
City of Grand Island



Tuesday, August 26, 2003

Council Session Packet

City Council:

Peg Gilbert

Joyce Haase

Margaret Hornady

Robert Meyer

Mitchell Nickerson

Don Pauly

Jackie Pielstick

Larry Seifert

Scott Walker

Fred Whitesides

Mayor:

Jay Vavricek

City Administrator:

Marlan Ferguson

City Clerk:

RaNae Edwards

7:00:00 PM

Council Chambers - City Hall

100 East First Street

Call to Order

Pledge of Allegiance Father Tom Ryan, St. Mary's Catholic Church, 204 South Cedar Street

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, August 26, 2003

Council Session

Item -1

Mayor's Appointment of Ward 1 Councilmember (This Item Will Take Place at the End of the Meeting)

Mayor Jay Vavricek will recommend to the City Council his appointment of one of nine candidates for the position vacated on August 26, 2003 by Larry Seifert for City Councilmember Ward 1. The nine candidates are: Braxton Merrihew, Jose Zapata, Rod Foley, Carole Cornelius, Lisa Heineman, Clark Reese, Robert Niemann, Ralph Naber, and Yolanda Chavez Nuncio.

Staff Contact: Mayor Vavricek



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item -2

Council Approval of Ward 1 Councilmember (This Item Will Take Place at the End of the Meeting)

Mayor Jay Vavricek will submit the name of one of nine candidates to represent Ward 1 for approval. This vacancy will be created on August 26, 2003 with the resignation of Larry Seifert. As is required by City Code Section 2-24, "the mayor and council shall fill by appointment any vacancy which may exist, caused by death, resignation or disability of any elective officer of the City. Such appointment of the mayor shall be subject, however, to approval of the council." A MOTION is in order.

Staff Contact: Mayor Vavricek



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item -3

Administration of Oath to Ward 1 Councilmember (This Item Will Take Place at the End of the Meeting)

City Clerk RaNae Edwards will administer the Oath of Office to the newly appointed Councilmember for Ward 1.

Staff Contact: RaNae Edwards



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item C1

Parting Comments from City Administrator Marlan Ferguson Reflecting on His Years of Service with the City

As this is the last meeting for City Administrator Marlan Ferguson, he will reflect on his years of service with the City of Grand Island. Marlan's resignation is effective August 27, 2003 and he will assume his new duties as President of the Economic Development Corporation on August 28, 2003. We wish him the best in his new position.

Staff Contact: Marlan Ferguson



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item E1

Public Hearing on Request of Carl Mettenbrink, 2200 East One-R Road for a Conditional Use Permit for a Used Car Lot Located at 2809 West Old Highway 30

Carl Mettenbrink representing Grand Island Farm Supply has submitted a request for a conditional use permit to allow for the continued operation of a used car and truck sales establishment at 2809 West Old Highway #30. The City Council earlier this year amended the City Code to require that existing vehicle sales establishments without improved hard surfaced lots receive approval in the form of a conditional use permit from the City Council. Section 36-49(A) allows for a waiver approved by the City Council for businesses that were operating at the same location prior to March 9, 1999. This request appears to be in compliance with the established City Code and approval is recommended. It is appropriate to solicit public comment. The action item is contained under the Consent Agenda.

Staff Contact: Craig Lewis



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item E2

Public Hearing on Acquisition of Utility Easement Located at 4704 Seedling Mile Road - Lanzendorf Holdings

Acquisition of utility easement located at 4704 Seedling Mile Road, is required in order to have access to install, upgrade, maintain, and repair power appurtenances. This easement will be used to provide electrical service to a newly established lot in the Subdivision. It is appropriate to solicit public comment. The action item is contained under the Consent Agenda.

Staff Contact: Gary Mader



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item E3

Public Hearing on Proposed Amendments to FY 2002-2003 Annual Budget

On August 27, 2002, City Council approved the FY2002-2003 Annual Budget with Addendum #1 by Ordinance #8761. Amendment #1 is being submitted for Council consideration. This amendment will increase the appropriation for the Waste Water Treatment Plant (WWTP) Fund by \$16,281,165 for the retirement of the 1994 series bonds and related expenses. The WWTP budgeted revenues will increase by \$15,970,000 for bond proceeds. The revision will also increase budgeted appropriation for the Downtown Business Improvement District by \$48,000 to enable the District to dissolve. It is appropriate at this time to accept public comment. The action is contained under the Ordinances.

Staff Contact: David Springer



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item F1

#8835 - Consideration of Approving FY 2003-2004 Annual Single City Budget, The Annual Appropriations Bill Including Addendum #1

On July 29, 2003, the City Council held a Public Hearing to receive public input relative to the proposed FY2003-2004 Annual Single City Budget. Following the Public Hearing, the City Administrator and Finance Director presented the budget and conducted work sessions. The FY2003-2004 Budget is scheduled for consideration and adoption by the City Council on Tuesday August 26. The following action relative to the budget is included on the Agenda; Consideration of the FY2003-2004 Annual Single City Budget, The Annual Appropriations Bill, including Addendum #1, (changes made during the budget work session). Related items to be considered by the Council include the holding of a public hearing to address setting the FY2003-2004 General All Purpose Property Tax, CRA, and Parking District #2 (Ramp) Levies. The budget must be submitted to the state by September 20, 2003.

Staff Contact: David Springer

2003 - 2004 ADDENDUM TO PROPOSED BUDGET

<u>FUND</u>	<u>DEPARTMENT</u>	<u>CHANGE</u>	<u>ACCT #</u>	<u>INCREASE (DECREASE) FUND APPROPRIATION</u>
General	Human Resources	Increase Consulting	10011801-85208	15,000
General	Police	Decrease Contract Services	10022301-85213	(11,000)
General	Police	Decrease Computer Services	10022301-85241	(150,000)
General	Police	Increase Computer Services	10022301-85241	4,000
General	Police	Increase Misc Oper Equipment	10022301-85540	11,000
General	Police	Decrease Vehicles	10022301-85625	(22,750)
General	Engineering	Decrease Vehicles	10033001-85625	(18,000)
General	Streets	Add Clothing Allowance	10033501-85140	2,750
General	Streets	Purchase Tractor in 2003 instead of 2004	10033501-85615	(46,200)
General	Non-Departmental	Increase Snow Removal Copntingency	10033502-85312	100,000
General	Park Special Events	Add Expense	10044518-85490	8,000
General	Water Park	Add Seasonal Worker Wages	10044525-85105	2,500
General	Lincoln Pool	Add Seasonal Worker Wages	10044526-85105	500
General	Non-Departmental	Increase Health Department	10055001-85412	10,560
General	Non-Departmental	Decrease Family Violence Coalition	10055001-85470	(10,000)
General	Non-Departmental	Increase Dive Rescue Team	10055001-85471	2,500
General	Non-Departmental	Increase Clean Community Systems	10055001-85474	20,000
General	Non-Departmental	Increase Crisis Center	10055001-85476	1,800
General	Non-Departmental	Increase Transfer to Capital Projects	10055001-85805	655,250
General	Non-Departmental	Decrease Transfer To Debt Service	10055001-85805	(97,000)
General	Non-Departmental	Decrease Contract Services	10055002-85213	(25,000)
CHANGE IN APPROPRIATION				453,910
PROPOSED APPROPRIATION				31,435,104
AMENDED APPROPRIATION				31,889,014
Gas Tax	Gas Tax	Increase Transfer to Capital Projects	21030001-85805	300,000
CHANGE IN APPROPRIATION				300,000
PROPOSED APPROPRIATION				3,440,000
AMENDED APPROPRIATION				3,740,000
Enhanced 911	Enhanced 911	Increase Capital to Balance Revenue	21520006-85615	33,114
CHANGE IN APPROPRIATION				33,114
PROPOSED APPROPRIATION				327,893
AMENDED APPROPRIATION				361,007
BID #3	BID #3	To Move Fund to 900 Funds	27710001-85490	(34,953)
CHANGE IN APPROPRIATION				(34,953)
PROPOSED APPROPRIATION				81,489
AMENDED APPROPRIATION				46,536
BID #4	BID #4	To Move Fund to 900 Funds	27810001	(15,460)
CHANGE IN APPROPRIATION				(15,460)
PROPOSED APPROPRIATION				21,020
AMENDED APPROPRIATION				5,560
Backflow	Backflow	Decrease Budgeted Expense	29010001-85335	(200)
CHANGE IN APPROPRIATION				(200)
PROPOSED APPROPRIATION				61,415
AMENDED APPROPRIATION				61,215
Debt Service	Debt Service	Decrease Bond Payments	31050157-85705	(137,000)
Debt Service	Debt Service	Decrease Transfer Out	31050157-85805	(2,740,250)
CHANGE IN APPROPRIATION				(2,877,250)
PROPOSED APPROPRIATION				3,767,843
AMENDED APPROPRIATION				890,593

2003 - 2004 ADDENDUM TO PROPOSED BUDGET

<u>FUND</u>	<u>DEPARTMENT</u>	<u>CHANGE</u>	<u>ACCT #</u>	INCREASE (DECREASE) FUND APPROPRIATION
Capital Projects	Non-Departmental	Decrease Fiber Optics	40015025-90002	(50,000)
Capital Projects	Non-Departmental	Increase Downtown Land	40015025-90005	125,000
Capital Projects	Drainage	Decrease Storm Water Planning	40033520-90016	(150,000)
Capital Projects	Drainage	Decrease PV Cells	40033520-90016	(245,000)
Capital Projects	Drainage	Decrease Cootonwood Lake	40033520-90019	(20,000)
Capital Projects	Drainage	Decrease Major Drainage	40033520-90020	(200,000)
Capital Projects	Drainage	Decrease Concrete Ditch	40033520-90111	(15,000)
Capital Projects	Bonded Projects	Decrease Northwest Transportation	40033530-90061	(850,000)
Capital Projects	Bonded Projects	Increase S Locust - Stolley to Fonner	40033530-90066	150,000
Capital Projects	Public Works	Increase Traffic Signals	40033535-90075	20,000
Capital Projects	Public Works	Decrease Landscape Gateway	40033535-90076	(25,000)
CHANGE IN APPROPRIATION				(1,260,000)
PROPOSED APPROPRIATION				9,252,000
AMENDED APPROPRIATION				7,992,000
Solid Waste	Solid Waste	Decrease Clean Community	50530043-85213	(20,000)
Solid Waste	Solid Waste	Change Wheel Loader	50530040-85615	20,000
Solid Waste	Solid Waste	Change License & Fees	50530041-85424	(10,000)
CHANGE IN APPROPRIATION				(10,000)
PROPOSED APPROPRIATION				2,047,936
AMENDED APPROPRIATION				2,037,936
Electric	Electric	Decrease In-Lieu Expense	520	(575,000)
Electric	Electric	Increase In-Lieu Transfer	520	600,000
CHANGE IN APPROPRIATION				25,000
PROPOSED APPROPRIATION				56,333,960
AMENDED APPROPRIATION				56,358,960
Water	Water	Decrease In-Lieu	525	(42,000)
Water	Water	Increase In-Lieu Transfer	525	37,500
CHANGE IN APPROPRIATION				(4,500)
PROPOSED APPROPRIATION				4,934,100
AMENDED APPROPRIATION				4,929,600
Waste Water	Waste Water	Potential Loss	53030001-85465	400,000
CHANGE IN APPROPRIATION				400,000
PROPOSED APPROPRIATION				16,236,528
AMENDED APPROPRIATION				16,636,528
Special Assessments	Special Assessments	Increase Transfer to Capital Projects	73000001-85805	250,000
CHANGE IN APPROPRIATION				250,000
PROPOSED APPROPRIATION				1,030,025
AMENDED APPROPRIATION				1,280,025

ORDINANCE NO. 8335

An ordinance known as "The Annual Appropriation Bill" of the City of Grand Island, Nebraska, to adopt the proposed budget statement pursuant to the Nebraska Budget Act, as amended by Addendum #1, for the fiscal year commencing October 1, 2003 and ending September 30, 2004; to provide for severability; and to provide for publication and the effective date of this ordinance.

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

SECTION 1. An appropriation is hereby made for the ensuing fiscal year to defray all necessary expenses and liabilities of City departments, funds, and operations. The object and purpose of the appropriation shall be to pay for any and all necessary expenses and liabilities for the following departments, funds, and operations.

Funds	Expenditures	Transfers	Total Appropriation
General	28,149,445	3,739,569	31,889,014
Permanent Funds	0	21,000	21,000
Special Revenue	1,898,595	4,390,000	6,288,595
Debt Service	890,593	0	890,593
Capital Projects	7,992,000	0	7,992,000
Enterprise	80,026,825	637,500	80,664,325
Internal Service	9,445,548	0	9,445,548
Agency	1,393,973	1,318,709	2,712,682
Trust	2,333,990	0	2,333,990
Total Appropriation			
All Funds	<u>132,130,969</u>	<u>10,106,778</u>	<u>142,237,747</u>

SECTION 2. The proposed budget statement pursuant to the Nebraska Budget Act, is hereby amended by Addendum #1 attached hereto and approved and adopted for the fiscal year beginning October 1, 2003 and ending September 30, 2004.

ORDINANCE NO. 8335 (Cont.)

SECTION 3. If any section, subsection, or any other portion of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed separate, distinct, and independent, and such holding shall not affect the validity of the remaining portions thereof.

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

Enacted: August 26, 2003.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item F2

#8836 - Consideration of Approving Salary Ordinance Pertaining to IBEW

The IBEW union and the City have reached tentative agreement on a new five year contract. The recommended changes to the salary ordinance reflect the negotiated wages that were a result of a salary survey. The affected positions in the IBEW union saw changes that ranged from 2.5% to 5%. In addition there is a 2% COLA. There is also the addition of the Regulatory and Environmental Specialist that was approved in the budget meetings but was overlooked and not included in the last salary ordinance. In addition, are changes to the Fleet Services Clerk and the three positions covered by the IAFF contract as they did not conform to the contract. Approval is recommended.

Staff Contact: Brenda Sutherland

ORDINANCE NO. 8336

An ordinance to amend Ordinance No. 8831 known as the Salary Ordinance which lists the currently occupied classifications of officers and employees of the City of Grand Island, Nebraska and established the ranges of compensation of such officers and employees; to add the classification and salary range for the position of Regulatory and Environmental Specialist; to correct the salary range for the position of Fleet Services Attendant/Clerk to conform with the union contract; to amend the salary ranges for the classification of employees covered under the IBEW labor agreement in accordance with the terms of such agreement; to remove the classification and salary range of the position of Accounting Clerk I within the IBEW labor union; to change the position name of Accounting Clerk II within the IBEW labor union to Accounting Clerk; to change the position name of Power Plant Custodian within the IBEW labor union to Custodian; to change the position name of Electric Underground and Substation Crew Chief within the IBEW labor union to Electric Underground Crew Chief; to change the position name of Lineman Apprentice within the IBEW labor union to Lineworker Apprentice; to change the position name of Lineman First Class within the IBEW labor union to Lineworker First Class; to remove the classification and salary range of the position of Lineman Second Class from the IBEW labor union; to remove the classification and salary range of the position of Network Technician from the IBEW labor union; to remove the classification and salary range of the position of Power Plant Operator I from the IBEW labor union; to change the position name of Power Plant Operator II within the IBEW labor union to Power Plant Operator; to remove the classification and salary range of the position of Senior Utilities Operator from the IBEW labor union; to remove the classification and salary range of the position of Utilities Operator from the IBEW labor union; to remove the classification and salary range of the position of Water

ORDINANCE NO. 8336 (Cont.)

Maintenance Worker I from the IBEW labor union; to change the position name of Water Maintenance Worker II within the IBEW labor union to Water Maintenance Worker; to change the position name of Wireman I within the IBEW labor union to Wireworker I; to change the position name of Wireman II within the IBEW labor union to Wireworker II; to correct the salary ranges for employees covered under the IAFF labor agreement to conform with their union contract; to repeal Ordinance No. 8831, and any ordinance or parts of ordinances in conflict herewith; to provide for severability; to provide for the effective date thereof; and to provide for publication of this ordinance in pamphlet form.

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

SECTION 1. The currently occupied classifications of officers and general employees of the City of Grand Island, and the ranges of compensation (salary and wages, excluding shift differential as provided by contract) to be paid for such classifications, and the number of hours and work period which certain officers and general employees shall work prior to overtime eligibility are as follows:

Classification	Bi-Weekly Pay Range Min/Max	Overtime Eligibility
Accountant	1290.98 / 1817.12	Exempt
Accounting Technician – Solid Waste	959.83 / 1350.65	40 hrs/week
Accounting Technician – Streets	959.83 / 1350.65	40 hrs/week
Accounting Technician – WWTP	959.83 / 1350.65	40 hrs/week
Administrative Assistant – Public Works	1036.31 / 1459.07	40 hrs/week
Administrative Assistant – Utilities	1036.31 / 1459.07	40 hrs/week
Administration Secretary	859.81 / 1209.45	40 hrs/week
Assistant Public Works Director	1747.36 / 2458.40	Exempt
Assistant Utility Director – Administration	2328.40 / 3276.56	Exempt
Assistant Utility Director – PGS & PCC	2522.20 / 3549.43	Exempt

ORDINANCE NO. 8336 (Cont.)

Classification	Bi-Weekly Pay Range Min/Max	Overtime Eligibility
Attorney	1833.09 / 2579.43	Exempt
Audio-Video Technician	1200.21 / 1688.86	40 hrs/week
Biosolids Technician	1060.77 / 1493.20	40 hrs/week
Building Clerk	796.02 / 1119.90	40 hrs/week
Building Secretary	859.81 / 1209.45	40 hrs/week
Building Department Director	1899.75 / 2672.17	Exempt
Building Inspector	1230.21 / 1730.86	40 hrs/week
Cemetery Superintendent	1285.93 / 1810.39	Exempt
City Administrator	2889.92 / 4066.98	Exempt
City Attorney	2405.45 / 3385.45	Exempt
City Clerk	1278.58 / 1799.28	Exempt
Civil Engineering Manager – Public Works Engineering	1738.11 / 2446.64	Exempt
Civil Engineering Manager – Utility, PCC	1911.65 / 2691.35	Exempt
Code Compliance Officer	1094.30 / 1539.80	40 hrs/week
Collection System Supervisor	1246.43 / 1754.08	40 hrs/week
Communications Supervisor	1139.34 / 1603.13	Exempt
Community Development Director	1638.94 / 2307.96	Exempt
Community Projects Secretary	884.18 / 1244.75	40 hrs/week
Community Service Officer – Police Department	779.13 / 1095.98	40 hrs/week
Custodian	752.23 / 1061.53	40 hrs/week
Deputy Police Chief	1807.87 / 2544.97	Exempt
Development Specialist	884.18 / 1244.75	40 hrs/week
Electric Distribution Superintendent	1988.91 / 2798.19	Exempt
Electric Distribution Supervisor	1680.29 / 2363.54	40 hrs/week
Electric Underground Superintendent	1771.16 / 2492.14	Exempt
Electrical Engineer I	1564.13 / 2202.06	Exempt
Electrical Engineer II	1812.92 / 2551.70	Exempt
Electrical Inspector	1230.21 / 1730.86	40 hrs/week
Emergency Management Coordinator	927.89 / 1305.26	40 hrs/week
Emergency Management Director	1808.88 / 2545.29	Exempt
EMS Division Chief	1678.57 / 2361.83	Exempt
Engineering Technician Supervisor	1364.94 / 1921.34	Exempt

ORDINANCE NO. 8336 (Cont.)

Classification	Bi-Weekly Pay Range Min/Max	Overtime Eligibility
Equipment Operator	1000.76 / 1409.36	40 hrs/week
Executive Assistant – Administration	1311.65 / 1846.60	Exempt
Finance Controller	1848.18 / 2599.60	Exempt
Finance Director	2328.40 / 3276.56	Exempt
Finance Secretary	859.81 / 1209.45	40 hrs/week
Fire Chief	2006.23 / 2822.33	Exempt
Fire Operations Division Chief	1678.57 / 2361.83	Exempt
Fire Prevention Division Chief	1678.57 / 2361.83	Exempt
Fire Training Division Chief	1678.57 / 2361.83	Exempt
Fleet Services Superintendent	1375.87 / 1937.31	Exempt
Fleet Services Supervisor	1146.38 / 1613.22	40 hrs/week
Golf Course Superintendent	1601.74 / 2253.92	Exempt
Grounds Management Crew Chief	1201.05 / 1690.21	40 hrs/week
Human Resources Director	1918.38 / 2698.37	Exempt
Human Resources Specialist	1141.91 / 1606.56	40 hrs/week
Information Technology Manager	1823.61 / 2565.84	Exempt
Information Technology Supervisor	1529.98 / 2153.17	Exempt
Legal Assistant	1228.78 / 1729.70	40 hrs/week
Legal Secretary	922.85 / 1300.22	40 hrs/week
Librarian I	1124.56 / 1581.78	Exempt
Librarian II	1237.19 / 1740.63	Exempt
Library Assistant	774.92 / 1090.10	40 hrs/week
Library Assistant Director	1424.61 / 2004.54	Exempt
Library Clerk	649.52 / 915.16	40 hrs/week
Library Director	1810.39 / 2548.34	Exempt
Library Page	491.56 / 691.89	40 hrs/week
Library Secretary	859.81 / 1209.45	40 hrs/week
Maintenance Mechanic I	985.02 / 1389.66	40 hrs/week
Maintenance Mechanic II	1105.90 / 1555.98	40 hrs/week
Maintenance Worker I – Solid Waste	878.30 / 1237.18	40 hrs/week
Maintenance Worker I – Building, Golf, Library	902.67 / 1269.97	40 hrs/week
Maintenance Worker I – WWTP	920.73 / 1295.37	40 hrs/week
Maintenance Worker II – Solid Waste	925.37 / 1302.74	40 hrs/week

ORDINANCE NO. 8336 (Cont.)

Classification	Bi-Weekly Pay Range Min/Max	Overtime Eligibility
Maintenance Worker II – Building, Golf	950.58 / 1340.57	40 hrs/week
Maintenance Worker II – WWTP	969.59 / 1367.38	40 hrs/week
Meter Reading Supervisor	1169.32 / 1646.75	Exempt
Office Manager – Police Department	1049.76 / 1477.56	40 hrs/week
Parking Monitor	521.94 / 735.25	40 hrs/week
Parks and Recreation Director	1955.80 / 2750.89	Exempt
Parks and Recreation Secretary	859.81 / 1209.45	40 hrs/week
Parks Maintenance Superintendent	1454.87 / 2046.57	Exempt
Payroll Specialist	1119.52 / 1575.06	40 hrs/week
Planning Director	1702.58 / 2395.27	Exempt
Planning Secretary	859.81 / 1209.45	40 hrs/week
Planning Technician	1206.09 / 1696.93	40 hrs/week
Plumbing Inspector	1230.21 / 1730.86	40 hrs/week
Police Chief	2101.20 / 2957.65	Exempt
Police Records Clerk	799.30 / 1125.40	40 hrs/week
Power Plant Maintenance Supervisor	1762.65 / 2479.41	Exempt
Power Plant Operations Supervisor	1851.69 / 2605.31	Exempt
Power Plant Superintendent – Burdick	1982.19 / 2789.30	Exempt
Power Plant Superintendent – PGS	2285.16 / 3214.15	Exempt
Public Information Officer	1141.91 / 1606.56	40 hrs/week
Public Safety Secretary	949.74 / 1339.73	40 hrs/week
Public Works Director	2282.74 / 3212.31	Exempt
Public Works Secretary	859.81 / 1209.45	40 hrs/week
Purchasing Technician	859.81 / 1209.45	40 hrs/week
Recreation Superintendent	1372.52 / 1930.62	Exempt
<u>Regulatory and Environmental Specialist</u>	<u>1762.65 / 2479.41</u>	<u>Exempt</u>
Senior Accountant	1356.19 / 1907.81	Exempt
Senior Electrical Engineer	1984.88 / 2792.75	Exempt
Senior Engineering Technician	1206.09 / 1696.93	40 hrs/week
Senior Equipment Operator	1040.51 / 1464.12	40 hrs/week
Senior Library Assistant	854.77 / 1202.73	40 hrs/week
Senior Maintenance Worker	1069.60 / 1505.55	40 hrs/week
Senior Telecommunicator/EMD	963.70 / 1355.52	40 hrs/week

ORDINANCE NO. 8336 (Cont.)

Classification	Bi-Weekly Pay Range Min/Max	Overtime Eligibility
Senior Utility Secretary	862.34 / 1216.18	40 hrs/week
Solid Waste Division Clerk	773.27 / 1087.90	40 hrs/week
Solid Waste Superintendent	1566.65 / 2204.58	Exempt
Street Superintendent	1517.40 / 2137.22	Exempt
Street Supervisor	1204.49 / 1694.00	40 hrs/week
Telecommunicator/EMD	891.58 / 1257.64	40 hrs/week
Turf Management Specialist	1206.09 / 1696.93	40 hrs/week
Utility Production Engineer	2037.84 / 2867.91	Exempt
Utility Director	2838.13 / 3992.45	Exempt
Utility Secretary	859.81 / 1209.45	40 hrs/week
Utility Services Manager	1644.18 / 2313.74	Exempt
Utility Warehouse Supervisor	1303.10 / 1832.80	40 hrs/week
Wastewater Clerk	773.27 / 1087.90	40 hrs/week
Wastewater Engineering/Operations Superintendent	1738.11 / 2446.64	Exempt
Wastewater Plant Maintenance Supervisor	1279.21 / 1800.31	40 hrs/week
Wastewater Plant Operator I	897.63 / 1263.24	40 hrs/week
Wastewater Plant Operator II	1003.41 / 1412.89	40 hrs/week
Wastewater Plant Process Supervisor	1310.31 / 1844.86	40 hrs/week
Wastewater Plant Senior Operator	1060.77 / 1493.20	40 hrs/week
Water Superintendent	1584.04 / 2228.17	Exempt
Water Supervisor	1350.62 / 1902.09	40 hrs/week
Worker / Seasonal	412.00 / 1600.00	Exempt
Worker / Temporary	412.00	40 hrs/week

SECTION 2. The currently occupied classifications of employees of the City of Grand Island included under the AFSCME labor agreement, and the ranges of compensation (salary and wages, excluding shift differential as provided by contract) to be paid for such classifications, and the number of hours and work period which certain such employees included under the AFSCME labor agreement shall work prior to overtime eligibility are as follows:

ORDINANCE NO. 8336 (Cont.)

Classification	Bi-Weekly Pay Range Min/Max	Overtime Eligibility
Equipment Operator – Streets	909.74 / 1279.31	40 hrs/week
Fleet Services Attendant/Clerk	<u>827.18</u> 827.03 / 1166.46	40 hrs/week
Fleet Services Mechanic	1017.42 / 1430.94	40 hrs/week
Fleet Services Inventory Specialist	907.15 / 1276.73	40 hrs/week
Horticulturist	960.57 / 1353.40	40 hrs/week
Maintenance Worker – Cemetery	902.85 / 1270.70	40 hrs/week
Maintenance Worker – Parks	896.81 / 1262.94	40 hrs/week
Maintenance Worker – Streets	877.86 / 1235.38	40 hrs/week
Senior Equipment Operator – Streets	996.74 / 1403.38	40 hrs/week
Senior Maintenance Worker – Parks	996.74 / 1403.38	40 hrs/week
Senior Maintenance Worker – Streets	996.74 / 1403.38	40 hrs/week
Traffic Signal Technician	996.74 / 1403.38	40 hrs/week

SECTION 3. The currently occupied classifications of employees of the City of Grand Island included under the IBEW labor agreements, and the ranges of compensation (salary and wages, excluding shift differential as provided by contract) to be paid for such classifications, and the number of hours and work period which certain such employees included under the IBEW labor agreements shall work prior to overtime eligibility are as follows:

Classification	Bi-Weekly Pay Range Min/Max	Overtime Eligibility
Accounting Clerk I	715.20 / 1006.40	40 hrs/week
Accounting Clerk II	<u>845.61 / 1191.87</u> 808.80 / 1140.00	40 hrs/week
Computer Technician	<u>1034.16 / 1454.85</u> 965.60 / 1358.40	40 hrs/week
Computer Programmer	<u>1325.70 / 1864.34</u> 1268.00 / 1783.20	40 hrs/week
Electric Distribution Crew Chief	<u>1536.47 / 2161.26</u> 1469.60 / 2067.20	40 hrs/week
Electric Underground & Substation Crew Chief	<u>1536.47 / 2161.26</u> 1469.60 / 2067.20	40 hrs/week

ORDINANCE NO. 8336 (Cont.)

Engineering Technician I	<u>1086.42 / 1528.53</u> 1014.40 / 1427.20	40 hrs/week
Engineering Technician II	<u>1326.76 / 1863.54</u> 1236.80 / 1740.00	40 hrs/week
GIS Technician	<u>1426.58 / 2006.62</u> 1332.00 / 1873.60	40 hrs/week
Instrument Technician	<u>1574.94 / 2215.62</u> 1506.40 / 2119.20	40 hrs/week
Lineworker man -Apprentice	<u>1087.32 / 1529.78</u> 1040.00 / 1463.20	40 hrs/week
Lineworker man -First Class	<u>1392.61 / 1958.85</u> 1332.00 / 1873.60	40 hrs/week
Lineman Second Class	1148.00 / 1615.20	40 hrs/week
Materials Handler	<u>1324.86 / 1863.50</u> 1267.20 / 1782.40	40 hrs/week
Meter Reader	<u>892.44 / 1256.27</u> 853.60 / 1201.60	40 hrs/week
Meter Technician	<u>1113.84 / 1567.09</u> 1040.00 / 1463.20	40 hrs/week
Network Technician	1120.00 / 1576.00	40 hrs/week
Power Dispatcher I	<u>1498.54 / 2107.73</u> 1399.20 / 1968.00	40 hrs/week
Power Dispatcher II	<u>1573.94 / 2213.97</u> 1469.60 / 2067.20	40 hrs/week
Power Plant Custodian	<u>788.73 / 1109.90</u> 754.40 / 1061.60	40 hrs/week
Power Plant Maintenance Mechanic	<u>1392.61 / 1958.85</u> 1332.00 / 1873.60	40 hrs/week
Power Plant Operator I	1040.00 / 1463.20	40 hrs/week
Power Plant Operator H	<u>1462.86 / 2057.54</u> 1399.20 / 1968.00	40 hrs/week
Senior Accounting Clerk	<u>888.26 / 1251.26</u> 849.60 / 1196.80	40 hrs/week
Senior Engineering Technician	<u>1426.58 / 2006.62</u> 1332.00 / 1873.60	40 hrs/week
Senior Materials Handler	<u>1462.86 / 2057.54</u> 1399.20 / 1968.00	40 hrs/week
Senior Meter Reader	<u>961.02 / 1350.79</u> 919.20 / 1292.00	40 hrs/week

ORDINANCE NO. 8336 (Cont.)

Senior Power Dispatcher	<u>1736.74 / 2442.74</u> 1621.60 / 2280.80	40 hrs/week
Senior Power Plant Operator	<u>1614.26 / 2270.83</u> 1544.00 / 2172.00	40 hrs/week
Senior Substation Technician	<u>1574.94 / 2215.62</u> 1506.40 / 2119.20	40 hrs/week
Senior Utilities Operator	1506.40 / 2119.20	40 hrs/week
Senior Water Maintenance Worker	<u>1199.52 / 1687.90</u> 1120.00 / 1576.00	40 hrs/week
Substation Technician	<u>1462.86 / 2057.54</u> 1399.20 / 1968.00	40 hrs/week
Systems Technician	<u>1574.94 / 2215.62</u> 1506.40 / 2119.20	40 hrs/week
Tree Trim Crew Chief	<u>1392.61 / 1958.85</u> 1332.00 / 1873.60	40 hrs/week
Utilities Electrician	<u>1462.86 / 2057.54</u> 1399.20 / 1968.00	40 hrs/week
Utilities Operator	1364.80 / 1920.80	40 hrs/week
Utility Technician	<u>1536.47 / 2161.26</u> 1469.60 / 2067.20	40 hrs/week
Utility Warehouse Clerk	<u>985.28 / 1386.75</u> 942.40 / 1326.40	40 hrs/week
Water Maintenance Worker-I	919.20 / 1292.00	40 hrs/week
Water Maintenance Worker-II	<u>1059.86 / 1491.69</u> 989.60 / 1392.80	40 hrs/week
Wireworker man-I	<u>1200.24 / 1688.70</u> 1148.00 / 1615.20	40 hrs/week
Wireworker man-II	<u>1392.61 / 1958.85</u> 1332.00 / 1873.60	40 hrs/week

SECTION 4. The currently occupied classifications of employees of the City of Grand Island included under the FOP labor agreement, and the ranges of compensation (salary and wages, excluding shift differential as provided by contract) to be paid for such classifications, and the number of hours and work period which certain such employees included under the FOP labor agreement shall work prior to overtime eligibility are as follows:

ORDINANCE NO. 8336 (Cont.)

Classification	Bi-Weekly Pay Range Min/Max	Overtime Eligibility
Police Captain	1543.18 / 2117.26	40 hrs/week
Police Officer	1094.58 / 1530.14	40 hrs/week
Police Sergeant	1392.73 / 1908.36	40 hrs/week

SECTION 5. The currently occupied classifications of employees of the City of Grand Island included under the IAFF labor agreement, and the ranges of compensation (salary and wages, excluding shift differential as provided by contract) to be paid for such classifications, and the number of hours and work period which certain such employees included under the IAFF labor agreement shall work prior to overtime eligibility are as follows:

Classification	Bi-Weekly Pay Range Min/Max	Overtime Eligibility
Fire Captain	<u>1415.88 / 1992.60</u> 1416.36 / 1993.68	212 hrs/28 days
Firefighter / EMT	<u>1049.76 / 1489.32</u> 1049.24 / 1489.36	212 hrs/28 days
Firefighter / Paramedic	<u>1172.88 / 1703.16</u> 1173.11 / 1702.77	212 hrs/28 days

SECTION 6 The classification of employees included under labor agreements with the City of Grand Island, and the ranges of compensation (salary and wages, excluding shift differential as provided by contract) to be paid for such classification, and the number of hours and work period which certain such employees shall work prior to overtime eligibility area as stated above. All full-time fire fighters and police officers shall be paid a clothing and uniform allowance in addition to regular salary. All full-time fire fighters shall be paid a clothing and uniform allowance in addition to regular salary in the amount of \$80.00 per month. All full-time police officers shall be paid a clothing and uniform allowance in addition to regular salary of

ORDINANCE NO. 8336 (Cont.)

\$50.00 per month. Full-time police officers may also receive a reimbursement toward the purchase of body armor, not to exceed \$400. Full-time fire fighters and fire captains may receive a one-time uniform acquisition allowance of up to \$850. Full-time fire fighters, fire captains, Fire Operations Division Chief, Fire Prevention Division Chief, Fire Training Division Chief, and EMS Division Chief may receive an annual stipend for longevity not to exceed \$520. If any such fire fighter or police officer shall resign, or his or her employment be terminated for any reason whatsoever, the clothing allowance shall be paid on a prorata basis, but no allowance shall be made for a fraction of a month.

Non-union employees and employees covered by the AFSCME labor union, the FOP labor union, and the IBEW labor union may receive an annual stipend not to exceed \$500 for bilingual pay.

Utilities Department personnel in the IBEW bargaining unit and the classifications of Meter Reading Supervisor, Power Plant Superintendent, Power Plant Supervisor, Electric Distribution Superintendent, Electric Distribution Supervisor, Water Superintendent, Water Supervisor, Electric Underground and Substation Superintendent, Electric Underground and Substation Supervisor, and Engineering Technical Supervisor shall be eligible to participate in a voluntary uniform program providing an allowance up to \$18.00 per month. When protective clothing is required for Utilities Department personnel in the IBEW, the City shall pay 60% of the cost of providing and cleaning said clothing and the employees 40% of said cost. Public Works Department personnel in the AFSCME bargaining unit shall be eligible to participate in a voluntary uniform program providing an allowance up to \$18 per month. Full-time Shop Garage Division personnel shall receive a uniform allowance of \$12 biweekly. Public

ORDINANCE NO. 8336 (Cont.)

Works Department personnel in the job classifications Equipment Mechanic Supervisor, Garage Superintendent, and Equipment Mechanic shall receive a tool allowance of \$10 biweekly.

Parking Monitors may receive a one-time uniform acquisition allowance of \$250 upon employment and an annual allowance thereafter of \$100.

SECTION 7. Employees shall be compensated for unused sick leave as follows:

(A) For all employees except those covered in the IAFF and AFSCME bargaining agreement, the City will include in the second paycheck in January of each year, payment for an employee's unused sick leave in excess of 960 hours accrued in the preceding calendar year. The compensation will be at the rate of one-half day's pay based on the employee's current pay rate at the time of such compensation, for each day of unused sick leave which exceeds 960 hours accrual of the preceding year.

For those employees covered in the AFSCME bargaining agreement, the City will include in the paycheck in January of each year, payment for an employee's unused sick leave in excess of 968 hours accrued in the preceding calendar year. The compensation will be at the rate of one-half day's pay based on the employee's current pay rate at the time of such compensation, for each day of unused sick leave which exceeds 968 hours accrual of the preceding year.

For those employees covered in the IAFF bargaining agreement, the City will include in the second paycheck in January of each year, payment for an employee's unused sick leave in excess of 2,880 hours accrued in the preceding calendar year. The compensation will be at the rate of one-quarter day's pay based on the employee's current pay rate at the time of such compensation, for

ORDINANCE NO. 8336 (Cont.)

each day of unused sick leave which exceeds 2,880 hours accrual of the preceding year.

(B) All employees except those covered in the fire department bargaining agreement shall be paid for one-half of their accumulated sick leave at the time of their retirement, the rate of compensation to be based on the employee's salary at the time of retirement. Employees covered in the fire department bargaining agreement shall be paid for one quarter of their accumulated sick leave at the time of their retirement, the rate of compensation to be based upon the employee's salary at the time of retirement.

(C) Department heads shall be paid for one-half of their accumulated sick leave, not to exceed 30 days of pay, upon their resignation, the rate of compensation to be based upon the salary at the time of termination. Compensation for unused sick leave at retirement shall be as provided above.

(D) The death of an employee shall be treated the same as retirement, and payment shall be made to the employee's beneficiary or estate for one-half of all unused sick leave.

SECTION 8. The city administrator shall receive a vehicle allowance of \$300 per month in lieu of mileage for use of personal vehicle travel within Hall County, payable monthly.

SECTION 9. Reimbursed expenses which are authorized by Neb. Rev. Stat. §13-2201, et. seq., the Local Government Miscellaneous Expenditure Act and/or which the Internal Revenue Service requires to be reflected on an employee IRS Form W-2 at year end, are hereby authorized as a payroll entry.

ORDINANCE NO. 8336 (Cont.)

SECTION 10. Salary adjustments to be received as a result of this ordinance shall become effective with the pay period beginning on October 6, 2003.

SECTION 11. The validity of any section, subsection, sentence, clause, or phrase of this ordinance shall not affect the validity or enforceability of any other section, subsection, sentence, clause, or phrase thereof.

SECTION 12. Ordinance No. 8831 and all other ordinances and parts of ordinances in conflict herewith be, and the same are, hereby repealed.

SECTION 13. This ordinance shall be in full force and take effect from and after its passage and publication in pamphlet form in one issue of the Grand Island Independent as provided by law.

Enacted: August 26, 2003.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item F3

#8837 - Consideration of Amendments to FY 2002-2003 Annual Budget

This item relates to the aforementioned Public Hearing. On August 27, 2002, City Council approved the FY2002-2003 Annual Budget with Addendum #1 by Ordinance #8761.

Amendment #1 is being submitted for Council consideration. This amendment will increase the appropriation for the Waste Water Treatment Plant (WWTP) Fund by \$16,281,165 for the retirement of the 1994 series bonds and related expenses. The WWTP budgeted revenues will increase by \$15,970,000 for bond proceeds. The revision will also increase budgeted appropriation for the Downtown Business Improvement District by \$48,000 to enable the District to dissolve. Approval is recommended.

Staff Contact: David Springer

ORDINANCE NO. 8837

An ordinance to amend "The Annual Appropriation Bill" of the City of Grand Island, Nebraska, to revise the budget statement pursuant to the Nebraska Budget Act for the fiscal year commencing October 1, 2002 and ending September 30, 2003; to provide for severability; and to provide for publication and the effective date of this ordinance.

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

SECTION 1. An amended appropriation is hereby made for the ensuing fiscal year to defray all necessary expenses and liabilities of City departments, funds, and operations. The object and purpose of the appropriation shall be to pay for any and all necessary expenses and liabilities for the following departments, funds, and operations.

Funds	Total Appropriation	Amendment	Revised Appropriation
General	30,477,140	0	30,477,140
Permanent Funds	16,200	0	16,200
Special Revenue	5,275,966	48,000	5,323,966
Debt Service	3,828,433	0	3,828,433
Capital Projects	7,137,000	0	7,137,000
Enterprise	58,593,460	16,281,165	74,874,625
Internal Service	9,411,252	0	9,411,252
Agency	2,876,624	0	2,876,624
Trust	1,369,490	0	1,369,490
Total Appropriation			
All Funds	<u>118,985,565</u>	<u>16,329,165</u>	<u>135,314,730</u>

SECTION 2. The foregoing amendment is necessary and prudent to address circumstances which could not have been reasonably anticipated at the time of the enactment of The Annual Appropriation Bill, Ordinance No. 8761, and fund transfers as provided above shall increase the appropriation for the Waste Water Treatment Plant (sewer) Fund by \$16,281,165 for

ORDINANCE NO. 8837 (Cont.)

the retirement of the 1994 series bonds and related expenses. The Waste Water Treatment Plant Fund budgeted revenues will increase by \$15,970,000 for bond proceeds. The revision will also increase budgeted appropriation for the Business Improvement District No. 2 by \$48,000 to enable the district to dissolve.

SECTION 3. The foregoing appropriate amendments and expenditures will increase the previously adopted total budgeted expenditures beyond that initially adopted in the amount of \$16,329,165. This amendment will not require any additional tax revenue and will be funded by a transfer from cash reserves.

SECTION 4. If any section, subsection, or any other portion of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed separate, distinct, and independent, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 5. This ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: August 26, 2003.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G1

Receipt of Official Document - Civil Service Minutes of July 22, 2003

Receipt of Official Document - Civil Service Minutes of July 22, 2003. See attached MINUTES.

Staff Contact: Brenda Sutherland



*Working Together for a
Better Tomorrow. Today.*

MINUTES
CIVIL SERVICE COMMISSION
July 22, 2003

Roll Call: Members Present: Leeper, Hilligas, Burns
Members Absent: None
Also Present: Fire Operations Division Chief Rohling

Leeper called the meeting to order at 8:33 a.m.

Notice of the meeting was published in the July 18, 2003, edition of the Grand Island Independent.

Burns moved to approve the minutes of the May 5, 2003 meeting. Hilligas seconded the motion, which carried unanimously upon roll call vote.

The Commission received a request from the Fire Department to advertise and conduct the annual Fire Captain promotional examination. Hilligas moved to authorize the Secretary to advertise and conduct the Fire Captain promotional examination. Burns seconded the motion, which passed unanimously upon roll call vote.

There being no further business, Hilligas moved to adjourn the meeting at 8:43 a.m. Burns seconded the motion, which carried unanimously upon roll call vote.

Respectfully submitted,

Al Satterly, Secretary Designee
Civil Service Commission

Approved by Civil Service Commission
Copies of approved Minutes to: City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G2

Approving Minutes of August 12, 2003 City Council Regular Meeting

*The Minutes of August 12, 2003 City Council Regular Meeting are submitted for approval.
See attached MINUTES.*

Staff Contact: RaNae Edwards

OFFICIAL PROCEEDINGS

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

August 12, 2003

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 August 12, 2003. Notice of the meeting was given in the Grand Island Independent on August 6, 2003.

Mayor Jay Vavricek called the meeting to order at 7:00 p.m. The following members were present: Councilmembers Meyer, Whitesides, Pielstick, Gilbert, Nickerson, Seifert, Pauly, Hornady, Walker and Haase. The following City Officials were present: City Administrator Marlan Ferguson, Deputy City Clerk Cindy Brozek, Public Works Director Steve Riehle, City Attorney Doug Walker and Finance Director David Springer.

PLEDGE OF ALLEGIANCE was said followed by the INVOCATION given by Pastor Rob Inge, Harvest Time Baptist Church, 1125 North Beal Street.

RESERVE TIME TO SPEAK ON AGENDA ITEMS: Two individuals reserved time to speak on agenda items.

PRESENTATIONS AND PROCLAMATIONS:

Presentation of Grant Award from NDEQ and NE State Lottery for Improvements to Sucks Lake. Rick Edens, Urban Fishery Specialist for the Nebraska Department of Environmental Quality presented to Parks and Recreation Director Steve Paustian and Mayor Vavricek a check for \$300,000.00 for the improvements made at Sucks Lake. The funding helped provide for dredging, storm sewer modification, bank stabilization and engineering costs associated with the entire project.

Presentation of CDBG Award for Owner Occupied Rehabilitation Grant.

Mayor Vavricek presented Jeri Garrouette with a check for \$270,400 in Community Development Block Grant funds for rehabilitating 10-12 existing owner-occupied homes.

Presentation by Philip Geissal Concerning the Heartland Events Center Campaign. Philip Geissal, Resident Director of Fund Raising for the Heartland Events Center Campaign gave the Mayor and Council an update on the Heartland Events Center campaign.

SPECIAL ITEMS:

Discussion Concerning the Police Department Budget. Police Chief Kyle Hetrick discussed the Police Budget with Council. Councilmember Nickerson moved that the 2003-2004 Police Department Budget be approved, stipulating that Spillman be fully operational by the last City

Council meeting in April, allowing the Council to exercise its ability to cancel the contract with a 90 day notice. Second by Meyer. Whitesides and Pielstick voted no. Motion carries..

PUBLIC HEARINGS:

Public Hearing on Proposed Use of Local Law Enforcement Block Grant Funds. Police Chief Kyle Hetrick reported that the Grand Island Police Department was eligible for federal Local Law Enforcement Block Grant (LLEBG) funds annually. This year, the award was \$27,409.00. Because of Hall County being federally designated as a “disparate community”, 25% of the funds would be awarded to the Hall County Sheriff’s Office. The city’s 9% match of \$1,665.10 comes to \$20,166.18. The grant funds could only be used for police equipment costs. There was a federal mandate that required a public hearing regarding the dispersing of the block grant funds. Additionally, a grant advisory board was required to meet to discuss allocation of the funds. In August of 2003, members of the grant advisory board consisting of Dr. Kent Mann, Jerry Janulewicz, Carol Castleberry, Charlotte Lanhndorf, and Chief Hetrick discussed the 2003 grant. The grant funds were tentatively allocated for the following: portable radios, replace radio batteries, and replacement batteries for patrol officers rechargeable flashlights. As in years past, Chief Hetrick proposed that not all of funds be specifically earmarked because of unforeseen equipment needs. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located at 1204 Allen Drive. (Exchange Bank). Assistant Utility Director Tim Luchsinger reported that acquisition of a utility easement located at 1204 Allen Drive, was required in order to have access to install, upgrade, maintain, and repair power appurtenances. This easement would be used for a pad-mounted transformer to serve electricity to their new building. No public testimony was heard.

Public Hearing on Amending the Economic Development Plan City Attorney, Doug Walker reported that Nebraska Statutes require a public hearing to amend the Economic Development plan voted in by Grand Island voters in May. The change to the plan would take out references to Community Projects Director and replace them with City Administrator or his/her designee. No public testimony was heard.

ORDINANCES:

Councilmember Pielstick made the motion and Councilmember seconded that the statutory rules requiring ordinances to be read by title on three different days be suspended and that ordinances numbered

#8831 – Consideration of Salary Ordinance

#8832 – Consideration of Amending the Economic Development Plan

#8833 - Consideration of Repealing and Replacing Ordinance #8825 Regarding Vacation of the Plat for North Fork Subdivision

#8834 – Consideration of Amending City Sign Code to Allow for Additional Signage for Public Entity.

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 their first reading and then upon final passage and call for a roll call vote on each reading and then upon final passage. Councilmember Seifert seconded the motion. Councilmember Pielstick noted that she would be voting no on #8834. Upon roll call vote, all voted aye. Motion adopted.

Mayor: Is there any one in the audience interested in these Ordinances? No public comment was heard.

City Clerk: Ordinances #8831, #8832, #8833, and #8834 on first reading. All those in favor of the passage of these ordinances on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted. Councilmember Pielstick voted no on Ordinance #8834.

City Clerk: Ordinances #8831, #8832, #8833, and #8834 on final passage. All those in favor of the passage of these ordinances on final passage, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted. Councilmember Pielstick voted no on Ordinance #8834.

Mayor: By reason of the roll call votes on first reading and then upon final passage, Ordinances #8831, #8832, #8833, and #8834 are declared to be lawfully passed and adopted upon publication as required by law.

CONSENT AGENDA: Motion by Seifert, second by Walker, carried unanimously to approve the Consent Agenda, with the exceptions of G-12, G-25, and G-27. Upon roll call vote, all voted aye.

Receipt of Official Document – Civil Service Minutes of May 5, 2003. Councilmember Gilbert abstained.

Approving Minutes of July 22, 2003 City Council Regular Meeting. Councilmember Nickerson abstained. Councilmember Nickerson abstained.

Approving Minutes of July 29, 2003 City Council Special Budget Meeting.

Approving Minutes of July 30, 2003 City Council Special Budget Meeting.

Approving Minutes of July 31, 2003 City Council Special Budget Meeting.

Approving Appointment of David Springer as Interim City Administrator.

Approving Appointments of Marv Webb, Richard Willis, Holger Honore, and Joe Carter to the Building Code Advisory Board.

Approving Appointment of Peg Gilbert to Natural Gas Rate Area Representative and Margaret Hornady to Systems Information Advisory Boards.

Approving Request of Fonner Park Exposition and Events Center, Inc., for Ratification of Election of Board of Directors. It was noted that Brian Hamilton, George Wanitschke, Vince Dowding, Hugh Miner, Jr., and John R. Browenell were appointed to the Board of Directors for the Fonner Park Exposition and Events Center, Inc.

#2003-218 - Approving Change to City Council Meeting Dates for September 2003. It was noted that the Study Session date of September 2, 2003 would be changed to September 30, 2003.

#2003-219 - Approving Proposed Use of Local Law Enforcement Block Grant Funds.

#2003-221 - Approving Final Plat and Subdivision Agreement for Back-Bahr Subdivision. It was noted that Jeffry King, owner, had submitted the final plat for Back-Bahr Subdivision, located west of August Street and north of White Cloud Road for the purpose of developing 1 lot on a currently unplatted parcel of land in the E 1/2 NW 1/4 of 28-11-9.

#2003-222 - Approving Final Plat and Subdivision Agreement for Livengood Second Subdivision. It was noted that Livengood Properties, L.L.C., owners, had submitted the final plat for Livengood Second Subdivision, located north of Seedling Mile and west of Stuhr Road for the purpose to develop 7 lots on a parcel of land in the E 1/2 SE 1/4 of 10-11-9.

#2003-223 - Approving Certificate of Final Completion for Asphalt Maintenance Project 2003-AC-1 with

#2003-224 - Approving Change Order #3 for Phase II and III Downtown Alley Project with for an Increase of \$ and a Revised Contract Amount of \$.

#2003-225 - Approving Certificate of Final Completion of Phase II and III Paving/Storm Sewer Downtown Alley Project with

#2003-226 - Approving Continuation of Street Improvement District #1249, Cannon Road.

#2003-227 - Approving Bid Award for 2004 Truck with Aerial Device with Pacific Utility Equipment Company of Seattle, Washington, in the amount of \$148,741.00 less trade-in of \$13,500.00 for a total of \$135,241.00.

#2003-228 - Approving Bid Award for Coal Storage Retention Pond with in an Amount of \$.

#2003-229 - Approving Change Order #1 for Wellfield Grading with Hooker Brothers Construction Company of Grand Island, Nebraska for an increase of \$320.00 and a Revised Contract Amount of \$25,220.00.

#2003-230 - Approving Continuation and Construction of Water Main District #441 – Faidley Avenue.

#2003-231 - Approving Acquisition of Utility Easement Located at 1204 Allen Drive. (Exchange Bank)

#2003-232 - Approving Interlocal Agreement with Grand Island Public Schools for Development of Shoemaker Park.

#2003-234 - Approving Agreement with the Nebraska Game and Parks Commission for Award of Grant Funding for Construction of Fishing Pier at Sucks Lake.

#2003-220 - Approving Final Plat and Subdivision Agreement for American Independence Subdivision. It was noted that Gary Valasek, owner, had submitted the final plat for American Independence Subdivision, located along the proposed Independence Avenue and north of 13th Street for the purpose of developing 21 lots on a parcel of land in the SE 1/4 SW 1/4 11-11-10. Chad Nabity made a presentation on the item. Motion by Pielstick, second by Hornady, carried unanimously.

#2003-233 - Approving Interlocal Agreement with Grand Island Public Schools for Development of Softball Fields. Steve Paustian, Parks and Recreation Director discussed the Interlocal Agreement with Council. Motion by Hornady, second by Whitesides to approve the agreement. Councilmember Pielstick and Walker voted no. Motion carried.

#2003-235 - Approving Amendment #3 to Agreement with Olsson Associates for Consulting Engineering Services on South Locust Project. Steve Riehle, Public Works Director discussed the project with the Council. Motion by Hornady, second by Nickerson to approve. Motion carried unanimously.

REQUESTS AND REFERRALS:

Reconsideration of motion from July 29th Council Meeting Regarding Extension of Independence from Manchester Road to 13th Street. Motion by Hornady, second by Gilbert, to rescind the decision made by the City Council at their July 29th Regular Meeting. Motion carried with Meyer, Whitesides, Pielstick and Seifert voting no. Steve Riehle, Public Works Director spoke in regard to the project. Dick Preisendorf, 2020 South August spoke in regard to the item. Motion by Hornady, second by Gilbert to proceed with phase one of the project, and placing the balance of the project, Shanna to Manchester, in the Public Works 1-6 year plan for consideration at a later date. Motion carried unanimously.

PAYMENT OF CLAIMS:

Motion by Seifert, second by Haase, carried unanimously to approve the Claims for the period of July 23, 2003 through August 12, 2003, for a total amount of \$3,221,909.06, with Gilbert abstaining from claim reference #3595.

EXECUTIVE SESSION:

Motion was made by Hornady, second by Pauly, carried unanimously to adjourn to executive session at 9:15 p.m. for the purpose of discussing IBEW Contract Negotiations.

RETURN TO REGULAR SESSION:

Motion by Pielstick, second by Whitesides, carried unanimously to reconvene in regular session at 9:50 p.m.

ADJOURNMENT: Motion by Pielstick, second by Whitesides, carried unanimously to adjourn the meeting. The meeting was adjourned at 9:51 p.m.

Respectfully submitted,

Cindy Brozek
Deputy City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G3

Approving Minutes of August 19, 2003 City Council Study Session

The Minutes of August 19, 2003 City Council Study Session are submitted for approval. See attached MINUTES.

Staff Contact: RaNae Edwards

OFFICIAL PROCEEDINGS

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL STUDY SESSION

August 19, 2003

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 August 19, 2003. Notice of the meeting was given in the Grand Island Independent on August 13, 2003.

Mayor Jay Vavricek called the meeting to order at 7:00 p.m. The following members were present: Councilmembers Meyer, Pielstick, Gilbert, Nickerson, Seifert, Pauly, Hornady, and Walker. Councilmembers Whitesides and Haase were absent. The following City Officials were present: City Clerk RaNae Edwards, Public Works Director Steve Riehle, City Attorney Doug Walker and Finance Director David Springer.

RESERVE TIME TO SPEAK ON AGENDA ITEMS: One individual reserved time to speak on agenda items.

Discussion Concerning Interlocal Agreement with Hall County Regarding SWAT Team Police Chief Kyle Hetrick reported that earlier this year discussions took place between the City Attorney, County Attorney, Chief of Police and County Sheriff regarding the need for an interlocal agreement between the City of Grand Island and Hall County to define the relationship between the two governmental entities who were involved with the SWAT team. The agreement was a draft prepared by the Hall County Attorney for discussion purposes. Presented were various issues regarding the formation and use of a SWAT team.

Councilmember Pielstick commented on the types of service the SWAT team performed. Chief Hetrick stated the SWAT team responds to high risk cases. Training was discussed. Councilmember Walker questioned the jurisdiction and if a Grand Island Police Officer would go into another town. Chief Hetrick stated that Police Officer's currently do that now if there is a need outside the city limits and the interlocal agreement would cover that. Councilmember Nickerson questioned the procedures of serving papers. Chief Hetrick commented on proactive responses, training, and procedures. Councilmember Pauly questioned why we couldn't use the State Patrol SWAT Team. Chief Hetrick stated the State Patrol has a larger area to cover, time restraints were an issue, and some cases would not apply to the State Patrol guidelines.

Councilmember Gilbert questioned the interlocal agreement and number of people on the team. Chief Hetrick stated the Police Department had 8 officers and the county had 4 officers with each being equipped by their respective departments. Costs were discussed with the majority being used for training. Councilmember Meyer questioned what the team would not respond to. Chief Hetrick stated they did not have a sniper team or a negotiating team. Also stated was there was no overtime to the officers for training.

City Attorney Doug Walker discussed the interlocal agreement. Mark McCue representing Ryder, Rosacker, McCue, and Houston commented on the insurance coverage carried by the City.

Discussion Regarding Future Power Supply. Gary Mader, Utilities Department Director reported that differing fuel costs created a substantial difference in the cost of generation. Platte Generating Station produced electricity with a fuel cost of about \$10/MWh; Burdick Station was fired by natural gas and produces power for a volatile \$80/MWh. In 2002, Grand Island's retail electric rate averaged \$47.30/MWh.

Mr. Mader commented that to maintain the present rate structure, production from Burdick Station must be limited to peaking service only. For the past two summers, peak demand had exceeded 150 MW. Platte Generating Station could supply only 100 MW of the demand. The recently completed Combustion Turbine installation would help to control fuel costs. Unlike the Burdick Station steam generation, which must run for extended periods, combustion turbine operation could be restricted to peak load periods only.

Peak demand was growing at a projected rate of 2.29%. Grand Island had generating resources to satisfy peak demands for an extended period of time; this would require extensive operation of the Burdick Station steam generation. The price of energy was determined by our generation mix, which would grow more uneconomical as energy needs grow.

Energy sales were increasing 3.2% per year. By 2007 it was expected that the natural gas fired Burdick Station would be needed for every month of the year. To remain competitive, Grand Island needed additional base load capacity in the 2010 to 2012 time frame. Therefore, the Utilities Department continued to explore a number of options to add low cost, base load, coal fired resources to the current power generation mix.

At present, there were three coal plant projects being evaluated in Nebraska; 1) Omaha Public Power (OPPD), a 600 MW plant at Nebraska City. 2) Hastings Utilities and Nebraska Municipal Power Pool (HU/NMPP), a 220 MW plant at Hastings and: 3) Nebraska Public Power District (NPPD), a 400 MW plant at the CHAAP or at a site in the northeast part of the state.

In order to put these options, and associated costs, in perspective, the following information was provided. It was stressed that the tabulated figures were rough, round, order of magnitude numbers intended for only general comparison of the capital costs of the various options. The table also shows a hypothetical addition to Grand Islands Platte Generating Station. A PGS addition would be half the size of the HU/NMPP plant and have higher capital cost. Additionally, higher than average coal costs decrease the competitive viability of the potential addition to Platte Generating Station.

1. Option Comparisons:

Project Sponsor	Date of Operation	Cost Per KW	GI Share	GI Total	Annual Cost*	% of Revenue**
OPPD	2009	\$1400	30MW	\$42,000,000	\$2,500,000	8.3%
HU/NMPP	2009+	\$1600	15MW	\$24,000,000	\$1,400,000	4.7%
NPPD	2012+	\$1400	40MW	\$56,000,000	\$3,300,000	11.0%
<i>GI</i>	<i>2011</i>	<i>\$1700</i>	<i>100MW</i>	<i>\$170,000,000</i>	<i>\$9,900,000</i>	<i>33.0%</i>

*Assumes bonded debt at 5% interest.

**Compares the annual capital debt service obligation to the Electric Department annual revenue.

2. Power Cost Risk:

PGS fuel cost @ \$10 per MWh.

Non-firm purchase power markets in 2003:

May: \$40 per MWh:

June: \$44 per MWh:

July: \$70 per MWh

Cost difference at 1500MWh per day.

May: \$45,000/day, \$1,350,000/month:

June: \$51,000/day, \$1,530,000/month:

July: \$90,000/day, \$2,700,000/month

3. Fuel Cost; Coal 2002, FERC Report 423

1) NPPD: \$8.49 per ton,

2) OPPD: \$10.48 per ton,

3) HU: \$11.80 per ton,

4) GI: \$12.79 per ton

State Weighted Average \$10.00 per ton. GI fuel cost was 28% higher than the State Average at 400,000 tons per year/ \$1,000,000 per year.

4. Miscellaneous Items to consider: Transmission Service, Debt Structure - a) Capitalize interest during construction, b) Issuance costs, c) Gas Turbine debt paid in 2016.

Dispatching Ancillary - Voltage, Imbalance, Spinning Reserves, etc.

Discussion was held concerning rail lines to transport coal and coal costs. Councilmember Nickerson questioned the time frame of each of the project sponsors, excess power, and memorandum of understandings with OPPD and HU/NMPP.

Discussion Concerning License Agreements. Steve Riehle, Public Works Director reported that License Agreements could be approved administratively (by Staff) or encroachments in easements, streets or alleys. Staff were reluctant to approve license agreements for fences. If a request for a license agreement was denied by staff, the applicant could request that the license agreement be considered by council.

Mr. Riehle stated staff had a pending request for a fence to be built in the right-of-way (ROW) in front of 229 North Carey. Also mentioned was a request for a license agreement for a fence that was replaced where the old fence was and for a new playground, both of which encroach on the street ROW at 2103 West Koenig Street. If council directs, staff would come back with an item for approval of license agreements for these encroachments at the August 26th Council Meeting.

Staff recommended the following:

Administrative License Agreements:

- Private Sanitary Sewer Services
- Paving in alleys or Easements
- Other Minor Encroachments

Council Approved License Agreements:

- Structures in ROW
 - Fences
 - Sheds
 - Garages

Jarrold Spilger, 229 North Carey spoke with regards to his request for a fence in his front yard.

ADJOURNMENT: The meeting was adjourned at 9:00 p.m.

Respectfully submitted,

RaNae Edwards
City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G4

Approving Appointments of Sue Pirnie and Lee Elliott to the Community Redevelopment Authority Board

The Mayor has submitted the re-appointments of Sue Pirnie and Lee Elliott to the CRA Board. Their terms expire October 10, 2003 and October 31, 2003 respectively. They have agreed to serve another 3-year term which will expire October 10, 2006 and October 31, 2006 respectively. Approval is recommended.

Staff Contact: Mayor Vavricek



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G5

Approving Appointments to the Zoning Board of Adjustment

The Mayor has submitted the appointments of Al Avery, Beckie Bixby, Dianne Miller, and Mike Nolan to the Zoning Board of Adjustment. The appointments would become effective September 1, 2003, upon approval by council, and would expire August 31, 2004. Approval is recommended.

Staff Contact: Mayor Vavricek



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G6

Approving Appointments to Economic Development Program Citizens Advisory Committee

At the May 6, 2003 Special Election, the voters of Grand Island approved an Economic Development Program to encourage growth to our community. This program will be administered by a Citizens' Review Committee appointed by the Mayor and approved by the City Council. The Committee will be comprised of seven members from the community who are registered voters in the city of Grand Island. The program recommends that professionals in the fields of accounting and banking and finance, small business owners, and business professionals be included on the Citizens' Review Committee.

The Mayor has submitted the following names for Council approval to the Citizens' Review Committee: Ed Armstrong, Dan Eakes, Matt Shonsey, Dr. W.J. Thiemann, Tom Ward, Tim White, and Lisa L. Willman. These appointee's meet the requirements as set out in the Economic Development Program. Approval is recommended.

Staff Contact: Mayor Vavricek



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G7

**Approving Request of Carl Mettenbrink, 2200 East One-R Road
for a Conditional Use Permit for a Used Car Lot Located at 2809
West Old Highway 30**

This item relates to the aforementioned Public Hearing. Council may approve, deny, or place conditions upon any approval.

Staff Contact: Craig Lewis



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G8

#2003-236 - Approving Authorization of Business Improvement Board to Administer Funds Collected for BID #5

This resolution is on the agenda to permit the new Business Improvement District #5 to administer its own funds. Business Improvement District #2 was not given this authority which can be delegated to it pursuant to Neb. Rev. Stat. Section 19-4021. If this resolution is passed it will give the business improvement district more autonomy to take care of its business without the City being involved as the contracting entity. The City will continue to collect the receipts and handle the disbursements of revenue as directed by the Board of the Business Improvement District. Passage is recommended.

Staff Contact: Doug Walker

RESOLUTION 2003-236

WHEREAS, Business Improvement District No. 5 (hereinafter BID), was created by the Grand Island City Council on June 20, 2003 by Ordinance No. 8812; and

WHEREAS, Neb. Rev. Stat. §19-4021 permits the City Council to authorize and direct the Business Improvement Board for the Business Improvement District No. 5 to administer the funds collected for it; and

WHEREAS, the City desires to authorize the Business Improvement Board to administer the funds and exercise all of the powers and authority set forth in Neb. Rev. Stat. §19-4019.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Business Improvement Board is hereinafter authorized for the term of Business Improvement District No. 5 to administer the funds collected for it and to exercise all of the authority granted to it in Nebraska statutes, including but not limited to accomplishing the purposes set forth in Neb. Rev. Stat. §19-4019.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G9

#2003-237 - Approving Acquisition of Utility Easement - 4704 Seedling Mile Road - Lanzendorf Holdings

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 property of Lanzendorf Holdings Limited Partnership located at 4704 Seedling Mile Road, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.

The property at 4704 Seedling Mile Road is being divided from one to two lots. This easement is needed to provide electrical service to the newly established lot.

Recommendation:

Approve the request to obtain the needed easement.

Fiscal Effects:

One dollar (\$1.00) for the easement will be paid to the grantor.

Alternatives:

As suggested by City Council. See attached RESOLUTION.

Staff Contact: Gary R. Mader

RESOLUTION 2003-237

WHEREAS, a public utility easement is required by the City of Grand Island, from Lanzendorf Holdings Limited Partnership, a Nevada limited partnership, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on August 26, 2003, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of Lot Two (2) Schaaf's Third Second Subdivision in the city of Grand Island, Hall County, Nebraska, the easement and right-of-way being more particularly described as follows:

Beginning at the southeast corner of Lot Two (2) Schaaf's Third Subdivision; thence northerly along the easterly line of said Lot Two (2), a distance of Two Hundred Nine and Eighty Seven Hundredths (209.87) feet to the northeast corner of said Lot Two (2); thence deflecting left 76°46'34" westerly along the northerly line of said Lot Two (2), a distance of Sixty Five and Forty Four Hundredths (65.44) feet to the northwest corner of said Lot Two (2); thence deflecting left 48°16'16" southwesterly along a westerly line of said Lot Two (2), a distance of Nine and Forty Five Hundredths (9.45) feet; thence deflecting left 116°47'22" southeasterly, a distance of Fifty Eight and Thirty Four Hundredths (58.34) feet; thence deflecting right 61°50'12" southerly, a distance of One Hundred Ninety Nine and Seventy Four Hundredths (199.74) feet to a point on the northerly right-of-way line of Seedling Mile Road; thence deflecting left 111°25'59" northeasterly along the said northerly right-of-way line of Seedling Mile Road, a distance of Twenty One and Forty Nine Hundredths (21.49) feet to the said Point of Beginning.

The above-described easement and right-of-way containing 0.116 acres, more or less, as shown on the plat dated August 6 2003, marked Exhibit "A" attached hereto and incorporated herein by reference.

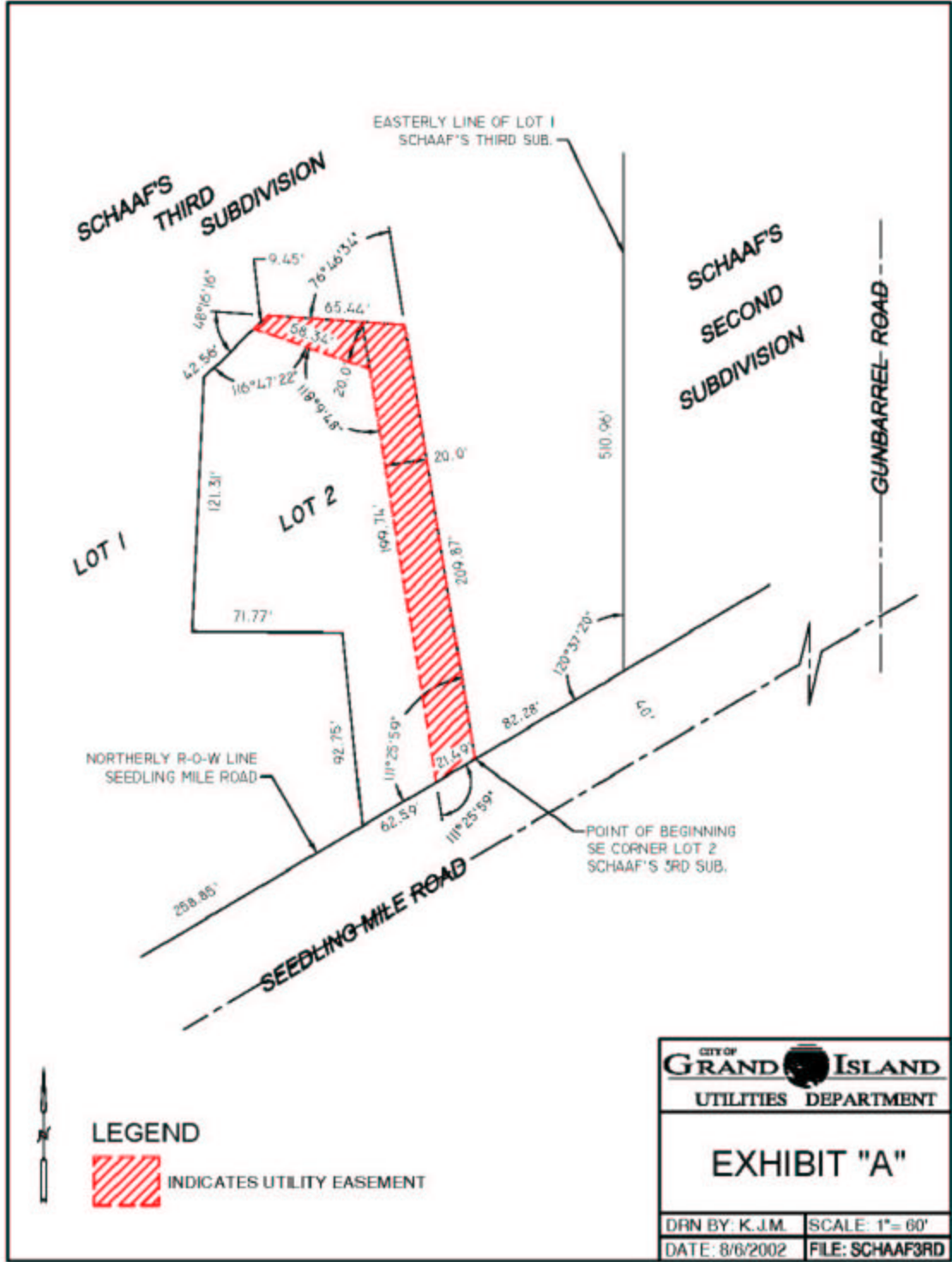
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to acquire a public utility easement from Lanzendorf Holdings Limited Partnership, a Nevada limited partnership, on the above-described tract of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
August 22, 2003	☐ City Attorney





City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G10

#2003-238 - Approving Bid Award - Kimball Street Reservoir Rehabilitation and Pine Street Reservoir Demolition

Background:

The Water Department has two concrete reservoirs, one is 77 years old, the other is 64. PINE STREET RESERVOIR was constructed in 1926 and had a capacity of approximately 1,000,000 gallons. That reservoir is located on the same property as the Water Shop (the old power plant). In 1997 that reservoir was abandoned to water system use because of extensive cracking and sloughing of the concrete walls and ceiling. KIMBALL RESERVOIR was constructed in 1939 and has a capacity of 3,000,000 gallons. It remains in normal service. However, approximately one third of the concrete slab roof and associated supporting columns are in need of repair and the sidewalls have cracking.

During their water system engineering evaluation, CH2M Hill conducted inspections of the deteriorated reservoirs and recommended that the Pine Reservoir not be repaired but be permanently abandoned. It was also recommended that the Kimball Reservoir, being much larger and in generally better condition, be repaired.

In February 2002, Council authorized CH2M Hill to perform engineering services and develop specifications for the demolition of the Pine Reservoir and repair of the Kimball Reservoir.

Discussion:

The specifications were issued for bid and advertised in accordance with the City Procurement Code. Bids were publicly opened on August 12, 2003. The engineer's estimate for this project was \$820,000. Only one bid was received.

Bidder: Diamond Engineering from Grand Island, NE - Bid Price: \$712,930.00.

Recommendation:

Our consultants and department engineering staff reviewed the bid for compliance with the City's detailed specifications. It is the recommendation of the Utilities Department that Diamond Engineering be awarded the contract for this work in the amount of \$712,930.00.

Fiscal Effects:

Expenditure of \$712,930.00 from Enterprise Fund 525.

Alternatives:

None recommended. See attached RESOLUTION.

Staff Contact: Gary R. Mader; Dale Shotkoski

Purchasing Division of Legal Department
INTEROFFICE MEMORANDUM



Dale M. Shotkoski, Assistant City Attorney

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: August 14, 2003 at 11:00 a.m.

FOR: Kimball Street Reservoir Rehabilitation and
Pine Street Reservoir Demolition

DEPARTMENT: Utilities - PGS

ENGINEER'S ESTIMATE: \$820,000.00

FUND/ACCOUNT: Enterprise Fund 525

PUBLICATION DATE: July 4, 2003

NO. POTENTIAL BIDDERS: 8

SUMMARY

Bidder: Diamond Engineering
Grand Island, NE

Bid Security: Travelers Casualty

Exceptions: None

Bid Price: \$712,930.00

cc: Gary Mader, Utilities Director
Bob Smith, Assistant Utilities Director
Shelly Schnakenberg, Senior Utility Secretary
RaNae Edwards, City Clerk
Dale Shotkoski, Purchasing Agent
Laura Berthelsen, Legal Assistant

P844

RESOLUTION 2003-238

WHEREAS, the City of Grand Island invited sealed bids for Kimball Street Reservoir Rehabilitation and Pine Street Reservoir Demolition, according to plans and specifications on file with the Purchasing Division of the Legal Department; and

WHEREAS, on August 14, 2003, one bid was received, opened and reviewed; and

WHEREAS, the Diamond Engineering Company of Grand Island, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$712,930.00; and

WHEREAS, the Diamond Engineering Company's bid is less than the engineer's estimate for such project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of the Diamond Engineering Company of Grand Island, Nebraska, in the amount of \$712,930.00 for Kimball Street Reservoir Rehabilitation and Pine Street Reservoir Demolition is hereby approved as the lowest responsible bid.

BE IT FURTHER RESOLVED, that a contract for such project between the City and such contractor be entered into, and the Mayor is hereby authorized and directed to execute such contract on behalf of the City of Grand Island.

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Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G11

#2003-239 - Approving Bid Award for Storage Building at Fire Station #3

The bid opening for the storage building was held on August 12, 2003. Two bids were received under the estimated cost. It is the recommendation of the Fire Department to accept the bid of \$59,972.00 by Roger Krzycki Construction of Grand Island, NE as the most responsive bid.

Staff Contact: Jim Rowell

Purchasing Division of Legal Department
INTEROFFICE MEMORANDUM



Dale M. Shotkoski, Assistant City Attorney

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: August 12, 2003 at 11:00 a.m.

FOR: Storage Building for Fire Station #3

DEPARTMENT: Fire

ENGINEER'S ESTIMATE: \$70,000.00

FUND/ACCOUNT: 10022101-85612

PUBLICATION DATE: July 30, 2003

NO. POTENTIAL BIDDERS: 7

SUMMARY

Bidder:	<u>Husker Sales & Distributing, Inc.</u> Grand Island, NE	<u>Roger Krzycki Construction</u> Grand Island, NE
Bid Security:	Cashier's Check	Amco Insurance Co.
Exceptions:	None	None
Bid Price:	\$67,847.00	\$59,972.00

cc: Jim Rowell, Fire Chief
Curt Rohling, Operations Division Chief
Chris Hoffman, Fire Department
Marlan Ferguson, City Administrator
Dale Shotkoski, Purchasing Agent
Laura Berthelsen, Legal Assistant

RESOLUTION 2003-239

WHEREAS, the City of Grand Island invited sealed bids for Storage Building – Fire Station No. 3, according to plans and specifications on file with the Purchasing Division of the Legal Department; and

WHEREAS, on August 12, 2003, bids were received, opened and reviewed; and

WHEREAS, Roger Krzycki Construction 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 \$59,972.00; and

WHEREAS, Roger Krzycki Construction's bid is less than the engineer's estimate for such project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Roger Krzycki Construction of Grand Island, Nebraska, in the amount of \$59,972.00 for storage building for Fire Station No. 3 is hereby approved as the lowest responsible bid.

BE IT FURTHER RESOLVED, that a contract for such project between the City and such contractor be entered into, and the Mayor is hereby authorized and directed to execute such contract on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
August 22, 2003	☐ City Attorney



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G12

#2003-240 - Approving Changes to the By-Laws of the Community Development Advisory Committee

The purpose of the Community Development Advisory Committee is to advise the Community Development staff on proposed programs for housing, and economic development activities. The current by-laws of the Community Development Advisory Committee were adopted by the City Council on January 16, 1989. At that time, the By-Laws stated that the membership of the Committee should include two non-voting Council members appointed by the Mayor. Sometime after that the City Code was changed to read "Members of the Committee shall be those six individual voting members and one non-voting Council member appointed by the Mayor". The recommended changes will amend the By-Laws to match the City Code, and reflect one non-voting Council member. The Community Development Advisory Committee voted to recommend this change at their August 12, 2003 meeting.

Staff Contact: Jean Goss, Executive Assistant

RESOLUTION 2003-240

WHEREAS, on January 16, 1989, the City Council of the City of Grand Island approved and adopted By-Laws of the Community Development Advisory Committee; and

WHEREAS, at that time, the Committee was to be comprised of two (2) non-voting Council members; and

WHEREAS, subsequent to the adoption of the by-laws, the City Code was amended to indicate that one (1) non-voting Council member would be appointed to the Committee; and

WHEREAS, it is necessary to amend the By-Laws to conform with the requirements of the City Code which will require one (1) non-voting Council member to be appointed to the Committee.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the By-Laws of the Community Development Advisory Committee are hereby amended to require one (1) non-voting Council member on the committee.

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Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G13

#2003-241 - Approving Amendment to the City of Grand Island Homeownership Opportunity Program (HOP) Guidelines for New Housing and Existing Housing.

The City of Grand Island's Homeownership Opportunity Program allows low-income first time homebuyers to purchase an existing house or a newly constructed home in the Community Development Block Grant project area in northeast Grand Island utilizing block grant funds for down-payment assistance. Previous guidelines for the program limited the purchase price of new homes to \$70,000 and existing homes to \$60,000. The proposed guidelines have eliminated these figures as The Department of Housing and Urban Development will not allow persons acquiring housing to spend more than 30% of their income for housing and the family cannot exceed 80% of the median income for Hall County to apply, therefore if the purchase price is not affordable, the family does not meet the eligibility requirements. It is recommended that Council approve the guidelines for the program.

Staff Contact: Jean Goss, Executive Assistant

RESOLUTION 2003-241

WHEREAS, on July 14, 1997, by Resolution 97-197, the City Council of the City of Grand Island adopted guidelines for the Home Ownership Opportunity Program (HOP) for providing down payment assistance to aid low-income, first-time homebuyers; and

WHEREAS, the current guidelines limit the purchase price of new homes to \$70,000 and existing homes to \$60,000; and

WHEREAS, the Department of Housing and Urban Development will not allow persons to spend more than 30% of their income for housing and the family cannot exceed 80% of the median income for Hall County to apply; and

WHEREAS, based on this criteria, it is necessary for the City to amend its guidelines to incorporate this into the eligibility requirements and to remove guidelines setting limits on purchase price.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Home Ownership Opportunity Program (HOP) guidelines are hereby amended to include in the eligibility requirements that no persons acquiring housing will be allowed to spend more than 30% of their income for housing and the family cannot exceed 80% of the median income for Hall County to apply for such assistance in acquiring such housing, and to remove purchase price limits.

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Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
August 22, 2003	☐ City Attorney



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G14

#2003-242 - Approving Changes to the Owner-Occupied Rehabilitation Program Guidelines.

The City of Grand Island was recently awarded a \$270,400 grant from the Department of Economic Development (DED) for owner-occupied housing rehabilitation. In past programs/guidelines, there was no demand for repayment of the funds by the homeowners until the property changed hands. As funding is not as plentiful as it once was, we were advised by our Program Representative of the DED to have a repayment schedule in place and establish guidelines for matching funds, lead based paint and asbestos removal. Rehabilitation projects now require a 10% match from the homeowner and the issues of lead based paint and asbestos removal need to be addressed for homeowners to qualify for the funding. Repayment of the funds will be based on homeowner income. The changes to the Owner-Occupied Rehabilitation Guidelines reflect the application that was submitted to the DED for approval of the funding. It is recommended that Council approve the changes in order to comply with grant requirements.

Staff Contact: Jean Goss, Executive Assistant

RESOLUTION 2003-242

WHEREAS, the City of Grand Island was recently awarded a \$270,400 grant from the Department of Economic Development for owner-occupied rehabilitation; and

WHEREAS, repayment of funds by the homeowner was not required in the past until the property was conveyed; and

WHEREAS, due to a limitation of available funds for future projects, the Department of Economic Development has implemented additional requirements which address lead based paint, asbestos removal, require a 10% match from the homeowner on rehabilitation projects, and require repayment of a portion of the funds by the homeowner; and

WHEREAS, due to the federal funding received by the City for its housing program, these issues must be incorporated into the guidelines established by the City's Community Development Division

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the guidelines established by the City's Community Development Division under the housing program are hereby amended to address lead based paint, asbestos removal, require a 10% match from the homeowner on rehabilitation projects, and require repayment of a portion of the funds by the homeowner in conformance with guidelines implemented by the Department of Economic Development.

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Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G15

#2003-243 - Approving Certificate of Final Completion for Asphalt Maintenance Project 2002-AC-1

The 2002-AC-1 Asphalt Maintenance Contract was awarded to J.I.L. Asphalt Paving Company on May 10, 2002. Work commenced in August, 2002 and was completed in August, 2003. This project was completed at a construction price of \$563,386.29. There are sufficient funds available in Account No. 40044450-90033; Account No. 40044450-90034; Account No. 40044450-90027 and Account No. 10033506-85354; to finalize payment on this contract. It is recommended that the Certificate of Final Completion be accepted and final payment be issued to the contractor.

Staff Contact: Steven P. Riehle, Public Works Director

RESOLUTION 2003-243

WHEREAS, the Public Works Director of the City of Grand Island has issued his Certificate of Final Completion for Asphalt Maintenance Project 2002-AC-1 certifying that J.I.L. Asphalt Paving Company of Grand Island, Nebraska, under contract dated May 10, 2002, has completed such project according to the terms, conditions, and stipulations for such improvements; and

WHEREAS, the Public Works Director recommends the acceptance of the final completion; and

WHEREAS, the Mayor concurs with the Public Works Director's recommendations.

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

1. The Public Works Director's Certificate of Final Completion for Asphalt Maintenance Project 2002-AC-1 is hereby confirmed.
2. A warrant be issued from Account No. 40044450-90033 in the amount of \$26,675.66, from Account No. 40044450-90034 in the amount of \$22,351.72, from Account No. 40044450-90027 in the amount of \$1,659.70 and from Account No. 10033506-85354 in the amount of \$117.63 for a total amount of \$50,804.71 payable to J.I.L. Asphalt Paving Company for the final amount due the contractor.

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Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G16

#2003-244 - Approving Certificate of Final Completion for Sanitary Sewer District 500, Seedling Mile

The contract for Sanitary Sewer District 500 was awarded to The Starostka Group Company of Grand Island, Nebraska on June 11, 2002. Work commenced on August 5, 2002 and was completed on November 25, 2002. The project was completed at a construction price of \$151,201.34. Total cost of the project, including contract administration, is \$195,379.27. It is recommended that the Certificate of Final Completion be accepted and that the Board of Equalization date be set for September 23, 2003. The costs of this project will be assessed to benefiting properties.

Staff Contact: Steve Riehle, City Engineer/Public Works Director

RESOLUTION 2003-244

WHEREAS, the Public Works Director of the City of Grand Island has issued his Certificate of Final Completion for Sanitary Sewer District 500, certifying that the Starostka Group Co. of Grand Island, Nebraska, under contract dated June 20, 2002, has completed such project according to the terms, conditions, and stipulations for such improvements; and

WHEREAS, the Public Works Director recommends the acceptance of the final completion; and

WHEREAS, the Mayor concurs with the Public Works Director's recommendations.

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

1. The Public Works Director's Certificate of Final Completion for Sanitary Sewer District 500 is hereby confirmed.
2. The City Council will sit as a Board of Equalization on September 23, 2003 to determine benefits and set assessments for Sanitary Sewer District 500.
3. The costs of contract administration be credited to Account No. 10033001-74516 from Account No. 53030050-85213 in the amount of \$10,320.13.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G17

#2003-245 - Approving Certificate of Final Completion for Sanitary Sewer District 501, Freedom Acres

The contract for Sanitary Sewer District 501 was awarded to The Diamond Engineering Company of Grand Island, Nebraska on July 9, 2002. Work commenced on September 17, 2002 and was completed on May 12, 2003. The project was completed at a construction price of \$339,666.71. Total cost of the project, including contract administration, is \$387,477.17. It is recommended that the Certificate of Final Completion be accepted and that the Board of Equalization date be set for September 23, 2003. The costs of this project will be assessed to benefiting properties.

Staff Contact: Steve Riehle, City Engineer/Public Works Director

RESOLUTION 2003-245

WHEREAS, the Public Works Director of the City of Grand Island has issued his Certificate of Final Completion for Sanitary Sewer District 501, certifying that the Diamond Engineering Company of Grand Island, Nebraska, under contract dated June 27, 2002, has completed such project according to the terms, conditions, and stipulations for such improvements; and

WHEREAS, the Public Works Director recommends the acceptance of the final completion; and

WHEREAS, the Mayor concurs with the Public Works Director's recommendations.

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

1. The Public Works Director's Certificate of Final Completion for Sanitary Sewer District 501 is hereby confirmed.
2. The City Council will sit as a Board of Equalization on September 23, 2003 to determine benefits and set assessments for Sanitary Sewer District 501.
3. The costs of contract administration be credited to Account No. 1003001-74516 from Account No. 53030050-85213 in the amount of \$30,469.77.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G18

#2003-246 - Approving Bid Award for Utility Tractor for Street & Transportation Division of the Public Works Department

The Street & Transportation Division of the Public Works Department advertised for bids for one (1) Utility Tractor for use in Division operations. The purpose of this memo is to recommend award of this bid. The Public Works Department, Street & Transportation Division, and the Purchasing Division of the City Attorney's Office have reviewed all bids received for the Utility Tractor. All bids received were less than the estimate. A summary of the bids received is shown below.

*Fairbanks Grand Island
Grand Island, NE (New Holland)*

No Exceptions

Base price \$40,950.00

Less trade-in - \$12,000.00

Total bid \$24,995.00

*Green Line Equipment
Grand Island, NE (John Deere)*

Exceptions noted

Base price \$34,603.00

Less trade-in - \$2,000.00

Total bid \$32,603.00

*Nebraska Machinery Company
Doniphan, NE (AGCO Challenger)*

Exceptions noted

Base price \$38,500.00

Less trade-in - \$7,500.00

Total bid \$31,000.00

*Toner's Inc.
Grand Island, NE (Case)
Did not bid*

Staff recommends that the bid be awarded to Fairbanks Grand Island in the amount of \$24,995.00 for the Utility Tractor as the lowest responsible bid. There are sufficient funds in Account No. 10033501-85615, Street & Transportation Division Capital Outlay – Machinery

& Equipment, to purchase this equipment.

Staff Contact: Steve Riehle, City Engineer/Public Works Director

Purchasing Division of Legal Department
INTEROFFICE MEMORANDUM



Dale M. Shotkoski, Assistant City Attorney

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: August 18, 2003 at 11:00 a.m.

FOR: (1) Utility Tractor

DEPARTMENT: Street & Transportation Division - PW

ENGINEER'S ESTIMATE: \$46,200.00

FUND/ACCOUNT: 10033501-85615

PUBLICATION DATE: August 5, 2003

NO. POTENTIAL BIDDERS:

SUMMARY

Bidder:	<u>Fairbanks</u> Grand Island, NE	<u>Nebraska Machinery</u> Grand Island, NE	<u>Greenline Equipment</u> Grand Island, NE
Exceptions:	None	Noted	Noted
Base Bid Price:	\$36,995.00	\$38,500.00	\$34,603.00
Less Trade-in:	<u>12,000.00</u>	<u>7,500.00</u>	<u>2,000.00</u>
Total Bid:	\$24,995.00	\$31,000.00	\$32,603.00

cc: Steve Riehle, Public Works Director
Scott Johnson, Street Superintendent
Dale Shotkoski, Purchasing Agent
Laura Berthelsen, Legal Assistant

P849

RESOLUTION 2003-246

WHEREAS, the City of Grand Island invited sealed bids for one (1) Utility Tractor, according to plans and specifications on file with the Street Division of the Public Works Department; and

WHEREAS, on August 18, 2003, bids were received, opened and reviewed; and

WHEREAS, Fairbanks 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 \$36,995 less trade-in of \$12,000 for a net bid of \$24,995; and

WHEREAS, Fairbanks' bid is less than the estimate for such truck.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Fairbanks of Grand Island, Nebraska, in the net amount of \$24,995 for one (1) utility tractor is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G19

#2003-247 - Approving Changes to the Human Resources Handbook

Changes to the Personnel Rules that are being proposed are changes on page 20 of the Employee Handbook under Hours Of Work and on page 29 under Personal Leave Days. The change to the policy under Hours Of Work will state that Hours of work shall include actual hours worked. Any payment for time not actually worked (leave time) shall not count toward the calculation of overtime. Currently hours worked also includes vacation and holiday. The proposed change will eliminate vacation and holiday from being counted towards the calculation of overtime. The other proposed change is to the wording on how personal leave days are to be taken. Currently it states one day must be taken in the first 180 days and one in the second 185 days. To simplify the wording, the proposed change will read as follows; One personal leave day must be taken within the first six months of the calendar year and one personal leave day must be taken within the last six months of the calendar year. Lastly, a "housekeeping" change is in order to change the reference of the payroll steps from A through H to 1 through 8 to reflect the changes in tables with the new MUNIS system. Approval is recommended.

Staff Contact: Brenda Sutherland

RESOLUTION 2003-247

WHEREAS, on November 6, 2001, by Resolution 2001-314, the City Council of the City of Grand Island approved and adopted the current Employee Handbook; and

WHEREAS, changes to the handbook are recommended pertaining to the calculation of hours worked for purposes of determining overtime pay and to clarify the use of personal holidays.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the following changes to the Employee Handbook are hereby approved and shall become effective on October 6, 2003:

1. On page 20 of the Employee Handbook, under Hours of Work. For purposes of calculating overtime, hours worked shall include actual hours worked. Any payment for time not actually worked (leave time) shall not count towards the calculation of overtime. Hours worked shall not include vacation or holiday hours used.
2. On page 29 of the Employee Handbook, under Personal Leave Days. The first sentence of the second paragraph of this section shall read: "One personal leave day must be taken within the first six months of the calendar year and one personal leave day must be taken within the last six months of the calendar year."
3. All references to the payroll steps currently identified as steps "A" through "H" shall now be referred to as steps "1" through "8".

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item G20

#2003-248 - Approving Grant Application to the Nebraska State Historical Society Foundation for Interior Finish Materials for the Stolley House

This is a request for approval to submit a grant request of the Nebraska State Historical Society Foundation to reimburse the City for the cost incurred in the renovation and interior finish of the historical Stolley House. Mrs. Grace Carmody and Mr. Richard Palmer have made available to the Foundation \$25,000 each, with the understanding that this money is to be utilized in the restoration of the Stolley house. The City of Grand Island has already entered into a contract in the amount of \$80,257.00 for structural repairs, weatherization, and mechanical systems to make the structure once again usable. That contract is nearing it's completion and interior painting, papering, and decorating is needed to finish the project. These dollars will be used for the interior finish as approved by the Hall County Historical Society and the State of Nebraska Historic Preservation Officer. Approval is requested.

Staff Contact: Craig Lewis

R E S O L U T I O N 2003-248

WHEREAS, donations have been made by Mrs. Grace Carmody and Mr. Richard Palmer to the Nebraska State Historical Society Foundation for the specific use of renovating the Stolley House in Grand Island, Nebraska; and

WHEREAS, the City of Grand Island is presently in the process of such renovation project;
and

WHEREAS, the City is seeking to obtain such donated money from the Nebraska State Historical Society Foundation as reimbursement for a portion of such renovation costs; and

WHEREAS, it is suggested that the City complete and submit an application form to the Nebraska State Historical Society Foundation in order to obtain such donated funds.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island, Nebraska is hereby authorized to submit an application to obtain money donated to the Nebraska State Historical Society Foundation specifically set aside for the costs associated with renovating the Stolley House in Grand Island, Nebraska; and the Mayor is hereby authorized and directed to execute such application and other documentation on behalf of the City of Grand Island for such cost reimbursement.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item H1

Request by Pheasant's Forever to Serve Alcohol at CAAP Skeet Range

The City Clerk's Office has received a letter from Pheasant's Forever to hold its annual Appreciation Banquet at the Grand Island Skeet Club and are requesting to serve alcoholic beverages. (See attached letter.) As this is City owned property, it has been the policy of the City to have Council approval. If approval is given they will be required to obtain a Special Designated Liquor License. A MOTION is in order.

Staff Contact: RaNae Edwards



Attention: RaNae Edwards
Grand Island, City Clerk

Dear RaNae,

The Grand Island, Loop / Platte Ringnecks Chapter of Pheasants Forever, would like to hold its annual, Sponsor Appreciation Banquet, at the Grand Island Skeet Club.

The date of this event would be the 20th of September.

A copy of the letter to be sent to the Sponsor's is enclosed.

Chuck Coen from the skeet range has been contacted and the date secured.

Steve Paustain has given his blessing, as long as we have your permission.

We would like to serve food and beverages at this event with your permission.

Let me assure you as the letter states, **All Shooting Ends** at 6:15, well before any beverages are served.

If there are any forms or licenses that need to be obtained or filled out, please let me know and we would be happy to comply.

Thank you,

A handwritten signature in black ink, appearing to read 'George Bartenbach', written over a horizontal line.

George Bartenbach
Loop / Platte Pheasants Forever
Sponsor Chairman



PHEASANTS

forever®

Dear Pheasants Forever Sponsors,

LOUP/PLATTE RINGNECKS CHAPTER

My name is George Bartenbach. Tom Boyd and I are very excited to be your new Sponsor Chairmen and look forward to working with each and every one of you, on behalf of the Loop / Platte Ringnecks Chapter of Pheasants Forever, to bring you, not only fun and exciting new events, but ultimately, *NEW* Pheasants for you, your children and their children to enjoy hunting.

Your Pheasants Forever Committee has spent the last several months reviewing what has been done in the past and some of our goals for the future. We feel that some of the events are becoming old and stagnant so we are trying to bring new life and new ideas to the foreground so that we may get to know our members, enjoy their company, and know their views on the direction the chapter is heading.

For this reason, we are providing the following event for the enjoyment of all our current Members.

Sponsor Appreciation Banquet & Skeet / Fun Shoot

Saturday, September 20th, 2003 @ G.I. Skeet Club / S. Locust St.

Open Shooting @ 2:00 p.m.

Shooting Games @ 5:00 p.m.

All Shooting Ends @ 6:15 p.m.

Cocktails @ 6:30 p.m.

Dinner/ Raffle @ 7:00 p.m.

Shooting is FREE, we will provide you with your first 2 boxes of shells, but you can shoot your own shells as much as your shoulder will let you.

What are you shooting for ----- Pheasant hunting Forever

Hope to see you there, this will be a BLAST !!!!!

Please R.S.V.P. to George on what type of shells you will need 20 or 12 gauge. (308.382.7575)

All prints, statues, and medallions will be available that evening, or call George at Bartenbach Galleries, 308-382-7575, 209 N. Locust G.I.



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item I1

#2003-249 - Approving Addendum to Lease Purchase Agreement with Fonner Park

On October 9, 2001 the City of Grand Island entered into a Lease Purchase Agreement with Fonner Park Exposition and Events Center hereinafter ("Heartland") to develop an exposition and events center that will be owned by the City when all of the lease payments have been made. Heartland was required to obtain commitments for all of the funds to be used for the construction of the events center other than the City portion which would consist of lease payments made over a ten year period. The original agreement required Heartland to have all of the fundraising complete by October 9, 2003. Heartland has raised approximately 86% of the funding to construct the event center; however, it will not be able to meet the deadline in the original agreement for having 100% of the funds raised. One of the provisions of the addendum to paragraph three of the original purchase agreement is to give Heartland until October 9, 2005 to complete the fundraising requirements.

Another issue addressed by the addendum to the lease purchase agreement is that of obtaining a sales tax exemption for the supplies and materials used to construct the events center. The addendum contains changes to paragraph number six to the original agreement which enhances the city's position for seeking and obtaining a ruling from the Nebraska Department of Revenue that will exempt the project from sales taxes. If the city is successful in obtaining an exemption this could result in significant savings on the original estimated cost of the project.

Another development that has occurred since the original Lease Purchase Agreement was signed is that the Nebraska Department of Economic Development has promulgated rules for municipalities to apply for grants pursuant to the Local Civic, Cultural and Convention Center Financing Act. The addendum to the purchase agreement states that the City will seek a grant to help provide some of the construction costs of the event center. If Grand Island is successful in obtaining a grant it would be eligible to receive up to \$500,000 for this project.

Staff Contact: Doug Walker

**ADDENDUM
TO
LEASE PURCHASE AGREEMENT
Heartland Event Center**

THIS ADDENDUM TO AGREEMENT is executed and delivered on _____, 2003, by the CITY OF GRAND ISLAND, NEBRASKA, a city of the first class of the State of Nebraska ("City") and FONNER PARK EXPOSITION AND EVENTS CENTER, INC., a Nebraska nonprofit corporation ("Heartland").

RECITALS

WHEREAS, the City and Heartland entered into a Lease Purchase Agreement dated October 9, 2001 (hereinafter referred to as "the Lease Purchase Agreement"), a copy of which is attached hereto as Exhibit "A" and made a part hereof by reference, for the planning, designing, constructing and financing of an agricultural exposition and events center which will be leased to and purchased by the City in accordance with Neb. Rev. Stat., §19-2421; and

WHEREAS, the City and Heartland desire to amend the Lease Purchase Agreement.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties do hereby agree and contract as follows:

1. The City and Heartland agree that the Lease Purchase Agreement shall be amended as of the date of this Addendum to Agreement as follows:

1.1 Paragraph 3. of the Lease Purchase Agreement is hereby amended to read as follows:

3. **CONDITIONS PRIOR TO COMMENCEMENT.** The parties agree that this Agreement shall bind the parties upon approval and execution as required by law but that neither party shall commence performance of its respective duties and responsibilities with respect to the construction of the Project, the issuance of the Building Bonds and the payment of lease rentals by the City under this Agreement until all of the following conditions have been satisfied:

- a. Heartland shall obtain commitments for all costs of the Project from Other Funding Sources in excess of the amount determined by adding \$7,500,000.00 (the net amount to be deposited to the Construction Fund) to the investment earnings on amounts in the Construction Fund applied to pay costs of the Project under Paragraph 12. below .

- b. The Board of Directors of Heartland must approve and adopt a resolution in accordance with Heartland's Articles of Incorporation and Bylaws and applicable to federal and state statutes, describing the scope of the Project, the estimated costs of the Project and confirming that funds and financing are available to Heartland to pay for:
 - 1. The costs of construction and acquisition of the Project.
 - 2. The costs of any equipment to be provided by Heartland as contemplated by the management contract with Heartland.
 - 3. The costs related to any other portions of the Site described in the Declaration and the Plans and Specifications which is to be improved or constructed in connection with the construction of the Project as contemplated by the management agreement with Heartland.

Estimates for all costs of the Project and any and all such related equipment and improvements shall be set forth in such resolution. Such resolution of the Board of Directors of Heartland must be approved by Fonner Park.

- c. Heartland shall provide a copy of the Plans and Specifications to the City.
- d. Heartland must cause Fonner Park to execute and deliver a Declaration in accordance with Neb. Rev. Stat. §§76-825 to 76-894, as amended, or other related instrument which shall, among other things, specify the unit of real estate constituting the Project based upon the Plans and Specifications and the rights and easements through common elements or otherwise for the benefit of such unit, including, but not limited to, the easement under Paragraph 4. below.
- e. Heartland shall provide a copy of the Declaration to the City. The Declaration shall be executed, delivered and recorded against the Site.
- f. The Board of Directors of Heartland shall reaffirm the covenants of Heartland made in this Agreement and notify the City of Heartland's intent to proceed by resolution duly approved and adopted and forwarded to the Mayor and City Council of the City.
- g. Heartland shall cause its Bylaws to be amended by Fonner Park to provide that the City shall have the power to remove for cause any member of the governing board of Heartland and appoint a successor consistent with the requirements of Rev. Proc. 82-26.
- h. Heartland shall amend any existing agreements with any person or entity that does not comply with the requirements of Rev. Proc. 82-26 so that such existing

- b. The Board of Directors of Heartland must approve and adopt a resolution in accordance with Heartland's Articles of Incorporation and Bylaws and applicable to federal and state statutes, describing the scope of the Project, the estimated costs of the Project and confirming that funds and financing are available to Heartland to pay for:
 - 1. The costs of construction and acquisition of the Project.
 - 2. The costs of any equipment to be provided by Heartland as contemplated by the management contract with Heartland.
 - 3. The costs related to any other portions of the Site described in the Declaration and the Plans and Specifications which is to be improved or constructed in connection with the construction of the Project as contemplated by the management agreement with Heartland.

Estimates for all costs of the Project and any and all such related equipment and improvements shall be set forth in such resolution. Such resolution of the Board of Directors of Heartland must be approved by Fonner Park.

- c. Heartland shall provide a copy of the Plans and Specifications to the City.
- d. Heartland must cause Fonner Park to execute and deliver a Declaration in accordance with Neb. Rev. Stat. §§76-825 to 76-894, as amended, or other related instrument which shall, among other things, specify the unit of real estate constituting the Project based upon the Plans and Specifications and the rights and easements through common elements or otherwise for the benefit of such unit, including, but not limited to, the easement under Paragraph 4. below.
- e. Heartland shall provide a copy of the Declaration to the City. The Declaration shall be executed, delivered and recorded against the Site.
- f. The Board of Directors of Heartland shall reaffirm the covenants of Heartland made in this Agreement and notify the City of Heartland's intent to proceed by resolution duly approved and adopted and forwarded to the Mayor and City Council of the City.
- g. Heartland shall cause its Bylaws to be amended by Fonner Park to provide that the City shall have the power to remove for cause any member of the governing board of Heartland and appoint a successor consistent with the requirements of Rev. Proc. 82-26.
- h. Heartland shall amend any existing agreements with any person or entity that does not comply with the requirements of Rev. Proc. 82-26 so that such existing

costs of such acquisitions from the funds of the Construction Fund held by the Trustee as stated above and from Other Funding Sources. The City shall make any payments to suppliers and contractors in excess of such funds of the Construction Fund and Other Funding Sources as additional rent.

The award of any contracts under this Agreement for the planning, design, construction and acquisition of the Project shall be the responsibility of Heartland and shall not be subject to any public bidding requirements of the City.

The City shall be financially responsible to Heartland for the costs of the Project under any contracts awarded by Heartland for the planning, design, construction and acquisition of the Project and entered into by Heartland with payment for such costs of the Project to be made from the funds in the Construction Fund held by the Trustee, which fund shall contain the proceeds from the sale of Building Bonds issued by Heartland and interest on such funds while invested in the Construction Fund, and from Other Funding Sources or otherwise by the City as provided hereinabove. The City shall take all action to appoint Heartland or any project contractor, subcontractor, supplier or other designee of Heartland as purchasing agent; it being the intention of the City and Heartland that the City shall make such appointment of purchasing agents in regard to the construction and acquisition of the Project for the purposes of altering the status of Heartland or any project contractor, subcontractor, supplier or other designee of Heartland as the ultimate consumer of property which is physically annexed to the Project and which belongs to the City under the terms and conditions of this Agreement as provided in Neb. Rev. Stat. §77-2704.15(2). To the extent that property is annexed to the Project without the City first issuing a purchasing agent authorization within the meaning of Neb. Rev. Stat. §77-2704.15(3), the City shall apply for a refund of sales and use tax paid on property physically annexed to the Project and any such refund shall be paid to Heartland and shall constitute a part of the Other Funding Sources for the Project. The City and Heartland shall make any further amendments to this Agreement required by the Nebraska Department of Revenue so that purchases in connection with any contracts awarded by Heartland for the planning, design, construction and acquisition of the Project and entered into by Heartland are considered to be purchases by the City under Neb. Rev. Stat. §77-2704.15 and the City may effectively appoint Heartland or any project contractor, subcontractor, supplier or other designee of Heartland as purchasing agent for the purposes of altering the status of Heartland or any project contractor, subcontractor, supplier or other designee of Heartland as the ultimate consumer of property which is physically annexed to the Project and which belongs to the City under the terms and conditions of this Agreement as provided in Neb. Rev. Stat. §77-2704.15(2).

Heartland shall enter into contracts for the acquisition of equipment or the planning, design and construction of work for units under the Declaration other than the unit constituting the Project as contemplated by the management contract.

Heartland may enter into any agreement or agreements with Fonner Park for purchases by Fonner Park under such contracts within the meaning of Neb. Rev. Stat. §77-2704.20.

Any dispute with any contractor or supplier concerning the Project or interpretation of contracts related to the Project shall be adjusted and settled by Heartland. Any additional pay-

ment related to the Project resulting from the resolution of a dispute with a contractor or supplier or resulting from any judgment, claim or liability related the Project in excess of funds in the construction fund and from Other Funding Sources shall be paid by the City as additional rent.

The City shall take possession of the Project upon issuance of certificate of substantial completion by the project architect; provided, there are no unresolved disputes with any contractor or supplier concerning the Project.

1.3 Paragraph 9. of the Lease Purchase Agreement is hereby amended to read as follows:

9. **COVENANTS OF CITY.** The City covenants that it is a city of the first class of the State of Nebraska, organized under Neb. Rev. Stat., Chapter 16, as amended, with full and lawful power and authority to enter into this agreement as a lease pursuant to Neb. Rev. Stat., §19-2421 and that it has taken all actions necessary to lawfully enter into this agreement. The City covenants that the lease rentals payable under this Agreement do not exceed any limitation imposed by law.

The City covenants that it will take action to apply for a grant of assistance from the Local Civic, Cultural and Convention Center Financing Fund and take all action necessary under the Local Civic, Cultural, and Convention Center Financing Act at Neb. Rev. Stat. §§13-2701 to 13-2710 in regard to such application for grant of assistance. Any grant of assistance received by the City under the Local Civic, Cultural, and Convention Center Financing Act at Neb. Rev. Stat. §§13-2701 to 13-2710 shall be considered part of the commitments for all costs of the Project from Other Funding Sources under Paragraph 3.a. of this Agreement. Any grant of assistance received by the City under the Local Civic, Cultural, and Convention Center Financing Act at Neb. Rev. Stat. §§13-2701 to 13-2710 shall be paid to Heartland to be deposited with the Other Funding Sources or, with the consent of Heartland, paid directly as designated by Heartland for the cost of the construction of the Project.

The City covenants that throughout the term of this Agreement it will observe all taxation, budget and spending limitations now or hereafter imposed by law. The City covenants and agrees that it shall levy and collect annually taxes, which may be either ad valorem taxes upon all the taxable property in the City under Neb. Rev. Stat., §16-702 (as now or hereafter amended or any successor statutory provision thereto) or sales and use taxes under Neb. Rev. Stat. §§77-27,142 to 77-27,148 (as now or hereafter amended or any successor statutory provision thereto) sufficient in rate and amount to pay the basic rents and all additional rent due hereunder. Receipts from such taxes in each year sufficient to pay the basic rent due hereunder shall be placed in a separate account of the City's general fund or otherwise segregated and applied to make the payments of basic rent due hereunder. The City covenants to include each fiscal year during the term of this Agreement in its annual budget appropriations sufficient to pay the amounts due hereunder during each budget year on the understanding that such commitment is a continuing contractual obligation of the City and not subject to discretion as to each such year, all in accordance with the authorization for contractual commitments set forth in Neb. Rev. Stat., §19-2421.

The City covenants that it shall not take or omit any action that would have the effect of causing interest on the Building Bonds issued by Heartland for the Project to be no longer excludable from gross income under the Code.

The City covenants that it will take any action necessary to establish exemption of the Project from property taxes.

The City covenants that it will, before the Building Bonds are issued, adopt a resolution stating that it will accept title to the Project when the Building Bonds are discharged consistent with the requirements of Rev. Proc. 82-26.

The City Covenants that it will approve Heartland and the Building Bonds and adopt a resolution approving the purposes and activities of Heartland and the specific obligations to be issued by Heartland consistent with the requirements of Rev. Proc. 82-26.

2. Except as specifically modified by this Addendum to Agreement, all other terms and provisions of the Lease Purchase Agreement previously executed by and between the City and Heartland shall remain in full force and effect.

Dated: _____, 2003.

ATTEST:

CITY OF GRAND ISLAND, NEBRASKA,

RaNae Edwards, City Clerk

By: _____
Jay Vavricek, Mayor

ATTEST:

FONNER PARK EXPOSITION AND EVENTS
CENTER, INC.

Hugh Miner, Jr., Secretary

By: _____
Brian Hamilton, President

STATE OF NEBRASKA)
) SS:
COUNTY OF HALL)

The foregoing instrument was acknowledged before me this _____ day of _____, 2003, by Jay Vavricek, Mayor of the City of Grand Island, Nebraska, a city of the first class of the State of Nebraska, on behalf of such city.

Witness my hand and notarial seal, this ____ day of _____, 2003.

Notary Public

STATE OF NEBRASKA)
) SS:
COUNTY OF HALL)

The foregoing instrument was acknowledged before me this _____ day of _____, 2003, by Brian Hamilton, President of Fonner Park Exposition and Events Center, Inc., a Nebraska nonprofit corporation, on behalf of the corporation.

Witness my hand and notarial seal, this ____ day of _____, 2003.

Notary Public

43-4/71672

RESOLUTION 2003-249

WHEREAS, on October 9, 2001, by Resolution 2001-288, the City of Grand Island (hereinafter "City") and the Fonner Park Exposition and Events Center, Inc., a Nebraska non-profit corporation (hereinafter "Heartland") entered into a Lease Purchase Agreement for the planning, designing, constructing and financing of an agricultural exposition and events center which will be leased to and purchased by the City in accordance with Neb. Rev. Stat. §19-2421; and

WHEREAS, the original Lease Purchase Agreement required Heartland to obtain its funding commitments for all costs of the project other than the costs to be paid by the City by October 9, 2003 and said funding commitments have not been completed; and

WHEREAS, Heartland has raised approximately 86% of the funding necessary to construct the project and is seeking a two (2) year extension of the time necessary to complete the fundraising for this project; and

WHEREAS, Heartland is seeking to clarify the original Lease Purchase Agreement so that Heartland will act as purchasing agent for the City and will be exempt from Nebraska State sales taxes pursuant to the provisions of Neb. Rev. Stat. §77-2704.15; and

WHEREAS, since the original Lease Purchase Agreement was signed, regulations have been adopted permitting applications to be submitted for grants pursuant to the Local Civic, Cultural and Convention Center Financing Act at Neb. Rev. Stat. §13-2701; and

WHEREAS, an Addendum to the original Lease Purchase Agreement between the City of Grand Island, Nebraska and Heartland has been drafted and approved by the City Attorney's office to address the issues set forth above.

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

1. Heartland shall have until October 9, 2005 to complete the process of obtaining 100% of the funding commitments necessary to construct the Fonner Park Exposition and Events Center, as well as fulfill all of the items set forth in Paragraph 1.1 of the Addendum amending paragraph number 3 of the original Lease Purchase Agreement.
2. City will use its best efforts to enable Heartland or any project contractor, subcontractor, supplier or other designee of Heartland to act as its purchasing agent and to obtain an exemption from Nebraska State Sales Tax pursuant to the requirements of Neb. Rev. Stat. §77-2704.15 for supplies, materials and all other items or services eligible for such sales tax exemption.
3. City will use its best efforts to apply and qualify for any grant monies available pursuant to the Local Civic, Cultural and Convention Center Financing Act as set forth in Neb. Rev. Stat. §§13-2701 to

Approved as to Form	<input type="checkbox"/>	_____
August 22, 2003	<input type="checkbox"/>	City Attorney

13-2710.

4. The Addendum to the Lease Purchase Agreement is hereby approved; and the Mayor is hereby authorized and directed to execute such agreement on behalf of the City of Grand Island and to take such action in furtherance of the Addendum to the Lease Purchase Agreement as is required and prudent.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item I2

#2003-250 - Consideration of Approving 1% Increase to the Lid Limit

In 1998 the Nebraska State Legislature passed LB989, which put a cap on the amount of restricted revenues a political subdivision can budget for. The restricted revenues that the City of Grand Island includes in the budget are Property Taxes, Payments in Lieu of Property Tax, Local Option Sales Tax, Motor Vehicle Tax and State Aid. Of these restricted revenues, property tax is the only revenue that the City can control. The increase in restricted funds authority using the 1% additional amount and the population growth (when available) is not an increase in budgeted revenues. It only provides the ability to increase restricted revenues, particularly property tax, in a future year if necessary, if council so decides. Approval is recommended. A motion is in order.

Staff Contact: David Springer

City Of

GRAND



ISLAND

***INTEROFFICE
MEMORANDUM***

***Working Together for a
Better Tomorrow. Today.***

DATE: August 21, 2003

**TO: Jay Vavrichek, Mayor
Councilmembers,
Marlan Ferguson, City Administrator
David Springer, Finance Director**

FROM: Paul Mueller, Controller

RE: Adoption of additional 1% increase in restricted funds lid

Background:

During the Council meetings on the budget, there were a lot of questions concerning restricted funds and the impact the restricted funds have on property taxes. Hopefully this will help clarify what restricted funds are all about. The numbers in parentheses reference the corresponding line item on the attached lid computation form.

In 1998 The Nebraska State Legislature passed LB 989, which put a cap on the amount of restricted revenues a political subdivision can budget for. The restricted revenues that The City of Grand Island includes in the budget are Property Taxes, Payments in Lieu of Property Tax, Local Option Sales Tax, Motor Vehicle Tax, and State Aid. Of these restricted revenues, property tax is the only revenue that the City can control. In other words, The City can levy any amount for property tax, subject to levy limits. The other restricted revenues are dependent on how much is collected or other formulas, i.e.: sales tax.

Discussion:

To compute the base, the starting point is the prior years budgeted restricted funds and any unused budget authority from the prior year. Each political subdivision budgets amounts for restricted fund. The total amount of these funds is reduced by restricted funds budgeted for debt service, capital projects, and inter-local agreements to come to a total restricted funds for 2003 – 2004.

Each year, the political subdivisions are allowed by State Statute to raise the base from the prior year by 2.5%. Political Subdivisions can also increase the base if the growth in taxable valuation is higher than the allowed 2.5%. This is called allowable growth and is increased by the difference between the growth percentage and the 2.5%. A third way to increase the base is to have the Political Subdivision governing board (City Council) vote to increase the base by an additional 1% over the allowable 2.5%. The allowable dollar increase is computed by taking the prior year base times the allowable % growth to come to a total restricted funds authority. The amount of unused restricted funds authority is carried over to the next year and added to the current year amount of restricted funds to be next years base.

The increase in restricted funds authority using the 1% additional amount and the population growth (when available) is not an increase in budgeted revenues. It only provides the ability to increase restricted revenues, particularly property tax, in a future year if necessary.

Fiscal Implications: None

Recommendation: Pass additional 1% increase in restricted funds lid.

STATE OF NEBRASKA
AUDITOR OF PUBLIC ACCOUNTS



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August 2, 2002

Grand Island City Council
PO Box 1968
Grand Island, Nebraska 68802-1968



P.O. Box 98917
State Capitol, Suite 2303
Lincoln, NE 68509
402-471-2111, FAX 402-471-3301
www.auditors.state.ne.us

Dear Council Members:

This letter is in regard to conversations held with Paul Mueller, City Controller, about the budget and the lid on restricted funds. Through our conversations, it was noted the City Council has not been approving the additional 1% increase to the base amount for lid purposes.

The lid on restricted funds can be difficult to understand so hopefully this letter will help explain how the additional 1% affects the lid on restricted funds. The lid on restricted funds limits the City on the amount of property tax and state aid that can be received in a fiscal year. The Legislature established the lid on restricted funds and allows the base amount each year to be increased by 2.5%, plus allowable growth, plus 1% if the governing body votes the increase. The base amount is then the maximum amount of property tax and state aid the City can receive. If the City is not at the base amount, the remaining amount is carried forward as unused authority.

For example, the base amount for the 2001-2002 City of Grand Island budget after taking the 2.5% and allowable growth was \$17,596,164. The 2001-2002 restricted funds (property tax and state aid) for the City was \$17,091,432 which then resulted in unused authority of \$504,732. If the City Council would have voted the additional 1%, the base amount would have been \$17,766,176 and the unused authority would have increased to \$674,744. The City Council could have adopted the same budget and increased their base amount for future budget years without automatically increasing property taxes by an additional 1%. The additional 1% can sit in unused authority as long as the City Council determines but if there is some reason the City Council needs additional funds then the authority is there.

If you have any questions or concerns, don't hesitate to contact our office at (402) 471-2111.

Sincerely,

Dennis M. Meyer
Budget Coordinator

cc: Mayor
City Council
Marken
Legal

DMM:jsk

Printed with soy ink on recycled paper

On Tuesday evening, the City Council will be voting on whether or not to approve the 1% lid increase. We did a survey to determine what some of the other Nebraska cities were doing. As you can see by the results below, virtually every city we surveyed has approved the measure, with the exception of Waverly, which has an extremely high growth rate:

Alliance	Approved 1% increase in budget authority for the past two years.
Alma	Approves this every year.
Blair	Has used this in the past. Did not propose it this year, as they are carrying an unused authority equal to about 75% of actual taxes levied. They also traditionally have 4-10% new valuation annually.
Columbus	Has always passed the lid but doesn't use it.
David City	Have approved it for three years, and will likely to it again this year.
Gering	Has approved the 1% increase since the lid law was enacted.
Gothenburg	Approve this every year.
Kearney	Approves the 1% increase every year.
Laurel	Approved.
La Vista	Has approved the increase each year, even though they are not using their full authority.
Minden	Has approved the increase every year.
Ogallala	Has approved the increase every year.
Papillion	Approved.
Ralston	Approved.
Seward	Has approved the increase every year, but has never used it.
Sidney	Has approved this the past three years.
South Sioux City	Has approved the increase every year, but has never used it.
Springfield	Has approved the increase every year, but has never used it.
Sutton	Has approved this every year, and will likely do so again this year.
Waverly	Their growth rate has been so rapid, they have never needed it, however, if growth were to slow down, they would consider it.
Wayne	This issue is also on their agenda - they will likely approve it.

Marian.....the Kearney City Council has automatically passed the additional 1% every year. We've made them very aware of the fact that we've been living on reserves over the past several years to balance the budget. We simply showed them the decline in reserves and how rapidly we would eventually be hitting the wall. They see the problem clearly, and I never miss an opportunity to emphasize that the spending lid is our biggest crisis. The problem in Kearney is not the levy lid or a lack of money. The problem for Kearney is a severe spending lid that now is preventing us from keeping up with basic services with such rapid growth. That provision in the formula for growth is a joke. We've never seen any significant help from it. Until we "fix" the inequities in the Lid Laws, the 1% is practically the only remedy we have to take care of our own problem. If you still have some cushion with your reserves, consider how rapidly that is going to decline with growth, inflation, insurance increases, loss of interest income, etc., etc..

R E S O L U T I O N 2003-250

WHEREAS, pursuant to Neb. Rev. Stat. §13-519, the City of Grand Island is limited to increasing its total of budgeted restricted funds to no more than the last prior year's total of budgeted restricted funds plus population growth plus two and one-half percent (2 1/2%) expressed in dollars; and

WHEREAS, §13-519 authorizes the City of Grand Island to exceed the foregoing budget limit for a fiscal year by up to an additional one percent (1%) increase in budgeted restricted funds upon the affirmative vote of at least 75% of the governing body; and

WHEREAS, the Annual Budget for Fiscal Year 2003-2004 and Program for Municipal Services in the Lid Computation FY 2003-2004 supported by the detail relating to restricted revenue accounts, proposes an additional increase in budgeted restricted funds of one percent (1%) as provided by the statute; and

WHEREAS, approval of the additional one percent (1%) increase in budgeted restricted funds is prudent fiscal management, does not increase authorized expenditures and is in the best interests of the City of Grand Island and its citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that upon affirmative vote by more than 75% of the City Council, of budgeted restricted funds for Fiscal Year 2003-2004 shall be increased by an additional one percent (1%) as provided by Neb. Rev. Stat. §13-519.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska on August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item I3

#2003-251 - Approving IBEW Contract

The City and the IBEW Union (International Brotherhood of Electrical Workers) has been involved in contract negotiations to replace the current contract which will expire on September 30, 2003. Employees represented by the IBEW are found in the Utilities department, the Finance department, and the Information Technology department. A red-lined copy of the current contracts with the proposed changes are available in the Human Resources Department. The proposed contract will run for five years with wage changes as follows; Year 1 - survey plus 2% COLA, Year 2 - 2.5% COLA, Year 3 - 3% COLA, Year 4 - survey and Year 5 - 3% COLA. The salary changes in the first year ranged between 2.5% and 5% per the survey with an additional 2% COLA. Approval is recommended.

Staff Contact: Brenda Sutherland

R E S O L U T I O N 2003-251

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Mayor be, and hereby is, authorized to sign the Labor Agreements by and between the City of Grand Island and the I.B.E.W., Local No. 1597, for the period of October 1, 2003 through September 30, 2008.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item I4

#2003-252 - Approving Bid Award for Sludge Handling Improvements Project at the Wastewater Treatment Plant (Project 2003-WWTP-1)

The Wastewater Division of the Public Works Department advertised for bids for this project on July 1, 2003 and opened bids on August 7, 2003.

The Public Works Department, Wastewater Division, and the Purchasing Division of the City Attorney's Office have reviewed all bids received. Four bids were received with base bids ranging from \$8,041,000 to \$9,950,000. The engineer's opinion of costs for the base bid was \$7,800,000. The additive alternate bids ranged from \$421,000 to \$533,000. The engineer's opinion of costs for the alternate was \$371,000. The estimate is considered within the range of accuracy for an estimate of costs for this type of project. Consulting Engineering Firm CH2MHill has reviewed the bids to see where differences exist between the estimate and the bid. The major difference lies in the structural and architectural bids. The estimate was developed on the basis of a cost per square foot whereas the contractor's bid was based on detailed quantity take-offs. The contractor's bid for the structural and architectural was higher than the estimate because of the heavy mechanical equipment needing support in the second floor of the facility.

Staff recommends that the bid be awarded to John T Jones Construction of Fargo, North Dakota with a base bid of \$8,041,000 plus \$421,000 for the additive alternate bid for a total bid of \$8,462,000 as the lowest responsible bid.

Reference checks with the Engineer and staff with the City of Omaha's Wastewater Division were very favorable.

There are sufficient funds in the Wastewater Division Budget to perform the work.

Staff recommends against rejecting all bids and re-advertising because all of the bidders have shown their numbers and the bids the second time around are almost always higher unless the project can be scaled back. We cannot scale back the operations portions of this project and keep pace with increasing wastewater flows. We also do not want to eliminate the odor control measures that are part of this project.

Staff Contact: Steven P. Riehle, City Engineer/Public Works Dir

Purchasing Division of Legal Department
INTEROFFICE MEMORANDUM



Dale M. Shotkoski, Assistant City Attorney

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: August 7, 2003 at 10:00 a.m.

FOR: Sludge Handling Improvements (Project 2003-WWTP-1)

DEPARTMENT: Public Works – Wastewater Treatment Plant

ENGINEER'S ESTIMATE: \$7,800,000.00

FUND/ACCOUNT: 53030054.85213

PUBLICATION DATE: July 1, 2003

NO. POTENTIAL BIDDERS: 5

SUMMARY

Bidder:	Stanek Constructors, Inc.	Western Summit Constructors
	Golden, CO	Denver, CO
Bid Security:	Travelers Casualty & Surety	St. Paul Fire & Marine Ins.
Exceptions:	None	None
Bid Price:	\$8,580,000.00	\$8,440,000.00
Additive Alternate No. 1	\$ 533,000.00	\$ 470,000.00

Bidder:	CAS Construction, Inc.	John T. Jones Construction
	Topeka, KS	Fargo, ND
Bid Security:	XL Specialty Insurance Co.	US Fidelity and Guaranty Co.
Exceptions:	None	None
Bid Price:	\$9,950,000.00	\$8,041,000.00
Additive Alternate No. 1	\$ 793,000.00	\$ 421,000.00

cc: Steve Riehle, Public Works Director
Ben Thayer, Wastewater Treatment Plant
Marlan Ferguson, City Administrator
Dale Shotkoski, Purchasing Agent
Laura Berthelsen, Legal Assistant

RESOLUTION 2003-252

WHEREAS, the City of Grand Island invited sealed bids for Construction of Sludge Handling Improvements (Project 2003-WWTP-1), according to plans and specifications on file with the Purchasing Division of the Legal Department; and

WHEREAS, on August 7, 2003, bids were received, opened and reviewed; and

WHEREAS, John T. Jones Construction of Fargo, North Dakota, 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 \$8,041,000 plus \$421,000 for the additive alternate bid for a total bid of \$8,462,000.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of John T. Jones Construction of Fargo, North Dakota, in the base amount of \$8,041,000 plus \$421,000 for the additive alternate bid for a total bid of \$8,462,000 for construction of sludge handling improvements (Project 2003-WWTP-1) is hereby approved as the lowest responsible bid.

BE IT FURTHER RESOLVED, that a contract for such project between the City and such contractor be entered into, and the Mayor is hereby authorized and directed to execute such contract on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, August 26, 2003.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, August 26, 2003

Council Session

Item J1

Payment of Claims for the Period of August 13, 2003 through August 26, 2003

The Claims for the period of August 13, 2003 through August 26, 2003 for a total of \$3,529,762.79. A MOTION is in order.

Staff Contact: RaNae Edwards