from September 23, 2014 with respect to the assistance for the development of personal property pertain to the State's \$925,000 economic development grant – a substantial grant that funds 42 per cent of the City's development costs. Since we don't know the outcome of the grant's funding forgiveness, it is unreasonable and premature to set an assessment today when the City's costs may change in the future.

Secondly, we should guard the integrity of our City's LB 840 Economic Development Plan. If the State's grant requires reimbursement by the City of Grand Island, the funding is bound by our State's economic development laws and raises concerns of the ability to do so outside of LB 840. Based on consultations with the Nebraska League of Municipalities, the League shares in these concerns since the circumstances involved here have never been experienced in our State before.

Therefore, until the City's full costs are absolutely known to be true and accurate pending the grant's successful resolution, deferring assessments would be more reasonable to do. This would also insure the City does not compromise the funding limitations and the approval process in our voter approved LB840 Economic Development Plan.

This veto has been delivered and certified by the City Clerk, RaNae Edwards on this day, September 30, 2014.



Jay Vavricek, Mayor

ATTEST:



RaNae Edwards, City Clerk

9-30-14

Date

**Platte Valley Industrial Park East (PVIP-E)  
Development Understanding  
Chronology of Events**

- **9/9/2008:** City Council approves application on behalf of GIAEDC for Phase 1, CDBG \$75K planning study to study Cornhusker Army Ammunition Park (CAAP) for economic site development. \$75K dollar for dollar match from GIAEDC.
- **11/4/2008:** City of Grand Island was awarded Phase 1, CDBG \$75K grant.
- **1/13/2009:** City Council approves “Planning Services Agreement” outlining GIAEDC/City responsibilities of Phase 1, CDBG \$75K grant.
  - City provides Certified Grant Administration and distribution of grant funds.
  - GIAEDC provides scope of work performance and agrees to hold City harmless and reimburse City for any sums City is obligated to return to NEDED out of failure of GIAEDC to perform the conditions of the contract or failure of the project to meet the CDBG required national objective whether or not the failure to meet the national objective was caused by the act or omission of GIAEDC
- **5/10/2010:** NEDED informs GIAEDC study results indicate CAAP is not eligible for Phase 2, \$925K grant but will accept a proposal for PVIP-E as the alternative site for Phase 2 grant. The study contributed to the later decision by the GIAEDC to divest of the majority of its holdings at the CAAP.
- **7/20/2010:** Citizens Advisory Review Committee approves GIAEDC application for \$575K LB-840 Funding to be used as part of match for intent to apply for Phase 2 CDBG \$925K grant.
- **7/27/2010:** City Council approves \$575K, LB-840 Funding with understanding Phase 2 CDBG \$925K will be applied for at NEDED and “Planning Services Agreement” outlining GIAEDC/City responsibilities for phase 2, CDBG \$925K will come forward to City Council. The “Planning Services Agreement” was never brought forward to City Council.

**Platte Valley Industrial Park East (PVIP-E)  
Development Understanding  
Chronology of Events**

- **10/26/2010:** City Council approves application for Phase 2, CDBG, \$925K infrastructure economic development grant on behalf of GIAEDC for PVIP-E.
  
- **11/23/2010:** City Council approved formation of a tap district for both the water and sewer infrastructure at the PVIP-E. This was manner in which the City would be reimbursed for the \$600k it spent out of the Utility Enterprise Funds to put the infrastructure in place.
  
- **3/25/2011:** City receives grant contract awarded from NEDED \$925K grant.
  
- **5/12/2014:** Meeting at the request of NEDED regarding progress toward meeting \$925K grant requirements. Attendees included the City and GIAEDC.
  
- **6/17/2014:** Council study session update in preparation for negotiation of a “Planning Services Agreement”
  
- **8/14/2014:** Citizens Review Committee was updated on the status of the \$925 grant.
  
- **8/21/2014:** City Council determined a “Planning Services Agreement” was not necessary
  
- **9/23/2014:** Board of Equalization sat and set assessments.
  
- **10/1/2014:** Mayoral veto occurred.