
City of Grand Island



Tuesday, May 02, 2006

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 - Pastor Terry Brown, Northridge Assembly of God, 3025 Independence Avenue

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, May 02, 2006

Council Session

Item E1

Public Hearing on Request of Ronald F. King dba King's Bar & Grill, 316 East 2nd Street for a Change of Location for Class "C-59418" Liquor License to 217 East Stolley Park Road #6 & #7

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: May 2, 2006

Subject: Public Hearing on Request of Ronald F. King dba King's Bar & Grill, 316 East 2nd Street for a Change of Location to Class "C-59418" Liquor License to 217 East Stolley Park Road #6 & #7

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

Presenter(s): RaNae Edwards, City Clerk

Background

Ronald F. King dba King's Bar & Grill, 316 East 2nd Street, has submitted an application for a Change of Location to their Class "C-59418" Liquor License to 217 East Stolley Park Road #6 & #7.

Discussion

City Council action is required and forwarded to the Nebraska Liquor Control Commission for issuance of all licenses. This application has been reviewed by the Clerk, Building, Fire, Health, and Police Departments. Attached is the Police Department's background investigation and recommendation. The new location is currently under construction so final inspections have not been completed.

Alternatives

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

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

Recommendation

Based on the Nebraska Liquor Control Commission's criteria for the approval of Liquor Licenses, City Administration recommends that the Council approve the application of Ronald F. King dba King's Bar & Grill, 316 East 2nd Street for a Change of Location to their Class "C-59418" Liquor License to 217 East Stolley Park Road #6 & #7 contingent upon final inspections.

Sample Motion

Move to approve the application of Ronald F. King dba King's Bar & Grill, 316 East 2nd Street for a Change of Location to their Class "C-59418" Liquor License to 217 East Stolley Park Road #6 & #7 contingent upon final inspections.



**INTEROFFICE
MEMORANDUM**
Police Department

*Working Together for a
Better Tomorrow. Today.*

DATE: April 26th, 2006

TO: RaNae Edwards, City Clerk

FROM: Bradley Brush, Lieutenant, Grand Island Police Department

RE: Request to move the location of the #C-59418 Liquor License, issued to the King's Bar & Grill from 316 E. 2nd Street, Grand Island NE to 217 E. Stolley Park Road, suites #6 & #7, Grand Island NE

In summation;

The building at 217 E Stolley Pk Rd suites #6 & #7 appears to match the listed square footage on the diagram submitted with the application. However the address on the lease is not on Stolley, but 2203 S Locust, suite H. The address 2203 S. Locust, doesn't exist.

From the initial cement work to the rear of the building located at 217 E Stolley Pk Rd suites #6 & #7, it appears there are going to be 2 restrooms, which will fulfill the requirements. Due to fact that the construction of the interior of the building is just getting started, it is difficult to tell if it will ultimately be sufficient at completion.

It is the police department's recommendation, at this point in the construction, to accept the transfer of the liquor license from the present location of the King's Bar & Grill to the new location, 217 E Stolley Pk Rd #6 & #7, GI NE 68801.

A handwritten signature in cursive script that reads "St. Brush".

04/26/06
11:11

Grand Island Police Dept.
LAW INCIDENT TABLE

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Page: 1

City : Grand Island
Occurred after : 00:00:00 04/10/2006
Occurred before : 00:00:00 04/10/2006
When reported : 00:00:00 04/10/2006
Date disposition declared : 04/20/2006
Incident number : L06042950
Primary incident number :
Incident nature : Liquor Lic Inv Liquor License Investigation
Incident address : 316 E 2nd St
State abbreviation : NE
ZIP Code : 68801
Contact or caller : Ranae Edwards
Complainant name number :
Area location code : PCID Police - CID
Received by : Brush B
How received : T Telephone
Agency code : GIPD Grand Island Police Department
Responsible officer : Brush B
Offense as Taken :
Offense as Observed :
Disposition : CLO Closed Case
Misc. number :
Geobase address ID :
Long-term call ID :
Clearance Code : CL Case Closed
Judicial Status :
=====

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
NM	74941		King, Ronald F	mentioned bar owner
NM	81929		Kings Bar & Grill,	mentioned lic'd bar

LAW INCIDENT NARRATIVE:

Request for assessment & recommendation-Liquor License Location Transfer

The Liquor License for Kings Bar & Grill, 316 E 2nd, requested to be transferred to 217 E Stolley Pk Rd #6 & #7, GI NE 68801.

In summation;

The building at 217 E Stolley Pk Rd #6 & #7 appears to match the listed square footage on the diagram submitted with the application. However the address on the lease is not on Stolley, but 2203 S Locust, suite H. The address 2203 S Locust, doesn't exist.

From the initial cement work to the rear of the building, it appears there are going to be 2 restrooms, which will fulfill the requirements. The northern one appears to have 2 toilets and the southern one having 1 toilet.

Due to fact that the construction of the interior of the building is just

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11:11

Grand Island Police Dept.
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getting started, it is difficult to tell if it will ultimately be sufficient at completion.

It is the police department's recommendation, at this point in the construction, to accept the transfer of the liquor license from the present location of the King's Bar & Grill to the new location, 217 E Stolley Pk Rd #6 & #7, GI NE 68801.

LAW INCIDENT RESPONDERS DETAIL:

Se Responding offi Unit n Unit number

1 Brush B 208 Brush B

LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date
1	Brush B	11:17:49 04/10/2006

208, 041006, Ronald King background check
Grand Island Police Department
Supplemental Report

Date, Time: 041006
Reporting Officer: Lieutenant Brush
Unit #: CID

This officer checked in Grand Island Police Department database (Spillman) and Nebraska Criminal Justice System (NCJIS). I did not find any convictions for the applicant, Ronald King.

I attempted to contact Equestrian Meadows LLC during the week of 041706. I did get a voice message on 042106 from Mike Raasch, cell 402-202-4723, of Raasch Appraisal & Consulting, 1645 N St, Lincoln NE 68508, requesting a return call.

042406 I was able to contact Mike Raasch w/ Equestrian Meadows LLC and advised him of the problem w/ the wrong address on the lease. Raasch requested that I notify King of the problem and have King contact Jeff Reed of Da-ly Realty to correct the problem.

I called King, who thanked me for pointing out the problem and he agreed to contact Jeff Reed and get both RaNae Edwards and this officer an accurate copy of the building lease for 217 E Stolley Pk Rd, suite #6 & #7. King advised he would have a copy to Edwards and this officer yet this week.

042606 I have not received an accurate building lease agreement that Ron King agreed to furnish to this officer as well as RaNae Edwards. This report is being forwarded to RaNae Edwards as of this date w/o the correct and accurate building lease agreement.



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item E2

**Public Hearing on Request of Cornhusker C-Stores, Inc. dba
Pumpers, 1904 North Diers Avenue for a Class "D" Liquor License**

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: May 2, 2006

Subject: Public Hearing on Request of Cornhusker C-Stores, Inc. dba Pumpers, 1904 North Diers Avenue for a Class “D” Liquor License

Item #'s: E-2 & I-2

Presenter(s): RaNae Edwards, City Clerk

Background

Cornhusker C-Stores, Inc. dba Pumpers, 1904 North Diers Avenue has submitted an application for a Class “D” Liquor License. A Class “D” Liquor License allows for the sale of alcohol off sale only inside the corporate limits of the city.

Discussion

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

Also included with this application is the request from Angela M. Larson, 1845 Santa Anita Drive for a Liquor Manager Designation.

Alternatives

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

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

Recommendation

Based on the Nebraska Liquor Control Commission's criteria for the approval of Liquor Licenses, City Administration recommends that the Council approve the application of Cornhusker C-Stores, Inc. dba Pumpers, 1904 North Diers Avenue for a Class "D" Liquor License and the request of Angela M. Larson, 1845 Santa Anita Drive for a Liquor Manager Designation with the stipulation that a state approved alcohol server/seller training program be completed.

Sample Motion

Move to approve the application of Cornhusker C-Stores, Inc. dba Pumpers, 1904 North Diers Avenue for a Class "D" Liquor License and the request of Angela M. Larson, 1845 Santa Anita Drive for a Liquor Manager Designation with the stipulation that a state approved alcohol server/seller training program be completed.



**INTEROFFICE
MEMORANDUM**
Police Department

*Working Together for a
Better Tomorrow. Today.*

DATE: April 14, 2006

TO: RaNae Edwards, City Clerk

FROM: Brad Brush, Lt, Grand Island Police Department

RE: Class "D" Liquor License Application and Manager Designation
for Pumpers, 1904 N Diers Ave, Grand Island, NE

The Grand Island Police Department has received applications from Pumpers, 1904 N Diers Ave., Grand Island for Class "D" Liquor License and for Angela Larson, 1845 Santa Anita, Grand Island, NE. 68801 to assume the position of manager of this establishment.

The application for Liquor Manager is accurate. The application for the liquor license itself is technically a false application, due to failure to report all convictions. However the convictions, if duly reported, would not disqualify the applicant (s). It is, therefore, the Grand Island Police Department's recommendation to accept this Liquor Manager Designation Application in the name of Angela Larson, as well as the Liquor License application for the business Pumpers, 1904 N Diers Ave., Grand Island, NE 68801.

BB/rk 

04/11/06
10:01

Grand Island Police Dept.
LAW INCIDENT TABLE

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City : Grand Island
Occurred after : 13:21:44 04/04/2006
Occurred before : 13:21:44 04/04/2006
When reported : 13:21:44 04/04/2006
Date disposition declared : 04/06/2006
Incident number : L06040547
Primary incident number :
Incident nature : Liquor Lic Inv Liquor License Investigation
Incident address : 1904 Diers Ave
State abbreviation : NE
ZIP Code : 68803
Contact or caller : Sect Romona Kelly
Complainant name number :
Area location code : PCID Police - CID
Received by : Brush B
How received : T Telephone
Agency code : GIPD Grand Island Police Department
Responsible officer : Brush B
Offense as Taken :
Offense as Observed :
Disposition : CLO Closed Case
Misc. number :
Geobase address ID :
Long-term call ID :
Clearance Code : CL Case Closed
Judicial Status :

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
NM	112091		Gokie, Michael J	mention/vice pres
NM	112092		Gokie, Timothy P	mentioned
NM	112094		Gokie, Richard D	mentioned/sect trea
NM	111992		Gokie, Terry L	criminal history
NM	50163		Pumpers,	mentioned/business
NM	52905		Larson, Angela M	mentioned/mgr
NM	111992		Gokie, Terry L	mentioned/corp pres

LAW INCIDENT NARRATIVE:

Request for assessment & recommendation-Liquor Manager Designation Application and Retail Corporation Liquor License.

The Liquor Manager Designation Applicant's name is Angela Larson
Business-Pumpers, 1904 N Diers, GI, NE 68803

In summation;

The application for the Liquor manager is accurate.

The application for the liquor license itself is technically a false application, due to failure to report all convictions. However the convictions, if duly reported, would not disqualify the applicant(s).

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Grand Island Police Dept.
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It is the police department's recommendation to accept this Liquor Manager Designation Application in the name of Angela Larson, as well as the Liquor License application for the business, Pumpers, 1904 N Diers, GI, NE 68803.

LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date
1	Brush B	13:23:24 04/04/2006

208, 040406 ANGELA LARSON & CORNHUSKER C STORES INC
Grand Island Police Department
Supplemental Report

Date, Time: 040406
Reporting Officer: Lieutenant Brush
Unit #: CID

ANGELA LARSON-Manager

I queried the following databases for convictions and found no convictions;
Grand Island Police Department (Spillman)
Nebraska Criminal Justice Information System (NCJIS)

TERRANCE GOKIE-President, 25% Corporate Owner

I queried the following databases for convictions;
Grand Island Police Department (Spillman)
Nebraska Criminal Justice Information System (NCJIS)

I found the following;

VIOLATE SPEED LIMIT 11-15 MPH MUNICIPAL; Infraction; Lincoln, Lancaster county,
Offense Date is 04/25/2005, Plea is Guilty/Admit, Finding is Guilty.

Speeding 11-15 MPH Antelope County/State ; Infraction

Offense Date is 06/13/2004, Plea is Guilty/Admit, Finding is Guilty.

Speeding 11-15 MPH Nance County/State ; Infraction

Offense Date is 11/16/2004, Plea is Guilty/Admit, Finding is Guilty.

Because the above convictions were omitted, causing a false application, I checked Terrance Gokie's criminal history via (NCIC) and found no additional convictions.

TIMOTHY P GOKIE-25% Corporate Owner

I queried the following databases for convictions;
Grand Island Police Department (Spillman)
Nebraska Criminal Justice Information System (NCJIS)

I found the following;

DISOBEY TRAFFIC CONTROL SIGN OR DEVICE; Infraction; Lincoln, Lancaster county,
Offense Date is 12/11/2005, Plea is Guilty/Admit, Finding is Guilty.

Because the above convictions were omitted, causing a false application, I checked Timothy P Gokie's criminal history via (NCIC) and found no additional convictions.

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Grand Island Police Dept.
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RICHARD D GOKIE-Secretary/Treasurer, 25% Corporate Owner
I queried the following databases for convictions;
Grand Island Police Department (Spillman)
Nebraska Criminal Justice Information System (NCJIS)
I found the following;
Speeding 11-15 MPH Boone County/State; Infraction
Offense Date is 08/21/2000, Plea is Guilty/Admit, Finding is Guilty.

Because the above convictions were omitted, causing a false application, I checked Richard D Gokie's criminal history via (NCIC) and found no additional convictions.

MICHAEL J GOKIE-Vice-President, 25% Corporate Owner
I queried the following databases for convictions;
Grand Island Police Department (Spillman)
Nebraska Criminal Justice Information System (NCJIS)
I found the following;
Speeding 6-10 MPH Antelope County/State; Infraction
Offense Date is 03/02/2000, Plea is Guilty/Admit, Finding is Guilty.

Because the above convictions were omitted, causing a false application, I checked Michael J Gokie's criminal history via (NCIC) and found no additional convictions.

Cornhusker C-Stores, Inc. corporation is registered and active w/ NE and their account number is 10079264.



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item E3

Public Hearing on Request of Keetay, Inc. dba Downtown Copper Mill, 115 West 3rd Street for a Class "C" Liquor License

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: May 2, 2006

Subject: Public Hearing on Request of Keetay, Inc. dba
Downtown Copper Mill, 115 West 3rd Street for a Class
“C” Liquor License

Item #'s: E-3 & I-3

Presenter(s): RaNae Edwards, City Clerk

Background

Keetay, Inc. dba Downtown Copper Mill, 115 West 3rd Street, has submitted an application for a Class “C” Liquor License. A Class “C” Liquor License allows for the sale of alcohol on and off sale inside the corporate limits of the city.

Discussion

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

Also included with this application is the request from Dana S. Harris, 1726 Allen Court for a Liquor Manager Designation.

Alternatives

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

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

Recommendation

Based on the Nebraska Liquor Control Commission's criteria for the approval of Liquor Licenses, City Administration recommends that the Council approve the application of Keetay, Inc. dba Downtown Copper Mill, 115 West 3rd Street for a Class "C" Liquor License and the request of Dana S. Harris, 1726 Allen Court for a Liquor Manager Designation with the stipulation that a state approved alcohol server/seller training program be completed.

Sample Motion

Move to approve the application of Keetay, Inc. dba Downtown Copper Mill, 115 West 3rd Street for a Class "C" Liquor License and the request of Dana S. Harris, 1726 Allen Court for a Liquor Manager Designation with the stipulation that a state approved alcohol server/seller training program be completed.



INTEROFFICE
MEMORANDUM
Police Department

*Working Together for a
Better Tomorrow. Today.*

DATE: April 14, 2006

TO: RaNae Edwards, City Clerk

FROM: Brad Brush, Lt, Grand Island Police Department

RE: Class "C" Liquor License Application and Manager Designation
for Downtown Copper Mill, 115 West 3rd St, Grand Island, NE

The Grand Island Police Department has received applications from Keetay Inc DBA Downtown Copper Mill, 105 West 3rd Street for Class "C" Liquor License and for Dana Harris, 1726 Allen Court, Grand Island, NE. 68801 to assume the position of manager of this establishment.

The application for the Liquor Manager and the application for the liquor license itself are accurate. It is the Grand Island Police Department's recommendation to accept this Liquor Manager Designation Application in the name of Dana Harris, as well as the Liquor License application for the business Downtown Copper Mill, 115 West 3rd, Grand Island, NE 68801.

BB/rk

A handwritten signature in cursive script that reads "Lt. Brad Brush".

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10:20

Grand Island Police Dept.
LAW INCIDENT TABLE

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City : Grand Island
Occurred after : 13:14:09 04/03/2006
Occurred before : 13:14:09 04/03/2006
When reported : 13:14:09 04/03/2006
Date disposition declared : 04/03/2006
Incident number : L06040379
Primary incident number :
Incident nature : Liquor Lic Inv Liquor License Investigation
Incident address : 115 W 3rd
State abbreviation : NE
ZIP Code : 68801
Contact or caller : Captain Falldorf
Complainant name number :
Area location code : PCID Police - CID
Received by : Brush B
How received : T Telephone
Agency code : GIPD Grand Island Police Department
Responsible officer : Brush B
Offense as Taken :
Offense as Observed :
Disposition : CLO Closed Case
Misc. number :
Geobase address ID :
Long-term call ID :
Clearance Code : CL Case Closed
Judicial Status :

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
NM	71758		Hormachea, Ruth	mentioned/translato
NM	112018		Venegas, Priscilla	mentioned
NM	77046		Venegas, Julio J	mentioned
NM	73146		Love is God Church,	mentioned
NM	79227		Sebastians,	mentioned
NM	111931		Jehova Es Mi Paz Church,	mentioned
NM	110471		Harris, Dana S	corprate president
NM	110851		Harris, Jeanie M	corprate sect/treas
NM	111905		Downtown Copper Mill,	corp liquor license

LAW INCIDENT NARRATIVE:

Request for assessment & recommendation-Liquor Manager Designation Application and Retail Corporation Liquor License.

The Liquor Manager Designation Applicant's name is Dana Harris
Business-Downtown Copper Mill, GI, NE 68801

In summation, the application for the Liquor manager and the application for the liquor license itself is accurate. It is the police department's recommendation to accept this Liquor Manager Designation Application in the

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Grand Island Police Dept.
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name of Dana Harris, as well as the Liquor License application for the business, Downtown Copper Mill, 115 W 3rd, GI, NE 68801.

LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date
1	Brush B	13:17:15 04/03/2006

208, 040306 DANA & JEANIE HARRIS

Grand Island Police Department
Supplemental Report

Date, Time: 040306
Reporting Officer: Lieutenant Brush
Unit #: CID

I queried the following databases for convictions;
Grand Island Police Department (Spillman)
Nebraska Criminal Justice Information System (NCJIS)

Nothing was found that had not already been reported on the applications. None of the convictions found were class I Misdemeanor or more serious, which, by statute, would disqualify the applicant from being issued a liquor license by the State of Nebraska. There were no discrepancies found within the applications.

However it was pointed out that the building housing the Downtown Copper Mill is approx fifty-five (55) feet from a church, located at 112 W 2nd. This places the proposed liquor dispensing business well within the one hundred and fifty (150) feet, set out in the Nebraska State Statute, (53-177).

I determined from the Grand Island city utilities that the church, Jehova Es Mi Paz (Jehovah is my Peace), began paying utilities in June of 2005.

04-04-06 I determined from Mary Messman, of Nebraska Liquor Control Commission, that 115 W 3rd did house a restaurant named Sebastians, that had a liquor license from 11-18-02 through 10-31-05. The prohibition set out in (53-177) does not apply, because the building had housed a business with a liquor license prior to the Jehova Es Mi Paz Church being located within the one hundred and fifty (150) feet.

While discussing the situation with the Grand Island city utilities personnel, I also determined prior to Jehova Es Mi Paz Church occupying 112 W 2nd, the Dios Es Amor Church occupied 112 W 2nd, due to payment of utilities from 10-16-02 through 05-03-05.

It appears, from those dates, the liquor license that was issued to Sebastians restaurant on 11-18-02 should have been prohibited from being issued due to 115 W 3rd being within the one hundred and fifty (150) feet from 112 W 2nd, the Dios Es Amor Church according to Nebraska State Statute (53-177).

This situation was discussed by this officer with NSP Investigator Rogers. Rogers contacted the legal department of the Nebraska Liquor Control Commission

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Grand Island Police Dept.
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and advised me that the following is the Nebraska Liquor Control Commission's position;

Due to the 45 day delay in the issuing a liquor license, the actual submittal date of the application would have been at least 45 days prior to 11-18-02, which would be approximately 10-05-02. Eleven days prior to 10-16-02, when Dios Es Amor began paying utilities. Therefore it was appropriate for the state to have issued the liquor license to Sebastians.

While conferring with George Bartenbach of Bartenbach Real Estate, I was advised that prior to Dios Es Amor Church, an antique store was at 112 W 2nd. He also advised that prior to Dios Es Amor was at 112 W 2nd, another church had been in 116 W 2nd, for about 1 year, also owned by Bartenbach Real Estate. The building at 116 W 2nd would also be within the one hundred and fifty (150) feet limit stated in the Nebraska State Statute (53-77).

Grand Island city utilities records shows Inglesia Del Nazareno (Church of the Nazarene) Church, paid utilities at 116 W 2nd from 07-03-01 through 07-31-02.

Bartenbach also advised that there had been a restaurant at 115 W 3rd prior to Sebastians, for about 3 or 4 years. I was able to determine that would have been Harrison's Downtown Restaurant.

I determined from Mary Messman, of Nebraska Liquor Control Commission, that 115 W 3rd did house a restaurant named Harrison's Downtown which did have a liquor license. Sebastians Restaurant took the liquor license over from Harrison's Downtown. Harrison's Downtown had their liquor license from up and until Sebastians took it over on 11-18-02.

04-06-06 I called Pastor Julio Venegas' residence and attempted to talk to the Pastor. I talked to Pastor's wife Priscilla Venegas, dob 10-08-78, with the assistance of Priscilla's sister, Ruth Hormacheason, dob 12-20-83. I was able to determine the Jehova Es Mi Paz Church is moving from 112 W 2nd, by the 31st of May of 2006.



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item E4

**Public Hearing on Acquisition of Utility Easement - 218 Wilmar
Avenue - 281 & Old Potash, LLC**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Robert H. Smith, Asst. Utilities Director
Meeting: May 2, 2006
Subject: Acquisition of Utility Easement – 218 Wilmar Avenue -
281 & Old Potash, LLC
Item #'s: E-4 & G-4
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 281 & Old Potash, LLC, located along the south property line at 218 Wilmar Avenue, 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 electric cable and a pad-mount transformer to provide electricity to the new building.

Alternatives

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

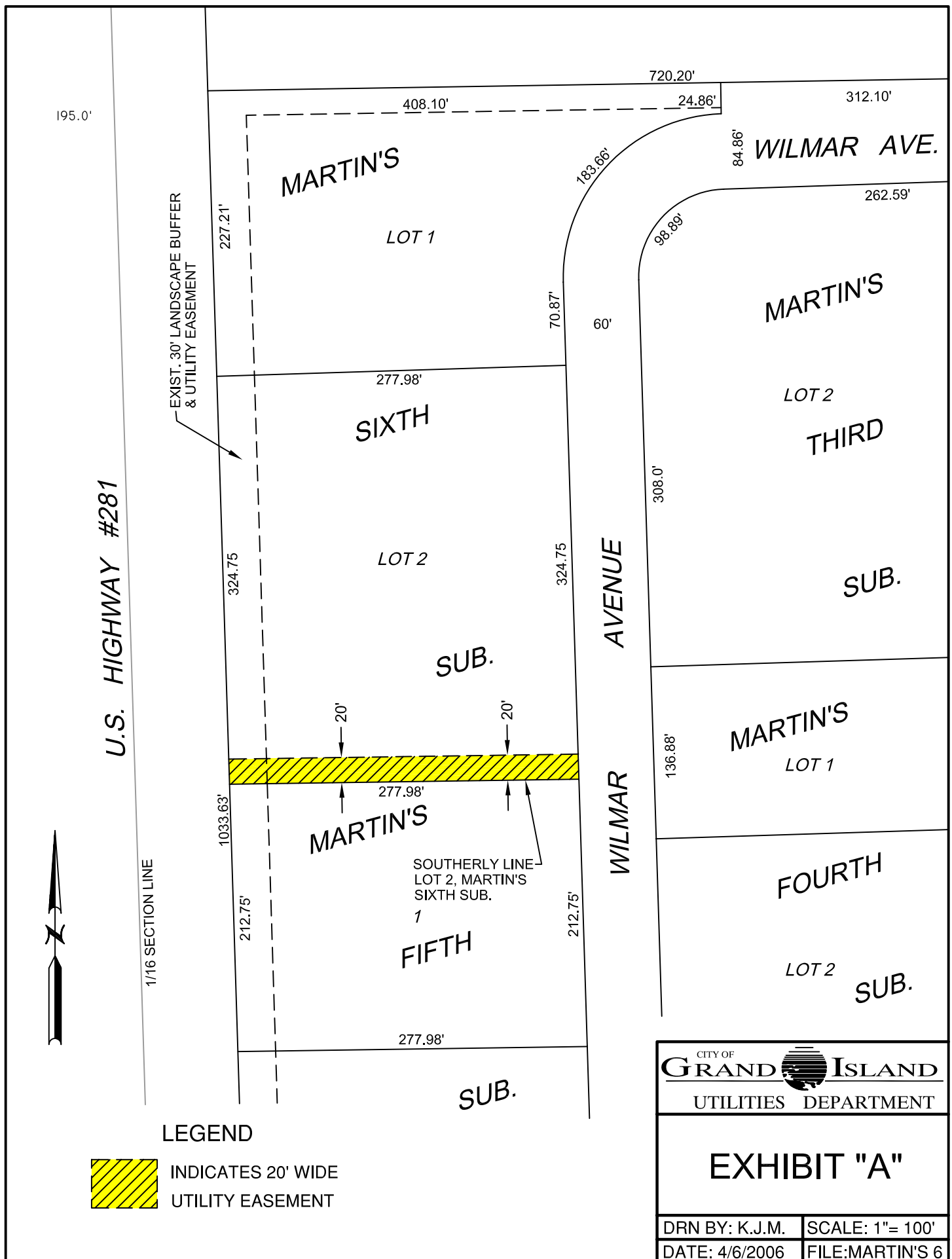
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

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, May 02, 2006

Council Session

Item E5

**Public Hearing on Acquisition of Utility Easement - 620 East 4th
Street - State Glass**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Robert H. Smith, Asst. Utilities Director

Meeting: May 2, 2006

Subject: Acquisition of Utility Easement – 620 East 4th Street – State Glass

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

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 State Glass, located at 620 East 4th Street, 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

Rick Johnson is in the process of constructing a new building with the possibility of a second building on Lot Two (2) Patrick Subdivision. To provide electricity to those buildings and to meet the clearances required, it is necessary to obtain easements on both Lot One (1) and Lot Two (2). The easements will be used to place underground cable and a pad-mounted transformer to provide electrical service to the new buildings.

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.



5TH STREET

80' ST. PAUL ROAD

PATRICK

EASTERLY LINE
LOT 1 PATRICK SUB

2

SUBDIVISION

3

1

80'

4TH STREET

LEGEND



INDICATES 10' WIDE
UTILITY EASEMENT

CITY OF
GRAND ISLAND
UTILITIES DEPARTMENT

EXHIBIT "A"

DRN BY: K.J.M.

SCALE: 1" = 60'

DATE: 4/7/2006

FILE: PATRICK



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item E6

**Public Hearing on Acquisition of Utility Easement - 420 North St.
Paul Road - Patrick Rentals LLC**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Robert H. Smith, Asst. Utilities Director
Meeting: May 2, 2006
Subject: Acquisition of Utility Easement – 420 N. St. Paul Road – Patrick Rentals, LLC
Item #'s: E-6 & G-6
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 Patrick Rentals, LLC, located at 420 North St. Paul 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

Rick Johnson is in the process of constructing a new building with the possibility of a second building on Lot Two (2) Patrick Subdivision. To provide electricity to those buildings and to meet the clearances required, it is necessary to obtain easements on both Lot One (1) and Lot Two (2). The easements will be used to place underground cable and a pad-mounted transformer to provide electrical service to the new buildings.

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.



5TH STREET

80' ST. PAUL ROAD

PATRICK

WESTERLY LINE
LOT 2 PATRICK SUB

SUBDIVISION

4TH STREET

LEGEND



INDICATES 10' WIDE
UTILITY EASEMENT

CITY OF
GRAND ISLAND
UTILITIES DEPARTMENT

EXHIBIT "A"

DRN BY: K.J.M.

SCALE: 1"= 60'

DATE: 4/7/2006

FILE: PATRICK



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item E7

**Public Hearing Concerning Issuance of Development Revenue
Bonds by Hall County for the Heartland Events Center**

Staff Contact: RaNae Edwards

Council Agenda Memo

From: Chad Nabity, AICP, Director CRA
Meeting: April 25, 2006
Subject: Heartland Events Center Lodging Tax Bonds
Item #'s: E-7 & G-18
Presenter(s): Hugh Minor

Background

The Heartland Events Center has requested that Hall County issue revenue bonds based on the Hall County Lodging Tax for the Heartland Events Center. Since the Events Center is located in Grand Island in a Blighted and Substandard area Bond Council is requesting that the Grand Island City Council hold a public hearing and confirm that this site is in the Blighted and Substandard area and that the development of the Events Center is consistent with the Generalized Redevelopment plan for the area.

Discussion

At the April 12, 2006 meeting of the Grand Island Community Development Authority, the CRA approved a motion to forward the attached information from the Generalized Redevelopment Plan for CRA Area #2 in the City of Grand Island. This information confirms that the Heartland Events Center is located in Blighted and Substandard Area #2 and that the Events Center is consistent with the Generalized Redevelopment Plan. This information is being forward to Council for the purpose of creating this record at the public hearing.

This action has no financial impact on the City. This is being done to meet the requirements for Hall County to issue the requested bonds.

Alternatives

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

1. Approve the Resolution as submitted
2. Disapprove or /Deny the resolution.
3. Modify the resolution to meet the wishes of the Council
4. Table the issue

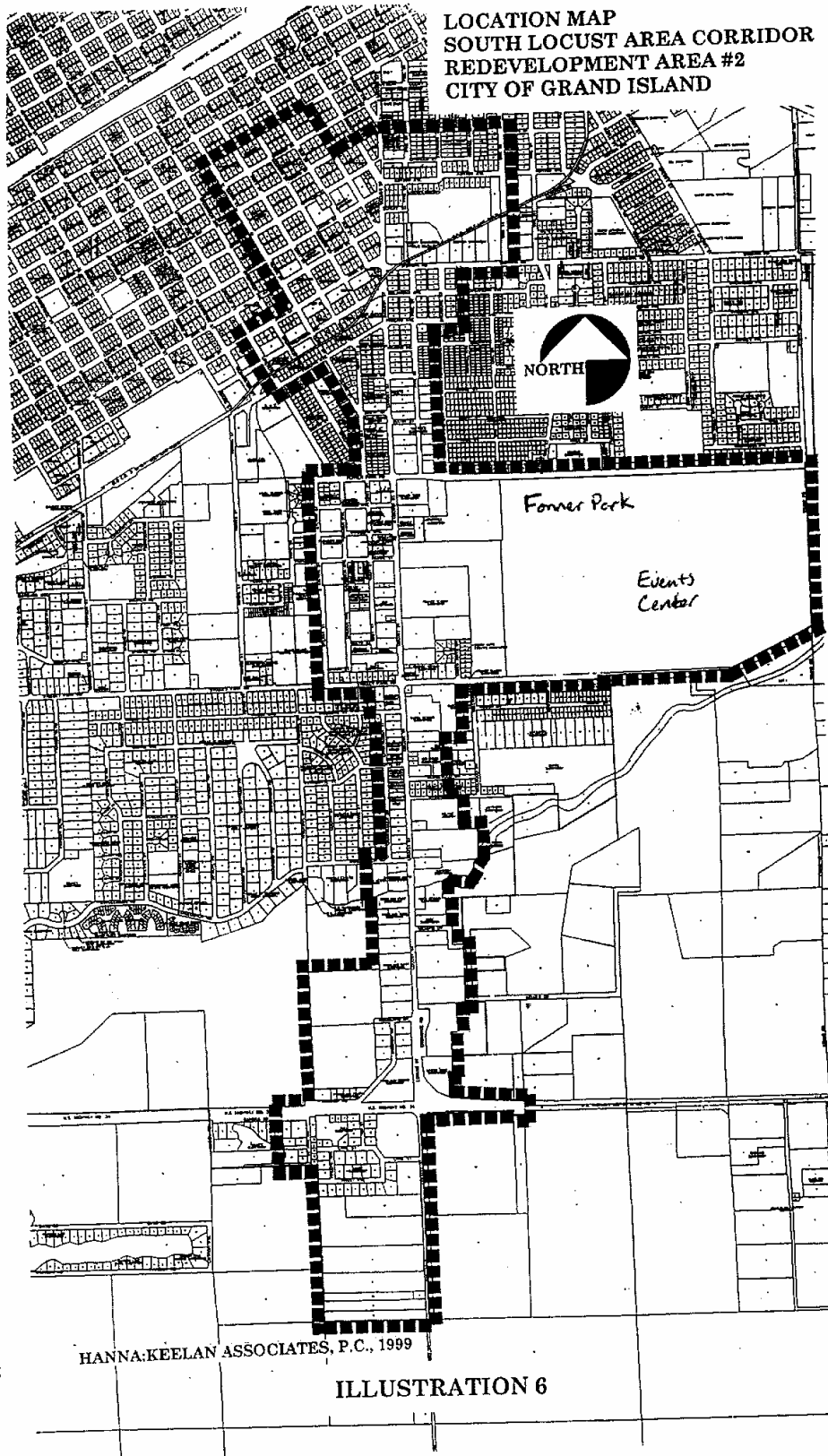
Recommendation

City Administration recommends that the Council approve the Resolution as submitted.

Sample Motion

Approve the resolution.

LOCATION MAP
SOUTH LOCUST AREA CORRIDOR
REDEVELOPMENT AREA #2
CITY OF GRAND ISLAND



HANNA-KEELAN ASSOCIATES, P.C., 1999

ILLUSTRATION 6

Industrial uses are only present in the area generally located along Oklahoma Avenue, between Lincoln and Elm Streets. The abandoned Burlington Northern and Santa Fe railroad, which is planned for a new hiker/biker trail, originally facilitated industrial uses at this location. Existing businesses are primarily “light industrial” in nature such as warehouses, electrical and plumbing supply companies, print shops and offices. Commercial uses are used to buffer multifamily uses to the south, while multifamily uses are adjacent to the north.

Public uses are recommended as the primary land use type throughout the Fonner Park multi-use area. Parks and open space are used at the west entrance to Fonner Park at Hedde Street and South Locust Street, as well as an existing ball park on the north side of Stolley Park Road at Bellwood Drive. Large vacant areas identified in the Existing Land Use Map, Illustration 3, within the Fonner Park grounds will facilitate a variety of public facilities in the future. Expanded recreation areas, exhibition and convention facilities would be ideally suited for these public use areas.

Infill development in conformance with the associated future land use and zoning criteria are advocated throughout Redevelopment Area #2 for numerous individual vacant parcels. These lots, or parcels, are cost effective to develop as all required infrastructure is present.

2. Future Zoning Districts

A future zoning plan for Redevelopment Area #2 is identified in Illustration 8. The plan illustrates the future zoning classifications in conformance with the City’s Comprehensive Plan and current zoning classifications.

The future zoning recommendations for Redevelopment Area #2 are to remain in nearly the same configuration as the existing zoning map. Areas formally zoned ‘TA’ Transitional Agricultural, located south of Highway 34, are recommended for ‘B-2’ commercial uses along the South Locust Street frontage, with ‘R-3’ Multifamily Residential areas to the west. An area of ‘RD’ Residential Development, was recently re-zoned, north of Highway 34 and west of the Ramada Road to replace a former ‘TA’ Transitional Agricultural zone.

All remaining portions of Redevelopment Area #2 are recommended to maintain the current zoning classifications.

South Locust Corridor
Redevelopment Area #2
Redevelopment Plan



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item E8

Public Hearing on Acquisition of a Drainage Easement Located at 2908, 2912, and 2916 Lee Street and 4083 Northview Drive (Lots 12 thru 15 of Northview First Subdivision) - McNelis Development, L.L.C. and MelDor, L.L.C.

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: May 2, 2006

Subject: Public Hearing on Acquisition of Drainage Easement
Located at 2908, 2912, and 2916 Lee Street and 4083
Northview Drive (Lots 12 thru 15 of Northview First
Subdivision) – McNelis Development, LLC and MelDor,
LLC

Item #'s: E-8 & G-17

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

Background

Council action is necessary for the City of Grand Island to acquire public easements. A public easement is needed to construct an outfall storm sewer from Woodland Park Subdivision to the city owned outfall ditch that runs through Northview Subdivision.

Discussion

This easement will be used in order to have access to construct, operate, maintain, extend, repair, replace, and remove storm sewers, manholes, pipelines, surface markers, and other appurtenances for drainage purposes, upon, over, along, across, in, underneath and through the tracts of land.

Alternatives

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

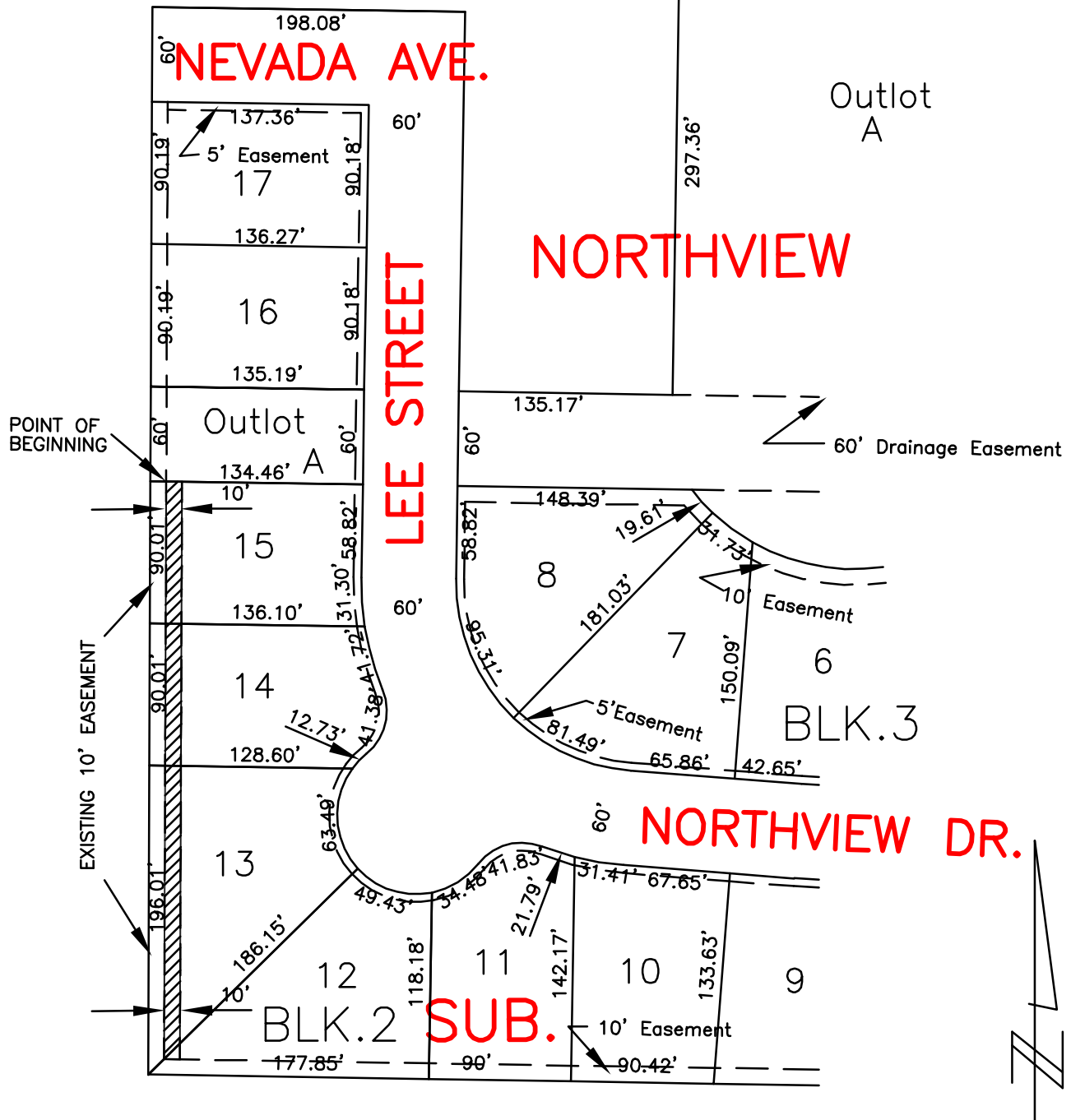
1. Make a motion to approve the acquisition of the Drainage Easement.
2. Refer the issue to a Committee.
3. Postpone the issue to a future date.
4. Take no action on the issue.

Recommendation

City Administration recommends that the Council approve the resolution for the acquisition of the Drainage Easement in the amount of One Dollar (\$1.00).

Sample Motion

Move to approve the acquisition of the Drainage Easement.





City of Grand Island

Tuesday, May 02, 2006

Council Session

Item F1

**#9043 - Consideration of Repealing Chapter 6 of the Grand Island
City Code Relative to Bicycles**

Staff Contact: Dale Shotkoski

Council Agenda Memo

From: Dale M. Shotkoski, Interim City Attorney

Meeting: May 2, 2006

Subject: Revisions to Chapter 6 of the City Code

Item #'s: F-1

Presenter(s): Dale M. Shotkoski, Interim City Attorney

Background

One of the goals set by administration, the Mayor and City Council, was to revise and update the Grand Island City Code. As a continued part of the effort to update the code, the Code Revision Committee has met and discussed changes to Chapter 6 regarding bicycles.

Discussion

The Code Revision Committee and the Chief of Police have met and as a result of the discussions have recommended that Chapter 6 be deleted in its current form as being outdated and in many aspects unnecessary.

It is proposed that the Grand Island Police Department will maintain a bicycle registration and licensing program on a voluntary basis to assist citizens who still wish to license and have their bicycles registered. The program will become a voluntary program instead of a mandatory program as had been defined in the code.

The use of bicycles upon streets sections of the code will be transferred to the traffic sections of the City Code and will be brought to the Council in the traffic sections of the City Code when they are brought forth for update and revision.

Alternatives

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

1. Move to approve the revisions of the City Code deleting Chapter 6 in its current form.
2. Disapprove or deny the ordinance which would revise the City Code concerning Chapter 6 in which event the current provisions of the code will remain in effect.
3. Modify the recommendations of city staff changing Chapter 6 of the City Code.
4. Take no action on the issue.

Recommendation

City Administration recommends that the Council approve the deletion of Chapter 6 of the current City Code as recommended by city staff.

Sample Motion

Motion to approve the ordinance deleting Chapter 6 of the City Code.

ORDINANCE NO. 9043

An ordinance to repeal Chapter 6 of the Grand Island City Code as now existing pertaining to Bicycles; to repeal any ordinance or parts of ordinances in conflict herewith; 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. Chapter 6 of the Grand Island City Code is hereby repealed.

SECTION 2. Any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 3. The validity of any section, subsection, sentence, clause, or phrase of this ordinance shall not affect the validity or enforceability of any other section, subsection, sentence, clause, or phrase thereof.

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

Enacted: May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G1

Approving Minutes of April 11, 2006 City Council Regular Meeting

Staff Contact: RaNae Edwards

OFFICIAL PROCEEDINGS

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

April 11, 2006

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Grand Island, Nebraska was conducted in the Council Chambers of City Hall, 100 East First Street, on April 11, 2006. Notice of the meeting was given in *The Grand Island Independent* on April 5, 2006.

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

INVOCATION was given by Pastor Nancy Lambert, Trinity United Methodist Church, 511 North Elm Street followed by the PLEDGE OF ALLEGIANCE.

MAYOR COMMUNICATION: Mayor Vavricek commented on the following:

1. Scott Usher – Short Course World Championships in Shanghai, China placing 7th in the 100 Breast, 7th in the 200 Breast, 24th in the 50 Breast and 2nd in the Medley Relay Swimming Competition.
2. Heartland Events Center bid for State Volleyball Championship. Even though we didn't get the bid will work towards statewide events in the future.
3. Brianna Hanse, 5th grade student from Knickrehm Elementary School gave her "Greatest Reasons to Live in Grand Island".

PRESENTATIONS AND PROCLAMATIONS:

Proclamation 'Child Abuse Prevention Month' April 2006. Mayor Vavricek has proclaimed the month of April 2006 as 'Child Abuse Prevention Month'. Dori Bush and Janice Lee were present to receive the proclamation.

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

#2006-BE-4 – Consideration of Determining Connection Fees for Water Main District No. 499T; North Road and Faidley Avenue. Gary Mader, Utilities Department Director reported that the work had been completed and special connection fees had been calculated for Water Main District No. 499T. The total cost to construct the district was \$349,454.36. The total chargeable amount was \$188,844.29.

Motion by Pielstick, second by Hornady to approve Resolutions #2006-BE-4. Upon roll call vote, all voted aye. Motion adopted.

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

PUBLIC HEARINGS:

Public Hearing on Request of Grand Island Venue I, Inc. dba Copa Cabana, 2850 Old Fair Road for a Class "C" Liquor License. RaNae Edwards, City Clerk reported that Grand Island Venue I, Inc. dba Copa Cabana, 2820 Old Fair Road had submitted an application with the City Clerk's Office for a Class "C" Liquor License. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on March 1, 2006; notice to the applicant of date, time, and place of hearing mailed on March 27, 2006; notice to the general public of date, time, and place of hearing published on April 1, 2006; along with Chapter 4 of the City Code. Staff recommended approval. Attorney Bill Francis spoke in support. No further public testimony was heard.

Public Hearing on Request of De Luna Corporation dba Tabares Bar & Grill, 106 West 4th Street for a Class "C" Liquor License. RaNae Edwards, City Clerk reported that De Luna Corporation dba Tabares Bar & Grill, 106 West 4th Street had submitted an application with the City Clerk's Office for a Class "C" Liquor License. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on March 13, 2006; notice to the applicant of date, time, and place of hearing mailed on March 13, 2006; notice to the general public of date, time, and place of hearing published on April 1, 2006; along with Chapter 4 of the City Code. Staff recommended approval. John Sellers, 207 West 3rd Street spoke in support and about the error in the social security number on the background check. No further public testimony was heard.

Public Hearing on Request of Funk Family, LLC by Dale Funk for Conditional Use Permit for Temporary Office Located at 1612 South Webb Road. Craig Lewis, Building Department Director reported that Dale Funk representing Funk Family, LLC had requested a conditional use permit to allow for the temporary use of a trailer to facilitate office operations at Lumbermen's located at 1612 South Webb Road due to damage by the recent snow storm to the building. No public testimony was heard.

Public Hearing on Request of John Luisi for NE Colorado Cellular, Inc. dba Viaero Wireless for Conditional Use Permit for a 120' Telecommunications Tower Located at 305 Wilmar Avenue. Craig Lewis, Building Department reported that John Luisi had requested a conditional use permit on behalf of NE Colorado Cellular, Inc. dba Viaero Wireless located at 305 Wilmar Avenue for a 120' telecommunications tower. Staff recommendation was to deny the request as the application was not submitted as prescribed in the City Code and that the proposal would not protect residential areas and land uses from the potential adverse impact of the telecommunications tower. John Luisi, 1512 South Locust Street spoke in support. No further public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located 1/2 Mile North of Bismark Road and 1/2 Mile East of Gunbarrel Road. (Hooker Brothers) Gary Mader, Utilities Director reported that acquisition of a utility easement located 1/2 mile north of Bismark Road and 1/2 mile east of Gunbarrel Road, located in Merrick County was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. The purpose of the easement would be to construct a three phase overhead power line to serve the property. No public testimony was heard.

Public Hearing Concerning the Semi-Annual Report by the Citizens' Review Committee on the Economic Development Program Plan. Tim White, Chairman of the Citizens' Review Committee stated the Citizens' Review Committee was required by State Statute and the Grand Island City Code to make a semi-annual report to the City Council. No public testimony was heard.

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:

#9041 - Consideration of Creating Sanitary Sewer District No. 521; Lot 9 of Westwood Park 2nd Subdivision (829 Redwood Road)

#9042 – Consideration of Vacating a 10' by 15' Utilities Easement on Lot #6 of Santa Anita Estates 2nd Subdivision (204 Saratoga Circle, Shafer Properties, LLC)

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 Nickerson seconded the motion. Upon roll call vote, all voted aye. Motion adopted.

Motion by Pielstick, second by Hornady to approve Ordinances #9041 and #9042.

City Clerk: Ordinances #9041 and #9042 on first reading. All those in favor of the passage of these ordinances on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinances #9041 and #9042 on final passage. All those in favor of the passage of these ordinances on final passage, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinances #9041 and #9042 are declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Motion by Hornady, second by Cornelius to approve the Consent Agenda. Upon roll call vote, all voted aye. Motion adopted.

Receipt of Official Documents – Pawnbroker’s Official Bonds for G.I. Loan Shop, Steward’s Loan and Pawnshop, and Wayne’s Pawn Shop.

Approving Minutes of March 28, 2006 City Council Regular Meeting. Councilmember Meyer abstained.

Approving the Appointment of Dale Shotkoski as Interim City Attorney.

Approving Request of Funk Family, LLC by Dale Funk for Conditional Use Permit for Temporary Office Located at 1612 South Webb Road.

Approving Preliminary Plat for Springdale Subdivision. It was noted that Karen Bredthauer, owner proposed to create 36 lots on a parcel of land located in the SE 1/4 NE 1/4 of Section 23-11-10 consisting of approximately 14.229 acres.

Approving Preliminary Plat for Sterling Estates Subdivision. It was noted that Niedfelt Property Management Preferred, LLC, owner proposed to create 241 lots on a parcel of land located in the NW 1/4 of Section 12-11-10 consisting of approximately 116.13 acres.

Approving Preliminary Plat for Summerfield Estates Fifth Subdivision. It was noted that Little B’s Corporation, owner had proposed to create 14 lots on a parcel of land in the W 1/2 SW 1/4 of Section 12-11-10 consisting of approximately 3.51 acres.

#2006-95 – Approving Contract with the Nebraska Department of Roads to Acquire Right-of-Way and a Temporary Easement Adjacent to the City Library Parking Lot for the Widening of US Highway 30 on 2nd Street.

#2006-105 – Approving Final Plat and Subdivision Agreement for Bosselville Second Subdivision. It was noted that Bosselman Incorporated, owner proposed to create 2 lots on a parcel of land consisting of Lots 5 & 6, Block 1, Bosselville Subdivision and part of the NE 1/4 of Section 24-10-10 consisting of approximately 2.19 acres.

#2006-106 – Approving Final Plat and Subdivision Agreement for Larue Subdivision. It was noted that Housing Plus LLC, owner proposed to create 142 lots on a parcel of land in the E 1/2 NW 1/4 of Section 13-11-10 consisting approximately 35.922 acres.

#2006-107 – Approving Final Plat and Subdivision Agreement for Livermore Subdivision. It was noted that James C. and Marlys M. Livermore, owners proposed to create 2 lots on a parcel of land in the E 1/2 NW 1/4 of Section 28-11-09 consisting approximately 1.052 acres.

#2006-108 – Approving Final Plat and Subdivision Agreement for Neumann Second Subdivision. It was noted that Hall County School District 2, owner proposed to create 2 lots on a parcel of land comprising of Lot 1, Neumann Second Subdivision consisting of approximately 108.256 acres.

#2006-109 – Approving Final Plat and Subdivision Agreement for Summerfield Estates Fifth Subdivision. It was noted that Little B’s Corporation, owner had proposed to create 14 lots on a parcel of land in the W 1/2 SW 1/4 of Section 12-11-10 consisting of approximately 3.51 acres.

#2006-110 – Approving Certificate of Final Completion for Concrete Ditch Lining Between Arizona and Nevada from Independence to East of Idaho; Project 2005-D-2 with The Diamond Engineering Company of Grand Island, Nebraska.

#2006-111 – Approving Bid Award for Street Improvement District No. 1258; Faidley Avenue Extending West for Six Hundred Fifty Feet (650 Feet) with The Diamond Engineering Company of Grand Island, Nebraska in an Amount of \$157,866.40.

#2006-112 – Approving Acquisition of Utility Easement Located 1/2 Mile North of Bismark Road and 1/2 Mile East of Gunbarrel Road. (Hooker Brothers)

#2006-113 – Approving Connection Fees for Water Main District 449T; North Road and Faidley Avenue.

#2006-114 – Approving Bid Award for Transmission Line and Substation Engineering Services with Advantage Engineering of Chesterfield, Missouri in an Amount not to exceed \$2,383,000.00.

#2006-115 – Approving Renewal of Leases at Cornhusker Army Ammunition Plant for Storage Buildings with Dominion Construction Company of Scottsbluff, Nebraska in an Amount of \$2,000.00; Jerry Harders of Wood River, Nebraska in an Amount of \$500.00; and Nebraska State Patrol of Lincoln, Nebraska in an Amount of \$500.00.

#2006-116 – Approving Subordination Request for Doug and Angie Boersen, 3324 Homestead Drive.

#2006-117 – Approving Semi-Annual Report by the Citizens’ Review Committee on the Economic Development Program Plan.

#2006-118 – Approving a Time Extension to the Contract with the Starostka Group Unlimited, Inc., for Construction of Sanitary Sewer District 519; Lots 10 through 21 of Westwood Park Second Subdivision with a new completion date of June 24, 2006.

#2006-119 – Approving Installation of a Traffic Signal on US Highway 30 at the Shared Driveway Serving the Public Safety Center and the Hall County Jail Complex.

#2006-120 – Approving Memorandum of Understanding with the Nebraska Emergency Management Agency for Homeland Security Grant Funding.

#2006-121 – Approving Interlocal Agreement for Cooperative Public Safety Services for Interoperable Radio System.

REQUESTS AND REFERRALS:

Consideration of the Request from Ryan Hansen for Extension of Nonconforming Use at 2216 South Locust Street. Craig Lewis, Building Department Director reported that Ryan Hansen had submitted a request to allow for the expansion of a nonconforming use at the property located at 2216 South Locust Street. It was proposed to construct a new building at 2216 South Locust Street for a body shop operation and the possibility of selling the existing building at 212 Wyandotte for an alterative business.

Motion by Hornady, second by Pielstick to approve the request of Ryan Hansen for the extension of nonconforming use located at 2216 South Locust Street. Upon roll call vote, all voted aye. Motion adopted.

Approving Request of John Luisi for NE Colorado Cellular, Inc. dba Viaero Wireless for Conditional Use Permit for a 120' Telecommunications Tower Located at 305 Wilmar Avenue. Craig Lewis, Building Department Director reported this item related to the aforementioned Public Hearing.

Discussion was held on the co-location options of other towers. Wes Barnett, Vice President of Technical Services stated that it was not possible to co-locate on a government owned tower due to regulations, which eliminated the State Patrol Tower. Mr. Lewis pointed out 5 other towers in the one mile area. Mr. Luisi commented that their tower was only 120' which was not as tall as the other towers in the area.

Motion by Whitesides, second by Nickerson to approve the request of John Luisi on behalf of Viaero Wireless for a Conditional Use Permit for Telecommunications Tower located at 305 Wilmar Avenue. Upon roll call vote, all voted aye. Motion adopted.

RESOLUTIONS:

#2006-104 – Approving Request of Grand Island Venue I, Inc. dba Copa Cabana, 2850 Old Fair Road for a Class “C” Liquor License. RaNae Edwards, City Clerk reported this item related to the aforementioned Public Hearing and recommended approval contingent upon final inspections.

Motion by Hornady, second by Walker to approve the request of Grand Island Venue I, Inc. dba Copa Cabana, 2850 Old Fair Road for a Class “C” Liquor License contingent upon final inspections. Upon roll call vote, all voted aye. Motion adopted.

#2006-122 – Approving Request of De Luna Corporation dba Tabares Bar & Grill, 106 West 4th Street for a Class “C” Liquor License and Octavio De Luna-Rodriquez, 908 East Bismark Road for Liquor Manager Designation. RaNae Edwards, City Clerk reported this item related to the aforementioned Public Hearing with the request of Octavio De Luna Rodriquez for a Liquor Manager designation. Approval was recommended contingent upon final inspections and the stipulation that a state approved server/seller training program be completed.

Motion by Hornady, second by Nickerson to approve the request of De Luna Corporation dba Tabres Bar & Grill, 106 West 4th Street for a Class "C" Liquor License contingent upon final inspections and the request of Octavio De Luna Rodriquez for a Liquor Manager designation with the stipulation that a state approved server/seller training program be completed. Upon roll call vote, all voted aye. Motion adopted.

#2006-123 – Approving Bid Award for Construction of Fire Station #1 with Tri Valley Builders, Inc. of Grand Island, Nebraska. Jim Rowell, Fire Chief introduced the committee and reported that the bids came in over the estimate due to the price increase of steel and fuel. All the bids received were very competitive and good bids. After checking with the Legal Department, Finance Department, and Administration it was agreed to bring this forward as there were funds available.

Motion by Meyer, second by Whitesides to approve the bid award for construction of Fire Station #1 with Tri Valley Builders, Inc. of Grand Island in an amount of \$2,195,000.00 and the following alternates:

1. Alternate No. 1 – Fourth drive-thru bay - \$125,000.00
2. Alternate No. 2 – Plymovent exhaust system - \$3,500.00
3. Alternate No. 3 – Natural gas generator - \$55,000.00
4. Alternate No. 4 – Storage building - \$77,000.00

Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Cornelius, second by Hornady to approve the Claims for the period of March 29, 2006 through April 11, 2006, for a total amount of \$1,713,001.53. Motion adopted unanimously. Councilmember Pielstick abstained from Claim #123790.

Motion by Corneilus, second by Hornady to approve the following Claims for the Library Expansion for the period of March 29, 2006 through April 11, 2006:

#25 \$222,699.85

Motion adopted unanimously.

ADJOURNMENT: The meeting was adjourned at 8:10 p.m.

RaNae Edwards
City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G2

**Approving Request of Gary Brandt, 4104 Fairacres Road,
Kearney, Nebraska for Liquor Manager Designation for Ampride,
3210 West Potash**

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: May 2, 2006

Subject: Request of Gary Brandt, 4104 Fairacres Road, Kearney, Nebraska for Liquor Manager Designation for Ampride, 3210 West Potash

Item #'s: G-2

Presenter(s): RaNae Edwards, City Clerk

Background

Gary Brandt, 4104 Fairacres Road, Kearney, Nebraska has submitted an application with the City Clerk's Office for a Liquor Manager Designation in conjunction with the Class "B-42580" Liquor License for Ampride, 3210 West Potash. This application has been reviewed by the Police Department and City Clerk's Office.

Discussion

City Council action is required and forwarded to the Nebraska Liquor Control Commission for issuance of all liquor manager designations. All departmental reports have been received. Attached is the Police Department background report.

Alternatives

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

1. Approve the request.
2. Forward the request with no recommendation.
3. Take no action on the request.

Recommendation

City Administration recommends that the Council approve this request for a Liquor Manager Designation.

Sample Motion

Move to approve the request of Gary Brandt, 4104 Fairacres Road, Kearney, Nebraska for Liquor Manager Designation in conjunction with the Class "B-42580" Liquor License for Ampride, 3210 West Potash with the stipulation that Mr. Brandt complete a state approved alcohol server/seller training program.



**INTEROFFICE
MEMORANDUM**
Police Department

*Working Together for a
Better Tomorrow. Today.*

DATE: April 17, 2006
TO: RaNae Edwards, City Clerk
FROM: Brad Brush, Lieutenant, Police Department
RE: Ampride, 3210 W Potash, GI, NE 68803

The Grand Island Police Department has received the application for liquor Manager Designation for Ampride, 3210 W Potash, Grand Island, NE 68803.

The application for the liquor manager is accurate. It is the Police Department's recommendation to accept this Liquor Manager Designation in the name of Gary Brandt for the Liquor License for Ampride, 3210 W Potash, Grand Island, NE 68803

BB/rk

A handwritten signature in black ink that reads "Lt. Brad Brush".

04/17/06
10:54

Grand Island Police Dept.
LAW INCIDENT TABLE

333
Page: 1

City : Grand Island
Occurred after : 10:27:42 04/10/2006
Occurred before : 10:27:42 04/10/2006
When reported : 10:27:42 04/10/2006
Date disposition declared : **/**/****
Incident number : L06042504
Primary incident number :
Incident nature : Liquor Lic Inv Liquor License Investigation
Incident address : 3210 W Potash
State abbreviation : NE
ZIP Code : 68803
Contact or caller : RaNae Edwards
Complainant name number :
Area location code : PCID Police - CID
Received by : Brush B
How received : T Telephone
Agency code : GIPD Grand Island Police Department
Responsible officer : Brush B
Offense as Taken :
Offense as Observed :
Disposition : CLO Closed Case
Misc. number :
Geobase address ID :
Long-term call ID :
Clearance Code : CL Case Closed
Judicial Status :

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
NM	56866		Ampride,	liq lic holder
NM	101682		Brandt, Gary R	mention mgr appl

LAW INCIDENT NARRATIVE:

Request for assessment & recommendation-Liquor Manager Designation Application.

The Liquor Manager Designation Applicant's name is Gary Brandt, for the Liquor License for the Ampride,3210 W Potash, GI NE 68803.

In summation;

The application for the Liquor manager is accurate. It is the police department's recommendation to accept this Liquor Manager Designation Application in the name of Gary Brandt, for the Liquor License for the Ampride,3210 W Potash, GI NE 68803.



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G3

**Approving Request of Kent Birnie, 1224 West Anna Street for
Liquor Manager Designation for Copa Cabana, 2850 Old Fair
Road**

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: May 2, 2006

Subject: Request of Kent Birnie, 1224 West Anna Street for
Liquor Manager Designation for Copa Cabana, 2850 Old
Fair Road

Item #'s: G-3

Presenter(s): RaNae Edwards, City Clerk

Background

Kent Birnie has submitted an application with the City Clerk's Office for a Liquor Manager Designation in conjunction with the Class "C-71461" Liquor License for Copa Cabana, 2850 Old Fair Road. This application has been reviewed by the Police Department and City Clerk's Office.

Discussion

City Council action is required and forwarded to the Nebraska Liquor Control Commission for issuance of all liquor manager designations. All departmental reports have been received. Attached is the Police Department background report.

Alternatives

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

1. Approve the request.
2. Forward the request with no recommendation.
3. Take no action on the request.

Recommendation

City Administration recommends that the Council approve this request for a Liquor Manager Designation.

Sample Motion

Move to approve the request of Kent Birnie, 1224 West Anna Street for Liquor Manager Designation in conjunction with the Class "C-71461" Liquor License for Copa Cabana, 2850 Old Fair Road with the stipulation that Mr. Birnie complete a state approved alcohol server/seller training program.



**INTEROFFICE
MEMORANDUM**
Police Department

*Working Together for a
Better Tomorrow. Today.*

DATE: April 17, 2006
TO: RaNae Edwards, City Clerk
FROM: Brad Brush, Lieutenant, Police Department
RE: Copa Cabana, 2850 Old Fair Road, GI, NE 68803
Liquor Manager Application

The Grand Island Police Department has received the application for Liquor Manager Designation for Copa Cabana, 2850 Old Fair Road, Grand Island, NE 68803.

The application for the liquor manager is accurate. It is the Police Department's recommendation to accept this Liquor Manager Designation in the name of Kent Birnie for the Liquor License for Copa Cabana, 2850 Old Fair Road, Grand Island, NE 68803.

BB/rk

A handwritten signature in black ink, appearing to read "Lt. Brad Brush", written over a horizontal line.

04/17/06
10:05

Grand Island Police Dept.
LAW INCIDENT TABLE

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Page: 1

City : Grand Island
Occurred after : 09:45:28 04/17/2006
Occurred before : 09:45:28 04/17/2006
When reported : 09:45:28 04/17/2006
Date disposition declared : 04/17/2006
Incident number : L06042492
Primary incident number :
Incident nature : Liquor Lic Inv Liquor License Investigation
Incident address : 2850 Old Fair Road
State abbreviation : NE
ZIP Code : 68803
Contact or caller : RaNae Edwards
Complainant name number :
Area location code : PCID Police - CID
Received by : Brush B
How received : T Telephone
Agency code : GIPD Grand Island Police Department
Responsible officer : Brush B
Offense as Taken :
Offense as Observed :
Disposition : CLO Closed Case
Misc. number :
Geobase address ID :
Long-term call ID :
Clearance Code : CL Case Closed
Judicial Status : NCI Non-criminal Incident

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
LW	L06031000	03/08/06	Liquor Lic Inv	bar liq lic invest
NM	97172		Birnie, Kent D	mentioned
NM	111279		Copa Cabana,	mentioned bar

LAW INCIDENT NARRATIVE:

Request for assessment & recommendation-Liquor Manager Designation Application.

The Liquor Manager Designation Applicant's name is Kent Birnie

In summation;

The application for the Liquor manager is accurate. It is the police department's recommendation to accept this Liquor Manager Designation Application in the name of Kent Birnie, for the Liquor License for the Copa Cabana at 2850 Old Fair Road, GI NE 68803.

04/17/06
10:05

Grand Island Police Dept.
LAW INCIDENT TABLE

333
Page: 2

LAW INCIDENT RESPONDERS DETAIL:

Se	Responding offi	Unit n	Unit number
----	-----------------	--------	-------------

1	Brush B	208	Brush B
---	---------	-----	---------

LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date
1	Brush B	09:52:55 04/17/2006

208, 041706, Kent Birnie background check
Grand Island Police Department
Supplemental Report

Date, Time: 041706
Reporting Officer: Lieutenant Brush
Unit #: CID

I was able to verify the accuracy of Birnie's application. Nothing was found in Spillman, NSP's Master Name Index (MNI) database or NCJIS, other than what was accurately reported by the applicant. These charges are not sufficient to disqualify the applicant.



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G4

**#2006-124 - Approving Acquisition of Utility Easement - 218
Wilmar Avenue - 281 & Old Potash, LLC**

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

Staff Contact: Gary R. Mader

RESOLUTION 2006-124

WHEREAS, a public utility easement is required by the City of Grand Island, from 281 & Old Potash, LLC, a Nebraska limited liability company, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on May 2, 2006, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of Lot Two (2) Martin's Sixth Subdivision located in the city of Grand Island, Hall County, Nebraska, the twenty (20.0) foot wide easement and right-of-way being more particularly described as follows:

The southerly twenty (20.0) feet of Lot Two (2) Martin's Sixth Subdivision.

The above-described easement and right-of-way containing 0.13 acres, more or less, as shown on the plat dated April 6, 2006, 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 281 & Old Potash, 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, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	<input type="checkbox"/>	_____
April 27, 2006	<input type="checkbox"/>	City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G5

**#2006-125 - Approving Acquisition of Utility Easement - 620 East
4th Street - State Glass**

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

Staff Contact: Gary R. Mader

RESOLUTION 2006-125

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

WHEREAS, a public hearing was held on May 2, 2006, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of Lot One (1) Patrick Subdivision located in the city of Grand Island, Hall County, Nebraska, the ten (10.0) foot wide easement and right-of-way being more particularly described as follows:

The easterly ten (10.0) feet of the northerly one hundred forty and fifty five hundredths (140.55) feet of Lot One (1) Patrick Subdivision.

The above-described easement and right-of-way containing 0.032 acres, more or less, as shown on the plat dated April 7, 2006, 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 State Glass, Inc., a corporation, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G6

**#2006-126 - Approving Acquisition of Utility Easement - 420 North
St. Paul Road - Patrick Rentals LLC**

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

Staff Contact: Gary R. Mader

RESOLUTION 2006-126

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

WHEREAS, a public hearing was held on May 2, 2006, for the purpose of discussing the proposed acquisition of an easement and right-of-way through a part of Lot Two (2) Patrick Subdivision located in the city of Grand Island, Hall County, Nebraska, the ten (10.0) foot wide easement and right-of-way being more particularly described as follows:

The westerly ten (10.0) feet of Lot Two (2) Patrick Subdivision.

The above-described easement and right-of-way containing 0.032 acres, more or less, as shown on the plat dated April 7, 2006, 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 Patrick Rentals, 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, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G7

**#2006-127 - Approving Application of Power Review Board for
Adjusting Service Area - Utilities Department**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Gary R. Mader, Utilities Director

Meeting: May 2, 2006

Subject: Approving Application to the Nebraska Power Review Board for Adjusting Service Area – Utilities Department

Item #'s: G-7

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

Background

The City of Grand Island Electric Department operates its electric system in an area both inside and outside of the City limits. The boundaries of the service area are specified by the authority of the Nebraska Power Review Board. A service area map is attached for reference.

The areas north and east of Grand Island provide a buffer between the City limits and the neighboring electric service area of Southern Nebraska Rural Public Power District. The areas south and west of the City limits in many cases do not provide that buffer. So when the City expands its limits, the Electric Department must apply to the Nebraska Power Review Board to add to its electric service area to include newly added areas.

Discussion

The new Ewoldt Subdivision is located west of U.S. 281 and south of Husker Highway, just north of the Ponderosa Subdivision. Part of that subdivision is outside of the Grand Island Electric Service area, in Southern Power's service area. Since the subdivision was recently annexed, the City Utilities Department must apply to the Power Review Board to adjust the service boundaries. In this addition, the Department anticipates that there will be no cost to adjust this boundary.

Alternatives

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

1. Move to approve the Application for Adjusting the Service Area

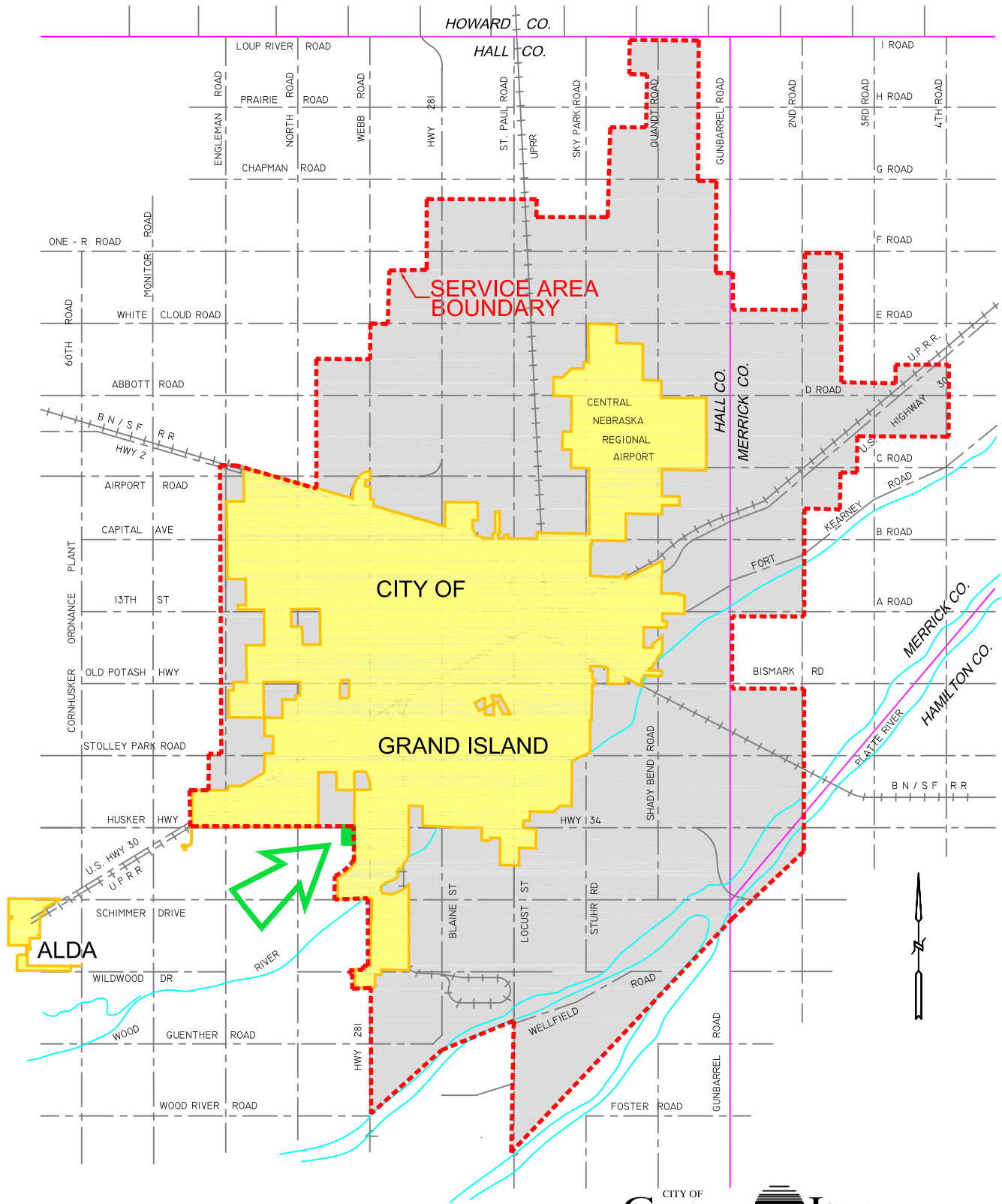
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council authorize the Mayor to sign the application be filed at the State to establish a revised service area.

Sample Motion

Motion to authorize the Mayor to sign the Application to the Power Review Board for Adjusting the Electric Service Area.



LEGEND



INDICATES SERVICE AREA TO BE ACQUIRED

CITY OF
GRAND ISLAND
UTILITIES DEPARTMENT

GRAND ISLAND ELECTRIC SERVICE AREA

SCALE: 1" = 2 MILES 4/14/2006

RESOLUTION 2006-127

WHEREAS, the City of Grand Island Electric Department operates its electric system in areas both inside and outside of the city limits; and

WHEREAS, the boundaries of the service area are specified by the authority of the Nebraska Power Review Board; and

WHEREAS, with the recent annexation of Ewoldt Subdivision west of U.S. Highway 281 and south of Husker Highway, part of the subdivision is outside the Grand Island Electric Service area; and

WHEREAS, it is necessary for the City Utilities Department to apply to the Power Review Board to adjust and expand the service boundaries.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that an application is hereby authorized to request the Nebraska Power Review Board to allow the City of Grand Island's electric service area to be adjusted to reflect the recent annexation of Ewoldt Subdivision.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G8

**#2006-128 - Approving Bid Award - Horizontal Superheater
Repair - Platte Generating Station, Utilities Department**

Staff Contact: Gary R. Mader;DaleShotkoski

Council Agenda Memo

From: Gary R. Mader, Utilities Director
Dale Shotkoski, Interim City Attorney

Meeting: May 2, 2006

Subject: Bid Award – Boiler Superheater Replacement – Platte
Generating Station, Utilities Department

Item #'s: G-8

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

Background

The boiler at the Platte Generating Station is the large structure that uses coal fired heat to produce high pressure, high temperature steam to drive the steam turbine to generate electricity. Internal to the boiler are several superheater tube banks that are used to elevate or “superheat” steam temperatures for higher plant efficiencies. Of these tube banks, the low temperature horizontal superheater has sustained severe tube erosion near the soot blowers between the upper and lower sections. The superheater consists of tube banks that are approximately 25 feet wide and 20 feet deep and are located in the hot gas path (1200 – 1400° F) prior to the fly ash removal system. Erosion of materials operating in this high temperature, highly abrasive condition is expected in coal fired boilers, and having experienced nearly 25 years operation from the original installation is a good operating record.

During the 1997 plant outage, tube shields were installed on the first three tubes on the upper and lower tube banks to extend their service life. There has also been soot blower erosion on the boiler wall tubes near the horizontal superheater and the wall tubes in this area were covered with sheeting.

The tubes, tube shields and sheeting are monitored at each semi-annual plant outage. Measurements at the last scheduled outage indicate that the tube walls have eroded to less than minimum design thicknesses. This can lead to tube leaks which would require an emergency plant shutdown to repair.

A specification was issued for bids to replace the eroded tubes in both the upper and lower superheater banks and to replace a 7 ft. high section of the boiler rear wall tubes. The specification included both furnishing and installing the tube material. The specification also asked for pricing for two options to extend the life of the new tubing.

Option #1: Install hardened steel weld overlay on all tubing.

Option #2: Install hardened steel weld overlay only on the boiler wall tubes and install factory tube shields on the superheater tubing.

Discussion

The boiler superheater section is constructed of high alloy steel designed to withstand the severe operating environment, and lead time is extensive. Actual replacement is scheduled for fall, 2007.

The specifications for the Horizontal Superheater Repair were issued for bid and responses were received from the below listed bidders. The engineer's estimate for this project with Option #1 was \$2,150,000.

<u>Bidders</u>	<u>Bid Price</u>
<u>Moorhead Machinery & Boiler Company</u> Minneapolis, MN	Base Bid: \$972,973.00 Option 1: \$259,890.00 Option 2: \$ 59,056.00
<u>Alstom Power</u> Rossville, KS	Base Bid: \$1,626,068.00 Option 1: \$1,050,525.00 Option 2: \$ 190,209.00

Both bids were compliant with the specifications. The price for the Option 1 weld overlay on the superheater tubes was considerably more expensive than anticipated. After review of the bids and options, and considering the life of the original equipment, the evaluation is to reject Option 1 for weld overlay on all tubes and instead use Option 2, which uses the factory installed tube shields and weld overlay protection only on the rear wall tubes.

The Department staff has reviewed the boiler superheater bids and recommends the award be made to the low bidder, Moorhead Machinery & Boiler Company in the amount of \$1,032,029.00. Moorhead has satisfactorily performed boiler work at PGS previously.

Alternatives

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

1. Move to approve the Award Memo for the Horizontal Superheater Replacement.
2. Refer the issue to a Committee.
3. Postpone the issue to future date.
4. Take no action on the issue presented in this motion.

Recommendation

City Administration recommends that the Council award the Contract to Moorhead Machinery & Boiler Co. from Minneapolis, MN, as the low responsive bidder, with the bid price of \$1,032,029.00, which includes acceptance of Option 2.

Sample Motion

Motion to approve the bid of \$1,032,029.00 from Moorhead Machinery & Boiler Company for the Horizontal Superheater Replacement Platte Generating Station.

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: March 28, 2006 at 11:00 a.m.

FOR: Horizontal Superheater Repair

DEPARTMENT: Utilities

ESTIMATE: \$2,150,000.00

FUND/ACCOUNT: 520

PUBLICATION DATE: February 18, 2006

NO. POTENTIAL BIDDERS: 10

SUMMARY

Bidder:	<u>Moorhead Machinery & Boiler Company</u> Minneapolis, MN	<u>Alstom</u> Rossville, KS
Bid Security:	Westchester Fire Insurance Company	Westchester Fire Ins. Co.
Exceptions:	None	Noted
Base Bid Price:	\$972,973.00	\$1,626,068.00
Option 1:	\$259,890.00	\$1,050,525.00
Option 2:	\$ 59,056.00	\$ 190,209.00

cc: Gary Mader, Utilities Director
Karen Nagel, PGS
Dale Shotkoski, Purchasing Agent

Bob Smith, Assist. Utilities Director
Gary Greer, City Administrator
Laura Berthelsen, Legal Assistant

P1075

RESOLUTION 2006-128

WHEREAS, the City of Grand Island invited sealed bids for Horizontal Superheater Repair, according to plans and specifications on file with the City Clerk; and

WHEREAS, on March 28, 2006, bids were received, opened and reviewed; and

WHEREAS, Moorhead Machinery & Boiler Company of Minneapolis, Minnesota, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$1,032,029 for the base bid and Option 2; and

WHEREAS, Moorhead Machinery & Boiler Company's bid is less than the estimate for such project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Moorhead Machinery & Boiler Company of Minneapolis, Minnesota, in the amount of \$1,032,029 for the base bid and Option 2 for Horizontal Superheater Repair is hereby approved as the lowest responsible bid.

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

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	▣ _____
April 27, 2006	▣ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G9

**#2006-129 - Approving Bid Award - Sixty (60) Circuit Breaker
Monitoring and Control Modules - Utilities Department**

Staff Contact: Gary R. Mader;DaleShotkoski

Council Agenda Memo

From: Gary R. Mader, Utilities Director
Dale Shotkoski, Interim City Attorney

Meeting: May 2, 2006

Subject: Bid Award – Circuit Breaker Monitoring and Control Modules

Item #'s: G-9

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

Background

The Grand Island Electric System contains 42 distribution feeder circuits with provisions to activate an additional nine feeders. The feeder circuits are those that criss-cross the City connecting to customer services. The original feeder circuit protective relays were installed over the course of building the electric system as the City grew. The oldest of the relays was over 30 years old. These relays did not conform to contemporary levels of performance. For the past five years, the Electrical Engineering Division has been working on a program to upgrade to current industry standard digital protective relays. This upgrade allows a much higher level of monitoring and control of the distribution system through a PC computer based interface.

Separate from the distribution feeder circuits are the transformation, transmission, and generation portions of the electric system. These functions utilize different types of protective relays. The relays provide protection of the systems but do not include control functions. Monitoring and control of the circuit breakers associated with these functions, such as routine open/close operations, remain separate from the protective relay function, on a 15 year old System Control and Data Acquisition (SCADA) system, with limited capabilities. It is the Utilities Department's plan to upgrade the control and protection for the transformation, transmission and generation functions to allow integration into the PC based supervisory system. The Circuit Breaker Monitoring and Control Modules proposed for purchase will perform these integration functions. This upgrade equipment was included in the current Electric Department budget.

An additional consideration is the ability to obtain detailed recordings of fault currents and voltage. Analysis of these data allows system operators to much more accurately determine the source, severity, and location of a problem. This capability has been in

development in the electric industry for several years but has been very expensive. Original protective relaying simply tripped a circuit when a fault occurred and provided a mechanical flag to mark the type of fault that had occurred; overcurrent, ground, phase contact, etc. The advent of digital electronics has made this capability affordable. With the increasing emphasis on reliability, the ability to analyze faults is both critical and an industry expectation. The Circuit Breaker Monitoring and Control Modules will provide the ability to record fault data as well as trending and disturbance information.

Discussion

Specifications for the purchase of Sixty (60) Circuit Breaker Monitoring and Control Modules were prepared and advertised in accordance with City procurement requirements. Specifications were sent to six regional distributors and two local distributors. The engineer's estimate was \$250,000.00. Bids were publicly opened at 11:00 a.m. on April 11, 2006. Listed below is a tabulation of the bids received.

Bidder/Manufacturer and Product	Exceptions	Bid Price
<i>Weisler & Associates, Inc. of Kansas City, MO</i> <i>Satec SA320</i>	<i>No</i>	<i>\$243,318.00</i>
Wesco of Sioux City, IA Electro Industries Nexus 1250	Yes	\$246,691.71
Lynn Elliott Company of Mission, KS Areva M871	No	\$259,539.20

The Areva M871 equipment as bid meets the specifications. Areva also offered a reduced cost option to their bid to provide equipment with less than the specified memory capacity. That option was non-compliant with the specifications. The bid from Weisler and Associates to provide Satec SA320 equipment meets all requirements of the specifications and is the lowest bid to do so.

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 award the purchase of Sixty (60) Circuit Breaker Monitoring and Control Modules to Weisler & Associates, Inc., in the amount of \$243,318.00.

Sample Motion

Motion to approve award of the purchase of the Circuit Breaker Monitoring and Control Modules from Weisler & Associates, Inc., of Kansas City, Missouri.

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: April 11, 2006 at 11:00 a.m.

FOR: (60) Circuit Breaker Monitoring and Control Modules

DEPARTMENT: Utilities

ESTIMATE: \$250,000.00

FUND/ACCOUNT: 520

PUBLICATION DATE: March 20, 2006

NO. POTENTIAL BIDDERS: 9

SUMMARY

Bidder:	<u>SATEC, Inc.</u> Union, NJ	<u>Areva T & D, Inc.</u> Bethlehem, PA	<u>Wesco Distribution, Inc.</u> Sioux City, IA
Bid Security:	\$12,165.90	Liberty Mutual Ins. Co.	Continental Ins. Co.
Exceptions:	None	None	Noted
Bid Price:	\$243,318.00	\$259,539.20	\$246,691.71
Delivery:	60 days	60 days	90 days

cc: Gary Mader, Utilities Director
Pat Gericke, Utilities Adm. Assist.
Gary Greer, City Administrator
Laura Berthelsen, Legal Assistant

Bob Smith, Assist. Utilities Director
Travis Burdett, Senior Elect. Eng.
Dale Shotkoski, Purchasing Agent

P1080

RESOLUTION 2006-129

WHEREAS, the City of Grand Island invited sealed bids for Sixty (60) Circuit Breaker Monitoring and Control Modules, according to plans and specifications on file with the City Clerk; and

WHEREAS, on April 11, 2006, bids were received, opened and reviewed; and

WHEREAS, Weisler & Associates, Inc. of Kansas City, Missouri, 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 \$243,318 for Satec SA320 equipment; and

WHEREAS, Weisler & Associates, Inc.'s bid is less than the estimate for such equipment.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Weisler & Associates, Inc. of Kansas City, Missouri, in the amount of \$243,318 for sixty (60) Satec SA320 circuit breaker monitoring and control modules is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G10

**#2006-130 - Approving Bid Award - Puller/Tensioner - Line
Division, Utilities Department**

Staff Contact: Gary R. Mader;DaleShotkoski

Council Agenda Memo

From: Gary R. Mader, Utilities Director
Dale Shotkoski, Interim City Attorney/Purchasing

Meeting: May 2, 2006

Subject: Bid Award – Puller/Tensioner – Utilities Department,
Line Division

Item #'s: G-10

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

Background

The 2005-06 Electric Department Budget includes a new Puller/Tensioner for the Electric Line Division. This device is specifically designed to place conductors for power line construction and rebuild. The older parts of town need to have overhead electrical lines replaced as the system ages. The Department anticipates that the amount of rebuild and reconstruction work will increase in the future and a large percentage of that work will be done in fully developed, congested urban areas. To safely replace conductors while keeping the existing lines energized, requires equipment to keep the new line under tight control and in tension while pulling it into place, immediately next to energized 13,800 volt lines, often on the same poles and cross arms. The Puller/Tensioner is specifically designed for close control while pulling power cable, and would allow the line crew to perform the work more safely than using cable reel brakes and truck winches.

The specifications were advertised in accordance with the City Procurement Code and bids were publicly opened by the City Clerk April 12, 2006. The equipment cost estimate was \$50,000.

Two of the bidders formally responded that they would not bid at this time. One bid was received from Sherman & Reilly, Inc. of Chattanooga, TN. The bid amount was:

<i>Base Bid \$44,800</i>			Total
Option 1	Uniline Rope	\$ 7,900	\$52,790.00
Option 2	Sarlex Rope	\$ 4,450	\$49,250.00

Discussion

The bid of Sherman & Reilly for the Puller/Tensioner with Sarlex rope meets all specifications. And based on the Department's research in developing the specifications, the price is judged to be market competitive.

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 new Puller/Tensioner from the low compliant bidder
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 award the bid for the Puller/Tensioner with the Sarlex rope to Sherman & Reilly, Inc. of Chattanooga, TN in the amount of \$49,250.00.

Sample Motion

Motion to approve the purchase of the Sherman & Reilly Puller/Tensioner with the Sarlex rope and swivel.

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: April 12, 2006 at 11:00 a.m.

FOR: Puller/Tensioner

DEPARTMENT: Utilities

ESTIMATE: \$50,000.00

FUND/ACCOUNT: 520

PUBLICATION DATE: March 29, 2006

NO. POTENTIAL BIDDERS: 6

SUMMARY

Bidder: Sherman & Reilly, Inc.
Chattanooga, TN

Exceptions: None

Base Bid Price: \$44,800.00
\$52,790.00 with Uniline Rope
\$49,250.00 with Sarlex Rope

cc: Gary Mader, Utilities Director
Pat Gericke, Utilities Admin. Assist.
Dale Shotkoski, Purchasing Agent

Bob Smith, Assist. Utilities Director
Gary Greer, City Administrator
Laura Berthelsen, Legal Assistant

P1079

RESOLUTION 2006-130

WHEREAS, the City of Grand Island invited sealed bids for a Puller / Tensioner for the Line Division of the Utilities Department, according to plans and specifications on file in the office of Utilities Administration; and

WHEREAS, on April 12, 2006, bids were received, opened and reviewed; and

WHEREAS, Sherman & Reilly, Inc. of Chattanooga, Tennessee, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$49,250 with the Sarlex rope and swivel; and

WHEREAS, Sherman & Reilly, Inc.'s bid is less than the estimate for such project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Sherman & Reilly, Inc. of Chattanooga, Tennessee, in the amount of \$49,250 for Puller / Tensioner with the Sarlex rope and swivel is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G11

**#2006-131 - Approving Bid Award for the Asphalt Maintenance
Project 2006-AC-1**

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director
Steve Paustian, Parks and Recreation Director

Meeting: May 2, 2006

Subject: Approving Bid Award for the Asphalt Maintenance Project 2006-AC-1

Item #'s: G-11

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

Background

On April 3, 2006 the Engineering Division of the Public Works Department advertised for bids for the Asphalt Maintenance Project 2006-AC-1.

Discussion

One (1) bid was received and opened on April 18, 2006. The bid was submitted in compliance with the contract, plans, and specifications with no exceptions. A summary of the bid is shown below.

<i>Bidder</i>	<i>Exceptions</i>	<i>Bid Security</i>	<i>Total Bid</i>
Gary Smith Construction Co, Inc.	None	Inland Insurance Co.	\$495,445.80

There are sufficient funds in the Public Works and Park and Recreation accounts to fund this project.

Following is a list of the streets included in the 2006-AC-1 project:

- Section #1.** Located on Hampton Road from North Road to the cul-de-sac.
Section #2. Located on Dover Court from Hampton Road to the cul-de-sac.
Section #3. Located on Chelsea from Hampton Road to cul-de-sac.
Section #4. Located on Avon Avenue from Hampton Road to cul-de-sac.
Section #5. Located on Rochdale Road from Hampton Road to the cul-de-sac.
Section #6. Located on Gladstone from Hampton Road to the cul-de-sac.
Section #7. Located on Mary Lane from North Road to the cul-de-sac.

- Section #8.** Located on Valley View from Mary Lane to the south end.
- Section #9.** Located on North Road from Capital Avenue to Highway #2.
- Section #10.** Located on Capital Avenue from Engleman to North Road.
- Section #11.** Located on Capital Avenue from North Road to the west end of the widening project.
- Section #12.** Located on Old Highway 30 from Webb Road to New Highway 30.
- Section #13.** Located on Webb Road from the Union Pacific Railroad to the concrete at Woodridge Blvd.
- Section #14.** Located on Broadwell Avenue from the Burlington Northern Santa Fee to the north City limits.
- Section #15.** Located on Sycamore Street from 2nd Street to 3rd Street.
- Section #16.** Located on 3rd Street from Sycamore to Vine.
- Section #17.** Located on 3rd Street from Broadwell Avenue to Lincoln Street.
- Section #18.** Located on Madison Street from 2nd Street to 3rd Street.
- Section #19.** Located on Jefferson Street from 2nd Street to 3rd Street.
- Section #20.** Located at the City Cemetery.
- Section #21.** Located at Lincoln Park parking lots.
- Section #22.** Located at Ashley Park Baseball parking lot.
- Section #23.** Located on the roadway at Pier Park.

Alternatives

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

1. Make a motion to approve awarding the contract for the Asphalt Maintenance Project 2006-AC-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 approve awarding the contract and pass a resolution authorizing the Mayor to sign a contract with Gary Smith Construction Company of Grand Island, Nebraska.

Sample Motion

Move to approve the award of the contract to Gary Smith Construction Company of Grand Island, Nebraska for Asphalt Maintenance Project 2006-AC-1 in the amount of \$495,445.80.

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: April 18, 2006 at 11:00 a.m.

FOR: Asphalt Maintenance Project 2006-AC-1

DEPARTMENT: Public Works

ESTIMATE: \$496,872.67

FUND/ACCOUNT: 10033506-85345

PUBLICATION DATE: April 3, 2006

NO. POTENTIAL BIDDERS: 7

SUMMARY

Bidder: Gary Smith Construction
Grand Island, NE

Bid Security: Inland Insurance Company

Exceptions: None

Bid Price: \$495,445.80

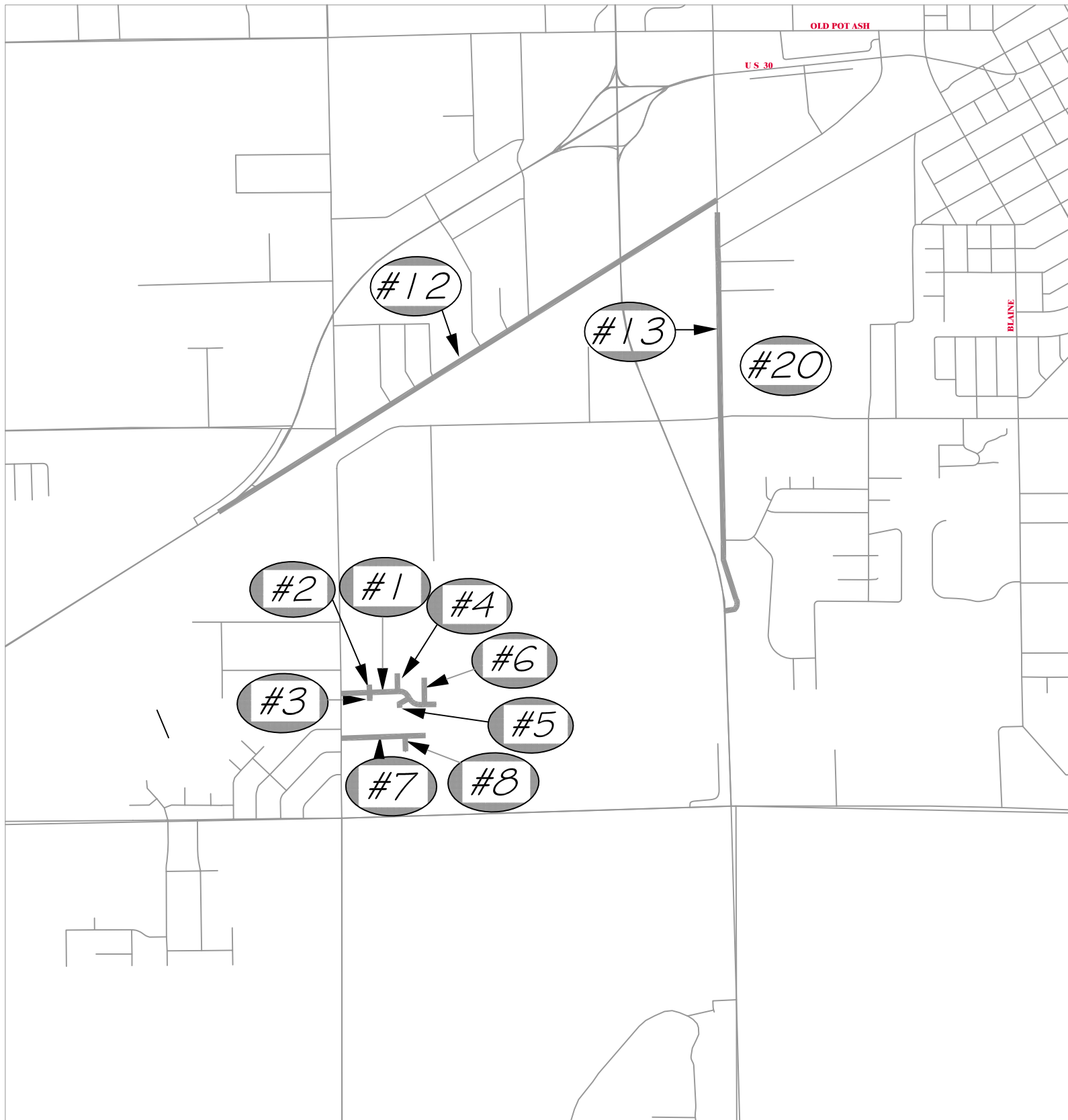
cc: Steve Riehle, Public Works Director
Danelle Collins, PW Admin. Assist.
Dale Shotkoski, Purchasing Agent

Tom Carlson, Eng. Tech Sup.
Gary Greer, City Administrator
Laura Berthelsen, Legal Assistant

P1082

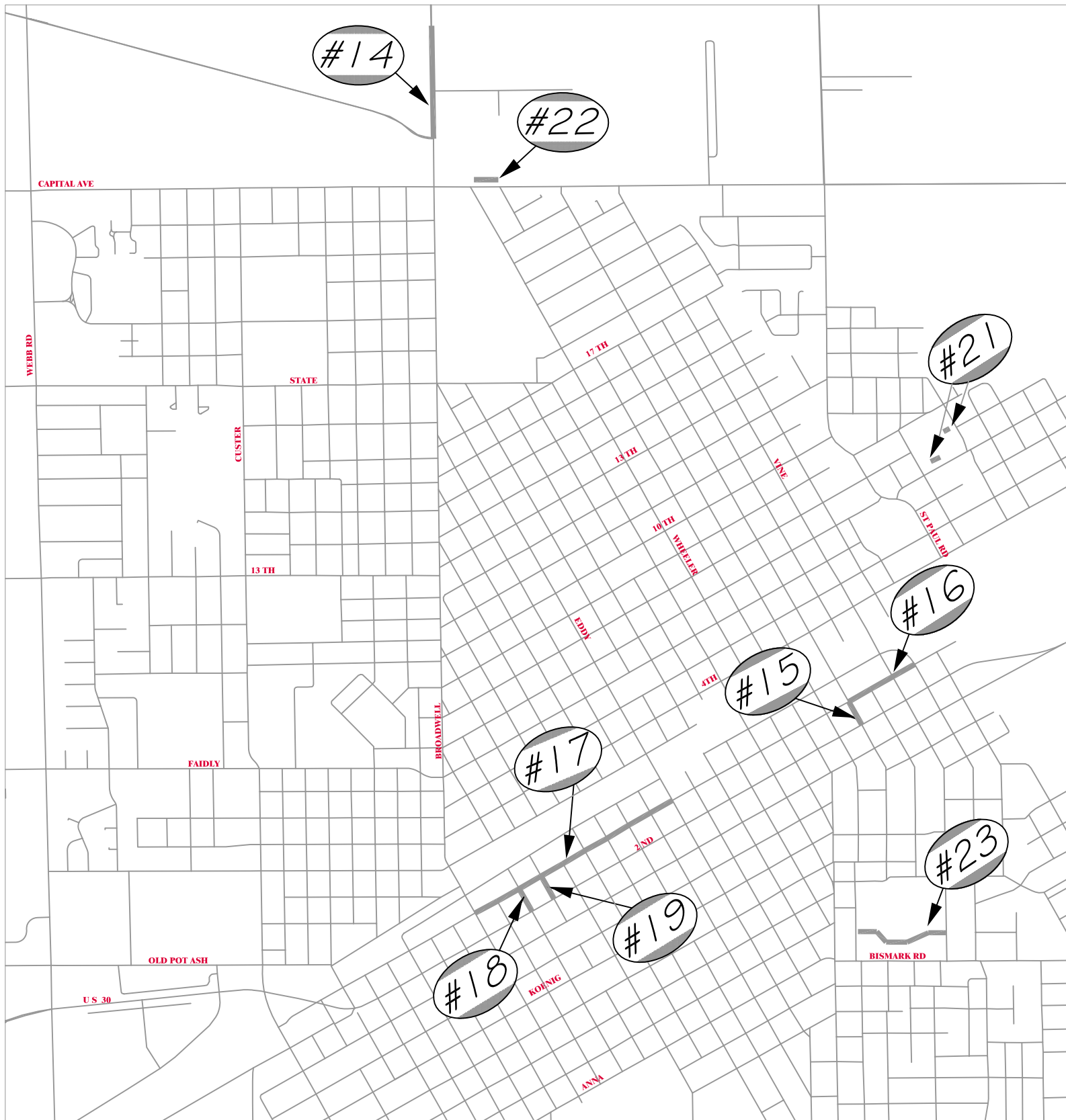
ASPHALT MAINTENANCE PROJECT

2006 - AC - 1



ASPHALT MAINTENANCE PROJECT

2006 - AC - 1



ASPHALT MAINTENANCE PROJECT

2006 - AC - 1



RESOLUTION 2006-131

WHEREAS, the City of Grand Island invited sealed bids for Asphalt Maintenance Project 2006-AC-1, according to plans and specifications on file with the City Engineer; and

WHEREAS, on April 18, 2006, bids were received, opened and reviewed; and

WHEREAS, Gary Smith Construction of Grand Island, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$495,445.80; and

WHEREAS, Gary Smith Construction's bid is less than the estimate for such project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Gary Smith Construction of Grand Island, Nebraska, in the amount of \$495,445.80 for Asphalt Maintenance Project 2006-AC-1 is hereby approved as the lowest responsible bid.

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

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G12

#2006-132 - Approving Certificate of Final Completion for Final Clarifier Mechanisms for the Waste Water Treatment Plant

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: May 2, 2006

Subject: Approving Certificate of Final Completion for Final Clarifier Mechanisms for the Wastewater Treatment Plant

Item #'s: G-12

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

Background

The contract for the Final Clarifier Mechanisms, Project 2003-WWTP-2 was awarded to Dorr Oliver Eimco, of Salt Lake City, Utah on September 23, 2003. Work commenced November 17, 2003 and was completed January 10, 2006.

Discussion

The project was completed in accordance with the terms, conditions, and stipulations of the contract, the plans, and the specifications. It was completed at a total cost of \$396,817.00 with no overruns or change orders.

Alternatives

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

1. Move to approve the Certificate of Final Completion.
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 Certificate of Final Completion for the Final Clarifier Mechanisms, Project 2003-WWTP-2.

Sample Motion

Move to approve the Certificate of Final Completion.

ENGINEER'S CERTIFICATE OF FINAL COMPLETION

GRAND ISLAND FINAL CLARIFIER MECHANISMS, PROJECT 2003-WWTP-2 CITY OF GRAND ISLAND WASTE WATER TREATMENT PLANT

CITY OF GRAND ISLAND, NEBRASKA
MAY 2, 2006

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

This is to certify that the FINAL CLARIFIER MECHANISMS, PROJECT 2003-WWTP-2, has been fully completed by Dorr Oliver Eimco of Salt Lake City, Utah under the contract dated November 12, 2003. The work was 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 City Engineer / Public Works Director in accordance with the provisions of Section 16-650 R.R.S., 1943.

Final Clarifier Mechanisms, Project 2003-WWTP-2

Original Contract Amount \$396,817.00

TOTAL PROJECT COST \$396,817.00

Respectfully submitted,

Steven P. Riehle
City Engineer / Public Works Director

May 2, 2006

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

I hereby recommend that the Engineer's Certificate of Final Completion for the FINAL CLARIFIER MECHANISMS PROJECT 2003-WWTP-2 be approved.

Respectfully submitted,

Jay Vavricek
Mayor

RESOLUTION 2006-132

WHEREAS, the City Engineer / Public Works Director for the City of Grand Island has issued a Certificate of Final Completion for Final Clarifier Mechanisms for the Wastewater Treatment Plant, Project No. 2003-WWTP-2, certifying that Dorr Oliver Eimco of Salt Lake City, Utah, completed such project according to the terms, conditions, and stipulations of the contract, plans and specifications for such improvements; and

WHEREAS, the City Engineer / Public Works Director recommends the acceptance of the certificate of final completion; and

WHEREAS, the Mayor concurs with such recommendation.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Certificate of Final Completion for Final Clarifier Mechanisms for the Wastewater Treatment Plant, Project No. 2003-WWTP-2 is hereby confirmed and approved.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G13

#2006-133 - Approving Certificate of Final Completion for Final Clarifier Improvements for the Wastewater Treatment Plant (Installation)

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: May 2, 2006

Subject: Approving Certificate of Final Completion for Final Clarifier Improvements for the Wastewater Treatment Plant (Installation)

Item #'s: G-13

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

Background

The contract for the Final Clarifier Improvements (Installation), Project 2003-WWTP-2A was awarded to The Diamond Engineering Company of Grand Island, NE on May 10, 2005. Work commenced May 16, 2005 and was completed November 15, 2005.

Discussion

The project was completed in accordance with the terms, conditions, and stipulations of the contract, the plans, and the specifications. It was completed at a total cost of \$188,828.06. Costs for the project break down as follows:

Original Bid	\$ 181,832.00
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OTHER COSTS

Centaur	\$ 812.50
Dick Baasch Welding	\$ 50.00
Island Supply Company	\$ 10.75
Kelly Supply	\$ 2,005.74
Kriz Davis	\$ 3,890.85
Rockwell & Associates	\$ 164.00
State Steel	\$ 62.22

TOTAL OTHER COSTS	\$ 6,996.06
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TOTAL COST	\$ 188,828.06
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Alternatives

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

1. Move to approve the Certificate of Final Completion.
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 Certificate of Final Completion for the Final Clarifier Improvements (Installation), Project 2003-WWTP-2A.

Sample Motion

Move to approve the Certificate of Final Completion.

ENGINEER'S CERTIFICATE OF FINAL COMPLETION

FINAL CLARIFIER IMPROVEMENTS (INSTALLATION) PROJECT 2003-WWTP-2A CITY OF GRAND ISLAND WASTE WATER TREATMENT PLANT

CITY OF GRAND ISLAND, NEBRASKA

MAY 2, 2006

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

This is to certify that FINAL CLARIFIER IMPROVEMENTS (INSTALLATION) PROJECT 2003-WWTP-2A, has been fully completed by The Diamond Engineering Company of Grand Island, NE under the contract dated May 17, 2005. The work was 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 City Engineer / Public Works Director in accordance with the provisions of Section 16-650 R.R.S., 1943.

Final Clarifier Improvement (Installation) Project 2003-WWTP-2A

Original Bid	\$	181,832.00
OTHER COSTS		
Centaur	\$	812.50
Dick Baasch Welding	\$	50.00
Island Supply Company	\$	10.75
Kelly Supply	\$	2,005.74
Kriz Davis	\$	3,890.85
Rockwell & Associates	\$	164.00
State Steel	\$	62.22
<u>TOTAL OTHER COSTS</u>	<u>\$</u>	<u>6,996.06</u>

TOTAL COST : **\$188,828.00**

Respectfully submitted,

Steven P. Riehle
City Engineer / Public Works Director

May 2, 2006

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

I hereby recommend that the Engineer's Certificate of Final Completion for the FINAL CLARIFIER IMPROVEMENTS (INSTALLATION) PROJECT 2003-WWTP-2A be approved.

Respectfully submitted,

Jay Vavricek
Mayor

RESOLUTION 2006-133

WHEREAS, the City Engineer / Public Works Director for the City of Grand Island has issued a Certificate of Final Completion for Construction of Final Clarifier Improvements (Installation) Project 2003-WWTP-2A, certifying that The Diamond Engineering Company of Grand Island, Nebraska, completed such project according to the terms, conditions, and stipulations of the contract, plans and specifications for such improvements; and

WHEREAS, the City Engineer / Public Works Director recommends the acceptance of the certificate of final completion; and

WHEREAS, the Mayor concurs with such recommendation.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Certificate of Final Completion for Construction of Final Clarifier Improvements (Installation) Project 2003-WWTP-2A is hereby confirmed and approved.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G14

#2006-134 - Approving Certificate of Final Completion for Final Clarifier Improvements for the Wastewater Treatment Plant (Painting)

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: May 2, 2006

Subject: Approving Certificate of Final Completion for Final Clarifier Improvements for the Wastewater Treatment Plant (Painting)

Item #'s: G-14

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

Background

The contract for the Final Clarifier Improvements (Painting), Project 2003-WWTP-2C was awarded to The HEG Painting Company, Inc., of Cherokee, Iowa on May 10, 2005. Work commenced May 16, 2005 and was completed November 21, 2005.

Discussion

The project was completed in accordance with the terms, conditions, and stipulations of the contract, the plans, and the specifications. It was completed at a total cost of \$136,310.00 with no overruns or change orders.

Alternatives

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

1. Move to approve the Certificate of Final Completion.
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 Certificate of Final Completion for the Final Clarifier Improvements (Painting), Project 2003-WWTP-2C.

Sample Motion

Move to approve the Certificate of Final Completion.

ENGINEER'S CERTIFICATE OF FINAL COMPLETION

FINAL CLARIFIER IMPROVEMENTS (PAINTING) PROJECT 2003-WWTP-2C CITY OF GRAND ISLAND WASTE WATER TREATMENT PLANT

CITY OF GRAND ISLAND, NEBRASKA
MAY 2, 2006

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

This is to certify that FINAL CLARIFIER IMPROVEMENTS (PAINTING) PROJECT 2003-WWTP-2C, has been fully completed by The HEG Painting Company, Inc. of Cherokee, Iowa under the contract dated May 31, 2005. The work was 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 City Engineer / Public Works Director in accordance with the provisions of Section 16-650 R.R.S., 1943.

Final Clarifier Improvement (Painting) Project 2003-WWTP-2C

Original Contract Amount	\$136,310.00
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TOTAL PROJECT COST	\$136,310.00
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Respectfully submitted,

Steven P. Riehle
City Engineer / Public Works Director

May 2, 2006

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

I hereby recommend that the Engineer's Certificate of Final Completion for the FINAL CLARIFIER IMPROVEMENTS (PAINTING) PROJECT 2003-WWTP-2C be approved.

Respectfully submitted,

Jay Vavricek
Mayor

RESOLUTION 2006-134

WHEREAS, the City Engineer / Public Works Director for the City of Grand Island has issued a Certificate of Final Completion for Construction of Final Clarifier Improvements (Painting) Project 2003-WWTP-2C, certifying that the HEG Painting Company, Inc. of Cherokee, Iowa, completed such project according to the terms, conditions, and stipulations of the contract, plans and specifications for such improvements; and

WHEREAS, the City Engineer / Public Works Director recommends the acceptance of the certificate of final completion; and

WHEREAS, the Mayor concurs with such recommendation.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Certificate of Final Completion for Construction of Final Clarifier Improvements (Painting) Project 2003-WWTP-2C is hereby confirmed and approved.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G15

#2006-135 - Approving Certificate of Final Completion for Final Clarifier Improvements for the Wastewater Treatment Plant (Electrical)

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: May 2, 2006

Subject: Approving Certificate of Final Completion for Final Clarifier Improvements for the Wastewater Treatment Plant (Electrical)

Item #'s: G-15

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

Background

The contract for the Final Clarifier Improvements (Electrical), Project 2003-WWTP-2B was awarded to Middleton Electric Inc., of Grand Island, NE on May 10, 2005. Work commenced May 16, 2005 and was completed January 5, 2006.

Discussion

The project was completed in accordance with the terms, conditions, and stipulations of the contract, the plans, and the specifications. It was completed at a total cost of \$38,387.00 with no overruns or change orders.

Alternatives

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

1. Move to approve the Certificate of Final Completion.
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 Certificate of Final Completion for the Final Clarifier Improvements (Electrical), Project 2003-WWTP-2B.

Sample Motion

Move to approve the Certificate of Final Completion.

ENGINEER'S CERTIFICATE OF FINAL COMPLETION

FINAL CLARIFIER IMPROVEMENTS (ELECTRICAL) PROJECT 2003-WWTP-2B CITY OF GRAND ISLAND WASTE WATER TREATMENT PLANT

CITY OF GRAND ISLAND, NEBRASKA
MAY 2, 2006

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

This is to certify that FINAL CLARIFIER IMPROVEMENTS (ELECTRICAL) PROJECT 2003-WWTP-2B, has been fully completed by Middleton Electric, Inc. of Grand Island, NE under the contract dated May 23, 2005. The work was 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 City Engineer / Public Works Director in accordance with the provisions of Section 16-650 R.R.S., 1943.

Final Clarifier Improvement (Electrical) Project 2003-WWTP-2B

Original Contract Amount	\$38,387.00
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TOTAL PROJECT COST	\$38,387.00
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Respectfully submitted,

Steven P. Riehle
City Engineer / Public Works Director

May 2, 2006

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

I hereby recommend that the Engineer's Certificate of Final Completion for the FINAL CLARIFIER IMPROVEMENTS (ELECTRICAL) PROJECT 2003-WWTP-2B be approved.

Respectfully submitted,

Jay Vavricek
Mayor

RESOLUTION 2006-135

WHEREAS, the City Engineer / Public Works Director for the City of Grand Island has issued a Certificate of Final Completion for Construction of Final Clarifier Improvements (Electrical) Project 2003-WWTP-2B, certifying that Middleton Electric, Inc. of Grand Island, Nebraska, completed such project according to the terms, conditions, and stipulations of the contract, plans and specifications for such improvements; and

WHEREAS, the City Engineer / Public Works Director recommends the acceptance of the certificate of final completion; and

WHEREAS, the Mayor concurs with such recommendation.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Certificate of Final Completion for Construction of Final Clarifier Improvements (Electrical) Project 2003-WWTP-2B is hereby confirmed and approved.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G16

#2006-136 - Approving Bid Award - Water Main Project 2005-W-12; Sanitary Sewer Project 2005-S-14 and Street Improvement Project 2006-P-2 - New Public Safety Center

Staff Contact: Gary R. Mader;Steve Riehle;Dale Shotkoski

Council Agenda Memo

From: Gary R. Mader, Utilities Director
Steven P. Riehle, Public Works Director
Dale Shotkoski, Interim City Attorney

Meeting: May 2, 2006

Subject: Approving Bid Award -
Water Main Project 2005-W-12
Sanitary Sewer Project 2005-S-14
Street Improvement Project 2006-P-2

Item #'s: G-16

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

Background

This is a combined project for the Utilities Department and Public Works Department for the installation of water mains, sanitary sewer lines, drainage, and paving for the new Law Enforcement Center/Hall County Jail. The area is located south of Highway 30, between the BN/SF Railroad and Talc Drive. Attached for reference is a map showing the construction area.

Discussion

The Utilities Department and Public Works Department worked together to facilitate bids for this project. The joint contract will be awarded to a single bidder based on the least total cost for all construction (water main plus sanitary sewer plus drainage plus paving).

The bid package was submitted to nine potential contractors, material suppliers, and four local plan service agencies. The bids were publicly opened at 11:00 a.m. on April 13, 2006, in accordance with City Procurement Codes. Two bids were received and have been checked, evaluated, and are tabulated below:

Bidder:	Diamond Engineering Grand Island NE	Starostka Group Unlimited, Inc. Grand Island, NE
Exceptions:	None	None
Water Bid Price	\$106,558.85	\$91,849.81
Sewer Bid Price	\$148,834.79	\$122,771.09

Paving Bid Price	\$248,698.61	\$249,363.48
Total Contract Bid	\$504,092.25	\$463,984.38
Completion	135 days	150 days

The bids were reviewed by Utilities and Public Works engineering staffs. The low bid from Starostka Group was complete, without exceptions and meets the specifications.

Alternatives

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

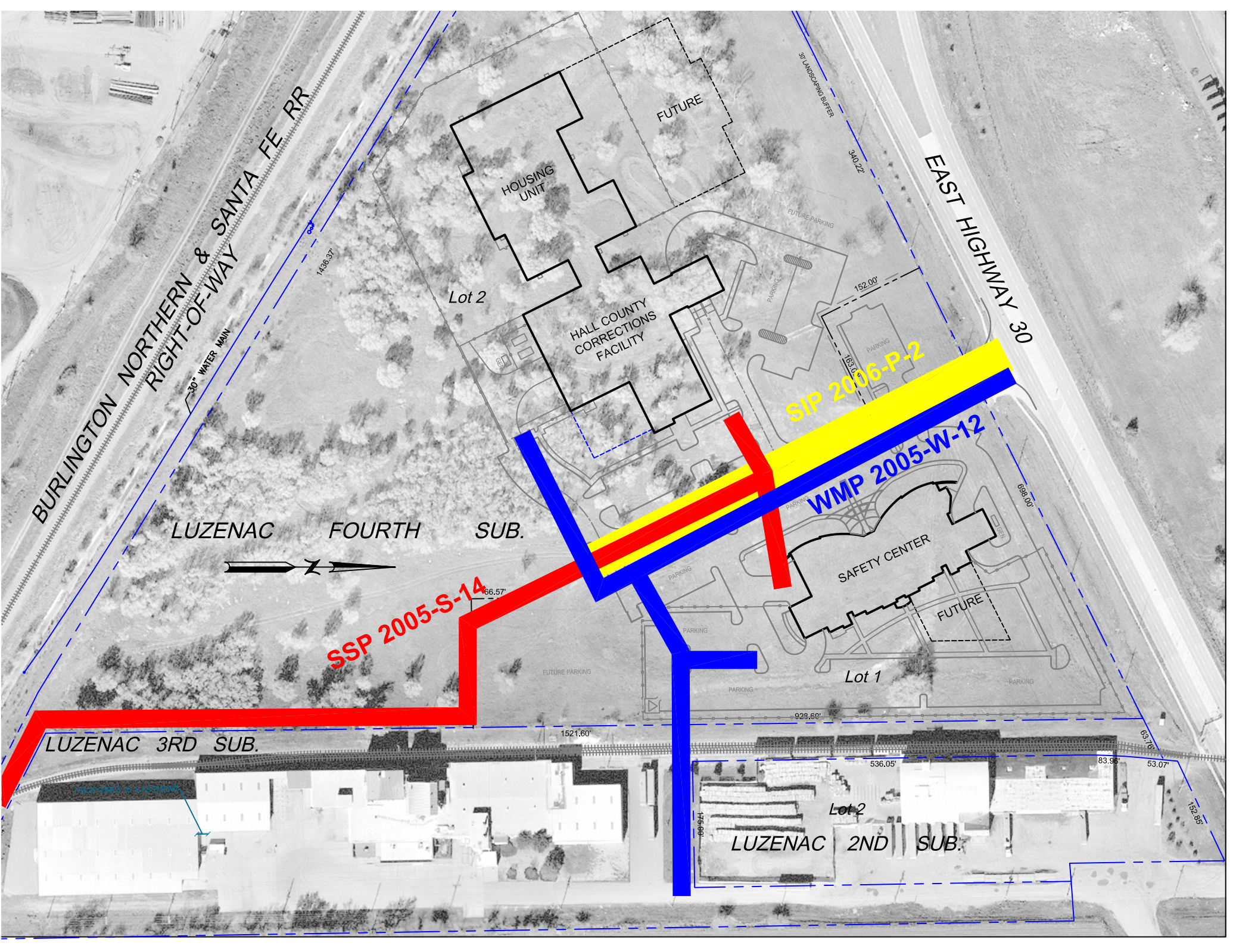
1. Move to approve the joint water, sewer, paving contract
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the joint contract for Water Main Project 2005-W-12, Sanitary Sewer Project 2005-S-14, and Street Improvement Project 2006-P-2 to the low, compliant bidder, Starostka Group Unlimited, Inc., of Grand Island, in the amount of \$463,984.38. Their bid is below the total project estimate of \$657,028.88 and meets and City contract requirements.

Sample Motion

Motion to approve award for Water Main Project 2005-W-12, Sanitary Sewer Project 2005-S-14 and Street Improvement project 2006-P-2 to Starostka Group Unlimited, Inc.



BURLINGTON NORTHERN & SANTA FE RR

LUZENAC

FOURTH

SUB.



SSP 2005-S-14

LUZENAC 3RD SUB.

PROPOSED 10' EASEMENT

FUTURE

HOUSING UNIT

Lot 2

HALL COUNTY CORRECTIONS FACILITY

SIP 2006-P-2

WMP 2005-W-12

SAFETY CENTER

FUTURE

Lot 1

Lot 2

LUZENAC 2ND SUB.

EAST HIGHWAY 30

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: April 13, 2006 at 11:00 a.m.

FOR: Water Main Project 2005-W-12
Sanitary Sewer Project 2005-S-14
Street Improvement Project 2006-P-2

DEPARTMENT: Utilities & Public Works

ESTIMATE:

\$160,628.00	Water
\$173,108.00	Sewer
<u>\$323,292.88</u>	Paving
\$657,028.88	

FUND/ACCOUNT:

400.15025-90006	Water
400.15025-90006	Sewer
400.15025-90006	Paving

PUBLICATION DATE: March 29, 2006

NO. POTENTIAL BIDDERS: 8

SUMMARY

Bidder:	<u>Starostka Group Unlimited, Inc.</u>	<u>The Diamond Engineering Co.</u>
	Grand Island, NE	Grand Island, NE
Bid Security:	Universal Surety Company	Universal Surety Company
Exceptions:	None	None
Water:	\$ 91,849.81	\$106,558.85
Sewer:	\$122,771.09	\$148,834.79
Paving:	<u>\$249,363.48</u>	<u>\$248,698.61</u>
Total Bid Price:	\$463,984.38	\$504,092.25

cc: Gary Mader, Utilities Director
Steve Riehle, Public Works Director
Pat Gericke, Utilities Admin. Assist.
Gary Greer, City Administrator
Laura Berthelsen, Legal Assistant

Tom Barnes, Eng. Manager
Ben Thayer, Wastewater Supt.
Danelle Collins, PW Admin. Assist.
Dale Shotkoski, Purchasing Agent

P1081

RESOLUTION 2006-136

WHEREAS, the City of Grand Island invited sealed bids for Water Main Project 2005-W-12, Sanitary Sewer Project 2005-S-14 and Street Improvement Project 2006-P-2, according to plans and specifications on file with the City Engineer; and

WHEREAS, on April 13, 2006, bids were received, opened and reviewed; and

WHEREAS, Starostka Group Unlimited, Inc. of Grand Island, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$463,984.38; and

WHEREAS, Starostka Group Unlimited, Inc.'s bid is less than the total projected estimate for such project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Starostka Group Unlimited, Inc. of Grand Island, Nebraska, in the amount of \$463,984.38 for Water Main Project 2005-W-12, Sanitary Sewer Project 2005-S-14, and Street Improvement Project 2006-P-2 is hereby approved as the lowest responsible bid.

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

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G17

**#2006-137 - Approving Acquisition of a Drainage Easement
Located at 2908, 2912, and 2916 Lee Street and 4083 Northview
Drive (Lots 12 thru 15 of Northview First Subdivision) - McNelis
Development, L.L.C. and MelDor, L.L.C.**

This item relates to the aforementioned Public Hearing Item E-8.

Staff Contact: Steve Riehle

RESOLUTION 2006-137

WHEREAS, a drainage easement is required by the City of Grand Island, from McNelis Development, L.L.C., a limited liability company and MelDor, L.L.C., a limited liability company, to construct and maintain an outfall storm sewer system from Woodland Park Subdivision to the city owned outfall ditch that runs through Northview Subdivision; and

WHEREAS, a public hearing was held on May 2, 2006, for the purpose of discussing the proposed acquisition of an easement through a part of Lots 12, 13, 14 and 15, Block 2, Northview First Subdivision in the city of Grand Island, Hall County, Nebraska, the easement being more particularly described as follows:

Commencing at the northwest corner of Lot 15, Block 2 of said Northview First Subdivision; thence on an assumed bearing of S89°05'09"E along said north line of Lot 15, Block 2 a distance of 10.00 feet to a point being the intersection of said north line and the east line of an existing 10 foot drainage and utility easement, said point also being the point of beginning; thence continuing S89°05'09"E along said north line of Lot 15, Block 2 a distance of 10.00 feet; thence S00°23'22"W and parallel to the west line of said Northview First Subdivision, a distance of 366.03 feet to a point on the north line of an existing 10 foot drainage and utility easement; thence N89°05'09"W along said north line a distance of 10.00 feet to a point on the east line of an existing 10 foot drainage and utility easement; thence N00°13'22"E along said east line a distance of 366.03 feet to the point of beginning.

The above-described permanent drainage easement containing a calculated area of 3660 square feet or 0.084 acres, more or less, as shown on the plat dated March 28, 2006, 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 drainage easement from McNelis Development, L.L.C., a limited liability company and MelDor, L.L.C., a limited liability company, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G18

**#2006-138 - Approving Issuance of Development Revenue Bonds
by Hall County for the Heartland Events Center**

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

Staff Contact: Chad Nabity

RESOLUTION 2006-138

WHEREAS, on June 27, 1994, the City of Grand Island enacted Ordinance No. 8021 creating the Community Redevelopment Authority of the City of Grand Island, Nebraska, to address the need for economic development opportunities through the vehicles provided in the Nebraska Community Development law at Neb. Rev. Stat. §18-2101, et seq., as amended; and

WHEREAS, on September 13, 1999, the City of Grand Island approved the Blight/Substandard Study for Redevelopment Area No. 2 prepared by Hanna:Keelan which declared specific areas in the South Locust Street corridor as substandard or blighted areas in need of redevelopment; and

WHEREAS, a redevelopment plan has been prepared and approved addressing the issues outlined in the Blight/Substandard Study for Redevelopment Area No. 2; and

WHEREAS, the County of Hall has requested authority to issue development revenue bonds to provide additional financing for improvements and equipment related to the Heartland Events Center; and

WHEREAS, a public hearing was held on May 2, 2006, for the purpose of determining whether the location of the Heartland Events Center is within a blighted and substandard area and whether the Heartland Events Center is consistent with the development plans for the area.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Heartland Event Center project is located within Blight/Substandard Area No 2.

BE IT FURTHER RESOLVED, that the Heartland Event Center project is consistent with the development plans identified in the Community Redevelopment Authority's Redevelopment Plan for Area No. 2.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

Approved as to Form	▣ _____
April 27, 2006	▣ City Attorney

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G19

**#2006-139 - Approving Alternate Bid Award for Trucking of
Sewage Sludge; Wastewater Division**

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: May 2, 2006

Subject: Approving Alternate Bid Award for Trucking of Sewage Sludge; Wastewater Division

Item #'s: G-19

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

Background

On February 1, 2006 the Wastewater Division of the Public Works Department advertised for bids for Trucking of Sewage Sludge to the Butler County Landfill. Notices were sent to four (4) potential bidders.

Two (2) bids were received and opened on February 8, 2006, Hooker Brothers Sand and Gravel, Inc. at \$9.00 per ton and Butler County Landfill at \$9.50 per ton. On February 14, 2006 the City Council passed a resolution approving the bid to the lowest bidder, Hooker Bros. Sand and Gravel, Inc. Hooker Bros. Sand & Gravel has been trucking the sludge since the bid was awarded.

Discussion

Because the WWTP is a 24/7/365 operation alternatives are needed if Hooker Bros. is unavailable due to equipment or driver availability. Alternatives include having city staff with city equipment truck the sludge or contract with the Butler County Landfill. The Butler County Landfill has agreed to honor their February 8th bid of \$9.50/ton.

Administration recommends that an alternate trucking of sewage sludge bid be approved with the Butler County Landfill. Administration would recommend against re-bidding the work because of the increasing fuel costs.

Alternatives

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

1. Move to approve an alternate bid for the trucking of sewage sludge to Butler County Landfill, Inc. of David City, NE.

2. Refer the issue to a Committee.
3. Postpone the issue to a future date and re-advertise for bids.
4. Take no action on the issue.

Recommendation

City Administration recommends that the Council approve the alternate bid for trucking of sewage sludge to Butler County Landfill, Inc. in the amount of \$9.50 per ton.

Sample Motion

Move to approve the alternate bid for trucking of sewage sludge with Butler County Landfill, Inc. of David City, Nebraska in the amount of \$9.50 per ton.

R E S O L U T I O N 2006-139

WHEREAS, on February 14, 2006, by Resolution 2006-48, the City Council of the City of Grand Island awarded the bid of Hooker Bros. Sand and Gravel, Inc. of Grand Island, Nebraska, for trucking of sewage sludge for the Wastewater Treatment Plant; and

WHEREAS, a portion of such bid was to deliver sewage sludge to the Butler County Landfill; and

WHEREAS, due to the volume of sewage sludge to be transported it is necessary to have additional options available for the City to transport sludge to the Butler County Landfill; and

WHEREAS, city staff may be used, when available, to haul sewage sludge to the Butler County Landfill in city vehicles; and

WHEREAS, Butler County Landfill, Inc. of David City, Nebraska, submitted a bid in February 2006 to truck sewage sludge to the Butler County Landfill at a rate of \$9.50 per ton; and

WHEREAS, Butler County Landfill, Inc. is still willing to haul sludge at that price; and

WHEREAS, it is necessary for the city to have various options for the trucking of sewage sludge to the Butler County Landfill.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island is authorized to use city staff, when available, to transport sewage sludge to the Butler County Landfill using city vehicles if Hooker Bros. Sand and Gravel is not available to provide such service.

BE IT FURTHER RESOLVED, that Butler County Landfill, Inc. of David City, Nebraska, is hereby authorized to truck sewage sludge from the city's Wastewater Treatment Plant to the Butler County Landfill if Hooker Bros. Sand and Gravel is not available and the city does not have available staff to haul the sludge with city vehicles.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G20

#2006-140 - Approving HIDTA Funding to the Grand Island Police Department for the Tri City Drug Task Force

Staff Contact: Steve Lamken

Council Agenda Memo

From: Captain Robert Falldorf, Police Department

Meeting: May 2, 2006

Subject: 2006 High Intensity Drug Trafficking Area (HIDTA) Grant

Item #'s: G-20

Presenter(s): Steve Lamken, Chief of Police

Background

The Grand Island Police Department is eligible to receive yearly funding from the Federal Government in the form of a High Intensity Drug Trafficking Area (HIDTA) Grant. The 2006 HIDTA award amount to the Grand Island Police Department for the Tri City Drug Task Force is \$46,998. The Grant period is from 01-01-06 through 12-31-06.

Discussion

The Nebraska State Patrol will again be serving as the fiduciary for the HIDTA funding to the Grand Island Police Department for the Tri City Drug Task Force. It is necessary for the City of Grand Island by and through the Grand Island Police Department to approve the contract award through the Nebraska State Patrol for the grant award amount of \$46,998.

Alternatives

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

1. Approve the contract with the Nebraska State Patrol for the 2006 HIDTA funding award.
2. Send to committee for further discussion.
3. Table for more discussion.
4. Take no action.

Recommendation

City Administration recommends that the Council approve the contract with the Nebraska State Patrol for the 2006 HIDTA funding award in the amount of \$46,998.

Sample Motion

Approve the contract with the Nebraska State Patrol for the 2006 HIDTA funding award in the amount of \$46,998.

RESOLUTION 2006-140

WHEREAS, the Office of National Drug Control Policy (ONDCP) has awarded a High Intensity Drug Trafficking Area (HIDTA) grant to the state of Nebraska for utilization by various state and local law enforcement agencies; and

WHEREAS, the Nebraska State Patrol will serve as the fiduciary for the HIDTA funding to the Grand Island Police Department for the Tri City Drug Task Force; and

WHEREAS, a Contract Award between the Nebraska State Patrol and the City of Grand Island authorizing grant funds in the amount of \$46,998 and setting out the terms and conditions for the use of such grant funds has been prepared .

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Contract Award between the Nebraska State Patrol and the City of Grand Island for the receipt and use of High Intensive Drug Trafficking Area (HIDTA) grant funds is hereby approved; and the Mayor is hereby authorized and directed to execute such agreement on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G21

**#2006-141 - Approving Bid Award for Mobile Data Systems and
Mobile Digital Video Systems**

Staff Contact: Steve Lamken

Council Agenda Memo

From: Captain Robert Falldorf, Police Department

Meeting: May 2, 2006

Subject: Approving bid for purchase of eleven (11) Mobile Data Systems and Mobile Digital Video Systems

Item #'s: G-21

Presenter(s): Steve Lamken, Chief of Police

Background

The Grand Island Police Department recently solicited bids for Mobile Data Systems and Mobile Digital Video Systems for their police vehicles. The advertisement was advertised in the Grand Island Independent newspaper and the ad, along with the general specification and bid sheet, and bid specification form were mailed to three potential bidders. Bid opening on the solicitation was on April 14, 2006 at 11:00 AM. The city received two bids for the systems. The low bid was from Dell Computers (state bid) at \$115,350.29 and the second bid was from Data911 in the amount of \$117,027.81.

In looking through the bid received from Dell Computers it was determined that they didn't submit within their bid two required components that were listed in our specifications. This disqualifies Dell Computers from consideration. The two required components that were omitted from the Dell bid would be the 12.1" Color Touchscreen display XGA upgrade (necessary to run the police department's Spillman Software Package), and the wireless antennae component (necessary to run the mobile system in the police vehicles). Had Dell actually submitted these two required components, their bid would have been approximately \$4,737 higher, which would have put them in excess of Data911's bid.

Discussion

Data911 did meet all bidding requirements. The Police Department is requesting to purchase eleven (11) Mobile Data Systems and Mobile Digital Video Systems from Data911 for the bid price of \$117,027.81. The Police Department has secured grant funding in the amounts of \$17,291 from the Justice Assistance Grant and \$21,000 from

the Nebraska Office of Highway Safety to assist with the purchase. Remaining funds are available in account #10022301.95540 for the purchase.

Alternatives

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

1. Approve the bid received and purchase from Data911.
2. Send to committee for further discussion.
3. Table for more discussion.
4. Take no action.

Recommendation

City Administration recommends that the Council approve the purchase of eleven (11) Mobile Video Systems and Mobile Digital Video Systems from Data911.

Sample Motion

Approve the purchase of eleven (11) Mobile Video Systems and Mobile Digital Video Systems from Data911 of Chesterfield, Missouri in the amount of \$117,027.81.

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: April 14, 2006 at 11:00 a.m.

FOR: Mobile Data Systems and Mobile Digital Video Systems

DEPARTMENT: Police

ESTIMATE: \$12,500.00 per unit – Total 11 units \$137,500.00

FUND/ACCOUNT: 10022301-85540

PUBLICATION DATE: April 5, 2006

NO. POTENTIAL BIDDERS: 3

SUMMARY

Bidder:	<u>Dell, Inc.</u>	<u>Data 911</u>
	Round Rock, TX	Chesterfield, MO
Security:	Travelers Casualty	\$5,907.37
Exceptions:	None	None
Bid Price:	\$115,350.29	\$117,027.81

cc: Steve Lamken, Police Chief
Gary Greer, City Administrator
Laura Berthelsen, Legal Assistant

Captain Robert Falldorf
Dale Shotkoski, Purchasing Agent

P1083

R E S O L U T I O N 2006-141

WHEREAS, the City of Grand Island invited sealed bids for Mobile Data Systems and Mobile Data Video Systems, according to plans and specifications on file with the Grand Island Police Department; and

WHEREAS, on April 14, 2006, bids were received, opened and reviewed; and

WHEREAS, Data911 of Chesterfield, Missouri, 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 \$117,027.81; and

WHEREAS, Data911 was the only bidder in compliance with the required specifications for such equipment; and

WHEREAS, grant funding in the total amount of \$38,291 has been received to assist with the costs of this equipment.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Data911 of Chesterfield, Missouri, in the amount of \$117,027.81 for eleven (11) mobile data systems and mobile digital video systems is hereby approved as the lowest responsible bid.

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

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G22

#2006-142 - Approving Bid Award for Sanitary Sewer Project No. 2006-S-3; Sewer Replacement between Koenig and Division Streets from Harrison Street to Broadwell Avenue for Construction of the Wasmer Detention Cell

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: May 2, 2006

Subject: Approving Bid Award for Sanitary Sewer Project No. 2006-S-3; Sewer Replacement between Koenig and Division Streets from Harrison Street to Broadwell Avenue for Construction of the Wasmer Detention Cell

Item #'s: G-22

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

Background

On April 12, 2006 the Engineering Division of the Public Works Department advertised for bids for Sanitary Sewer Project No. 2006-S-3; Sewer Replacement between Koenig and Division Streets from Harrison Street to Broadwell Avenue for construction of the Wasmer Detention Cell. Bid notices were sent to 5 potential bidders.

The sanitary sewer main between Koenig and Division Streets flows from Harrison Street east through the Wasmer detention cell property to Monroe Street. The project will abandon the sanitary sewer between Broadwell Avenue and Monroe Street where the Wasmer detention cell will be built and relay the sanitary sewer from Harrison Street to Broadwell Avenue to drain to the west.

Discussion

One (1) bid was received and opened on April 27, 2006. The bid was submitted in compliance with the contract, plans, and specifications with no exceptions. The engineer's estimate for the project was \$50,850.25. A summary of the bids is shown below.

<i>Bidder</i>	<i>Exceptions</i>	<i>Bid Security</i>	<i>Bid Price</i>
The Diamond Engineering Co. Grand Island NE	None	Universal Surety Co.	\$43,475.68

There are sufficient funds in Account No. 53030055-85213 to fund this contract.

Alternatives

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

1. Make a motion to approve awarding the bid to The Diamond Engineering Company for Sanitary Sewer Project No. 2006-S-3 in the amount of \$43,475.68.
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 awarding the contract and pass a resolution authorizing the Mayor to sign a contract with The Diamond Engineering Company of Grand Island, NE.

Sample Motion

Move to approve the award of the contract for Sanitary Sewer Project 2006-S-3.



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: April 27, 2006 at 11:00 a.m.

FOR: Sanitary Sewer Project 2006-S-3

DEPARTMENT: Public Works

ESTIMATE: \$50,850.25

FUND/ACCOUNT: 53030055-85213

PUBLICATION DATE: April 12, 2006

NO. POTENTIAL BIDDERS: 5

SUMMARY

Bidder: Diamond Engineering Co.
Grand Island, NE

Bid Security: Universal Surety Company

Exceptions: None

Bid Price: \$43,475.68

cc: Steve Riehle, Public Works Director
Danelle Collins, PW Admin. Assist.
Dale Shotkoski, Purchasing Agent

Ben Thayer, WWTP Eng.
Gary Greer, City Administrator
Laura Berthelsen, Legal Assistant

P1084

RESOLUTION 2006-142

WHEREAS, the City of Grand Island invited sealed bids for Sanitary Sewer Project 2006-S-3, Sewer Replacement Between Broadwell Avenue and Harrison Street, and Koenig Street and Division Street from Harrison Street to Broadwell Avenue for the construction of the Wasmer Cell, according to plans and specifications on file with the City Engineer; and

WHEREAS, on April 27, 2006, one bid was received, opened and reviewed; and

WHEREAS, The Diamond Engineering Company of Grand Island, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$43,475.68; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of The Diamond Engineering Company of Grand Island, Nebraska, in the amount of \$43,475.68 for Sanitary Sewer Project 2006-S-3, Sewer Replacement Between Broadwell Avenue and Harrison Street, and Koenig Street and Division Street from Harrison Street to Broadwell Avenue for the construction of the Wasmer Cell is hereby approved as the lowest responsible bid.

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

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G23

#2006-143 - Approving License Agreement for Installation of Monitoring Wells with CNH America, LLC on City Property and Right-of-Ways

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Gary R. Mader, Utilities Director
Dale Shotkoski, Asst. City Attorney/Purchasing

Meeting: May 2, 2006

Subject: License Agreement for Installation of Monitoring Wells
with CNH America, LLC

Item #'s: G-23

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

Background

Since the investigation of the Parkview Well Superfund site in the southwest portion of the City began several years ago, Case New Holland (CNH) has been involved as a result of participation in Voluntary Cleanup Program with NDEQ. Primary responsibility for investigation has since shifted to EPA but CNH continues to participate.

Discussion

CNH, with EPA, has continued to work to fully document the extent of the problem. At this time, CNH has requested permission to install nine new ground water monitoring wells in City right-of-way and on some City properties. The purpose of the monitoring wells is to more completely monitor ground water levels. Most of the groundwater level data used so far in the investigations has been from the City's monitoring wells across the area. These readings are taken monthly and posted on the City Web page. CNH requests permission to place nine additional wells to improve the data base.

A map showing the locations of the proposed wells is attached along with the proposed License Agreement.

Alternatives

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

1. Move to approve

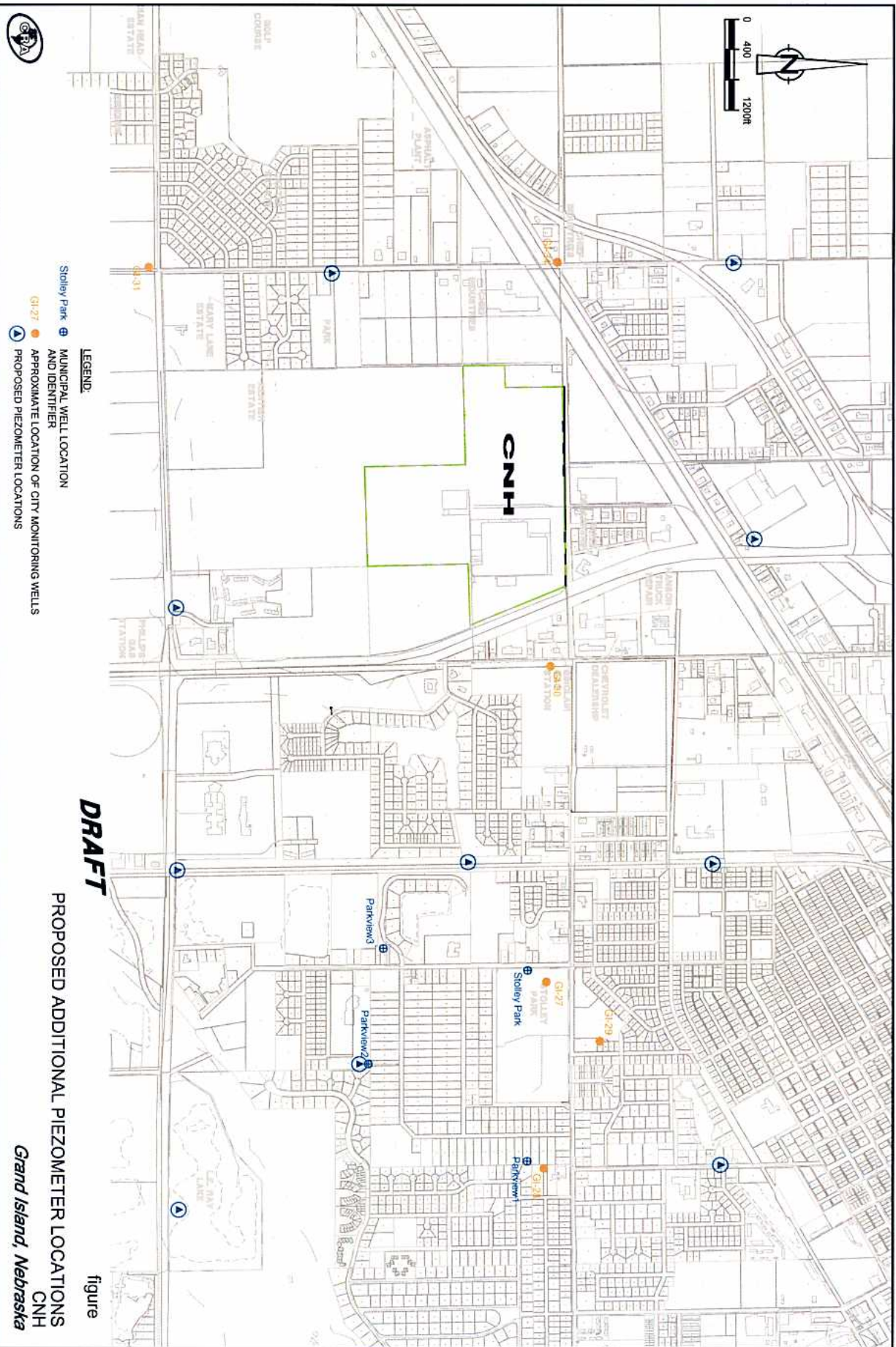
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the License Agreement.

Sample Motion

Motion to approve the License Agreement with Case New Holland to allow installation of nine monitoring wells.



LICENSE AGREEMENT

This License Agreement is made by and between the CITY OF GRAND ISLAND, NEBRASKA, a Municipal Corporation, herein referred to as the "City" and CNH AMERICA LLC, a limited liability company, its successors and assigns, hereinafter referred to as "CNH."

1. **STATEMENT OF PURPOSE.** The purpose of this License Agreement is to set forth the terms and conditions under which CNH may construct, maintain, repair, and utilize the following described improvement which will infringe upon the public right-of-way and upon city owned property:

Installation of permanent ground level mount and temporary monitoring wells to be placed in the city right-of-way along Cornhusker Highway, North Road, and Harrison Street and along the hike/bike trail between Bock Avenue and U.S. Highway 34, and on the site of Parkview 2 Well in L.E. Ray Park, and in Cedar Hills Park in Grand Island, Nebraska, as shown on the attached drawings.

CNH is also authorized and allowed to use the public right-of-way along Cornhusker Highway, North Road and Harrison Street, and along the hike/bike trail between Bock Avenue and U.S. Highway 34, and on the site of Parkview 2 Well in L.E. Ray Park, and in Cedar Hills Park in Grand Island, Nebraska, for the collection of subsurface soil and water samples.

2. **CNH'S DUTIES AND RISKS.** It is understood and agreed that CNH may construct, maintain, repair and utilize the above described improvement at the CNH's sole risk provided, however, that the City will provide all available information, through Diggers Hotline or otherwise, regarding subsurface utilities, including, but not limited to sewers, electrical, gas and water. CNH hereby waives any claim for damages against the City, its officers, employees, agents and independent contractors for any damage or injury that may result to said improvement. If the City, in its sole discretion, determines that any part or all of the improvement must be removed or is damaged by the City, its employees, agents or independent contractors working for the City during the course of their employment or duties with the City, CNH agrees to assume and pay all costs relating to the replacement or repair of the improvement. CNH agrees to notify the City forty-eight (48) hours in advance of the locations where they will be drilling.

3. **RESTORATION OF PROPERTY.** If the construction or maintenance of the improvement identified in Paragraph 1 above requires the excavation of earth, removal of hard surfacing, grass, vegetation, landscaping, or any other disruption of the surface of the public right-of-way, hike/bike trail or neighboring property, CNH shall restore the surface of the area to the same condition as it existed immediately prior to CNH's work in the area.

4. **APPROVAL OF MONITORING WELL LOCATIONS.** Prior to the installation of the monitoring wells in the city parks and adjacent to the hike/bike trails, CNH or its agents shall contact Greg Bostelman, Parks Superintendent, at (308) 385-5426 for final location approval. Prior to the installation of monitoring wells in the city right-of-way, CNH or its agents

shall contact Tom Carlson, Engineering Technician Supervisor at (308) 385-5444, extension 261 for final location approval. Tim Luchsinger, Assistant Utilities Director shall be contacted at (308) 390-4802 for approval of all monitoring well locations prior to such installation.

5. **EFFECTIVE DATE.** This License Agreement shall take effect on the date it is executed by the Mayor of the City of Grand Island as dated below. It shall continue until June 30, 2008 or until such time as it is terminated as provided hereafter.

6. **TERMINATION.** This License Agreement shall terminate upon one or more of the following occurrences:

- (a) The service of sixty (60) days written notice of intention to terminate by any party upon the other party.
- (b) CNH's application for a permit to alter said improvement or any part thereof, unless said work has the prior written approval of the City.
- (c) CNH's construction or installation of any structure or improvement of any nature upon the public right-of-way except that described in Paragraph 1 above.

Upon the termination of this License Agreement, CNH shall be required, and hereby agrees, to remove said improvement from the public right-of-way at its own expense and without cost to the City. Said removal to occur no later than sixty (60) days after receipt of the notice of intention to terminate or any of the occurrences set forth above. Should CNH fail to do so, the City may remove or cause the removal of said improvement from the public right-of-way and CNH agrees to reimburse the City for all its costs.

7. **SUCCESSORS AND ASSIGNS.** This agreement shall be binding upon the parties hereto, their successors and assigns.

8. **ENTIRE AGREEMENT.** This License Agreement constitutes the entire agreement between the parties notwithstanding any other oral or written agreements to the contrary. This License Agreement shall be amended only in writing executed by all parties hereto.

9. **CHOICE OF LAWS.** This License Agreement shall be construed in accordance with the laws of the State of Nebraska and the City of Grand Island, Nebraska.

10. **CONTENT OF LANGUAGE.** Wherever the context of the language in this License Agreement is appropriate, the singular shall apply to the plural and the plural shall apply to the singular.

DATED: _____.

LICENSOR:

CITY OF GRAND ISLAND, NEBRASKA,
A Municipal Corporation,

By: _____
Jay Vavricek, Mayor

Attest: _____
RaNae Edwards, City Clerk

STATE OF NEBRASKA)
) ss
COUNTY OF HALL)

Before me, a notary public, qualified in said County personally came Jay Vavricek, Mayor of the City of Grand Island, Nebraska, a municipal corporation, known to me to be such officer and the identical person who signed the foregoing License Agreement and acknowledged that the foregoing signature was his voluntary act and deed pursuant to Resolution 2006-____, and that the City's corporate seal was thereto affixed by proper authority.

WITNESS my hand and notarial seal on _____, 2006.

Notary Public

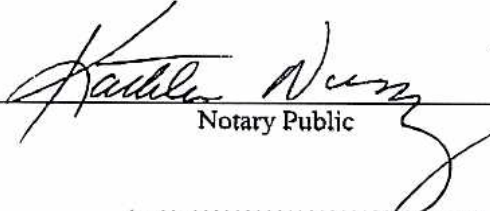
LICENSEE:

CNH AMERICA LLC,
A Limited Liability Company,

By: *David G. Mueller*
David G. Mueller (Name)
Senior Managing Attorney (Title)

STATE OF Illinois)
) ss
COUNTY OF Lake)

The foregoing document was executed before me on April 25, 2006, by
David G. Mueller, _____ of CNH America LLC, a limited liability
company, on behalf of the company.



Notary Public



R E S O L U T I O N 2006-143

WHEREAS, Grand Island's Parkview Well Superfund Site has been under investigation by the Environmental Protection Agency (EPA) for several years; and

WHEREAS, CNH American LLC, a limited liability company (CNH) has been working with the EPA to determine the extent of VOC contamination and the downstream effects of the groundwater; and

WHEREAS, CNH was granted authorization in 2003 to collect subsurface soil and water samples and authorization to install permanent ground level mount monitoring wells in the city right-of-way along Blaine Street and along the hike/bike trail between Stolley Park Road and U.S. Highway 34; and

WHEREAS, CNH has requested authorization to place additional monitoring wells in the city right-of-way, along the hike/bike trail and within city park property to conduct further water tests; and

WHEREAS, a proposed License Agreement between the City of Grand Island and CNH America LLC authorizing the use of the city right-of-way, hike/bike trails and city park property for such purposes has been prepared by the City Attorney's office.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the License Agreement by and between the City and New Holland North America, Inc. authorizing the use of the city right-of-way, hike/bike trails and city park property to collect subsurface soil and water samples and the installation of permanent ground level mount monitoring wells is hereby approved.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such agreement on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G24

#2006-144 - Approving Correction to Ownership on Logan's Final Plat and Subdivision Agreement

Staff Contact: Chad Nabity

Council Agenda Memo

From: Regional Planning Commission

Meeting: May 2, 2006

Subject: Logan's Subdivision - Final Plat

Item #'s: G-24

Presenter(s): Chad Nabity AICP, Regional Planning Director

Background

This subdivision proposes to create 1 lot on a parcel of land in the SE ¼ 34-11-09. This land consists of approximately 1.93 acres.

Discussion

This is a one time split from a parcel of 80 acres or more. The property is zoned TA Transitional Agricultural and there are no reported feeding operations near this site. City sewer and water are not available to this subdivision and it is not anticipated that services will be extended to this point in the near future. This lot fronts onto Stuhr Road. This subdivision meets the requirements of the Grand Island Zoning and Subdivision Regulations. This subdivision was approved by the City Council at their meeting on February 14, 2006. The resolution approved at that time did not have the correct information regarding the ownership of this property. The attached resolution corrects the ownership of the property for the purpose of approval. This is the same subdivision previously approved by council.

Alternatives

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

1. Approve the final plat as presented
2. Modify the final plat to meet the wishes of the Council
3. Table the issue

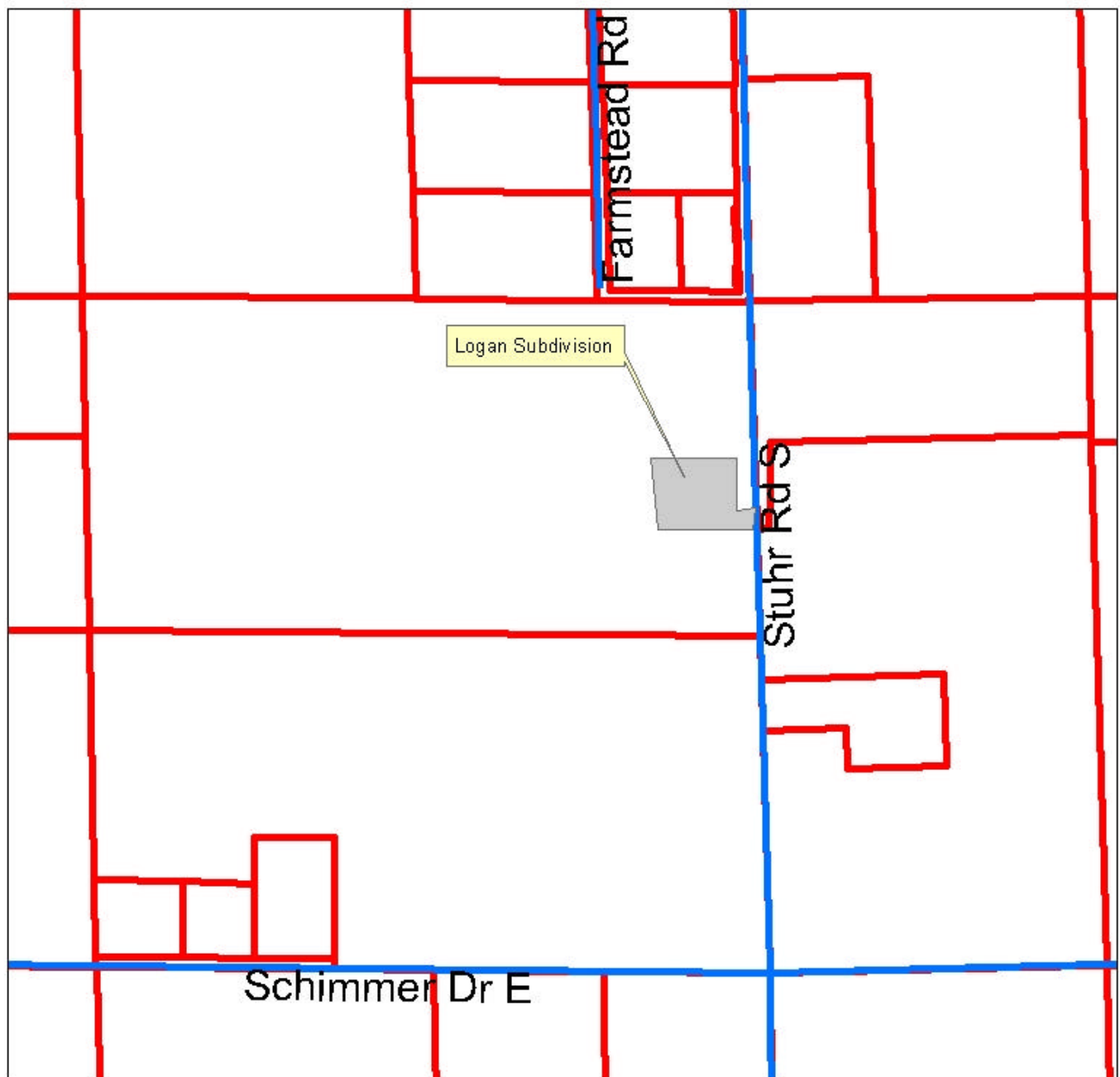
Recommendation

A motion was made by Hayes 2nd by Miller to approve the final plat as presented.

A roll call vote was taken and the motion passed with 8 members present (Reynolds, Eriksen, Niemann, O'Neill, Brown, Miller, Ruge, Hayes) voting in favor and 1 member (Amick) abstaining.

Sample Motion

Approve the Final Plat for Logan's Subdivision as presented.



0 310 620 1,240 1,860 2,480 Feet

Aproximate Location of Logan Subdivision
Hall County Regional Planning Department
Chad Nabity 1-19-06



R E S O L U T I O N 2006-144

WHEREAS, on February 14, 2006, by Resolution 2006-35, the City Council of the City of Grand Island approved the final plat and subdivision agreement for Logan's Subdivision with the owners of such subdivision identified as Helen E. Schimmer, a single person, and the Central Platte Natural Resources District, a political subdivision; and

WHEREAS, it has been discovered that the subdivision agreement and final plat of Logan's Subdivision incorrectly identified the owners of the property; and

WHEREAS, the ownership of the property consists of Helen E. Schimmer, a single person, and Tim Schimmer and Susan E. Schimmer, husband and wife, and the Central Platte Natural Resources District, a political subdivision; and

WHEREAS, it is recommended that the final plat and subdivision agreement for Logan's Subdivision be approved which reflects the correct ownership of the property.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the final plat and subdivision agreement for Logan's Subdivision is hereby approved under the ownership of Helen E. Schimmer, a single person, and Tim Schimmer and Susan E. Schimmer, husband and wife, and the Central Platte Natural Resources District, a political subdivision.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G25

**#2006-145 - Approving Interlocal Agreement with Hall County for
Operation of the Hall County Emergency
Management/Communications Center**

Staff Contact: Lela Lowry

Council Agenda Memo

From: Lela L. Lowry, Emergency Management Director

Meeting: May 2, 2006

Subject: Interlocal Cooperation Agreement

Item #'s: G-25

Presenter(s): Lela L. Lowry, Emergency Management Director

Background

The City Of Grand Island and Hall County have shared the program of Emergency Management and the Communications Center for over 20 years. It is in the best interest of both the City Of Grand Island and Hall County to continue sharing the planning, training, exercise and operations of this program and to continue having a committee of representatives from both the city and the county to discuss needs and serve as an advisory committee, sharing information with the County Board of Supervisors and the City Council. Employees within Emergency Management and Communications will be employees of the City Of Grand Island but will serve the county as well. In sharing the privileges of the Emergency Management and Communications Center, Hall County will equally share the cost of running the department.

Discussion

This agreement was in place dated May 27, 1986 and due to the change in the departments name from civil defence to emergency management, a need for updates was in order. This agreement refreshes the City Of Grand Island, Hall County interlocal agreement to share all rights and privileges of Emergency Management and the Communications Center

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 and sign the Interlocal agreement for Emergency Management/Communications Center.

Sample Motion

Motion to approve the Interlocal Agreement with Hall County for the Emergency Management/Communications Center.

**EMERGENCY MANAGEMENT/COMMUNICATIONS CENTER
INTERLOCAL COOPERATION AGREEMENT**

WHEREAS, it is in the best interests of the County of Hall to participate in a joint emergency management/communications center with the City of Grand Island; and,

WHEREAS, it is in the best interests of the City of Grand Island to participate in a joint emergency management/communications center with the County of Hall; and,

WHEREAS, the County of Hall and the City of Grand Island wish to enter into such an agreement, pursuant to the terms of the Interlocal Cooperation Act; and,

WHEREAS, the Board of Supervisors of Hall County has reviewed this agreement and has authorized the chairman of the Board of Supervisors of Hall County to sign this agreement; and,

WHEREAS, the City Council of the City of Grand Island has reviewed this agreement and has authorized the Mayor of the City of Grand Island to sign this agreement.

NOW, THEREFORE, IT IS HEREBY MUTUALLY AGREED BY AND BETWEEN THE PARTIES HERETO THAT:

1. The term of this agreement shall be perpetual unless terminated as hereinafter provided.

2. The emergency management/communications center established pursuant to the terms of this agreement shall function as a department of the City of Grand Island, subject, however, to the terms of this agreement. The department shall be known as the "Emergency Management/Communication Center".

3. The Emergency Management/Communications Center shall be provided policy direction by a joint committee consisting of the Chairman of the Board of Supervisors of Hall

County, the Mayor of the City of Grand Island, three members of the Grand Island City Council and three members of the Board of Supervisors. The joint committee shall be responsible for: recommending and supervising policies governing operations of the Emergency Management/Communications Center, advising the mayor on the appointment of the director of the Emergency Management/Communications Center, and recommending a budget to the Board of Supervisors of the County of Hall and the City Council of the City of Grand Island. In the event the members of the joint committee shall fail to agree as to any matter, such a matter shall be submitted to the Board of Supervisors and the City Council for determination.

All actions of the joint committee shall be reported in writing within seven days to the Board of Supervisors and the City Council.

4. The Director of the Emergency Management/Communications Center shall be an employee of the City of Grand Island and shall be subject to the employee policies, rules and regulations, including the disciplinary process for city employees. The Director of the Emergency Management/Communications Center shall also be entitled to the benefits of the city personnel systems as department head. The duties and responsibilities of the director shall include: direction and management of the day-to-day operations of the Emergency Management/Communications Center; attending meetings of the joint committee and giving them his/her opinion on any matter, either orally or in writing as may be required; accounting for all funds received and disbursed by the Emergency Management/Communications Center; preparing an annual budget for submission to the joint committee; and performing such other duties as may be required.

5. Employees of the Emergency Management/Communications Center below the level of the director shall be employees of the City of Grand Island and shall be subject to the

employee policies, rules and regulations, including the disciplinary process for city employees, and shall also be entitled to the benefits of the city personnel system.

6. The purpose of the Emergency Management/Communications Center shall include operation of Emergency Management functions, operation of the 911 Emergency Center, and such other duties as shall from time to time be established.

7. The Emergency Management/Communications Center shall adopt a fiscal year commencing **August 1st and terminating July 31st**.

8. On or before **June 1st** in each year, the joint committee shall submit a recommended budget to the Board of Supervisors of Hall County and the City Council of the City of Grand Island. The Board of Supervisors shall, during it's annual budget process, in each year, adopt a budget for funding of the Emergency Management/Communications Center for the next fiscal year. The City Council shall, during its annual budget process, formally review a budget for funding the Emergency Management/Communications Center for the next fiscal year, and shall adopt a budget for funding the Emergency Management/Communications Center.

9. The receipts, expenditures, and payroll of the Emergency Management Center shall be received and disbursed through the City Clerk/Finance Director's office of the City of Grand Island. The budget adopted by the County of Hall shall be divided into twelve equal monthly payments which shall be paid to the City on the first day of each month commencing on the first day of August in each year.

10. The expenses and receipts of the Emergency Management/Communications Center shall be shared equally by the County of Hall and the City of Grand Island. These items shall include salary and fringe benefits costs; capital expenditures; receipts from sale of property; income from operations; supplies, maintenance; all emergency expenditures; claims, insurance;

and other operating income and expenses. As long as the Emergency Management/Communications Center is located in City Hall, no rent shall be charged for the space used by the Center. Any inequities resulting from the differing budget systems used to finance the Communications Center shall be adjusted between the parties in the following budget year or years.

11. All property transferred to or acquired by the Emergency Management/Communications Center shall be owned jointly by the County of Hall and the City of Grand Island. Upon disposal of any property owned by the Communications Center, the proceeds shall be divided equally between the County of Hall and the City of Grand Island. In the event that this agreement is terminated and one of the parties continues operation of the same or similar service provided hereunder, either individually or in cooperation with some other entity, it is understood and agreed that all property of the Emergency Management/Communications Center owned jointly by the parties hereto shall be transferred to such individual party without costs.

12. This agreement shall replace the Interlocal Cooperation Agreement between the parties dated May 27, 1986, and shall continue the operations hereunder except as specifically herein provided.

13. Either party may terminate this agreement effective on **June 30th** in any year, provided, written notice of such termination is delivered to the other party prior to **June 1st** of that year.

Dated this ____ day of _____, 2006.

ATTEST:

CITY OF GRAND ISLAND, NEBRASKA,
A Municipal Corporation,

RaNae Edwards, City Clerk

By:

Jay Vavricek, Mayor

ATTEST:

COUNTY OF HALL, NEBRASKA,

Marla Conley, County Clerk

By:

James M. Eriksen, Chairman
Hall County Board of Supervisors

RESOLUTION 2006-145

WHEREAS, the County of Hall and the City of Grand Island wish to enter into an Interlocal Cooperation Agreement setting out responsibilities of each party for the operation of the Hall County Emergency Management / Communications Center; and

WHEREAS, the proposed interlocal cooperation agreement has been reviewed and approved by the Interim City Attorney.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Emergency Management/Communications Center Interlocal Cooperation Agreement by and between the City of Grand Island and the County of Hall is hereby approved; and the Mayor is hereby authorized and directed to execute such agreement on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G26

**#2006-146 - Approving Non-Disclosure Agreement with
GeoComm, Inc. for Expanded 911 Capabilities**

Staff Contact: Lela Lowry

Council Agenda Memo

From: Lela L. Lowry, Emergency Management/911 Director

Meeting: May 2, 2006

Subject: Non-Disclosure Agreement with GeoComm, Inc

Item #'s: G-26

Presenter(s): Lela L. Lowry, EM/911 Director

Background

GeoComm, Inc has been asked to perform an interface capability search with the current mapping system being developed with the City of Grand Island and Hall County. The intent of this work is to ensure a mapping system funded through the Public Service Commission that will work with our current system. In researching this interface possibility, GeoComm, Inc will have to access information from the 911 center, which may otherwise be confidential information including digital mapping data, hard copy map data, a master street address guide, and the E-911 telephone record listing. This information is needed to develop longitude and latitude mapping pinpoints for phase II E-911 mapping systems for Hall County. This agreement is to protect the information so it will not be used or sold for gain during or after this agreement is terminated.

Discussion

The Grand Island Hall County Emergency Management Agency wishes to ensure the confidential information will be protected from unauthorized use and disclosures and that GeoComm, Inc. and its employees maintain the confidentiality of all such information at all times or as hereinafter provided.

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 move to approve this non-disclosure agreement between Grand Island/Hall County Emergency Management and GeoComm Inc.

Sample Motion

Motion to approve the non-disclosure agreement with GeoComm, Inc.

NON-DISCLOSURE AGREEMENT

This agreement is made as of the ____ day of _____, 2006, by and between GeoComm, Inc., hereinafter referred to as GeoComm and the Hall County Emergency Management Board, hereinafter referred to as Hall County E-911.

WHEREAS, GeoComm, in performing Geographical Services for Hall County E-911 may obtain, learn and otherwise be privy to certain confidential information (the Confidential Information) which information is regarded by the Hall County E-911 as confidential including digital map data, hard copy map data, Master Street Address Guide (MSAG) and E-911 telephone record listings.

WHEREAS, Hall County E911 wishes to ensure the Confidential Information will be protected from unauthorized use and disclosure and that GeoComm, and its employees maintain the confidentiality of all such information at all times or as hereinafter provided.

NOW, THEREFORE, in consideration of the mutual benefits to be obtained from the provision of such services and the obtaining of such Confidential Information and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Hall County E-911 and GeoComm, agree as follows:

1. The disclosure or gaining of any or the Confidential Information by GeoComm, whether in written, oral or machine-readable form, is made or gained strictest confidence for the sole purpose of 911 related service to Hall County E-911.
2. GeoComm and its employees shall retain the Confidential Information in its entirety in confidence and shall use such information only in providing services to Hall County E-911. Disclosure or distribution to any outside non-affiliated entity of Hall County E-911 is strictly prohibited.
3. GeoComm and its employees shall use the Confidential Information for the purposes specified in this Non-Disclosure Agreement and not for any other purpose.
4. GeoComm shall return the Confidential Information to Hall County E-911 upon specific written request.
5. The parties also agree that the validity, construction and performance of this Non-Disclosure Agreement is governed by the laws of the State of Nebraska and that suit may be brought in Nebraska to enforce its terms. If any legal proceeding occurs between Hall County E-911 and GeoComm, or any of its employees who has executed this agreement, relating to this Non-Disclosure Agreement the prevailing party shall be entitled to recover (in addition to any other relief awarded or granted) its reasonable costs and expenses, including attorney's fees incurred in the proceeding.

6. Nothing in this Non-Disclosure shall be deemed to grant a license directly or by implication or otherwise under any patent or patent application, to any Confidential Information disclosed pursuant to the Non-Disclosure Agreement. Nothing in this Non-Disclosure Agreement shall be deemed to obligate either party to enter into any contract for services with the other.
7. This Non-Disclosure Agreement contains the entire understanding between the parties relative to the protection of Confidential Information and supersedes all prior understandings relative thereto. No change to any provision of the Non-Disclosure Agreement shall be binding unless made in writing and signed by both parties.
8. The terms of this Non-Disclosure Agreement shall be binding upon and shall inure to the benefit of the successors and assigns of the parties hereto. The contract may not be assigned by any party without the written consent of the other parties.

IN WITNESS WHEREOF, the parties have caused this Non-Disclosure Agreement to be executed by their duly authorized representatives as of the date set forth above.

GEO COMM, INC.,

By: _____
Paul Hedlund, GIS Supervisor

HALL COUNTY
EMERGENCY MANAGEMENT BOARD

By: _____
(Name)

(Title)

ATTEST:

CITY OF GRAND ISLAND, NEBRASKA,
A Municipal Corporation,

RaNae Edwards, City Clerk

By:

Jay Vavricek, Mayor

ATTEST:

COUNTY OF HALL, NEBRASKA,

Marla Conley, County Clerk

By:

James M. Eriksen, Chairman
Hall County Board of Supervisors

R E S O L U T I O N 2006-146

WHEREAS, the Hall County Emergency Management / Communications Center is in the process of upgrading their mapping system to allow for the provision of enhanced 911 capabilities; and

WHEREAS, GeoComm, Inc. has been hired to complete the mapping process; and

WHEREAS, in order to complete the project, confidential data including digital map data, hard copy map data, Master Street Address Guide (MSAG) and 3-911 telephone record listings must be used; and

WHEREAS, due to the nature of the confidential data, it is necessary to require GeoComm, Inc. to execute a Non-Disclosure Agreement prohibiting any disclosure or distribution of such confidential information to any outside non-affiliated entity; and

WHEREAS, the proposed Non-Disclosure Agreement has been reviewed and approved by the Interim City Attorney.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Non-Disclosure Agreement by and GeoComm, Inc. and the Hall County Emergency Management Board is hereby approved to allow GeoComm, Inc. the ability to download confidential information for the Emergency Management/Communications Center for expanded 911 capabilities.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such agreement on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
April 27, 2006	☐ City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item G27

**#2006-147 - Approving Funding of Economic Development
Corporation Request for Platte Valley Industrial Park (NWPS
Rate Agreement Funds)**

Staff Contact: Dave Springer

Council Agenda Memo

From: David Springer, Finance Director

Meeting: May 2, 2006

Subject: Approving Funding of Economic Development Corporation Request for Platte Valley Industrial Park (NWPS Rate Agreement Funds)

Item #'s: G-27

Presenter(s): David Springer, Finance Director

Background

On September 26, 2000, the City Council approved Resolution #2000-291 establishing an Economic Development Policy for the annual contribution from Northwestern Public Service (NWPS). A request has been received for funding and recommended for approval by the NWPS Funds Review Committee.

Discussion

The Grand Island Area Economic Development Corporation (GIAEDC) requests \$70,000 to be used towards the final principal payment of \$113,000 for the 127 acres of land that was purchased in January, 2000, to expand the Platte Valley Industrial Park. These funds represent direct cash contributions previously made by NWPS to the City of Grand Island and the usage of these funds for this purpose falls within the guidelines of the economic development policy set forth in the rate agreement. There are adequate funds in Account #10011102-85454.

Alternatives

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

1. Approve the request for funds
2. Disapprove or /Deny the request for funds
3. Table the issue

Recommendation

City Administration recommends that the Council approve the request for funds.

Sample Motion

Approve the request for funds to allow payment to the Grand Island Area Economic Development Corporation.

RESOLUTION 2006-147

WHEREAS, Northwestern Public Service (NWPS) makes an annual contribution for economic development purposes to the City of Grand Island in the amount of \$86,000; and

WHEREAS, on September 26, 2000, the Mayor and City Council approved Resolution 2000-291 establishing an economic development policy for receiving, considering and making recommendations regarding requests for disbursement of said funds; and

WHEREAS, the office of the City Administrator received a recommendation for funding from the local economic development committee for \$70,000 payable to the Grand Island Area Economic Development Corporation to be used towards the final principal payment of \$113,000 for the 127 acres of land that was purchased at the Platte Valley Industrial Park; and

WHEREAS, said request is consistent with the intent of NWPS in making its annual economic development contribution, and the policy established by the Mayor and City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the request for disbursement in the amount of \$70,000 to be used towards the final principal loan payment from the purchase of land at the Platte Valley Industrial Park is hereby approved, and a payment is authorized to be made to the Grand Island Area Economic Development Corporation for such purpose.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item I1

#2006-148 - Consideration of Request from Ronald F. King dba King's Bar & Grill, 316 East 2nd Street for a Change of Location for Class "C-59418" Liquor License to 217 East Stolley Park Road #6 & #7

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

Staff Contact: RaNae Edwards

RESOLUTION 2006-148

WHEREAS, an application was filed by Ronald F. King, doing business as King's Bar & Grill at 217 East Stolley Park Road No. 6 and 7 for a Class "C-59418" Liquor License; and

WHEREAS, a public hearing notice was published in the *Grand Island Independent* as required by state law on April 22, 2006; such publication cost being \$14.47; and

WHEREAS, a public hearing was held on May 2, 2006, for the purpose of discussing such liquor license application.

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

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

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

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

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

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	<input type="checkbox"/>	_____
April 27, 2006	<input type="checkbox"/>	City Attorney



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item I2

#2006-149 - Consideration of Request from Cornhusker C-Stores, Inc. dba Pumpers, 1904 North Diers Avenue for a Class "D" Liquor License

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

Staff Contact: RaNae Edwards

RESOLUTION 2006-149

WHEREAS, an application was filed by Cornhusker C-Stores, Inc., doing business as Pumpers at 1904 North Diers Avenue for a Class "D" Liquor License; and

WHEREAS, a public hearing notice was published in the *Grand Island Independent* as required by state law on April 22, 2006; such publication cost being \$13.60; and

WHEREAS, Angela M. Larson has applied for a liquor manager designation for the business; and

WHEREAS, a public hearing was held on May 2, 2006, for the purpose of discussing such liquor license application.

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

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

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

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

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

_____ The City of Grand Island hereby recommends the application of Angela M. Larson as liquor manager of such business upon the completion of a state approved alcohol server / seller training program.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

Approved as to Form ☐ _____
April 27, 2006 ☐ City Attorney

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item I3

**#2006-150 - Consideration of Request from Keetay, Inc. dba
Downtown Copper Mill, 115 West 3rd Street for a Class "C"
Liquor License**

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

Staff Contact: RaNae Edwards

RESOLUTION 2006-150

WHEREAS, an application was filed by Keetay, Inc., doing business as Downtown Copper Mill at 115 West 3rd Street for a Class "D" Liquor License; and

WHEREAS, a public hearing notice was published in the *Grand Island Independent* as required by state law on April 22, 2006; such publication cost being \$13.60; and

WHEREAS, Dana S. Harris has applied for a liquor manager designation for the business;
and

WHEREAS, a public hearing was held on May 2, 2006, for the purpose of discussing such liquor license application.

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

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

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

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

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

_____ The City of Grand Island hereby recommends the application of Dana S. Harris as liquor manager of such business upon the completion of a state approved alcohol server / seller training program.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

Approved as to Form	<input type="checkbox"/>	_____
April 27, 2006	<input type="checkbox"/>	City Attorney

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item I4

#2006-151 - Consideration of Bid Award for Construction of Law Enforcement Center

Staff Contact: Steve Lamken

Council Agenda Memo

From: Steven Lamken, Police Chief

Meeting: May 2, 2006

Subject: Law Enforcement Center Construction Bids

Item #'s: I-4

Presenter(s): Steven Lamken, Police Chief

Background

The City Of Grand Island has been working on the design and construction of a new collocated law enforcement center for over a year. The project has proceeded under the review of a collocation committee consisting of representatives from the City Council, Hall County Board, the Police Department, the Sheriff's Office, and a citizen at large. The Council has been provided reviews and updates on the status of the project as it progressed.

Design documents were completed in March of 2006 and the project was advertised for bids that month. Bid opening for the project was April 17, 2006 at City Hall. A total of six bids were received with Chief Construction of Grand Island submitting the lowest bid.

The bids were let with five alternates:

Alternate #1 was the additional costs to construct the additional parking lot using asphalt as the paving material.

Alternate #2 was the additional costs to construct the additional parking lot using concrete as the paving material.

Alternate #3 was the additional costs to use concrete on all drives and parking for the project instead of asphalt.

Alternate #4 was the additional costs to purchase a more expensive brand of lockers for the locker rooms.

Alternate #5 was the deduction of costs to purchase HVAC equipment other than the brand specified in the documents.

Chief Construction's bid for the project was \$7,288,000. This bid includes a \$150,000 contingency for change orders. Allowing for the \$150,000 contingency fund, the estimate

of costs for the project came in under the architect's estimate. Chief Construction's proposal for the alternates is:

Alternate #1 - \$19,759
Alternate #2 - \$20,530
Alternate #3 - \$97,550
Alternate #4 - \$143,464
Alternate #5 - \$32,000

The Collocation Committee met on Thursday March 20th and discussed the bid and alternates. The committee voted to recommend awarding the bid for construction to the firm recommended by the project architects. The committee also voted to recommend accepting alternates #2 and #3 for the concrete paving. The committee recommended accepting the architect's recommendations of whether or not to accept alternate #5. The committee did not recommend accepting alternate #4.

Discussion

Wilson/Estes Police Architects have reviewed the bids from Chief Construction and Sampson Construction which was the next lowest bidder. They have spoken to representatives from Chief Construction about the project. It is their recommendation that the City accept the bid of \$7,288,000 from Chief Construction for the project.

The architects have reviewed the five alternates. We also requested the City Public Works Department to review alternates #2 and #3 for cost/benefit. Based upon the recommendations of the architects and the Public Works Department, and the action of the Collocation Committee, we are recommending the Council accept alternates #2 and #3 for concrete paving. The initial costs will be offset by savings on future maintenance.

Wilson/Estes Architects have reviewed the specifications for alternate #5 and discussed this with the project mechanical engineers and also mechanical contractors. The architects are recommending that we do not accept alternate #5 and purchase the equipment specified in the design documents.

Alternatives

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

1. Approve the low bid of \$7,288,000 from Chief Construction for the project.
2. Approve the bid of another general contractor for the project.
3. Reject all bids for the project.
4. Approve all alternates.
5. Approved selected alternates that are recommended.
6. Deny all alternates.

Recommendation

City Administration recommends that the Council accept and award the bid of \$7,288,000 to Chief Construction for the project. Approve Alternate #2 for construction of the additional parking lot to be paved with concrete for a cost of \$20,530. Approve Alternate #3 for the paving of all drives and parking in concrete for a cost of \$97,550. Reject Alternative #1 for construction of the additional parking lot to be paved with asphalt for a cost of \$19,759. Reject Alternative #4 for the purchase of more expensive duty lockers. Reject Alternative #5 for the purchase of an alternate brand of HVAC equipment.

Sample Motion

Motion to approve the contract to Chief Construction of Grand Island, Nebraska to construct the new law enforcement center for a bid price of \$7,288,000 and to accept alternative #2 for construction of the additional parking lot to be paved with concrete for a cost of \$20,530 and to accept alternative #3 for the paving of all drives and parking in concrete for a cost of \$97,550 for a total project cost of \$7,406,080.

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: April 17, 2006 at 2:00 p.m.

FOR: Construction of Law Enforcement Center

DEPARTMENT: Police

ESTIMATE: \$7,216,000.00

FUND/ACCOUNT: Capital 400 Fund

PUBLICATION DATE: March 24, 2006

NO. POTENTIAL BIDDERS: 7

SUMMARY

Bidder:	<u>ConStruct, Inc.</u> Omaha, NE	<u>The Weitz Company, LLC</u> Lincoln, NE
Bid Security:	Merchants Bonding Co.	Federal Insurance Co.
Exceptions:	None	None
Completion Date:	548 Days	395 Calendar Days
Bid Price:	\$7,575,000.00	\$7,835,000.00
Alternative #1 (Add)	\$22,000.00	\$22,600.00
Alternative #2 (Add)	\$26,500.00	\$27,300.00
Alternative #3 (Add)	\$94,400.00	\$94,100.00
Alternative #4 (Add)	\$142,000.00	\$146,100.00
Alternative #5 (Deduct)	\$33,750.00	\$23,300.00

Bidder:	<u>Lacy Construction Company</u> Grand Island, NE	<u>Chief Construction Company</u> Grand Island, NE
Bid Security:	Universal Surety Co.	Fidelity & Deposit Co.
Exceptions:	None	None
Completion Date:	600 Days	365 Calendar Days
Bid Price:	\$7,605,000.00	\$7,288,000.00
Alternative #1 (Add)	\$21,000.00	\$19,759.00
Alternative #2 (Add)	\$26,500.00	\$20,530.00

Alternative #3 (Add)	\$95,500.00	\$97,550.00
Alternative #4 (Add)	\$173,000.00	\$143,464.00
Alternative #5 (Deduct)	\$22,800.00	\$32,000.00

Bidder:	<u>Sampson Construction Co.</u> Lincoln, NE	<u>Central Contracting Corporation</u> Kearney, NE
Bid Security:	Liberty Mutual Ins. Co.	Travelers Casualty & Surety Co.
Exceptions:	None	None
Completion Date:	July 17, 2007	540 Days

Bid Price:	\$7,313,400.00	\$7,534,159.00
Alternative #1 (Add)	\$21,760.00	\$26,000.00
Alternative #2 (Add)	\$25,900.00	\$34,500.00
Alternative #3 (Add)	\$75,200.00	\$139,000.00
Alternative #4 (Add)	\$144,000.00	\$143,000.00
Alternative #5 (Deduct)	\$22,825.00	\$15,000.00

cc: Steve Lamken, Police Chief
Gary Greer, City Administrator
Dale Shotkoski, Purchasing Agent

Robert Falldorf, Police Captain
David Springer, Finance Director
Laura Berthelsen, Legal Assistant

P1078

Wilson Estes Police Architects



5799 Broadmoor
Suite 520
Mission, Kansas 66202

25 April, 2006

Chief Steve Lamken

Grand Island Police Department
131 South Locust Street
Grand Island, Nebraska 68801

**Re: Grand Island / Hall County Law Enforcement Center
Construction Bid Review**

Dear Chief Lamken,

We have reviewed the six bids received April 17, 2006 for the construction of the Grand Island / Hall County Law Enforcement Center. Based on our review, it is our recommendation that the bid of \$7,288,000.00 submitted by Chief Construction of Grand Island, Nebraska be accepted as the lowest qualified bid.

Furthermore, it is our recommendation to accept Alternate No. 2 for the provision of the overflow parking lot paved with portland cement concrete for the additional sum of \$20,530.00 and Alternate No. 3 to provide portland cement concrete paving in lieu of asphalt for the base bid parking lot for the additional sum of \$97,550.00. This we believe will provide higher quality paving resulting in a lower life cycle cost due to the longer serviceable life of the paving and lower routine maintenance cost.

We do not recommend acceptance of Alternate No. 1 for the provision of the overflow parking lot with asphalt paving for the additional sum of \$19,759.00. We believe that Alternate No. 2 is a better value.

We do not recommend the acceptance of Alternate No. 4 for the provision upgraded duty lockers for the additional sum of \$143,464.00. We believe that the additional cost exceeds the value added to the project.

Ph: (913) 384-1115? E-mail: tom@policearchitects.com ? Fax: (913) 384-2292

Grand Island / Hall County Law Enforcement Center
28 April 2006

We do not recommend the acceptance of Alternate No. 5 to accept manufacturers other than Trane for roof top units, temperature controls, and fan powered boxes related to the HVAC system for the deduct sum of \$32,000.00. Not only is it our experience that Trane offers exceptional customer support, more importantly, all of the most critical components that comprise the HVAC system will be provided by a single manufacturer.

In summary, we recommend acceptance of the bid proposal submitted by Chief Construction as follows:

Base Bid	\$7,288,000.00
Alternate No. 2	\$20,530.00
Alternate No. 3	<u>\$97,550.00</u>
 Total Contract Sum	 \$7,406,080.00

We appreciate the opportunity to be working with you on this project and look forward to the successful completion of the construction. If you have any questions or require any additional information, please let us know.

Regards,
WILSON ESTES POLICE ARCHITECTS

Tom Zahn
Project Manager

RESOLUTION 2006-151

WHEREAS, the City of Grand Island invited sealed bids for Construction of Law Enforcement Center, according to plans and specifications on file with the Grand Island Police Department; and

WHEREAS, on April 17, 2006, bids were received, opened and reviewed; and

WHEREAS, Chief Construction Company of Grand Island, Nebraska, submitted a base bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such base bid being in the amount of \$7,288,000; and

WHEREAS, alternate bids were also requested from each of the bidders for additional options to the construction project; and

WHEREAS, Chief Construction Company submitted a bid in the amount of \$19,759 for Alternate No. 1; a bid in the amount of \$20,530 for Alternate No. 2; a bid in the amount of \$97,550 for Alternate No. 3; a bid in the amount of \$143,464 for Alternate No. 4, and a reduction of \$32,000 for Alternate No. 5.

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

- _____ The base bid of Chief Construction Company of Grand Island, Nebraska, in the amount of \$7,288,000 for the construction of the Law Enforcement Center is hereby approved as the lowest responsible base bid.
- _____ The Chief Construction Company bid for Alternate No. 1 – (overflow parking lot) in the amount of \$19,759 is hereby approved.
- _____ The Chief Construction Company bid for Alternate No. 2 – (concrete parking lot pavement) in the amount of \$20,530 is hereby approved.
- _____ The Chief Construction Company bid for Alternate No. 3 – (Portland cement concrete pavement at parking lot) in the amount of \$97,550 is hereby approved.
- _____ The Chief Construction Company bid for Alternate No. 4 – (upgraded duty lockers) in the amount of \$143,464 is hereby approved.
- _____ The Chief Construction Company Alternate No. 5 – (alternate brand of HVAC equipment) to reduce the bid price by \$32,000 is hereby approved.

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

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 2, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item J1

**Approving Payment of Claims for the Period of April 12, 2006
through April 25, 2006**

*The Claims for the period of April 12, 2006 through May 2, 2006 for a total amount of
\$4,489,627.72. A MOTION is in order.*

Staff Contact: RaNae Edwards



City of Grand Island

Tuesday, May 02, 2006

Council Session

Item X1

Discussion Concerning Union Negotiations

ADJOURN TO EXECUTIVE SESSION:

Discussion Concerning Union Negotiations.

RETURN TO REGULAR SESSION:

Staff Contact: Brenda Sutherland