
City of Grand Island



Tuesday, December 06, 2005

Council Session Packet

City Council:

Carole Cornelius
Peg Gilbert
Joyce Haase
Margaret Hornady
Robert Meyer
Mitchell Nickerson
Don Pauly
Jackie Pielstick
Scott Walker
Fred Whitesides

Mayor:

Jay Vavricek

City Administrator:

Gary Greer

City Clerk:

RaNae Edwards

7:00:00 PM
Council Chambers - City Hall
100 East First Street

Call to Order

Invocation - Father Richard Piontkowski, St. Mary's Catholic Church, 204 So. Cedar Street

Pledge of Allegiance

Roll Call

A - SUBMITTAL OF REQUESTS FOR FUTURE ITEMS

Individuals who have appropriate items for City Council consideration should complete the Request for Future Agenda Items form located at the Information Booth. If the issue can be handled administratively without Council action, notification will be provided. If the item is scheduled for a meeting or study session, notification of the date will be given.

B - RESERVE TIME TO SPEAK ON AGENDA ITEMS

This is an opportunity for individuals wishing to provide input on any of tonight's agenda items to reserve time to speak. Please come forward, state your name and address, and the Agenda topic on which you will be speaking.

MAYOR COMMUNICATION

This is an opportunity for the Mayor to comment on current events, activities, and issues of interest to the community.



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item -1

Approving Minutes of November 22, 2005 City Council Regular Meeting

The Minutes of November 22, 2005 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

November 22, 2005

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Grand Island, Nebraska was conducted in the Council Chambers of City Hall, 100 East First Street, on November 22, 2005. Notice of the meeting was given in the *Grand Island Independent* on November 16, 2005.

Mayor Jay Vavricek called the meeting to order at 7:00 p.m. The following members were present: Councilmember's Meyer, Whitesides, Pielstick, Gilbert, Nickerson, Cornelius, Pauly, Hornady, Walker, and Haase. The following City Officials were present: City Administrator Gary Greer, City Clerk RaNae Edwards, City Attorney Doug Walker, and Public Works Director Steve Riehle.

INVOCATION was given by Minister Scott Jones, Third City Christian Church, 4100 West 13th Street followed by the PLEDGE OF ALLEGIANCE.

ADJOURN TO BOARD OF EQUALIZATION: Motion by Pielstick, second by Cornelius, carried unanimously to adjourn to the Board of Equalization.

#2005-BE-13 – Consideration of Determining Benefits for Sanitary Sewer District No. 512; Mary Lane, Kentish Hills and Bradley Subdivisions. Steve Riehle, Public Works Director reported that this issue was discussed at the November 8, 2005 City Council meeting and was referred to this meeting because of opposition concerning a detention cell from Matt and Lori Bieber. This action would determine the benefits for Sanitary Sewer District No. 512

Motion by Pielstick, second by Hornady to approve Resolution #2005-BE-13. A lengthy discussion followed with Matt Bieber, 3809 Mary Lane speaking in opposition. Questions as to the size of the lot, if a house could be built, and if the two lots could be combined into one lot for assessment were discussed. Craig Lewis, Building Department Director stated there would be room to build a house on the lot. Gary Greer, City Administrator commented on the subdivision and size of lots and Doug Walker, City Attorney commented on the assessments with regards to the Bieber property.

Motion by Hornady, second by Pieltsick to call for the previous question. Upon roll call vote all voted aye. Motion adopted.

Upon roll call vote of the main motion to approve Resolution #2005-BE-13, Councilmember's Meyer, Whitesides, Pielstick, Nickerson, Cornelius, Pauly, Hornady, Walker, and Haase vote aye. Councilmember Gilbert abstained. Motion aopted.

#2005-BE-14 – Consideration of Determining Benefits for Sanitary Sewer District No. 517; Deadwood Subdivision (Arch Avenue and Johnstown Road Area). Steve Riehle, Public Works Director reported that Sanitary Sewer District No. 517 was completed for a total cost of \$21,463.14. This action would determine the benefits for Sanitary Sewer District No. 517.

Motion by Hornady, second by Pielstick to approve Resolution #2005-BE-14. Upon roll call vote, all voted aye. Motion adopted.

RETURN TO REGULAR SESSION: Motion by Whitesides, second by Gilbert, carried unanimously to return to Regular Session.

PUBLIC HEARINGS:

Public Hearing on Change of Zoning for Land Located South of Highway 34 and West of South Locust Street Proposed for Platting as Kings Crossing Subdivision from B2-GCO General Business to CD-GC Commercial Development. Chad Nabity, Regional Planning Director reported this property was being redeveloped and replatted within the Gateway Corridor Overlay zone along South Locust proposed for platting as Kings Crossing Subdivision. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located North of Fonner Park Road between Pine and Sycamore Streets. (NE Goodwill Housing II, Inc.) Gary Mader, Utilities Director reported that acquisition of a utility easement located north of Fonner Park road between Pine and Sycamore Streets was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. The purpose of this easement would be used to place a three phase pad-mounted transformer and underground cable to provide electric service to the new apartment building. No public testimony was heard.

Public Hearing for Public Comment on the CDBG Funds for Housing Rehabilitation. Marsha Kaslon, Community Development Administrator reported that the Community Development Division is required by the Department of Economic Development (DED) to hold a second public hearing inviting public comment on the Community Development Block Grant funds the City of Grand Island spent and the progress made during the process of the grant. No public testimony was heard. No further action was required by Council.

ORDINANCES:

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

#9014A – Consideration of Assessments for Sanitary Sewer District No. 512 - Mary Lane, Kentish Hills and Bradley Subdivisions.

#9016 – Consideration of Creation of Street Improvement District No. 1258; Faidley Avenue Extending West for Six Hundred Fifty Feet (650 Feet)

#9018 – Consideration of Assessments for Sanitary Sewer District No. 517; Deadwood Subdivision; Arch Avenue and Johnstown Road Area

#9019 – Consideration of Change of Zoning for Land Located South of Highway 34 and West of South Locust Street Proposed for Platting as Kings Crossing Subdivision from B2-GCO General Business to CD-GCO Commercial Development

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 first reading and then upon final passage and call for a roll call vote on each reading and then upon final passage.” Councilmember Hornady seconded the motion. Upon roll call vote, all voted aye. Motion adopted.

Motion by Meyer, second by Cornelius to approve Ordinances No. 9014A, 9016, 9018, and 9019.

City Clerk: Ordinances No. 9014A, 9016, 9018 and 9019 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. Councilmember Gilbert abstained from voting on Ordinance No. 9014A. Motion adopted.

City Clerk: Ordinances No. 9014A, 9106, 9018 and 9019 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. Councilmember Gilbert abstained from voting on Ordinance No. 9014A. Motion adopted.

Mayor Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinances No. 9014A, 9016, 9018 and 9019 are declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent items G-3 and G-4 were removed for further discussion. Motion by Hornady, second by Cornelius to approve the Consent Agenda excluding items G-3 and G-4. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of November 8, 2005 City Council Regular Meeting.

Approving Preliminary Plat for Kings Crossing Subdivision.

#2005-326 – Approving Funding of Economic Development Corporation Request for Standard Iron (NWPS Rate Agreement Funds) in an Amount of \$25,000.00.

#2005-327 – Approving Funding Request for Grand Island Area Economic Development Corporation (NWPS Rate Agreement Funds) in an Amount of \$25,000.00.

#2005-328 – Approving Acquisition of Utility Easement Located North of Fonner Park Road between Pine and Sycamore Streets (NE Goodwill Housing II, Inc.).

#2005-329 – Approving the Continuing Disclosure Agreement and the Certificate of Participant for OPPD Nebraska City #2 Power Plant Participation.

#2005-330 – Approving Bid Awards for Tree Trimming Contract 2006-TT-1 with Tom's Tree Service of Grand Island, Nebraska for Sections 1, 2, 4, 5, 6, 7, and 10 in an Amount of \$81,800.00; Sheffield Tree Service of Grand Island, Nebraska for Sections 3, 8, and 9 in an Amount of \$13,550.00; and Wright Tree Service, Inc. of Des Moines, Iowa for Sections 11 and 12 in an Amount of \$37,700.00.

#2005-331 – Approving Bid Award for One (1) 128 Cubic yard Solid Waste Transfer Trailer with Wilkens Industries, Inc. of Morris, Minnesota in an Amount of \$53,192.00.

#2005-332 – Approving Bid Award for One (1) 2007 Model 90,000 GVW Conventional Truck-Tractor with Nebraska Truck Center, Inc. of Grand Island, Nebraska in an Amount of \$84,967.00.

#2005-333 – Approving Bid Award for Maintenance Work Adjacent to the Downtown Parking Lots and Ramp with Rick's Lawn Care of Grand Island, Nebraska in an Amount of \$5,275.00.

#2005-335 – Approving Changes to Speed Limits on East US Highway 30.

#2005-336 – Approving Bid Award for Six (6) Police Vehicles with Anderson ford Lincoln Mercury of Grand Island, Nebraska in an Amount of \$134,460.00.

#2005-337 – Approving Change Order No. 1 for Asbestos Removal and Demolition of Improvements at 1204, 1212, & 1216 West 2nd Street; 214 N. Washington Street, and 1203/1205, 1209, 1215, & 1221 West 3rd Street with Environmental Direct, Inc. of Grand Island, Nebraska for an increase of \$16,060.00 and a revised contract amount of \$159,393.19.

#2005-324 – Approving Final Plat and Subdivision Agreement for Kings Crossing Subdivision. It was noted that R2S2 L.L.C., owners had submitted the final plat for Kings Crossing Subdivision located in the NE1/4 NE1/4 Section 33-11-9 for the purpose of creating 5 lots on approximately 7.30 acres. Discussion was held by Council regarding the east exit and traffic safety issues.

Motion by Nickerson, second by Meyer to approve Resolution #2005-324. Upon roll call vote, all voted aye. Motion adopted.

#2005-325 – Approving Services Contract for Section 125 Cafeteria Plan with ProcessWorks, Inc. of Brookfield, Wisconsin in an Amount of \$4.00 per participant per year with an initial setup fee of \$500.00 and an annual service fee of \$400.00 for a term of four-years. Brenda Sutherland, Human Resources Director reported the process of negotiating for a Section 125 Cafeteria Plan. Councilmember Gilbert was concerned with not using a local company. Ms. Sutherland stated the turn around time, computer access to filing claims, and future use of debit cards were looked at which the local company could not supply.

Motion by Hornady, second by Pielstick to approve Resolution #2005-325. Upon roll call vote, Councilmember's Meyer, Whitesides, Pielstick, Nickerson, Cornelius, Pauly, Hornady, Walker, and Haase voted aye. Councilmember Gilbert voted no. Motion adopted.

REQUESTS AND REFERRALS:

Request form Wayne E. Vian for Ashlar Lodge No. 33 AF & AM for Permission to Re-Dedicate the Cornerstone at Edith Abbott Memorial Library and Policy and Procedures for Future City Buildings. Wayne Vian representing the Mason's requested the Grand Island City Council's permission to re-dedicate the cornerstone at the Edith Abbott memorial Library. Also requested was a procedure or policy where Ashlar Lodge could lay a cornerstone at future city buildings at no cost to the city.

A lengthy discussion was held concerning the Masonic emblem. Mr. Vian stated the emblem was of a compass and square, those tools used in masonry and building. Also mentioned was that the Mason's were not a religious organization. Greg Baxter, 1723 Bridle Lane spoke in support.

Motion by Whitesides, second by Walker to approve the request of the Masons to direct staff to re-dedicate the cornerstone at the Edith Abbot Library and that all further request be brought before the City Council for other city owned buildings. Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Cornelius, second by Gilbert to approve the Claims for the period of November 9, 2005 through November 22, 2005, for a total amount of \$2,663,646.11. Motion adopted unanimously. Councilmember Pielstick abstained from claim #112719.

Motion by Cornelius, second by Hornady to approve the following Claims for the Library Expansion:

#1	\$40,788.43
#2	\$668,829.59
#3	\$1,000.00
#4	\$340,190.79
#5	\$8,680.00
#6	\$4,280.00
#7	\$14,333.32
#8	\$3,100.00

Motion adopted unanimously.

ADJOURNMENT: The meeting was adjourned at 8:25 p.m.

RaNae Edwards
City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item -2

Election of City Council President

The City Council is required to elect one Councilmember to the office of Council President. The term is for a one-year period. The Council President automatically assumes the duties of the Mayor in the event that the Mayor is absent or otherwise unable to fulfill his duties. Nebraska law allows the election of the Council President to be by secret ballot. The total number of votes for each candidate; however, must be stated and recorded in the Minutes. Past practice has included a run-off election between the top two nominees, if necessary. The City Clerk will prepare, distribute, and count ballots. Nominations to fill the vacancy are in order. A second is not required on nominations.

Staff Contact: RaNae Edwards



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item E1

Public Hearing on Request of Rod Hooker with Hooker Brothers Construction Company for a Conditional Use Permit for Sand & Gravel Operation Located in Merrick County along Gunbarrel Road

Staff Contact: Craig Lewis

Council Agenda Memo

From : Craig A. Lewis, Building Department Director

Meeting: December 6, 2005

Subject: Public Hearing on Request of Hooker Bros. Sand & Gravel Inc. for a Conditional Use Permit to allow for the operation of a sand and gravel pumping facility within the 500 block of South Gunbarrel Road. N1/2 of the SW1/4 and NW1/4 of the SE1/4 of Section 18-11-8 Merrick County.

Item #'s: E-1 & H-1

Presenter: Craig Lewis, Building Department Director

Background:

This request is for Council approval to allow for the operation of a sand and gravel facility at the above referenced location. A conditional use permit is required as the current zoning classification, TA or transitional agriculture and AG-2 or Secondary Agricultural does not allow for this type of use as a permitted principal use. The zoning classification does list as a conditional use, commercial mines, quarries, sand and gravel pits and accessory uses. Conditional uses as listed in the zoning code must be approved by the City Council.

Discussion:

Sand and gravel operations have been a part of Grand Island and the surrounding areas for a long time, as residential development continues to expand and the two uses become closer neighbors more conditions need to be implemented to assure a compatible existence for both uses.

City administration has developed the following restrictions, or conditions which appear appropriate to impose upon sand and gravel operations.

1). USE: The proposed uses are limited to those listed in the application, sand and gravel pumping processing, storage, stocking piling, distribution, and sales, both wholesale and retail. Retail sale may also include the sale of black dirt, river rock, and similar landscaping materials. The storage, recycling, or processing of other aggregate materials, such as asphalt or concrete is not allowable unless specifically listed, nor are the operation of concrete or asphalt batch plants.

2). CLOSURE: A drawing of the proposed development of the property after the closing of the sand and gravel operation has been provided along with the application.

3). PRIMARY CONDITIONS: (a). The permit shall be granted for a period not to exceed 10 years with the possibility of renewal for an additional time at the end of the 10 year period.

(b). Pumping of product shall not be allowed within 150 feet of any public road right of way and protected by a 6 foot earthen berm during pumping. The finished width of developable property adjacent to the public right of way shall be 300 feet at the time of termination of the operation. A setback of 100 feet from any adjacent property line shall be maintained between the pumping operations.

(c). Pumping and other activities (including lighting) at the site shall be limited to daylight hours (15) minutes before sunrise and (15) minutes after sunset Mondays through Saturdays. No pumping or other processing activities shall be permitted on Sundays or from fifteen minutes after sunset to fifteen minutes before sunrise. Two exceptions to this condition shall be in the months of March, April, October, and November activities may operate from 6:00a.m. to 10:00p.m. to allow for winter condition. The second exception shall be that trucking of the product shall be allowed on Sundays from 7:00 a.m. to 12:00 noon to allow for contracted sales.

(d). Any internal combustion pump motors utilized shall be equipped with a functioning "hospital grade muffler" designed to reduce exhaust noise by 32 to 40 decibels.

(e). Materials and equipment shall not be stored on the property within any easements or the regulated floodway as determined by the Federal Emergency Management Agency or its successor and the entity with jurisdiction and authority to enforce floodplain regulations. No product, material or equipment shall be stored within any easement or in such a manner that it would violate any safety provisions of the National Electric Safety Code.

(f). All dead trees, rubbish, and debris, if any must be cleared from the real estate as soon as practical and such real estate must, at all times, be kept in a clean and neat condition.

(g). No trash, rubbish, debris, dead trees, lumber, bricks, refuse or junk material of any nature whatsoever shall be dumped, placed or located upon such real estate.

(h). Applicant shall not use the real estate in any way so as to create or result in an unreasonable hazard or nuisance to adjacent land owners or to the general public.

(i). Applicant shall maintain any and all drainage ditches that may be located upon the real property.

(j). Applicant shall not permit the hauling of sand and gravel from the premises and over and across any public highway or road unless said sand and gravel is complete dry and free from water or is hauled in trucks which are designed and equipped so as to prevent water from leaking onto the traveled portion of the roadbed.

(k). All water accumulated upon the premises by virtue of such mining and pumping operations shall be retained upon the premises and shall not flow upon or encroach upon any adjacent land. Only surface waters that have historically flowed from the premises shall be permitted to leave the same through historical natural drainage ways.

(l). Applicant shall begin the mining operation within a period of 18 months from the issuance of this permit or if the applicant fail to begin operations within the 18 months the permit shall be considered null and void and subject to reapplication and rehearing. Additionally if at anytime during the life of the permit issued the operation shall cease for a period of a continuous 18 months the permit shall become void and a renewal shall be obtained before becoming once again operational.

ALTERNATIVES:

It appears the Council has the following alternatives concerning the issue.

1. Approve the request with the proposed conditions, finding that the proposed application is and will continue to be in conformance with the purpose of the zoning regulations.
2. Deny the request, finding that the proposed application does not conform to the purpose of the zoning regulations.
3. Approve the request with additional or revised conditions and findings of fact.
4. Refer the matter to a special committee for a determination of a finding of fact.

RECOMMENDATION:

Approve the request if all conditions are met as presented by City Administration and if the City Council finds that the proposed use and application promotes the health, safety, and general welfare of the community, protects property against blight and depreciation, and is generally harmonious with the surrounding neighborhood.

SAMPLE MOTION:

Motion to approve the conditional use with the condition identified by the City Administration, published in the Council packet and presented at the Council meeting and finding that the application conforms with the purpose of the zoning regulations.

Conditional Use Permit Application

pc: Building, Legal, Utilities
Planning, Public Works

1. The specific use/construction requested is: SAND & GRAVEL OPERATION
2. The owner(s) of the described property is/are: HOOKEE BROS. CONSTRUCTION
3. The legal description of the property is: MERRICK COUNTY N¹/₂ SW ¹/₄ & NW ¹/₄ SE ¹/₄ SECTION 18 TOWNSHIP 11 NORTH RANGE 8
4. The address of the property is: _____
5. The zoning classification of the property is: AG 1
6. Existing improvements on the property is: NONE
7. The duration of the proposed use is: 20 YEARS
8. Plans for construction of permanent facility is: _____
9. The character of the immediate neighborhood is: RURAL RESIDENTIAL & AGRICULTURAL
10. There is hereby **attached** a list of the names and addresses of all property owners within 200' of the property upon which the Conditional Use Permit is requested.
11. Explanation of request: START A SAND & GRAVEL OPERATION ON EXISTING PROPERTY

I/We do hereby certify that the above statements are true and correct and this application is signed as an acknowledgement of that fact.

11/10/05

Date

308-384-2030

Phone Number

Hooker Brothers Construction Co. Inc.

Rod Hooker

Owners(s)

P.O. Box 5288

Address

Grand Island

City

Nebr.

State

68802

Zip

Please Note: Delays May Occur if Application is Incomplete or Inaccurate.



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item E2

**Public Hearing Concerning Acquisition of Utility Easement - 3312
W. Stolley Park Road - Dinsy, LLC**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Robert H. Smith, Asst. Utilities Director

Meeting: December 6, 2005

Subject: Acquisition of Utility Easement – 3312 W. Stolley Park Road – Dinsy, LLC

Item #'s: E-2 & G-7

Presenter(s): Gary R. Mader, Utilities Director

Background

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to the property of Dinsy, LLC, located on the west side of Dinsdale Chevrolet-Cadillac-GMC at 3312 West Stolley Park Road, in the City Of Grand Island, Hall County, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.

Discussion

This easement will be used to place underground primary electrical cable and a pad-mounted transformer to provide electrical service to Dinsdale's expanded body shop.

Alternatives

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

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

Recommendation

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

Sample Motion

Motion to approve acquisition of the Utility Easement.

LOT 2

HAMILTON - KINMAN

UNPLATTED

LOT 1

ROAD
SECTION LINE
WEBB

A S.W. CORNER OF LOT 1,
HAMILTON-KINMAN SUB.

ACTUAL POINT OF
BEGINNING - A S.E. COR.
OF LOT 1,
HAMILTON-KINMAN SUB.

UNPLATTED

SUBDIVISION

S.E. CORNER
HAMILTON-KINMAN
SUBDIVISION, AND
S.E. CORNER
SEC. 24, T11N, R10W



STOLLEY

PARK

ROAD

SECTION LINE

LEGEND



INDICATES 20' WIDE
UTILITY EASEMENT

CITY OF
GRAND ISLAND
UTILITIES DEPARTMENT

EXHIBIT "A"

DRN BY: K.J.M.	SCALE: 1"= 100'
DATE: 11/10/2005	FILE: HAM-KIN



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item E3

**Public Hearing Concerning Acquisition of Utility Easements -
Hwy. 34 & Locust Streets - Wal-Mart South**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Robert H. Smith, Asst. Utilities Director

Meeting: December 6, 2005

Subject: Acquisition of Utility Easement – Along the West Parking lot of Wal-Mart South – U.S. Hwy. 34 and Locust Street – Wal-Mart Real Estate Business Trust & Wal-Mart Stores, Inc.

Item #'s: E-3 & G-8

Presenter(s): Gary R. Mader, Utilities Director

Background

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire two easements relative to the property of Wal-Mart Real Estate Business Trust and Wal-Mart Stores, Inc., located along the west parking lot of Wal-Mart South at U.S. Hwy. 34 and Locust Streets, in the City Of Grand Island, Hall County, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.

Discussion

These easements will be used to place electrical cable and a pad-mounted transformer to provide service to a new fueling station.

Alternatives

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

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

Recommendation

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

Sample Motion

Motion to approve acquisition of the Utility Easements.

NORTHWEST CORNER-
SECTION 34-T11N-R9W

165.71'

82.23'

244.25'

10'

15.85'

80.05'

60'

10'

296.90'

10'

20'

207.12'

82.27'

139.42'

95.02'

50.01'

15'

126.90'

35.36'

178.80'

10'

196.65'

913.46'

60'

35.36'

136.53'

83.20'

369.96'

10'

208.15'

LOT 2
BLOCK 1

LOT 3
BLOCK 1

LOT 4
BLOCK 1

LOT 5
BLOCK 1

OUTLOT D

OUTLOT A

WAL-MART

SOUTH

LOT 1
BLOCK 1

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

LEGEND

INDICATES UTILITY EASEMENT:

TRACT NO. 1
PT OF LOT 2, BLK 1

TRACT NO. 2
PT OF LOT 3, BLK 1

TRACT NO. 3
PT OF LOT 3, BLK 1

TRACT NO. 4
PT OF LOT 4, BLK 1

CITY OF
GRAND ISLAND
UTILITIES DEPARTMENT





EXHIBIT "A"

SOUTH

LOT 1
BLOCK 1

SUBDIVISION

INDICATES UTILITY EASEMENT:

- | | |
|--|-----------------------------------|
|  | TRACT NO. 1
PT OF LOT 2, BLK 1 |
|  | TRACT NO. 2
PT OF LOT 3, BLK 1 |
|  | TRACT NO. 3
PT OF LOT 3, BLK 1 |
|  | TRACT NO. 4
PT OF LOT 4, BLK 1 |

The logo for the City of Grand Island Utilities Department is centered at the top. It features the text "CITY OF" in a small, sans-serif font above the word "GRAND" in a large, bold, serif font. To the right of "GRAND" is a circular emblem containing a stylized sun with horizontal rays and a silhouette of a bird in flight. To the right of the emblem is the word "ISLAND" in the same large, bold, serif font as "GRAND". Below this, the words "UTILITIES DEPARTMENT" are written in a medium-sized, bold, sans-serif font. A thick horizontal line separates the header from the main content area. The main content area is a large white rectangle with a black border. In the center of this rectangle, the text "EXHIBIT 'A'" is written in a very large, bold, black, sans-serif font. At the bottom of the exhibit area, there is a black-bordered table with two rows and two columns. The first row contains the text "DRN BY: K.J.M." in the left column and "SCALE: 1"= 100'" in the right column. The second row contains the text "DATE: 11/14/2005" in the left column and "FILE: WALMART" in the right column. The text in the table is in a bold, black, sans-serif font.

U.S. HIGHWAY NO. 34

NORTHWEST CORNER-
SECTION 34-T11N-R9W

LOCUST STREET

OUTLOT "D"

LOT 2
BLOCK 1

WAL-MART

LOT 1
BLOCK 1

NORTHEAST CORNER-
LOT 3, BLOCK 1,
WAL-MART SOUTH SUB.

SOUTH

SUBDIVISION

EASEMENT

LOT 3
BLOCK 1

POINT OF BEGINNING

EASEMENT

OUTLOT "A"

NORTHEAST CORNER
LOT 4, BLOCK 1
WAL-MART SOUTH SUB.

LOT 4
BLOCK 1

LEGEND



INDICATES 10' WIDE
UTILITY EASEMENT

CITY OF
GRAND ISLAND
UTILITIES DEPARTMENT

EXHIBIT "A"

DRN BY: K.J.M.

SCALE: 1"= 100'

DATE: 11/14/2005

FILE: WALMART



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item E4

**Public Hearing Concerning Acquisition of Utility Easement - 803
East 9th Street - Starostka**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Robert H. Smith, Asst. Utilities Director

Meeting: December 6, 2005

Subject: Acquisition of Utility Easement – 803 East 9th Street – Starostka Group Unlimited, Inc.

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

Presenter(s): Gary R. Mader, Utilities Director

Background

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to the property of Starostka Group Unlimited, Inc., located along the east side of 803 East 9th Street (9th & Poplar) in the City Of Grand Island, Hall County, in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers.

A 20 foot wide easement was obtained on Lots Two (2) and Three (3) of John Voitle's 2nd Subdivision to provide for the relocation of an overhead electric line to allow the construction of three new homes. The twenty foot wide easement straddled the property line 10 feet on each side of Lots 2 and 3. Subsequently, a building was constructed on Lot 3 that extended two feet into the easement. The same owner owns all three lots.

Discussion

To provide a clean bill of sale for the owner, the two feet on the east portion of the easement on Lot 3 will be vacated. Public Works is providing those documents. To maintain 20 feet of total easement, a two foot easement will be dedicated from Lot 2 (803 East 9th Street). The overhead electrical line will remain in place with no changes.

Alternatives

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

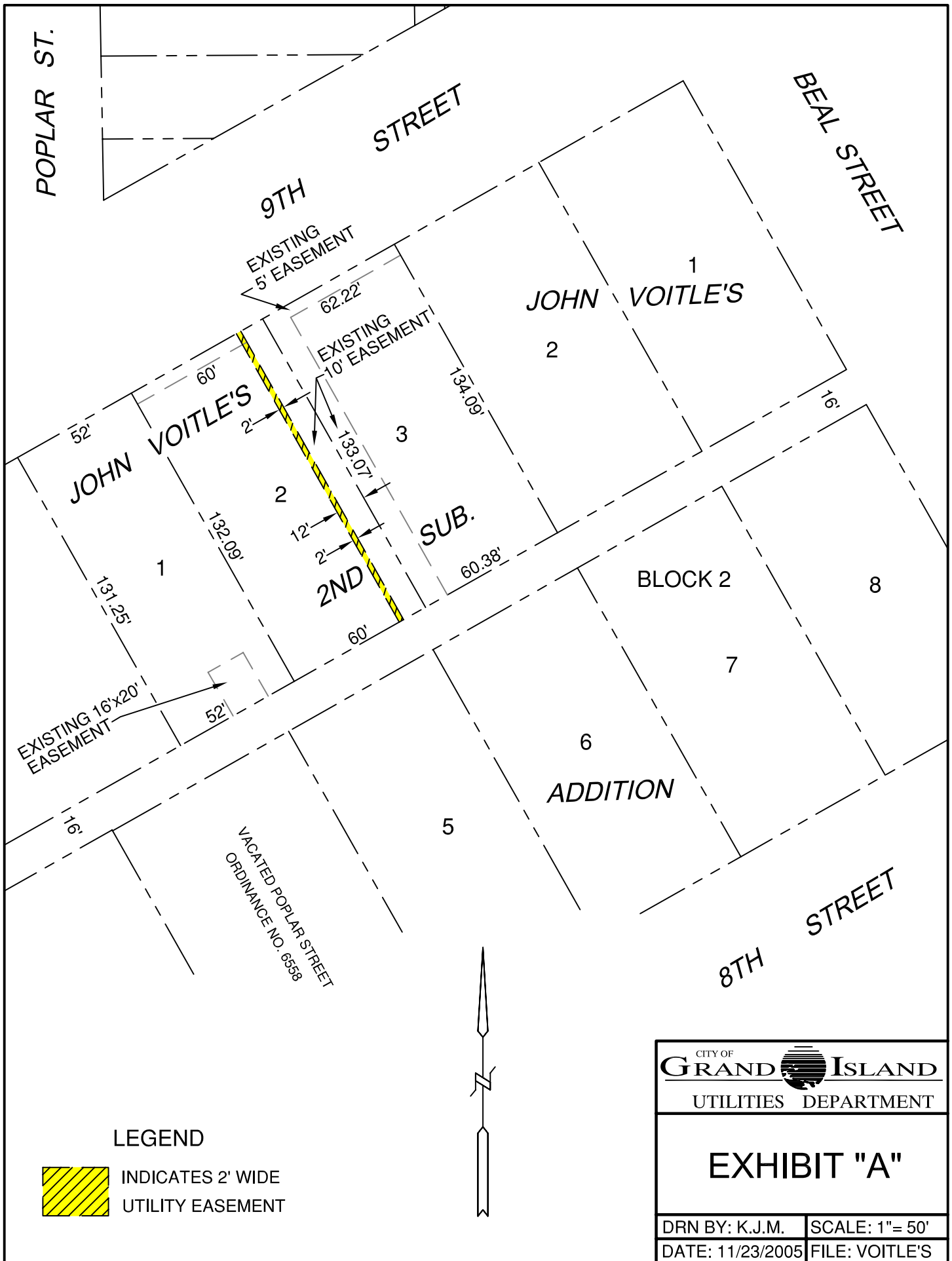
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

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

Sample Motion

Motion to approve acquisition of the Utility Easement.





City of Grand Island

Tuesday, December 06, 2005

Council Session

Item E5

**Public Hearing on Community Development Block Grant
Economic Development Project**

Staff Contact: Joni Kuzma

Council Agenda Memo

From: Joni Kuzma, Community Development

Council Meeting: December 6, 2005

Subject: Community Development Block Grant
Economic Development Project

Item #'s: E-5 & G-12

Presenter(s): Joni Kuzma, Community Development Specialist

Background

The City of Grand Island is requesting \$255,000 to \$505,000 from the Nebraska Department of Economic Development of which \$250,000 to \$500,000 will be loaned to Project Cottonwood (the exact identify of this company is unknown at this time) for activities association with the start up of a transportation - logistics center. The remaining \$5,000 will be retained by the City for audit and administrative expenses associated with the grant. The project will result in the creation of over 100 full-time equivalent positions of which 51% will be held by or made available to low to moderate-income persons. At this time all that is known is this project represents the expansion of an existing company headquartered outside the City of Grand Island. All the CDBG funds will be used for activities that will meet the CDBG national objective of benefiting low-to-moderate income persons.

Discussion

A public hearing is required prior to submission of an application to the Nebraska Department of Economic Development to solicit public comment and input into the proposed project and grant application. Notice of the public hearing was given on November 26, 2005 in the Grand Island Independent.

ALTERNATIVES

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

1. Approve the Economic Development Grant application and authorize the Mayor to sign all related documents.
2. Disapprove or /Deny the Economic Development Grant application.
3. Modify the Economic Development Grant application to meet the wishes of the Council
4. Table the issue

Recommendation

City Administration recommends that the Council approve the Economic Development Grant and authorize the Mayor to sign all related documents.

Sample Motion

Motion to approve the Economic Development Grant and authorize the Mayor to sign all related documents.



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item F1

**#9020 - Consideration of Vacating a Utilities Easement at 805 E.
9th Street (Starostka Group Unlimited, Inc.)**

Staff Contact: Steven P. Riehle, Public Works Department

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: December 6, 2005

Subject: Consideration of Vacating a Utilities Easement at 805 E. 9th Street (Starostka Group Unlimited, Inc.)

Item #'s: F-1

Presenter(s): Steven P. Riehle, Public Works Director

Background

Vacation of easements requires council action through the passing of an ordinance.

The Starostka Group Unlimited built a home on Lot #3 of John Voitles 2nd Subdivision (805 E 9th Street). The home encroaches 1' – 8" into an existing utility easement.

Discussion

Because of the encroachment, a 2' wide strip of easement is being vacated on Lot No. 3 (805 E 9th Street). In order to maintain the 20' easement width, a 2' wide strip of easement will be dedicated on Lot #2 under a separate council agenda item.

Alternatives

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

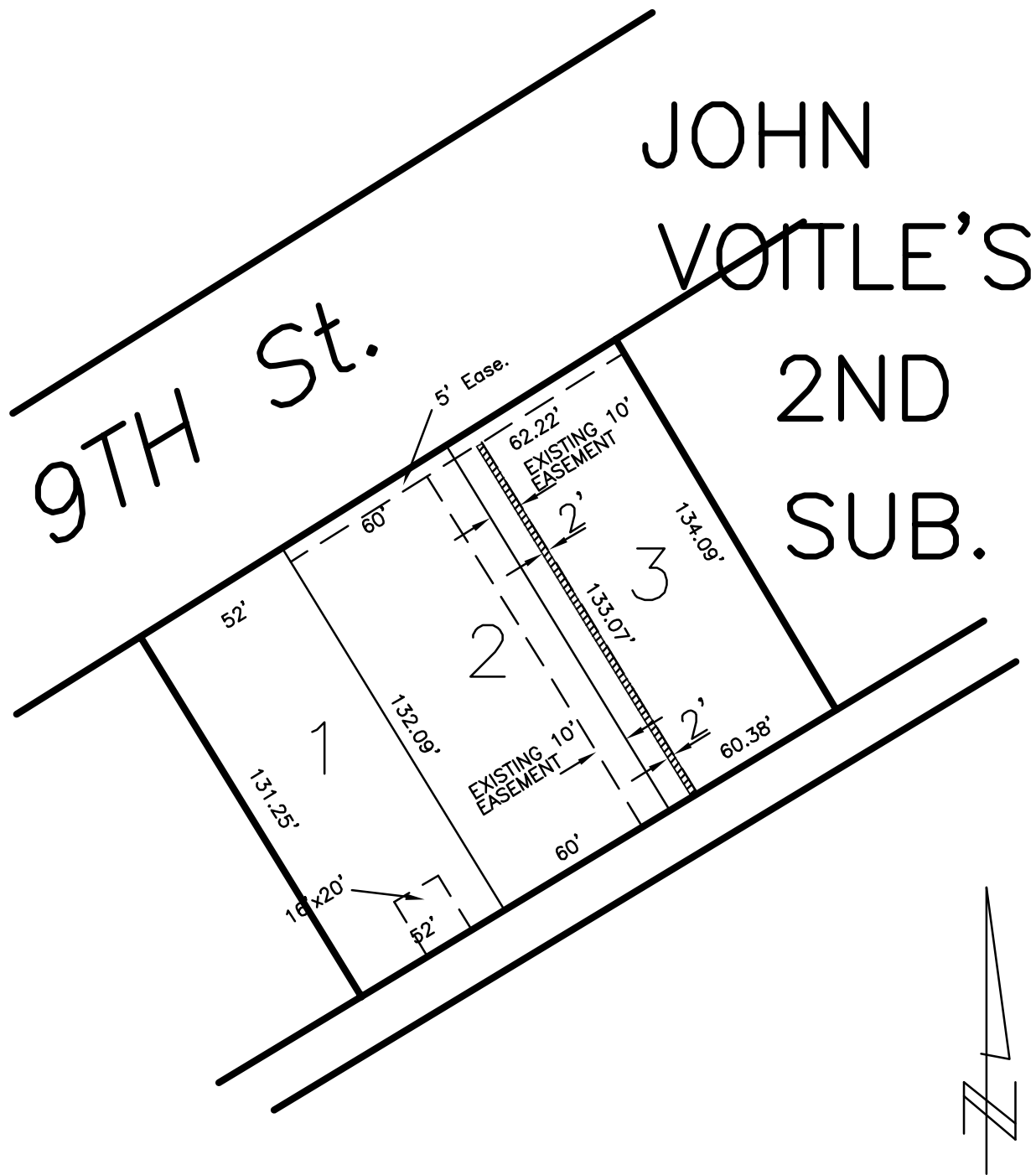
1. Make a motion to approve the ordinance vacating the Utility Easement.
2. Refer the issue to a Committee.
3. Postpone the issue to a future date.
4. Take no action on the issue.

Recommendation

City Administration recommends that the Council approve the ordinance for the vacation of the easement.

Sample Motion

Move to approve the vacation of the Utility Easement.



AREA OF EASEMENT TO BE VACATED

EXHIBIT "A"

* This Space Reserved for Register of Deeds *

ORDINANCE NO. 9020

An ordinance to vacate existing easements and rights-of-way located in a part of Lot Three (3), John Voitle's Second Addition to the City of Grand Island, Hall County, Nebraska; to provide for filing this ordinance in the office of the Register of Deeds of Hall County; 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. That the easement located in the east two (2.0) feet of the west ten feet (10.0) of Lot Three (3) John Voitle's Second Addition, except the north five (5.0) feet thereof, is hereby vacated. Such vacated land is shown on Exhibit "A" attached hereto and incorporated herein by this reference.

SECTION 2. The title to the property vacated by Section 1 of this ordinance shall revert to the owner or owners of Lot Three (3) John Voitle's Second Addition to the City of Grand Island, Hall County, Nebraska.

Approved as to Form	☐ _____
December 1, 2005	☐ City Attorney

ORDINANCE NO. 9020 (Cont.)

SECTION 3. This ordinance is directed to be filed in the office of the Register of Deeds of Hall County, Nebraska.

SECTION 4. This ordinance shall be in force and take effect from and after its passage and publication, without the plat, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: December 6, 2005.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G1

**Approving Councilmember Appointments to Boards and
Commissions**

Staff Contact: Mayor Vavricek

Council Agenda Memo

From: Gary D. Greer, City Administrator

Meeting: December 6, 2005

Subject: Approving Councilmember Appointments to Boards and Commissions

Item #'s: G-1

Presenter(s): Gary D. Greer, City Administrator

Background

It is customary in December of each year for the Mayor to recommend appointments of Councilmember's to represent the City on various Boards and Commissions.

Discussion

The following appointments have been submitted by the Mayor for approval. These appointments will become effective on January 1, 2006 and will expire on December 31, 2006:

Building Code Advisory Board:	Bob Meyer
Business Improvement District #3:	Fred Whitesides
Business Improvement District #4:	Fred Whitesides
Business Improvement District #5:	Jackie Pielstick
City/County Communications/Civil Defense Committee:	Scott Walker, Don Pauly, Bob Meyer
City/County Efficiency Effectiveness: Committee	Margaret Hornady & Mitch Nickerson
Community Development Advisory Board:	Jackie Pielstick

Community Redevelopment Authority:	Margaret Hornady
Fire Station #1/Training:	Bob Meyer
GI Area Economic Development Corp.	Peg Gilbert
Humane Society:	Bob Meyer & Don Pauly
Library Board:	Margaret Hornady
Library Facility Committee:	Margaret Hornady
Multi-Cultural Coalition:	Carole Cornelius
Problem Resolution Team:	Jackie Pielstick
Regional Planning Commission:	Joyce Haase & Mitch Nickerson
Systems Information Advisory Committee (City/County)	Mitch Nickerson
Transportation Committee:	Don Pauly

Alternatives

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

1. Move to approve the appointments of Councilmember's to Board and Commissions
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the recommendation of the Mayor.

Sample Motion

Motion to approve the appointments of Councilmember's to the Boards and Commissions as recommended by the Mayor .



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G2

Approving Appointments to the Electrical Board

The following individuals have expressed their willingness to serve on the City of Grand Island Electrical Board for the year 2006. Larry Seney, Master Electrician; Elio Castillo, Journeyman Electrician; Bob Bennett, Utility Department Representative; Bob Ranard, General Public Representative; and Craig Lewis and Dean Mathis as Ex-Officio members. The above recommendations are made in compliance with the Grand Island City Code and approval is requested.

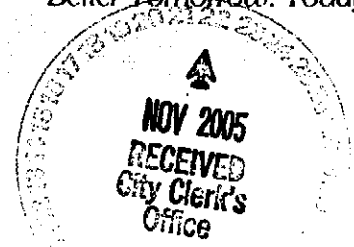
Staff Contact: Mayor Vavricek



INTEROFFICE MEMORANDUM

DATE: November 22, 2005
TO: Mayor Vavricek and City Council
FROM: Craig A. Lewis, Building Department Director *CA*
RE: Appointments to the Electrical Board

Working Together for a
Better Tomorrow. Today.



The following men have been contacted and have indicated their willingness to serve on the Electrical Board of the City of Grand Island for the year 2006.

<u>Representing</u>	<u>Name/Address</u>	<u>Employed</u>
Master Electrician	Larry Seney 1521 N. Walnut Grand Island, NE 68801	G. I. Public Schools
Journeyman Electrician	Elio Castillo 115 W. 6 th St. Grand Island, NE 68801	Middleton Electric
Utility Department	Bob Bennett 1515 S. Newcastle Rd. Grand Island, NE 68801	City of G. I.
General Public	Bob Ranard 2408 W. Louise Grand Island, NE 68803	Retired
Building Inspection (Ex-Officio)	Craig Lewis 2321 W. Koenig Grand Island, NE 68803	City of Grand Island Building Department
Building Inspection (Ex-Officio)	Dean Mathis 2309 W. 14 th St. Grand Island, NE 68803	City of Grand Island Building Department

The above recommendations are made in compliance with the Grand Island Electrical Code and are contingent upon approval of the Mayor and the City Council.



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G3

Approving Appointments to the Gas Fitters & Appliance Installers Board

The following individuals have expressed their willingness to serve on the City of Grand Island Gas Fitters & Appliance Installers Board for the year 2006. Norm Nietfeldt, Master Plumber; Mike McElroy, Master Gas Fitter; Loren Peterson, Gas Company Representative; and David Scoggins and Craig Lewis as Ex-Officio members. The above recommendation is made in compliance with the Grand Island City Code and approval is requested.

Staff Contact: Mayor Vavricek



INTEROFFICE MEMORANDUM

*Working Together for a
Better Tomorrow. Today.*

DATE: November 30, 2005

TO: Mayor Vavricek and City Council

FROM: Craig A. Lewis, Building Department Director *CA*

RE: Appointments to the Gas Fitters & Appliance Installers Board

The following men have been contacted and have indicated their willingness to serve on the Gas Fitters and Appliance Installers Board of the City of Grand Island for the year 2006.

<u>Representing</u>	<u>Name/Address</u>	<u>Employed</u>
Master Plumber Master Gas Fitter	Norm Nietfeldt 1606 Roberta Ave. Grand Island, NE 68803	Nietfeldt Plumbing
Master Gas Fitter Master Appliance Installer	Mike McElroy 2204 S. Blaine Grand Island, NE 68801	McElroy Service Co.
The Gas Company	Loren Peterson P. O. Box 220 Grand Island, NE 68802	Northwestern
Building Inspection (Ex-Officio)	Craig Lewis 2321 W. Koenig Grand Island, NE 68803	City of Grand Island Building Department
Building Inspection (Ex-Officio)	David Scoggins 103 W. 22 nd St. Grand Island, NE 68801	City of Grand Island Building Department

The above recommendations are made in compliance with the Grand Island Gas Code and are contingent upon approval of the Mayor and the City Council.



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G4

Approving Appointments to the Plumbers Examining Board

The following individuals have express their willingness to serve on the City of Grand Island Plumbing Board for a two year term 2006/2007. Larry Callahan, Eric Rose, and Robert Luther, Master Plumbers; Jennifer Herman, General Public Representative; and David Scoggins as Ex-Officio member. The above recommendations are made in compliance with the Grand Island City code and approval is requested.

Staff Contact: Mayor Vavricek

INTEROFFICE MEMORANDUM



*Working Together for a
Better Tomorrow. Today.*

DATE: November 30, 2005
TO: Mayor Vavricek and City Council
FROM: Craig A. Lewis, Building Department Director *CL*
RE: Appointments to the Plumbing Board

The following people have been contacted and have indicated their willingness to serve on the Plumbing Board of the City of Grand Island for a two-year term.

<u>Term</u>	<u>Representing</u>	<u>Name/Address</u>	<u>Employed</u>
2 yr. 06-07	Master Plumber	Larry Callahan 2915 W. 10 th St. Grand Island, NE 68803	Local Business Owner
2 yr. 06-07	Master Plumber	Eric Rose 3821 Arch Ave. Grand Island, NE 68803	Husker Plumbing & Drain
2 yr. 06-07	General Public	Jennifer Herman 13531 W. White Cloud Rd. Cairo, NE 68824	Herman Plumbing
2 yr. 06-07	Master Plumber	Robert Luther 509 N. Custer Grand Island, NE 68803	
	Building Inspection (Ex-Officio)	David Scoggins 103 W. 22 nd St. Grand Island, NE 68801	City of G. I. Building Department

The above recommendations are made in compliance with the Grand Island Plumbing Code and are contingent upon approval of the Mayor and the City Council.



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G5

Approving Re-Appointment of Kurt Haecker to the City/County Efficiency Effectiveness Committee

The Mayor has submitted the re-appointment of Kurt Haecker to the City/County Efficiency Effectiveness Committee. The appointment would become effective December 7, 2005, upon approval by council and would be renewed at the reorganizational meeting of December 5, 2006. Approval is recommended.

Staff Contact: Mayor Vavricek



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G6

**#2005-338 - Approving Bid Award for One (1) 2006 Ford E-450
Type III, Class 1 Ambulance**

Staff Contact: Jim Rowell

Council Agenda Memo

From: Terry Leslie, EMS Division Chief
Meeting: December 6, 2005
Subject: Purchase of 2006 Ambulance and optional equipment
Item #'s: G-6
Presenter(s): Terry Leslie, EMS Division Chief

Background

The bid opening for the ambulance and optional equipment was held on November 21, 2005. Two bids were received within the estimated cost with funding provided in previous council action. Midwest Vehicle Professionals, Inc of York NE submitted a bid for \$133,953 without exceptions on the vehicle and; Fireguard, Inc of Omaha NE submitting a bid for \$121,042 with exceptions for the vehicle. The optional equipment bids were for a stair chair with descent control system, airway and medication cases, traction splint, vacuum splints, monitor/defibrillator, tablet PC, knox box key secure, pulse oximeter, and pediatric pulse oximeter sensors.

Discussion

After reviewing the exceptions noted in the bid from Fireguard, Inc it should be noted that we find this bid unacceptable because of the following items: (a) vehicle overall dimensions not according to specifications; (b) not bidding a raised cab roof caused interior and exterior compartment measurements to be different from bid specifications; (c) components and rear threshold are manufactured with thinner material; (d) a radio was not bid as requested in the specifications. For our needs it is important to have equipment uniformly placed in all units and adequate storage for the equipment carried and this unit did not allow this. The bid from Midwest Vehicle Professionals, Inc met all requirements listed in the specifications.

After reviewing the bids on optional equipment it is believed by administration that better item pricing on the requested equipment may be obtained by resubmitting requests for bids or quotes from additional vendors.

The total budget allowed for the purchase of the vehicle and equipment allowed is \$165,000.00 on line number 10022102 85625.

Alternatives

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

1. Move to approve the purchase of a 2006 ambulance from Midwest Vehicles Professionals, Inc.
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the purchase of the ambulance from Midwest Vehicle Professionals Inc of York NE for \$133,953. City Administration, also, recommends that both bids for optional equipment be denied. Requests for bids on the optional equipment will released at a later date.

Sample Motion

Motion to approve .

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: November 21, 2005 at 11:00 a.m.

FOR: 2006 Ford E-450 Type III, Class 1 Ambulance

DEPARTMENT: Fire

ESTIMATE: \$165,000.00

FUND/ACCOUNT: 10022102-85625

PUBLICATION DATE: November 6, 2005

NO. POTENTIAL BIDDERS: 7

SUMMARY

Bidder:	<u>Fire Guard</u> Omaha, NE	<u>MVP</u> York, NE
Bid Security:	Lexon Insurance Co.	Travelers Casualty & Surety
Exceptions:	Noted	None
Bid Price:	\$121,043.00	\$133,953.00

cc: Jim Rowell, Fire Chief
Chris Hoffman, Public Safety Sec.
Dale Shotkoski, Purchasing Agent

Terry Leslie, EMS Division Chief
Gary Greer, City Administrator
Laura Berthelsen, Legal Assistant

P1041

FIREGUARD

Suppliers of Quality Fire Protection Products

4404 S. 76th Circle • OMAHA, NEBRASKA 68127

December 2, 2005

SENT VIA FACSIMILE AND REGULAR MAIL

CITY CLERK
CITY OF GRAND ISLAND
100 EAST FIRST STREET
P.O. BOX 1968
GRAND ISLAND, NE 68802-1968

RE: 2006 Ford E450, Type III Ambulance Bid Clarifications

Dear City Clerk:

On November 30th 2005, I received a phone call from Grand Island Fire EMS Chief Terry Leslie with regards to our bid proposal and optional equipment.

Chief Leslie informed me that the City of Grand Island Fire Department will recommend to the City Council that the bid for a MedTec ambulance from MVP Emergency Vehicles be accepted over the bid from FireGuard, Inc. for a Marque ambulance. Chief Leslie cited the only reason for their recommendation was that the exterior compartment dimensions and the interior cabinetry dimensions proposed by FireGuard and Marque would not accommodate the equipment intended to be stored in the compartments.

Chief Leslie also inquired if FireGuard would be interested in providing some of the Optional Equipment specified in our bid at the prices proposed. Specifically, he asked about four of the items on that list. In response to that question, FireGuard's response is that the prices outlined in our bid proposal were based on us receiving the order for the ambulance and potentially, the optional equipment. Should we receive that order, we would supply any of the items of Optional Equipment we specified at the prices outlined in our bid proposal.

My concern with the recommendation to purchase the ambulance from MedTec based on their specifications and price is two-fold. First, as we understand the prices proposed and the ambulance specified by FireGuard and Marque, the Marque unit is approximately \$12,000.00 less than the one proposed by MedTec. Second, the only reason cited by Chief Leslie for the department's recommendation is the compartment and cabinetry

sizes did meet your specifications. FireGuard and Marque would like to clarify that the Marque unit can be built to the specifications required for the City of Grand Island at no additional charge. Our bid proposal took exception to some of these sizes and after further review, Marque and FireGuard can meet with specifications for these items.

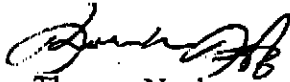
Since the reason for the recommendation to purchase the MedTec unit was based solely on the exception to the compartment and cabinetry dimensions, this no longer appears to be an issue as we will meet those specifications.

I would ask that you forward this clarification to the Fire Department immediately so that they are aware of this clarification. FireGuard did not meet these specifications in our original proposal as we were not aware of the equipment that the department intends to store in these areas. Now that we are aware of that, we wanted to clarify our intent to meet the department's specifications and ask for further consideration to being accepted to provide this unit to the City of Grand Island.

Should the recommendation remain to purchase the other unit from MedTec, FireGuard feels obligated to formally protest this award. We would appreciate receiving formal bid tabulations including ambulance manufacturer name, dealer submitting bid name, bid price and reasons for the decision reached.

If there are additional questions, please contact me.

Sincerely,



Thomas Negley
Apparatus Sales and Service Manager
FireGuard, Inc.

Cc: Tom Goggan, Director of Sales, Marque, Inc.

R E S O L U T I O N 2005-338

WHEREAS, the City of Grand Island invited sealed bids for one 2006, Ford E-450 Type III, Class 1 Ambulance, according to plans and specifications on file with the City Clerk; and

WHEREAS, on November 14, 2005, bids were received, opened and reviewed; and

WHEREAS, Midwest Vehicle Professionals Inc. of York, 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 \$133,953; and

WHEREAS, such bid is below the estimate for such vehicle.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Midwest Vehicle Professionals Inc. of York, Nebraska, in the amount of \$133,953 for one 2006, Ford E-450 Type III, Class 1 Ambulance is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, December 6, 2005.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G7

#2005-339 - Approving Acquisition of Utility Easement - 3312 West Stolley Park Road - Dinsy, LLC

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

Staff Contact: Gary R. Mader

RESOLUTION 2005-339

WHEREAS, a public utility easement is required by the City of Grand Island, from Dinsy, LLC, a Nebraska limited liability company, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on December 6, 2005, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of Lot One (1) Hamilton-Kinman Subdivision in the city of Grand Island, Hall County, Nebraska, the southerly line of the twenty (20.0) foot wide easement and right-of-way being more particularly described as follows:

Commencing at the southeast corner of Hamilton-Kinman Subdivision, also being the southeast corner of Section Twenty Four (24), Township Eleven (11) North, Range Ten (10) West of the 6th P.M.; thence westerly along a southerly line of said Hamilton-Kinman Subdivision, and also being the southerly line of said Section Twenty Four (24), a distance of Two Hundred Seventy Two and Five Tenths (272.5) feet; thence northerly along a westerly line of said Hamilton-Kinman Subdivision, and also being parallel with the easterly line of said Section Twenty Four (24), a distance of Four Hundred Fifty One (451.0) feet, to a southeast corner of Lot One (1) said Hamilton-Kinman Subdivision, said corner being the ACTUAL point of beginning; thence westerly along a southerly line of said Lot One (1), a distance of Two Hundred Fifty Two and One Tenth (252.1) feet to a southwesterly corner of said Lot One (1).

The above-described easement and right-of-way containing 0.116 acres, more or less, as shown on the plat dated November 10, 2005, 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 Dinsy, LLC, a Nebraska limited liability company, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, December 6, 2005.

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
December 1, 2005	☐ City Attorney



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G8

**#2005-340 - Approving Acquisition of Utility Easements - Hwy 34
& Locust Streets - Wal-Mart South**

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

Staff Contact: Gary R. Mader

RESOLUTION 2005-340

WHEREAS, public utility easements are required by the City of Grand Island, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on December 6, 2005, for the purpose of discussing the proposed acquisition of an easement and right-of-way from Wal-Mart Real Estate Business Trust, a Delaware Statutory Trust, through a part of Outlot A, Wal-Mart South Subdivision located in the City of Grand Island, Hall County, Nebraska, the easterly line of the ten (10.0) foot wide utility easement and right-of-way being more particularly described as follows:

Commencing at the northeast corner of Lot Three (3), Block One (1), Wal-Mart South Subdivision; thence S01°17'55"E, a distance of One Hundred Ninety Six and Sixty Five Hundredths (196.65) feet to a southeast corner of Lot Three (3), Block One (1), said Wal-Mart South Subdivision being the ACTUAL Point of Beginning; thence continuing S01°17'55"E, a distance of One Hundred Thirty (130.0) feet to a northeast corner of Lot Four (4), Block One (1) said Wal-Mart South Subdivision; thence N46°15'15"W, a distance of Fourteen and Fourteen Hundredths (14.14) feet along a northwesterly line of Lot Four (4), Block One (1) said Wal-Mart South Subdivision; thence N01°17'55"W, a distance of One Hundred Ten (110.0) feet to a point on a southerly line of Lot Three (3), Block One (1) said Wal-Mart South Subdivision; thence N43°42'05"E, a distance of Fourteen and Fourteen Hundredths (14.14) feet along a southeasterly line of Lot Three (3), Block One (1) said Wal-Mart South Subdivision to the said Point of Beginning.

The above-described easements and right-of-way containing 0.027 acres, more or less, as shown on the plat dated November 14, 2005, marked Exhibit "A" attached hereto and incorporated herein by reference; and

WHEREAS, a public hearing was held on December 6, 2005, for the purpose of discussing the proposed acquisition of an easement and right-of-way from Wal-Mart Stores, Inc., a Delaware corporation, through a part of Lot Two (2), Lot Three (3), and Lot Four (4), Block One (1) Wal-Mart South Subdivision located in the City of Grand Island, Hall County, Nebraska, the easement and right-of-way being more particularly described as follows:

TRACT 1: The easterly ten (10.0) feet of Lot Two (2), Block One (1) Wal-Mart South Subdivision; AND

TRACT 2: The easterly ten (10.0) feet of Lot Three (3), Block One (1), Wal-Mart South Subdivision; AND

TRACT 3: The northerly twenty (20.0) feet of the westerly ten (10.0) feet of the easterly twenty (20.0) feet of Lot Three (3), Block One (1), Wal-Mart South Subdivision; AND

TRACT 4: The easterly ten (10.0) feet of Lot Four (4), Block One (1), Wal-Mart South Subdivision.

The above-described easements and right-of-way containing a combined total of 0.215 acres, more or less, as shown on the plat dated November 14, 2005, marked Exhibit "B" 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 public utility easements as designated above.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, December 6, 2005.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G9

**#2005-341 - Approving Acquisition of Utility Easement - 803 East
9th Street - Starostka**

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

Staff Contact: Gary R. Mader

RESOLUTION 2005-341

WHEREAS, a public utility easement is required by the City of Grand Island, from Starostka Group Unlimited, Inc., a Nebraska corporation, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on December 6, 2005, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of Lot Two (2) John Voitle's Second Subdivision in the city of Grand Island, Hall County, Nebraska, the two (2.0) foot wide easement and right-of-way being more particularly described as follows:

The westerly two (2.0) feet of the easterly twelve (12.0) feet of Lot Two (2) John Voitle's Second Subdivision.

The above-described easement and right-of-way containing 266.1 square feet, more or less, as shown on the plat dated November 23, 2005, 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 Starostka Group Unlimited, Inc., a Nebraska corporation, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, December 6, 2005.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G10

**#2005-342 - Approving the Safety Glass Contract for the Utilities,
Public Works and Parks and Recreation Departments for 2006 -
2008**

Staff Contact: Gary R. Mader;Steve Paustian;Steve Riehle;Dale Sho

Council Agenda Memo

From: Gary R. Mader, Utilities Director
Steve Riehle, Public Works Director
Steve Paustian, Parks Director
Dale Shotkoski, Asst. City Attorney/Purchasing

Meeting: December 6, 2005

Subject: Award of Safety Glass Contract for 2006 - 2008

Item #'s: G-10

Presenter(s): Gary R. Mader, Utilities Director

Background

Requests for quotes were solicited for safety glass services for the Utilities, Public Works, and Parks & Recreation Departments for 2006, 2007, and 2008 on September 14, 2005.

Discussion

Documents were mailed to nine local vendors, and advertised in *The Grand Island Daily Independent* on September 16, 2005. Four quotes were returned by the November 9, 2005 5:00 p.m. deadline.

Wal-Mart Vision Center – South
Grand Island, NE

Wal-Mart Vision Center - North
Grand Island, NE

Shopko Optical
Grand Island, NE

Eyecare Professionals/Grand Island Optical
Grand Island, NE

Each department reviewed the quotes received and the unanimous recommendation is Eyecare Professionals/Grand Island Optical. Recommendation was based primarily on overall prices quoted, with consideration of hours of service and quality of items purchased. A copy of the price quotes is attached.

Alternatives

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

1. Move to approve the three year contract for safety glasses for Utilities, Parks and Recreation and Public Works to Eyecare Professionals/Grand Island Optical
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the three year contract for Safety Glasses for the Utilities, Public Works, and Parks and Recreation Departments, to Eyecare Professionals/Grand Island Optical, of Grand Island, Nebraska. The prices of Eyecare Professionals were low by a substantial margin for nearly all items quoted.

Sample Motion

Motion to the Safety Glass Contract between the City of Grand Island and Eyecare Professionals/Grand Island Optical.

Comparisons for Safety Glasses 2006 - 2008

Four Quotes were returned:

- Company #1 – Wal-Mart North
- Company #2 - Wal-Mart South
- Company #3 – Eyecare Professionals
- Company #4 – Shopko Eyecare

1. Lenses as Specified

Company #	Glass				Plastic				Polycarbonate			
	1	2	3	4	1	2	3	4	1	2	3	4
Plain Lens	70.00	70.00	26.00	24.88	70.00	20.00	15.00	24.88	110.00	20.00	10.00	27.88
Single Vision	70.00	70.00	23.00	24.88	70.00	20.00	20.00	24.88	110.00	20.00	25.00	27.88
Bifocal	98.00	98.00	36.00	37.88	85.00	45.00	33.00	37.88	145.00	85.00	41.00	43.88
Trifocal	125.00	125.00	44.00	44.88	120.00	90.00	40.00	44.88	160.00	115.00	51.00	53.88
Progressive	251.00	270.00	90.00	99.88	170.00	140.00	80.00	89.88	210.00	195.00	99.00	104.88
Varilux	N/A	270.00	132.00	148.88	200.00	194.00	125.00	138.88	N/A	N/A	153.00	163.88
AVERAGE	122.80	150.50	58.50	63.55	119.17	84.83	52.17	60.21	147.00	87.00	63.17	70.38

OverSize:

#1 Charges \$24.00 each for Single Vision, Multifocal, and Plain.
 #2, #3, & #4 - No Charge for this service

Tinting

Company #	Photogray				Transitions			
	1	2	3	4	1	2	3	4
Single Vision	108.00	38.00	8.00	8.00	115.00	Not available on Safety Lenses	28.00	28.00
Bifocal	131.00	33.00	14.00	14.00	150.00		36.00	36.00
Trifocal	155.00	No Bid	19.00	19.00	185.00		50.00	50.00
Plain	108.00	38.00	11.00	8.00	115.00		28.00	28.00
Progressive	316.00	70.00	20.00	20.00	235.00		49.00	49.00
Average	163.60	44.75	14.40	13.80	160.00	N/A	38.20	38.20

Solid Color Tint

Company #	1	2	3	4
Single	15.00	10.00	4.00	4.00
Multifocal	15.00	10.00	4.00	7.00

Frames

Company #1 and #2 do not have Titmus Frames. The cost of the frames that they do have available range from \$9.00 to \$84.00 each. They were not listed separately.

Company #3 listed 60 different Titmus Frames that are available. Ranging from 5.50 to 88.00. **Average cost for frames is \$27.86**

Company #4 listed 52 different Titmus Frames available. Ranging from \$5.99 to \$69.25. **Average cost for frames is \$26.82.**

Company 1, 3, and 4 include a glass case in the cost of the glasses. Company #2 does not.

Frame Repair Costs:

Company #	1	2	3	4
Front	"See Warranty Brochure"	Total Cost of Frames	\$0	\$4.88 to \$29.63
Temple	"See Warranty Brochure"	Total Cost of Frames	\$0	\$2.44 to \$17.31

Nose Pad Replacement:

Company #	1	2	3	4
Plastic	\$2.01	N/A	\$3.50	\$4.00
Silicone	\$2.01	\$2.00	\$3.50	\$4.00

Completion time:

Company #	1	2	3	4
	About one week	One to two weeks	5 days or less	3 to 7 days, varilux up to 14 days

Exceptions:

Company #3 – Specialty lenses – up to 14 days

Company #4 “- “Prices are always subject to change”



Dale M. Shotkoski, Assistant City Attorney

*Working Together for a
Better Tomorrow, Today*

**QUOTES
FOR
SAFETY GLASSES AND SERVICES**

QUOTE DUE DATE: November 9, 2005 at 5:00 p.m.
DEPARTMENT: Utilities, Public Works, & Parks
PUBLICATION DATE: September 16, 2005
NO. POTENTIAL BIDDERS: 9

SUMMARY OF PROPOSALS RECEIVED

Wal-Mart
2250 North Diers Avenue
Grand Island, NE 68803

Wal-Mart
3501 South Locust Street
Grand Island, NE 68801

Eyecare Professionals
PO Box 5076
420 N. Diers Avenue
Grand Island, NE 68802

Shopko Eyecare Center
2208 North Webb Road
Grand Island, NE 68803

cc: Gary Mader, Utilities Director
Pat Gericke, Utilities Admin. Sec.
Steve Paustian, Parks Director
David Springer, Finance Director
Laura Berthelsen, Legal Assistant

Steve Riehle, Public Works Director
Danelle Collins, PW Admin. Sec.
Gary Greer, City Administrator
Dale Shotkoski, Purchasing Agent

P1020

R E S O L U T I O N 2005-342

WHEREAS, the City of Grand Island invited quotes for Safety Glasses and Service for the Utilities, Public Works and Parks and Recreation Departments, according to the City's Request for Quotes on file with the Utilities Administration Office; and

WHEREAS, quotes were due on November 9, 2005; and

WHEREAS, Eyecare Professionals / Grand Island Optical of Grand Island, Nebraska, submitted a quote in accordance with the terms of the advertisement for quotes and all other statutory requirements contained therein.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the quote of Eyecare Professionals / Grand Island Optical of Grand Island, Nebraska, for safety glasses and service for the Utilities, Public Works and Parks and Recreation Departments for the years 2006, 2007 and 2008 for the amounts set out in its quote is hereby approved as the best quote received.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, December 6, 2005.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G11

#2005-343 - Approving FTE Amendment

Staff Contact: Brenda Sutherland

Council Agenda Memo

From: Brenda Sutherland, Human Resources Director

Meeting: December 6, 2005

Subject: Approving FTE Amendment

Item #'s: G-11

Presenter(s): Brenda Sutherland, Human Resources Director

Background

The Council approves a list of FTE's (full time equivalents) during the budget process. These lists are found in the budget book under each department's budget. This provides a guide for filling positions at the City.

Discussion

The Council has recently approved position changes in the Emergency Management Center. Salary Ordinance 9017 was passed on 11-08-05 to allow for the position of Emergency Management Clerk and Emergency Management Deputy Director and to delete the positions of Communications Supervisor and Emergency Management Coordinator. Administration recommends changing the FTE schedule in the budget book to reflect this approved change. Another change that is recommended at this time is to delete the Public Safety Secretary position at the Police Department and replace it with a Police Records Clerk position. Police Department administration believes that it can more efficiently perform duties needed with this position change. The change will not add any FTE's to the department and will decrease payroll. Lastly, there is a typographical error in the current budget book that needs corrected in the Building Department. During the budget process, the Building department requested that the position of Building Clerk be eliminated and replaced with a building secretary. This was approved and the appropriate payroll dollars budgeted. However, it didn't get changed in the budget book.

The changes in the Emergency Management Center and the Police Department will result in no additional FTE's and will actually have a positive impact on payroll. The change in the Building Department is a mere correction to a typographical error that was missed during the budget process.

Alternatives

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

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

Recommendation

City Administration recommends that the Council approve the FTE amendment.

Sample Motion

Motion to approve the FTE amendment.

RESOLUTION 2005-343

WHEREAS, the 2005/2006 adopted budget for the Emergency Management Department allows for one full-time equivalent (FTE) Communications Supervisor and one Emergency Management Coordinator; and

WHEREAS, it has been recommended that the Communications Supervisor position be removed and replaced with an Emergency Management Deputy Director position, and that the Emergency Management Coordinator position be removed and replaced with an Emergency Management Clerk position; and

WHEREAS, the 2005/2006 adopted budget for the Police Department allows for one full-time equivalent (FTE) Public Safety Secretary; and

WHEREAS, it has been recommended that the Public Safety Secretary position be removed and replaced with a Police Records Clerk position; and

WHEREAS, the 2005/2006 adopted budget for the Building Department lists one full-time equivalent (FTE) Building Clerk; and

WHEREAS, during the budget process, approval was made to remove the Building Clerk position and replace it with a Building Secretary position, however this was not done in the final budget book; and

WHEREAS, Ordinance No. 9017 was approved by the Grand Island City Council on November 22, 2005 which allowed the above-identified changes.

WHEREAS, the above changes can be accomplished without a budget increase in personnel costs.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the 2005/2006 adopted budget be amended to remove the full-time equivalent allocation for the Communications Supervisor position and to replace it with a full-time equivalent allocation for Emergency Management Deputy Director.

BE IT FURTHER RESOLVED, that the 2005/2006 adopted budget be amended to remove the full-time equivalent allocation for the Emergency Management Coordinator position and to replace it with a full-time equivalent allocation for a Emergency Management Clerk position.

BE IT FURTHER RESOLVED, that the 2005/2006 adopted budget be amended to remove the full-time equivalent allocation for the Public Safety Secretary position and to replace it with a full-time equivalent allocation for a Police Records Clerk position.

BE IT FURTHER RESOLVED, that the 2005/2006 adopted budget be amended to remove the full-time equivalent allocation for the Building Clerk position and to replace it with a full-time equivalent allocation for a Building Secretary.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, December 6, 2005.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G12

#2005-344 - Approving Community Development Block Grant Economic Development Project

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

Staff Contact: Joni Kuzma

RESOLUTION 2005-344

WHEREAS, the City of Grand Island, Nebraska, is an eligible unit of a general local government authorized to file an application through the Nebraska Department of Economic Development for a Community Development Block Grant; and

WHEREAS, a grant application has been prepared to request between \$255,000 and \$505,000 in funding for start up costs associated with a transportation – logistics center, known at this time as Project Cottonwood; and

WHEREAS, the project would result in the creation of over 100 full-time equivalent positions of which at least 51% would be held or made available to low to moderate-income persons; and

WHEREAS, the City would retain \$5,000 of such grant funding for audit and administrative expenses associated with the grant; and

WHEREAS, a public hearing was held on December 6, 2005, to accept public comment on the proposed project and grant application.

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

1. The City of Grand Island, Nebraska, is hereby authorized to apply for financial assistance from the Nebraska Department of Economic Development for the purpose of funding start up costs associated with a transportation – logistics center, known at this time as Project Cottonwood.
2. The Mayor is hereby authorized and directed to execute such grant application and other documentation on behalf of the City of Grand Island for such grant process.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, December 6, 2005.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G13

**#2005-345 - Approving Change Order No. 1 to the Contract with
The Diamond Engineering Company for Sanitary Sewer Project
2004-S-12; Heartland Events Center at Fonner Park**

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: December 6, 2005

Subject: Approving Change Order No. 1 to the Contract with The Diamond Engineering Company for Sanitary Sewer Project 2004-S-12; Heartland Events Center at Fonner Park

Item #'s: G-13

Presenter(s): Steven P. Riehle, Public Works Director

Background

On December 6, 2004 the City of Grand Island entered into a contract with The Diamond Engineering Company for construction services to build sanitary sewer project 2004-S-12; Heartland Event Center at Fonner Park. Any changes to the contract must be approved by the city council.

Discussion

Three sections of concrete on the Fonner Park entrance road and a concrete driveway to the soccer fields needed to be removed as they were too close to the existing manhole to allow for safe excavation to the sewer main. In addition, culverts under two driveways were in conflict with the new sanitary sewer main construction and needed to be moved.

The Engineering Division of the Public Works Department is submitting Change Order No. 1 in the amount of \$6500.67, with the following changes:

Original Contract		\$64,950.10
A. Remove & Replace Concrete Pavement	162.05 s.y @ \$ 37.40/s.y.	\$ 6,060.67
B. Remove & Replace 12" Culvert	2.00 ea @ \$220.00	\$ 440.00
Revised Contract		\$71,450.77

Alternatives

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

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

Recommendation

City Administration recommends that the Council pass a resolution authorizing the Mayor to execute the Change Order.

Sample Motion

Approve Change Order No. 1 to the contract with The Diamond Engineering Company for Sanitary Sewer Project 2004-S-12.

City of Grand Island
100 East 1st Street
Grand Island, Nebraska 68801

CHANGE ORDER NO. 1

Date of Issuance: December 1, 2005

PROJECT: Sanitary Sewer Project 2004-S-12; Heartland Event Center at Fonner Park

CONTRACTOR: The Diamond Engineering Company, P.O. Box 1327, Grand Island, NE 68802

CONTRACT DATE: December 6, 2004 **AMOUNT OF ORIGINAL CONTRACT:** \$64,950.10

You are directed to make the changes noted below in the subject contract:

- 1) Remove and replace concrete pavement (162.05 s.y. @ \$37.40/s.y. = \$6,067.67)
- 2) Remove and replace 12" Culvert (2.00 ea @ \$220.00 = \$440.00)

The changes result in the following adjustment of Contract Price and Contract Time:

Contract Price Prior to This Change Order	\$ 64,950.10
Net Increase/ Decrease Resulting from this Change Order	\$ <u>6,500.67</u>
Revised Contract Price Including this Change Order	\$ 71,450.77

Contract Time Prior to This Change Order/Calendar Days - Substantial CompletionApril 1, 2005

Net Increase Resulting from This Change Order 0 days

Current Contract Time Including this Change Order Phase I&II-Substantial Completion.....April 1, 2005

Approval Recommended:

City of Grand Island
Owner

By _____
Public Works Director, City of Grand Island

Date _____

The Above Change Order Accepted:

The Diamond Engineering Company
Contractor

By _____
Name, Title

Date _____

Approved for the City of Grand Island

Mayor

Attest: _____
City Clerk

Date _____

RESOLUTION 2005-345

WHEREAS, on November 23, 2004, by Resolution 2004-296, the City of Grand Island awarded the bid for Sanitary Sewer Project 2004-S-12 to The Diamond Engineering Company of Grand Island, Nebraska; and

WHEREAS, it has been determined that modifications to the work to be performed by The Diamond Engineering Company are necessary; and

WHEREAS, such modifications have been incorporated into Change Order No. 1; and

WHEREAS, the result of such modifications will increase the contract amount by \$6,500.67 for a revised contract price of \$71,450.77.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Mayor be, and hereby is, authorized and directed to execute Change Order No. 1 between the City of Grand Island and The Diamond Engineering Company of Grand Island, Nebraska to provide the modification set out as follows:

Remove and replace concrete pavement	6,060.67
Remove and replace 12" culvert.....	440.00

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, December 6, 2005.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G14

**#2005-346 - Approving Certificate of Final Completion for
Heartland Events Center Sewer Project; 2004-S-12**

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: December 6, 2005

Subject: Certificate of Final Completion for Heartland
Events Center Sewer Project; 2004-S-12

Item #'s: G-14

Presenter(s): Steven P. Riehle, Public Works Director

Background

Sanitary Sewer Project 2004-S-12, has been fully completed by Starostka Group Unlimited, Grand Island, Nebraska under a contract dated December 6, 2004. Work commenced on December 9, 2004 and was completed in February 2005.

Discussion

The work for Sanitary Sewer Project 2004-S-12 was completed in accordance with the terms, conditions, and stipulations of the contract and complies with the contract, the plans, and the specifications. The project was completed on schedule at a construction price of \$71,927.32. Total cost of the project, including contract administration, is \$79,787.55. Costs for the project break down as follows:

Original Bid	\$ 64,950.10
Change Order No. 1	\$ 6,500.67
Revised Contract Amount	\$ 71,450.77
Overruns	\$ 476.55
Sub Total (Construction Price)	\$ 71,927.32
Additional Costs	
<u>Engineering, Publication, TV Insp. Costs,</u>	
<u>Easement Acquisition/Restoration Costs</u>	<u>\$ 7,860.23</u>
Total Project Cost	\$ 79,787.55

Alternatives

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

1. Approve the Certificate of Final Completion.
2. Refer the issue to a Committee.
3. Postpone the issue to a future date.
4. Take no action on the issue.

Recommendation

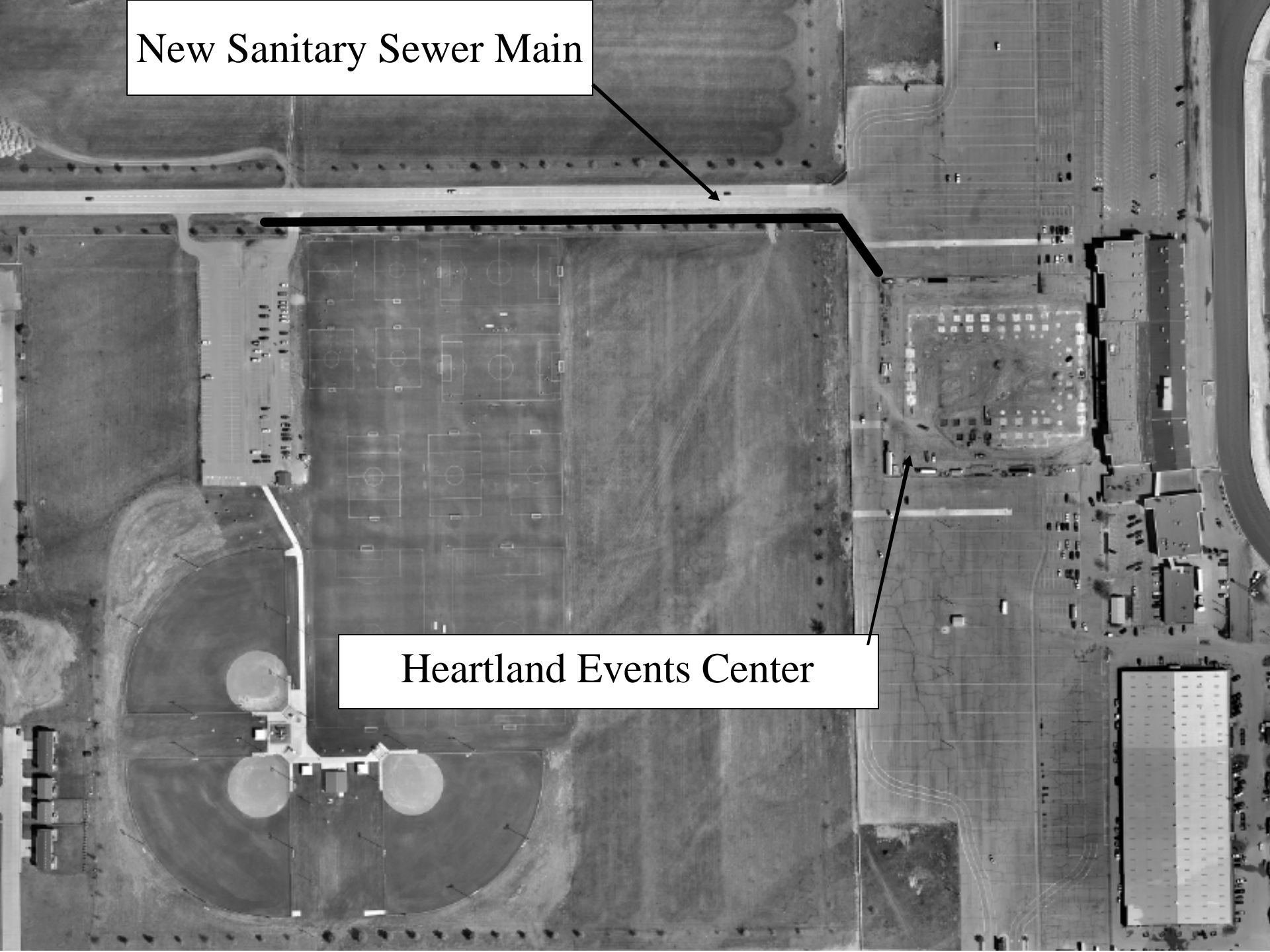
City Administration recommends that the Council approve the Certificate of Final Completion for Sanitary Sewer Project 2004-S-12.

Sample Motion

Move to approve the Certificate of Final Completion.

New Sanitary Sewer Main

Heartland Events Center



ENGINEER'S CERTIFICATE OF FINAL COMPLETION

SANITARY SEWER PROJECT 2004-S-12

CITY OF GRAND ISLAND, NEBRASKA

December 6, 2005

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

This is to certify that Sanitary Sewer Project 2004-S-12, has been fully completed by The Diamond Engineering Company, Grand Island, Nebraska under a contract dated December 6, 2004. The work has been completed in accordance with the terms, conditions, and stipulations of said contract and complies with the contract, the plans, and the specifications. The work is hereby accepted for the City of Grand Island, Nebraska, by me as Public Works Director in accordance with the provisions of Section 16-650 R.R.S., 1943.

It is further certified that the improvements as constructed include the following items and costs and that this certificate shall constitute the Final Payment for this work.

Sanitary Sewer Project 2004-S-12 is located at Fonner Park.

Item No.	Description	Unit Price	Total Quantity		Total Cost
1	Build 10" PVC Sanitary Sewer	\$ 15.50	1096.80	l.f.	\$ 17,000.40
2	Build 8" Sanitary Sewer Service w/ Cap	\$ 2,950.00	1.00	l.s.	\$ 2,950.00
3	Build 5' Diameter Standard MH	\$ 3,035.00	1.00	Each	\$ 3,035.00
4	Build 5' Diameter Standard MH, Extra Depth.	\$ 290.00	12.42	v.f.	\$ 3,601.80
5	Build 4' Diameter Standard Manhole	\$ 2,255.00	3.00	Each	\$ 6,765.00
6	Build 4' Diameter Standard MH, Extra Depth	\$ 201.00	10.55	v.f.	\$ 2,120.55
7	Remove & Replace Asphaltic Pavement	\$ 37.40	453.50	Each	\$ 16,960.90
8	Pavement sawcut	\$ 2.90	270.00	l.f.	\$ 783.00
9	Build 8" Sanitary. Sewer/Watermain Crossing per Std. Plan 138	\$ 505.00	1.00	Each	\$ 505.00
10	Construction Dewatering	\$ 9,830.00	1.00	l.s.	\$ 9,830.00
11	Seeding, Mulching & Fertilizing 944.00	\$ 1,250.00	1.50	Ac	\$ 1,875.00
SUB TOTAL					\$ 65,426.65
CHANGE ORDER NO. 1					
A. Remove & Replace Concrete Pavement		\$ 37.40	162.05	s.y.	\$ 6,060.67
B. Remove & Replace 12" Culvert		\$ 220.00	2.00	Each	\$ 440.00
TOTAL CHANGE ORDER AMOUNT					\$ 6,500.67

ENGINEER'S CERTIFICATE OF FINAL COMPLETION
SANITARY SEWER PROJECT 2004-S-12
Page -2-

TOTAL CONSTRUCTION COST	\$ 71,927.32
City of Grand Island Wastewater Division – TV Inspection	\$ 667.50
City of Grand Island Engineering Division – Engineering & Administration	\$ 7,192.73
TOTAL COST OF SANITARY SEWER PROJECT 2004-S-12	\$ 79,787.55

Respectfully submitted,

Steven P. Riehle
City Engineer
Public Works Director

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

I hereby recommend that the Engineer's Certificate of Final Completion for Sanitary Sewer Project 2004-S-12 be approved.

I further recommend that the Costs of Engineering be credited to Account No. 10033001-74516 from Account No. 40015025-90008 in the amount of \$7,192.73 and that the costs of TV Inspection be credited to Account No. 53030001-74795 from Account No. 40015025-90008 in the amount of \$667.50.

Respectfully submitted,

Jay Vavricek
Mayor

RESOLUTION 2005-346

WHEREAS, the City Engineer / Public Works Director for the City of Grand Island issued a Certificate of Final Completion for Sanitary Sewer Project 2004-S-12 located at the Heartland Events Center, certifying that The Diamond Engineering Company of Grand Island, Nebraska, under contract dated December 6, 2004, completed such project according to the terms, conditions, and stipulations for such improvements; and

WHEREAS, the City Engineer / Public Works Director recommends the acceptance of the project; and

WHEREAS, the Mayor concurs with the City Engineer / 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 City Engineer/Public Works Director's Certificate of Final Completion for Sanitary Sewer Project 2004-S-12 is hereby confirmed.
2. The costs of engineering be credited to Account No. 10033001-74516 from Account No. 40015025-90008 in the amount of \$7,192.73.
3. The costs of TV inspection be credited to Account No. 53030001-74795 from Account No. 40015025-90008 in the amount of \$667.50.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, December 6, 2005.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item G15

**#2005-347 - Approving Bid Award for One 26,000 GVW Salt /
Sand Truck (Street and Transportation Division)**

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director
Dale Shotkoski, Assistant City Attorney

Meeting: December 6, 2005

Subject: Approving Bid Award for One 26,000 GVW Salt / Sand Truck (Street and Transportation Division)

Item #'s: G-15

Presenter(s): Steven P. Riehle, Public Works Director

Background

On November 16, 2005 the Street & Transportation Division of the Public Works Department advertised for bids for the purchase of a Minimum 26,000 GVW Salt/Sand Truck. Funds for the truck were in the approved 2005/2006 budget (\$55,300 on page 47 of the 2005 / 2006 Annual Budget Report) .

Discussion

Three bids were received and opened on November 29, 2005. The Street & Transportation Division of the Public Works Department reviewed the bids that were received. Hansen International Truck was low bid. All exceptions to the bids were minimal. A summary of the bids is shown below.

<i>Bidder</i>	<i>Exception</i>	<i>Total Bid</i>
Hansen International Truck, Inc., Grand Island NE	Minimal	Base Bid \$58,134.75 Trade In \$ 8,500.00 Adjusted \$49,634.75
Nebraska Truck Center, Inc. Grand Island NE	Minimal	Base Bid \$59,304.00 Trade In \$ 6,500.00 Adjusted \$52,804.00
Tom Dinsdale Chevy GMC Grand Island NE	Minimal	Base Bid \$57,816.00 Trade In \$ 3,500.00 Adjusted \$54,316.00

There are sufficient funds for this purchase in Account No. 10033501-85625.

Alternatives

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

1. Make a motion to approve the purchase of the Salt/Sand Truck from Hansen International Truck, Inc. of Grand Island, Nebraska in the amount of \$49,634.75.
2. Refer the issue to a committee.
3. Postpone the issue to a future date.
4. Take no action on the issue.

Recommendation

City Administration recommends that the Council approve the purchase of the Salt/Sand Truck from Hansen International Truck, Inc. of Grand Island, Nebraska.

Sample Motion

Approve the purchase of the Salt/Sand Truck.

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: November 29, 2005 at 11:00 a.m.

FOR: (1) Minimum 26,000 GVW Salt/Sand Truck

DEPARTMENT: Public Works

ESTIMATE: \$61,000.00

FUND/ACCOUNT: 10033501-85625

PUBLICATION DATE: November 16, 2005

NO. POTENTIAL BIDDERS: 6

SUMMARY

Bidder:	<u>Hansen International Truck, Inc.</u> Grand Island, NE	<u>Nebraska Truck Center, Inc.</u> Grand Island, NE
Exceptions:	Noted	Noted
Base Bid Price:	\$58,134.75	\$59,304.00
Trade-In:	<u>8,500.00</u>	<u>6,500.00</u>
Adjusted Bid:	\$49,634.75	\$52,804.00

Bidder:	<u>Tom Dinsdale Chevy GMC</u> Grand Island, NE
Exceptions:	Noted
Base Bid Price:	\$57,816.00
Trade-In:	<u>3,500.00</u>
Adjusted Bid:	\$54,316.00

cc: Steve Riehle, Public Works Director
Danelle Collins, Admin. Assist. PW
Gary Greer, City Administrator
Laura Berthelsen, Legal Assistant

Bud Buettner, Assist. PW Director
Scott Johnson, Street Superintendent
Dale Shotkoski, Purchasing Agent

P1043

RESOLUTION 2005-347

WHEREAS, the City of Grand Island invited sealed bids for one (1) Minimum 26,000 GVW Salt / Sand Truck for the Street and Transportation Division of the Public Works Department, according to specifications on file with the Street Division; and

WHEREAS, on November 29, 2005, bids were received, opened and reviewed; and

WHEREAS, Hansen International Truck, Inc. of Grand Island, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and specifications and all other statutory requirements contained therein, such bid being in the amount of \$58,134.75 less a trade-in value of \$8,500 for a net vehicle price of \$49,634.75; and

WHEREAS, such bid is below the estimate for such vehicle.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Hansen International Truck, Inc. of Grand Island, Nebraska, in the amount of \$58,134.75 less a trade-in value of \$8,500 for a net vehicle price of \$49,634.75 for one minimum 26,000 GVW Salt / Sand Truck is hereby approved as the lowest responsible bid.

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Adopted by the City Council of the City of Grand Island, Nebraska, December 6, 2005.

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item H1

**Consideration of Request from Rod Hooker for Conditional Use
Permit for Sand & Gravel Operation along Gunbarrel Road**

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

Staff Contact: Craig Lewis



City of Grand Island

Tuesday, December 06, 2005

Council Session

Item J1

Approving Payment of Claims for the Period of November 23, 2005 through December 6, 2005

The Claims for the period of November 23, 2005 through December 6, 2005 for a total amount of \$4,399,883.74. A MOTION is in order.

Staff Contact: RaNae Edwards