



City of Grand Island

Tuesday, October 10, 2006

Council Session

Item G17

#2006-299 - Approving Cooperative Service Field Agreement with the United States Department of Agriculture, Wildlife Services for Wildlife Damage Control

Staff Contact: Paul Bresino

Council Agenda Memo

From: Paul M. Briseno

Meeting: October 10, 2006

Subject: Cooperative Service Field Agreement with the United States Department of Agriculture, Wildlife Damage Control

Item #'s: G-17

Presenter(s): Paul M. Briseno
Assistant to the City Administrator

Background

According to the United States Department of Agriculture, starlings have been associated with numerous disease organisms transmissible to humans and livestock. Health concerns include Salmonella, E. coli, perpetuate a fungus soil known as Histoplasmosis, as well as a West Nile carrier.

Starlings also cause multiple filth, noise, and odor issues with a high density flock population numbering 60,000 last winter. Their droppings consist of uric acid that can corrode stone, metal and masonry. These birds produce an average of 8 offspring a year rapidly multiplying the population.

Although not always a true migratory bird, some starlings will migrate up to several hundred miles, while others may remain in the same general area throughout the year. Grand Island residents notice the starling population every fall/winter because of their feed and roost in flock habits.

The City of Grand Island has contracted with the USDA to thin the starling population in years past. DRC-1339 is the chemical used by the USDA. This chemical is species specific and very effective in treating large populations of starlings.

Discussion

The USDA is requesting a contract for the services of controlling the starling population in Grand Island using toxicant DRC-1339 for the amount of \$5,846. Since the City of

Grand Island started the thinning process in 2004, multiple communities throughout Nebraska have contracted with the USDA for similar services.

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 contract with the USDA.

Sample Motion

Motion to to approve the cooperative service field agreement with the USDA wildlife services for wildlife damage control in the amount of \$5,846.00.

COOPERATIVE SERVICE FIELD AGREEMENT
between

CITY OF GRAND ISLAND

and the
UNITED STATES DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE
WILDLIFE SERVICES

ARTICLE 1

The purpose of this agreement is to cooperate in a wildlife damage control project, as described below:

CONTROL STARLINGS FOR THE CITY OF GRAND ISLAND USING TOXICANT DRC-1339.

(Species, location, type of damage, service WS will provide.)

ARTICLE 2

Authority exists under the Animal Damage Control Act of 1931 (7 USC 426-426b and 426c, as amended) and the Rural Development, Agriculture and Related Agencies Appropriation Act, 1988 (P.L. 100-202), to cooperate with states, individuals, public and private agencies, organizations and institutions to control wildlife damage.

ARTICLE 3

APHIS-WS and the Cooperator agree:

1. APHIS-WS will provide the requested wildlife damage control service.
2. The Cooperator will reimburse the U. S. Department of Agriculture the sum of **\$ 5,846.00** to cover the costs listed below:
3. Payment will be made by check payable to **U. S. Department of Agriculture** by mutually agreed upon date.
4. The monies received by APHIS-WS will be used for wildlife damage control activities and upon termination of the agreement any unexpended funds will be retained by APHIS-WS and used on similar program activities.
5. Control activities will be conducted in accordance with applicable Federal, State and local laws and regulations.
6. Nothing in this Agreement shall prevent any other individual or organization from entering into separate Agreements with WS for the purpose of controlling wildlife damage.

ARTICLE 4

Pursuant to Section 22, Title 41, United States Code, no member of or delegate to Congress shall be admitted to any share or part of the Agreement or to any benefit to arise therefrom.

ARTICLE 5

APHIS-WS will hold the Cooperator harmless from any liability arising from the negligent act of omission of a government officer or employee acting within the scope of his or her employment to the extent compensation is available pursuant to the Federal Tort Claims Act (FTCA), 28 USC 2671 et. seq., except to the extent that aforesaid liability arises from the negligent acts or omissions of the Cooperator, his employees, agents or subcontractor(s). Such relief shall be provided pursuant to the procedures set forth in the FTCA and applicable regulations.

ARTICLE 6

The Agreement shall become effective up cooperator's signature and shall continue in effect until completion or termination of project. This Agreement may be amended or terminated at any time by mutual agreement of the parties in writing. Further, in the event the Cooperator does not, for any reason, deposit necessary funds, APHIS-WS is relieved of the obligation to provide services under this Agreement.

City of Grand Island
Attn: Mr. Paul Briseno
City Hall
100 East First Street
Grand Island, NE 68802

Cooperator's Signature

Date

U.S. DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE
WILDLIFE SERVICES

State Director's Signature

Date

RESOLUTION 2006-299

WHEREAS, the starling population continues to create health concerns within the City of Grand Island; and

WHEREAS, according to the United States Department of Agriculture, starlings have been associated with numerous disease organisms transmissible to humans and livestock; and

WHEREAS, in the past, the City of Grand Island has contracted with the United States Department of Agriculture, Wildlife Damage Control, to thin the starling population in Grand Island by using the chemical DRC-1339, which is species specific; and

WHEREAS, the cost of contract services by the United States Department of Agriculture, Wildlife Damage Control, is in the amount of \$5,846.00; and

WHEREAS, it is in the best interest of the City of Grand Island to enter into a contract with the United States Department of Agriculture, Wildlife Damage Control, to control the population of starlings.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the contract between the City of Grand Island and the United States Department of Agriculture for population control of starlings is here by approved at a cost of \$5,846.00.

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Adopted by the City Council of the City of Grand Island, Nebraska, October 10, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
October 6, 2006	☐ City Attorney