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# City of Grand Island



**Tuesday, January 09, 2007**

## **Council Session Packet**

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### **City Council:**

**Carole Cornelius**  
**John Gericke**  
**Peg Gilbert**  
**Joyce Haase**  
**Robert Meyer**  
**Mitchell Nickerson**  
**Jackie Pielstick**  
**Vacancy**  
**Scott Walker**  
**Fred Whitesides**

### **Mayor:**

**Margaret Hornady**

### **City Administrator:**

**Gary Greer**

### **City Clerk:**

**RaNae Edwards**

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

**Call to Order**

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**This is an open meeting of the Grand Island City Council. The City of Grand Island abides by the Open Meetings Act in conducting business. A copy of the Open Meetings Act is displayed in the back of this room as required by state law.**

**The City Council may vote to go into Closed Session on any agenda item as allowed by state law.**

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**Invocation - Pastor Curtis Holzworth, Evangelical Free Church, 2609 South Blaine Street**

**Pledge of Allegiance**

**Roll Call**

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## **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.**

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## **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.**

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## **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, January 09, 2007

Council Session

## Item -1

### **Approving Appointment of Tom Brown as City Councilmember for Ward 2**

*Mayor Margaret Hornady has submitted the name of Tom Brown for appointment as Councilmember to represent Ward 2. This vacancy was created when Ms. Hornady assumed the office of Mayor on December 5, 2006. As is required by City Code Section 2-25, "The mayor shall fill by appointment any vacancy which may exist, caused by death, resignation or disability of any elective officer of the City. Such appointment of the mayor shall be subject, however, to approval of the majority of the council." A MOTION is in order.*

Staff Contact: Mayor Margaret Hornady



# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item -2

### **Administraion of Oath of Office to Tom Brown, City Councilmember for Ward 2**

*City Clerk RaNae Edwards will administer the Oath of Office to newly appointed  
Councilmember Tom Brown - Ward 2.*

Staff Contact: RaNae Edwards





# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item E1

**Public Hearing on Change of Zoning for a Tract of Land Located East of the Platte Valley Industrial Park between W. Schimmer Drive and W. Wildwood Drive from TA Transitional Agriculture & AG2 Secondary Agricultural to M2 Heavy Manufacturing**

Staff Contact: Chad Nabity

# **Council Agenda Memo**

**From:** Regional Planning Commission

**Meeting:** January 9, 2007

**Subject:** Change of Zoning (C-05-2007GI)

**Item #'s:** E-1 & F-1

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

## **Background**

This application proposes to rezone approximately 440 acres of land east of the Platte Valley Industrial Park between Schimmer Drive and Wildwood Drive on both sides of Blaine Street from TA Transitional Agriculture and AG2 Secondary Agricultural Zone to M2 Heavy Manufacturing. The purpose of this rezoning is to prepare this property for industrial development in a manner largely consistent with the Grand Island Comprehensive Development Plan.

## **Discussion**

In the attached memo to the planning commission on this rezoning request staff discussed many of the issues with this rezoning and recommended in favor of rezoning the property.

The transportation systems will support the proposed development. Sewer and water can be extended to serve these properties. Lift stations may be needed for the properties east of Blaine Street. None of these properties are located within the gateway corridor zones along U.S. 281 and South Locust. There is no flood plain on the property as shown on the current effective flood maps for the area.

Marlan Ferguson, with the Grand Island Area Economic Development Corporation spoke in favor of this application as the applicant. The EDC either owns, has options to purchase, or other contracts with the owners of the property involved in this request. Rezoning this property will make it available to offer to companies interested in locating in Grand Island. Prior experience in landing new companies has shown the importance of having the property zoned appropriately. This request, on this amount of property, is being made to facilitate future development.

Kathy Miller, of 4015 Scheel Road located north of Schimmer Drive, asked the commission to remember that there are houses in the area and changes to the zoning will impact those houses. She said that she was not against the change but that some of the

current uses such as Standard Iron have had an impact on her at her property because of the noise generated by such uses.

Nadine Oakley, of 1381 W. Schimmer Road, stated that she and her husband own and live on property immediately north of proposed rezoning on the east side of Blaine Street and that they support the change in zoning.

### **Alternatives**

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

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

### **Recommendation**

A motion was made by Haskins 2<sup>nd</sup> by Niemann to recommend approval of the rezoning as presented.

A roll call vote was taken and the motion passed with 10 members present (Amick, Haskins, O'Neill, Brown, Niemann, Miller, Eriksen, Ruge, Hayes, Snodgrass) voting in favor.

### **Sample Motion**

Approve the rezoning as presented.

## Agenda Item # 5

### PLANNING DIRECTOR RECOMMENDATION TO REGIONAL PLANNING COMMISSION:

November 28, 2006

**SUBJECT:** *Zoning Change* (C-05-2007GI)

**PROPOSAL:** To rezone approximately 440 acres of land east of the Platte Valley Industrial Park between Schimmer Drive and Wildwood Drive on both sides of Blaine Street from TA Transitional Agriculture and AG2 Secondary Agricultural Zone to M2 Heavy Manufacturing. The purpose of this rezoning is to prepare this property for industrial development consistent with the Grand Island Comprehensive Development Plan.

#### OVERVIEW:

##### Site Analysis

*Current zoning designation:*

*Permitted and conditional uses:*

*Comprehensive Plan Designation:*

*Existing land uses.*

*Proposed Zoning Designation*

**TA** – Transitional Agriculture and **AG2** – Secondary Agriculture.

**TA** - Agricultural uses, recreational uses and residential uses at a density of 1 dwelling unit per 20 acres, limited animal agriculture. **AG2** - Agricultural uses, recreational uses and residential uses at a density of 1 dwelling unit per 20 acres, some animal agriculture when associated with a farming operation, some agriculture based industrial uses.

Designated for future development as a combination of manufacturing and medium density residential to office uses, with the largest portion being manufacturing.

Agricultural crops

**M2** –Heavy Manufacturing - A wide variety of warehousing, storage, manufacturing and industrial uses and no residential uses. Minimum lot size of 6000 square feet with 65% coverage.

##### Adjacent Properties Analysis

*Current zoning designations:*

**North: TA**- Transitional Agriculture

**South, and West: TA**- Transitional Agriculture, **AG2**-Secondary Agriculture. **West: ME**-Manufacturing Estates Zone

*Permitted and conditional uses:*

**ME** A variety of warehousing, storage (limited chemical and fuel storage), manufacturing and industrial uses on large lots (2.5 Acre minimum) with large setback and landscaped areas and no residential uses. **TA**

Agricultural uses including: raising of livestock, but not confined feeding, raising crops, greenhouses and nurseries and residential uses up to a density of 1 unit per 20 acres. **AG2**- Agricultural uses including: raising of livestock and some limited confined feeding, raising crops, greenhouses and nurseries, some agriculture related manufacturing facilities and residential uses up to a density of 1 unit per 20 acres.

*Comprehensive Plan Designation:*

**North:** Designated for manufacturing and low to medium density residential.

**East:** Designated for low to medium density residential,

**South:** Designated for Public Uses and Agriculture

**West:** Designated for Manufacturing.

*Existing land uses:*

**North:** Farm Ground, Farm Houses

**South:** Power Plant (Platte Generating Station) Farm Ground

**East:** Farm Ground

**West:** Platte Valley Industrial Park

## **EVALUATION:**

### **Positive Implications:**

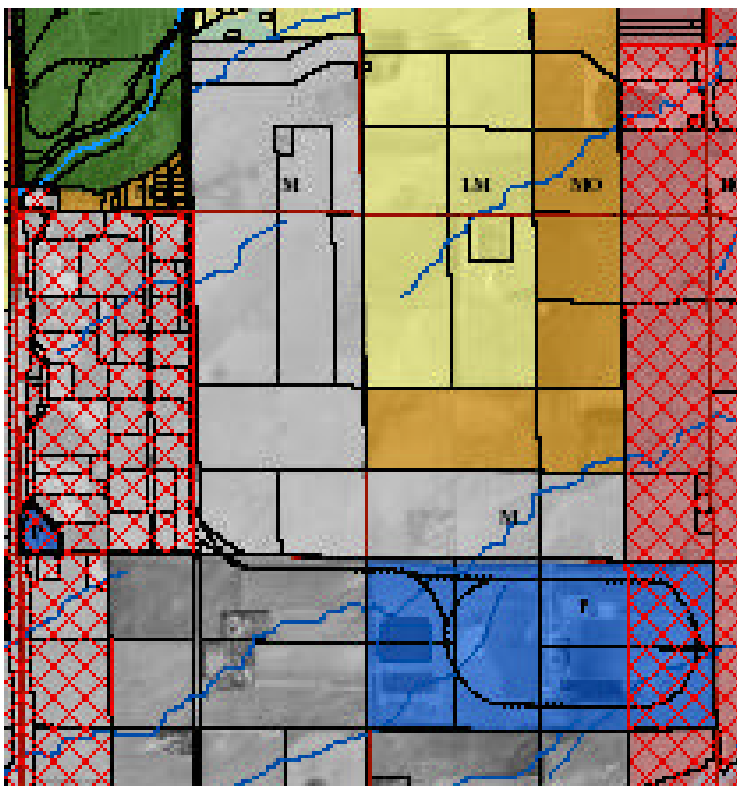
- *Largely Consistent with the City's Comprehensive Land Use Plan:* The subject property is designated mostly for manufacturing uses (typically M1 or M2).
- *Accessible to Existing Municipal Infrastructure:* City water and sewer services can be extended to serve the rezoning area. Sewer and water extensions will be costly but will occur with the development of the property and included with the price of that property.
- *Would provide additional manufacturing property:* This would provide for more manufacturing oriented property in an area already heavily populated with heavy manufacturing. The proposed use would support the existing manufacturing uses.
- *Would provide manufacturing property with less restriction than the ME Zone:* The ME zone is specifically designed to provide entrance features to the community by requiring large lots with the buildings and parking set at least 50 feet from the front property line. The district is also designed to limit heavier uses that might include chemical, fuel and other hazardous material storage. The M2 zone opens this property up to heavier uses that are needed to support development in and around Grand Island.
- *The site is not immediately adjacent to the Gateway Corridor Overlay (GCO) Zones located along U.S. Highway 281 and South Locust Street:* The development that would occur on these sites would not be easily visible from either South Locust or U.S. 281. Properties developed in the GCO zones will provide a buffer along those major entrances between this property and those roads.
- *Prepares the site for economic development prospects:* This rezoning would prepare this site for use by industrial prospects interested in locating in Grand Island.
- *Good access to transportation systems:* This site has good access to South Locust, U.S. 281, US I-80, US Highway 34 and Nebraska Highway 2. A railroad spur to the power plant also crosses the property providing potential access to the Union Pacific Main Line.
- *Monetary Benefit to Applicant and Adjacent property owners:* Would allow the applicant to lease or sell this property. Would also establish the development patterns for surrounding properties that would lean toward manufacturing or commercial development.

### **Negative Implications:**

- *Changes the Neighborhood:* This will establish that the area between U.S. 281 and South Locust south of Grand Island is intended for industrial development. The scattered residential development (primarily farm residences) may lose market value for residential use due to the proximity of manufacturing uses.
- *Increased Traffic:* Manufacturing development at this location will result in increased traffic volumes on Wildwood, Schimmer, U.S. 281 and South Locust.

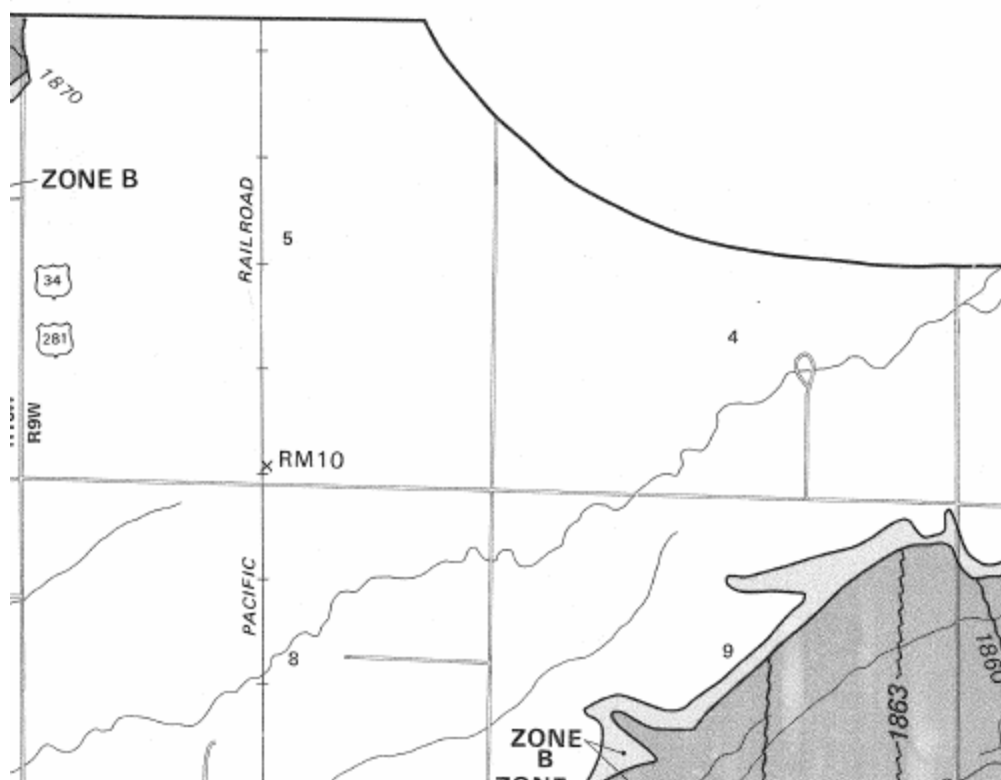
### **Other Considerations**

The majority of this property is already intended for manufacturing uses as shown below on the Future Land Use Map for the City of Grand Island.



Future Land Use Map of the Area as approved in the Grand Island Comprehensive Plan

The transportation systems will support the proposed development. Sewer and water can be extended to serve these properties. None of these properties are located within the gateway corridor zones along U.S. 281 and South Locust. There is no flood plain on the property as shown on the current effective flood maps for the area.

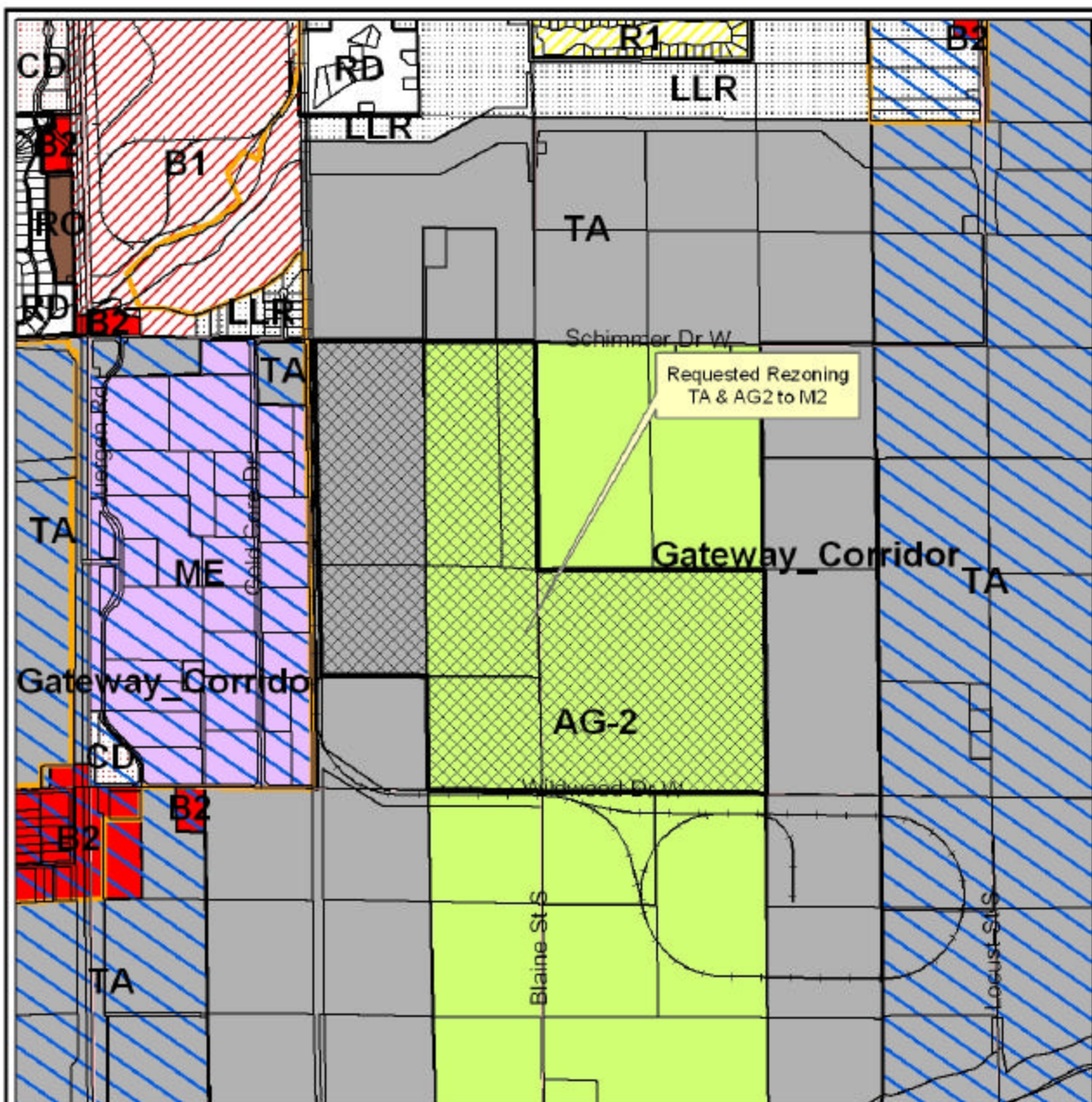


**Flood Plain on Property as shown on FIRM 310100-0100 C September 29, 1986**

**RECOMMENDATION:**

That the Regional Planning Commission recommend that the Grand Island City Council change the zoning on this site from TA-Transitional Agriculture and AG2 Secondary Agriculture to M2-Heavy Manufacturing as requested and shown on the attached map.

\_\_\_\_\_ Chad Nabity AICP, Planning Director



# Requested Zoning



Scale : NONE

C-5-2007GI



-  From TA : Transitional Agricultural Zone
-  And AG2 : Secondary Agricultural Zone
-  To M2 : Heavy Manufacturing Zone



PLANNING AND DEVELOPMENT DEPARTMENT  
CITY OF CHICAGO





# **City of Grand Island**

**Tuesday, January 09, 2007**

**Council Session**

## **Item E2**

**Public Hearing on Acquisition of Utility Easement Located at the  
Corner of Broadwell Avenue and 2nd Street (Five Points Bank)**

**Staff Contact: Gary R. Mader**

# **Council Agenda Memo**

**From:** Robert H. Smith, Asst. Utilities Director

**Meeting:** January 9, 2007

**Subject:** Acquisition of Utility Easement – Corner of Broadwell and 2<sup>nd</sup> Streets – Five Points Bank

**Item #'s:** E-2 & G-3

**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 Five Points Bank, located at the corner of Broadwell and 2<sup>nd</sup> Streets (through a part of Lot Eight (8), Block Thirteen (13), Kernohan and Decker Addition) 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 locate underground cable and a single phase pad-mounted transformer to provide electrical service to the ATM. The property was recently sold and was previously served from the grocery store on the same block. A new service is required.

## **Alternatives**

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

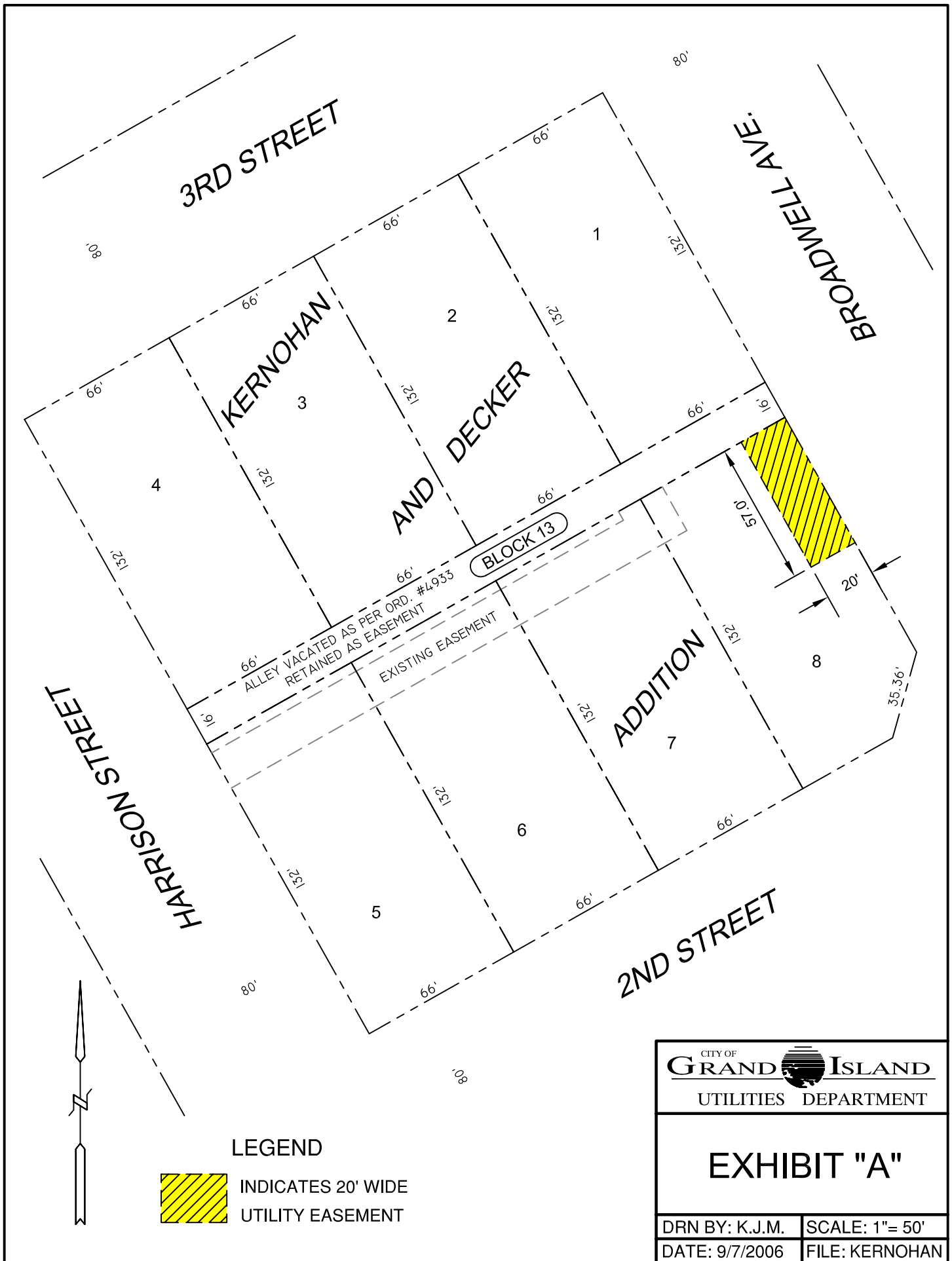
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

## **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, January 09, 2007

Council Session

## Item F1

**#9100 - Consideration of Change of Zoning for a Tract of Land Located East of the Platte Valley Industrial Park between W. Schimmer Drive and W. Wildwood Drive from TA Transitional Agriculture & AG2 Secondary Agricultural to M2 Heavy Manufacturing**

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

Staff Contact: Chad Nabity

## ORDINANCE NO. 9100

An ordinance rezoning a certain tract of land within the zoning jurisdiction of the City of Grand Island; changing the land use classification of a tract of land comprising part of the West Half (W<sup>1</sup>/<sub>2</sub>), in Section Five (5), Township Ten (10) North, Range Nine (9), West of the 6<sup>th</sup> P.M., in the City of Grand Island, Hall County, Nebraska, and part of the East Half (E <sup>1</sup>/<sub>2</sub>) in Section Five (5), Township Ten (10) North, Range Nine (9) West of the 6<sup>th</sup> P.M., and the Southwest Quarter (SW <sup>1</sup>/<sub>4</sub>) in Section Four (4), Township Ten 910 North, Range Nine (9) West of the 6<sup>th</sup> P.M., Hall County, Nebraska, from TA Transitional Agriculture and AG2 Secondary Agricultural Zone to M2 Heavy Manufacturing Zone; directing the such zoning change and classification be shown on the Official Zoning Map of the City of Grand Island; amending the provisions of Section 36-44; and providing for publication and an effective date of this ordinance.

WHEREAS, the Regional Planning Commission on December 13, 2006, held a public hearing and made a recommendation on the proposed zoning of such area; and

WHEREAS, notice as required by Section 19-923, R.R.S. 1943, has been given to the Boards of Education of the school districts in Hall County, Nebraska; and

WHEREAS, after public hearing on January 9, 2007, the City Council found and determined the change in zoning be approved and made.

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

SECTION 1. The following tract of land is hereby rezoned, reclassified and changed from TA Transitional Agriculture and AG2 Secondary Agricultural Zone to M2 Heavy Manufacturing Zone :

ORDINANCE NO. 9100 (Cont.)

Boundary – TA

A tract of land located in the part of the West Half (W ½) in Section Five (5), Township Ten (10) North, Range Nine (9) West of the 6<sup>th</sup> P.M., Hall County, Nebraska, and more particularly described as follows:

Commencing at the North ¼ Corner of Section Five (5), Township Ten (10) North, Range Nine (9) West, said point also being the point of beginning; thence on an assumed bearing of N90°00'00"E upon and along the North Line of said Section Five (5) a distance of 1304.89 feet to the Northeast Corner of the West ½ of the Northeast ¼ (W½ NE¼) of said Section Five (5); thence S01°33'57"E upon and along the east line of the Northwest ¼, Southeast ¼ (NW¼, SE¼) a distance of 1300.41 feet to the Southeast Corner of said NW¼, SE¼; thence N89°46'16"W upon and along the South Line of said NW¼, SE¼, a distance of 1311.13 feet to the Southwest Corner of said NW¼, SE¼; thence N01°19'29"W upon and along the West Line of said NW¼, SE¼, a distance of 1304.53 feet to the Northwest Corner of said NW¼, SE¼, said point also being the center of said Section 5; thence N01°19'32"W upon and along the West Line of said W½, NE¼, a distance of 2661.35 feet to the Point of Beginning, said tract contains a calculated area of 5,182,321.68 square feet of 118.970 acres more or less of which 0.985 acres is county road right-of-way and 1.996 acres is railroad right-of-way.

Boundary – AG-2

A tract of land located in the East Half (E½) in Section Five (5), Township Ten (10) North, Range Nine (9) West of the 6<sup>th</sup> P.M., and the Southwest Quarter (SW¼) in Section Four (4), Township Ten (10), North, Range Nine (9) West of the 6<sup>th</sup> P.M., Hall County, Nebraska, and more particularly described as follows:

Commencing at the Northeast Corner of Section Five (5), Township Ten (10) North, Range Nine (9) West, said point also being the point of beginning; thence on an assumed bearing of S01°21'10"E upon and along the East Line of said Section Five (5) a distance of 2660.36 feet to the East ¼ corner of said Section Five (5), said point also being the West ¼ Corner of Section Four (4), Township Ten (10) North, Range Nine (9) West; thence N89°25'04"E upon and along the North Line of the Southwest¼ (SW¼) of said Section 4 a distance of 2672.92 feet to the Northeast Corner of said SW¼ of Section 4; thence S01°17'35"E upon and along the East Line of said SW¼ a distance of 2615.01 feet to the Southeast Corner of said SW¼; thence S89°54'36"W upon and along the South Line of said SW¼ a distance of 2649.81 feet to the Southwest Corner of said Section 4, said point also being the Southeast Corner of said Section Five; thence N89°57'55"W upon and along the South Line of the Southeast¼ of the Southeast¼ (SE¼ SE¼) a distance of 1316.65 feet to the Southwest corner of said SE¼, SE¼; thence N01°33'57"W upon and along the West Line of said SE¼, SE¼ a distance of 1300.59 feet to the Northwest Corner of said SE¼, SE¼, said point also being the Southwest Corner of the Northeast ¼ of the Southeast ¼ (NE¼, SE¼); thence

ORDINANCE NO. 9100 (Cont.)

N01°33'57"W upon and along the West Line of said NE¼, SE¼ a distance of 1300.41 feet to the Northwest Corner of said NE¼, SE¼, said point also being the Southwest Corner of the East½ of the Northeast¼ (E½, NE¼); thence N01°20'21"W upon and along the West Line of said E¼, NE¼ a distance of 2670.85 feet to the Northwest Corner of said E½, NE¼, thence N90°00'00"E upon and along the North Line of said E½, NE¼ a distance of 1304.89 feet to the point of beginning. Said tract contains a calculated area of 13,822,340.93 square feet of 317.317 acres more or less of which 9.576 acres is county road right-of-way.

SECTION 2. That the Official Zoning Map of the City of Grand Island, Nebraska, as established by Section 36-51 of the Grand Island City Code be, and the same is, hereby ordered to be changed, amended, and completed in accordance with this ordinance.

SECTION 3. 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: January 9, 2007.

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Margaret Hornady, Mayor

Attest:

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RaNae Edwards, City Clerk



# **City of Grand Island**

**Tuesday, January 09, 2007**

**Council Session**

## **Item G1**

**Approving Minutes of December 19, 2006 City Council Regular Meeting**

**Staff Contact: RaNae Edwards**



# OFFICIAL PROCEEDINGS

## CITY OF GRAND ISLAND, NEBRASKA

### MINUTES OF CITY COUNCIL REGULAR MEETING

December 19, 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 December 19, 2006. Notice of the meeting was given in *The Grand Island Independent* on December 13, 2006.

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

INVOCATION was given by Mister Scott Jones, Third City Christian Church, 4100 West 13<sup>th</sup> Street followed by the PLEDGE OF ALLEGIANCE.

MAYOR COMMUNICATION: Mayor Hornady acknowledged Community Youth Council members Jodie Meis and Andy Greer along with Darren Sanchez, Board Member. Mayor Hornady mentioned the death of long time businessman Bud Wolbach and that the flags at City Hall would be flown at half-mast this Thursday.

#### SPECIAL ITEMS:

Administration of Oath to Newly Elected Councilmember Mitch Nickerson: City Clerk RaNae Edwards administered the Oath of Office to newly elected Councilmember Mitch Nickerson. Mr. Nickerson commented that he appreciated the opportunity to serve Grand Island. He stated it had been a very prosperous four years and he looked forward to the next four years.

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

#2006-BE-14 – Consideration of Determining Benefits for Street Improvement District No. 1258, Extending Faidley Avenue West of Diers Avenue an Additional Six Hundred Fifty Feet (650 Feet). Steve Riehle, Public Works Director reported that Street Improvement District No. 1258 was completed by The Diamond Engineering Co. and a certificate of final completion was approved on November 28, 2006. The cost to be assessed was \$197,147.92.

Motion by Pielstick, second by Gilbert to approve Resolution #2006-BE-14. Upon roll call vote, all voted aye. Motion adopted.

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

## PUBLIC HEARINGS:

Public Hearing on Acquisition of Utility Easement Located at 305 Wilmar Avenue (NE Colorado Cellular dba Viaero Wireless) Gary Mader, Utilities Director reported that acquisition of a utility easement located at 305 Wilmar Avenue was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. This easement would be used to place to place underground power cables and a pad-mounted transformer to provide electricity to a new Viaero Wireless office and tower. 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:

#9097 – Consideration of Assessments for Street Improvement District No. 1258; Extending Faidley Avenue West of Diers Avenue an Additional Six Hundred Fifty Feet (650 Feet)

#9098 – Consideration of Amendments to Chapter 34 of the Grand Island City Code Relative to Telecommunications Occupation Tax

#9099 – Consideration of Amendment to Salary Ordinance Relative to GITV Position and City Administrator Contract

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.

Steve Riehle, Public Works Director reported Ordinance #9097 related to the aforementioned Public Hearing.

City Administrator Gary Greer reported that Ordinance #9098 would amend the telephone occupational tax ordinance to include mobile phones. Discussion was held concerning current fees and proposed fees. Motion was made by Pielstick, second by Whitesides to refer Ordinance #9098 to the January 16, 2007 Study Session. Upon roll call vote, all voted aye. Motion adopted.

Brenda Sutherland, Human Resources Director reported that Ordinance #9099 would amend the Salary Ordinance relative to the GITV pay scale and update the salary ordinance to reflect the terms and conditions that were set fourth in the City Administrator’s contract approved by Council on December 5, 2006.

Motion by Gilbert, second by Pielstick to approve Ordinances #9097 and #9099.

City Clerk: Ordinances #9097 and #9099 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 #9097 and #9099 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 Hornady: By reason of the roll call votes on first reading and then upon final passage, Ordinances #9097 and #9099 are declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda item G-7 was pulled for further discussion. Motion by Cornelius, second by Haase to approve the Consent Agenda excluding item G-7. Upon roll call vote, all voted aye. Motion adopted.

Receipt of Official Document – Tort Claim Filed by Jamey A. Plejdrup.

Approving Minutes of December 5, 2006 City Council Regular Meeting.

Approving the Following Councilmember Appointments to Boards and Commissions:

Building Code Advisory Board:	Bob Meyer
Business Improvement District #3:	John Gericke
Business Improvement District #4:	Bob Meyer
Business Improvement District #5:	Jackie Pielstick
City/County Communications/Civil Defense Committee:	Scott Walker, John Gericke, Bob Meyer
City/County Efficiency Effectiveness: Committee	Fred Whitesides & Mitch Nickerson
Community Development Advisory Board:	Jackie Pielstick
Community Redevelopment Authority:	Peg Gilbert
Fire Station #1/Training:	Bob Meyer
GI Area Economic Development Corp.	Peg Gilbert
Humane Society:	Carole Cornelius
Library Board:	Fred Whitesides
Library Facility Committee:	Fred Whitesides
Multi-Cultural Coalition:	Carole Cornelius
Problem Resolution Team:	Jackie Pielstick
Regional Planning Commission:	Joyce Haase & Mitch Nickerson
Systems Information Advisory Committee (City/County)	Mitch Nickerson
Transportation Committee:	John Gericke & Jackie Pielstick

Approving Appointments of Larry Seney, Elio Castillo, Bob Bennett, Bob Ranard, Craig Lewis, and Dean Mathis to the Electrical Board.

Approving Appointments of Russ Shaw, Loren Peterson, Scott Hilligas, Mike McElroy, Mike Myers, Todd Bredthauer, and Armando Perez to the Gas Fitters & Appliance Installers Board.

Approving Appointments of Doug Hough, Eric Rose, Jeremy Collinson, David Scoggins, and Craig Lewis to the Plumbers Examining Board.

#2006-357 – Approving Change Order No. 9 with Chief Construction, Grand Island, Nebraska for Law Enforcement Center in the Amount of 5,398.67 with a New Contingency Allowance of \$141,494.57.

#2006-358 – Approving Contact with Crime and Protection Solutions LLC of Boys Town, Nebraska for Services Relating to High Intensity Drug Trafficking Area (HIDTA) Grant.

#2006-359 – Approving Purchase of One (1) 2007 Police Department Motorcycle from Harley Davidson Central of Grand Island, Nebraska in an Amount of \$17,799.75 with Trade-In of \$11,500.00 for a Total of \$6,299.75.

#2006-360 – Approving Purchase of Additional Munis Modules from Falmouth, Maine in an Amount of \$32,875.00

#2006-361 – Approving Certificate of Final Completion with Galvan Construcion, Inc. of Grand Island, Nebraska and Scheduling Board of Equalization for Sidewalk District No. 1, 2006.

#2006-362 – Approving State Bid Award for 1/2 Ton Chevrolet Pickup Truck for the Street and Transportation Division with Sid Dillon Wahoo, Inc, of Wahoo, Nebraska in an Amount of \$22,868.00.

#2006-363 – Approving Renewal Rider Agreement with the Union Pacific Railroad Company for the Intersection of 3<sup>rd</sup> Street and Blaine Street Commencing May 8, 2004 until May 7, 2029 in an Amount of \$10,500.00.

#2006-364 – Approving Bid Award for Backyard Hydraulic Digger Derrick/Bucket with S.D.P. Manufacturing of Dunkirk, Indiana in an Amount of \$115,980.00.

#2006-365 – Approving Bid Award for Platte River Well Field – Wells #5, #9, and #12 Earthwork (Project 2007-W-1) with Platte Valley Construction Company of Grand Island, Nebraska in an Amount of \$35,645.40.

#2006-366 – Approving Bid Award for Tree Trimming Project 2007-TT-1 with Tom's Tree Service of Grand Island, Nebraska for Sections 1, 3, 6, 10, 12, 13, 16, 17, 19, 20, and 22 in an amount of \$106,000.00 and Sheffield Tree Service of Grand Island, Nebraska for Sections 2, 4, 5, 7, 8, 9, 11, 14, 15, 18, and 21 in an Amount of \$45,350.00.

#2006-367 – Approving Acquisition of Utility Easement Located at 305 Wilmar Avenue (NE Colorado Cellular dba Viaero Wireless).

#2006-368 – Approving Final Plat and Subdivision Agreement for Platte Valley Industrial Park 5<sup>th</sup> Subdivision. It was noted that Bosselman Tank and Trailer Incorporation, owners had submitted a Final Plat for Platte Valley Industrial Park 5<sup>th</sup> Subdivision located in the NW1/4 SW1/4 of Section 5-10-9 consisting of approximately 21.77 acres for the purpose of creating 2 lots on a replat of Lot 1, Platte Valley Industrial Park Second Subdivision.

#2006-369 – Approving Final Plat and Subdivision Agreement for Pleasant View 15<sup>th</sup> Subdivision. It was noted that GNR Development Corporation, owners had submitted a Final Plat for Pleasant View 15<sup>th</sup> Subdivision located on a tract of land in the W1/2 NE1/4 of Section 22-11-9 consisting of approximately 5.86 acres for the purpose of creating 20 lots.

#2006-370 – Approving Amendment to CDBG Grant #93-ED-018.

Approving Request of Verna Rae Clampitt, 412 West 3<sup>rd</sup> Street for Liquor Manager Designation for Howard Johnson Riverside Inn, 3333 Ramada Road. City Clerk RaNae Edwards clarified the name of the applicant. The council packet showed Clampill which was verified as Clampitt.

Motion was made by Pielstick, second by Cornelius to approve the request of Verna Rae Clampitt for Liquor Manager Designation for Howard Johnson Riverside Inn. Upon roll call vote, all voted aye. Motion adopted.

#### REQUESTS AND REFERRALS:

Consideration of Annexation of Property Located at the Platte Valley Industrial Park and Refer to the Regional Planning Commission. Chad Nabity, Regional Planning Director reported that a request had been received from the Grand Island Area Economic Development Corporation to consider annexation of property located east of the Platte Valley Industrial Park in the E1/2 of Section 5-10-9 and the SW1/2 of Section 4-10-9 located between Wildwood Drive and Schimmer Drive on both sides of Blaine Street. This property was contiguous with the Grand Island Municipal limits on its western border.

Mr. Nabity stated the first step of annexation as required by state statutes was to refer the matter to the Regional Planning Commission for a recommendation.

Motion by Whitesides, second by Cornelius to refer this request to the Regional Planning Commission. Upon roll call vote, all voted aye. Motion adopted.

#### PAYMENT OF CLAIMS:

Motion by Cornelius, second by Whitesides to approve the Claims for the period of December 6, 2006 through December 19, 2006, for a total amount of \$3,794,649.97. Motion adopted unanimously. Councilmember Pielstick abstained from Claim #144342.

ADJOURNMENT: The meeting was adjourned at 7:35 p.m.

RaNae Edwards  
City Clerk



# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item G2

**#2007-1 - Approving Change Order No. 10 with Chief  
Construction for Law Enforcement Center**

Staff Contact: Steve Lamken

# **Council Agenda Memo**

**From:** Steven Lamken, Police Chief

**Meeting:** January 9, 2007

**Subject:** Change Order #10, Law Enforcement Center

**Item #'s:** G-2

**Presenter(s):** Steven Lamken, Police Chief

## **Background**

The City awarded Chief Construction the contract in the summer of 2006 to construct the new law enforcement center for a cost of \$7,406,080. \$150,000 of contingency funds were provided in the contract to allow for needed change orders during the project. To date there is \$140,609.34 remaining in contingency funds.

## **Discussion**

Change Order #10 includes five changes in the plans for the construction of the law enforcement center.

The Police Department and Sheriff's Office have identified additional sites where voice, data and electrical outlets are needed in the new law enforcement center. The cost of installing the additional services is \$1,348.00

We have requested some additional room signage for inside of the building at an additional cost of \$939.13.

An additional steel support member is needed in the interior of the building due to changing wall construction. The cost of the additional steel is \$408.10

The architects and contractor have recommended that an alternate type of oil interceptor be installed in the two garages. The alternate type costs more than what was originally proposed but require significantly less maintenance. The additional cost for the two oil interceptors is \$2,079.00

We approved an alternate brand of hardware on one electronically locking door in Change Order #9 that saved money while still providing a reliable product. The architects

are proposing switching the hardware on the remaining electronic doors. The use of the alternate hardware will save \$4,023.80 from the original contract costs.

A summary of the costs of Change Order #10 are:

+	1,348.00	Additional voice, data, electrical
+	939.13	Additional signs
+	408.10	Additional structural steel
+	2,079.00	Alternate oil interceptors
-	4,023.80	Alternate electronic door hardware
+	885.23	Total additional costs.

Accepting the above added costs and deducting the savings from the hardware create a net cost of \$885,23. Accepting change order #10 reduces the contingency funds to \$139,724.11.

### **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 Change Order #10 for construction of the law enforcement center.

### **Sample Motion**

Motion to approve Change Order #10 with Chief Construction for the sum of \$885.23 for additional electrical, voice and data outlets, additional signs, additional structural steel, alternate oil interceptors and the use of alternative electronic locking hardware as specified in the construction of the law enforcement center.



**WILSON ESTES POLICE ARCHITECTS**



**5799 BROADMOOR, SUITE 520**

**MISSION, KANSAS 66202**

**PH: 913-384-1115 FAX: 913-384-2292**

**WWW.POLICEARCHITECTS.COM**

18 December 2006

Captain Robert Falldorf  
**GRAND ISLAND POLICE DEPARTMENT**  
131 South Locust  
Grand Island, Nebraska 68801

**Re: Grand Island / Hall County Law Enforcement Center**  
**Change Order No. 10**

Dear Robert,

We have reviewed and recommend acceptance of the accompanying Changer Order No. 10

**Change Order No. 10 Summary**

**Requested By:** Design Team, Owner

**Description of Change:** Modifications to the Sand/Oil Interceptor, additional Steel structure. At the owner's request additional Voice/Data drops, and additional Interior Plastic Signs. Value engineered door hardware

**Purpose of Change:** Modifications to the Sand/Oil Interceptor and the value engineering the door hardware to maintain maintenance costs. Owner requested additional voice and data drops in location to better serve their needs. The additional steel is needed to hold up a beam when block was removed in Proposal Request number 2.

**Change Order Summary:**

**Change to Contract Time:** No Change

**Substantial Completion Date after this Change Order:** 20 August, 2007

<b>Original Contract Sum:</b>	7,406,080.00
<b>Contract Sum prior to this change:</b>	7,406,080.00
<b>Change In Contract Sum by this Change Order</b>	0.00
<b>New Contract sum after this Change Order:</b>	7,406,080.00

Grand Island / Hall County Law Enforcement Center  
Change Order Summary  
Page: 2

<b>Original Contingency Allowance:</b>	150,000.00
<b>Contingency Allowance prior to this Change Order:</b>	140,609.34
<b>Change in Contingency Allowance by this Change Order:</b>	-885.23
<b>New Contingency Allowance after this Change Order:</b>	139,724.11

**Reference Documents:** Architects Proposal Request No. 8.1, Architects Proposal Request No. 14, Architects Proposal Request No. 15, Architects Proposal Request No. 16, and Change Request No. 6

If you have any questions or require any additional information, please let me know.

Regards,  
**WILSON ESTES POLICE ARCHITECTS**



Jeremy Levasseur  
jlevasseur@policearchitects.com

Attachments: Change Order No. 10  
APR 8.1  
APR 14  
APR 15  
APR 16  
CR 6



# Document G701™ – 2001

## Change Order

<b>PROJECT</b> (Name and address): Grand Island / Hall County Law Enforcement Center Grand Island, Nebraska	<b>CHANGE ORDER NUMBER:</b> 010 <b>DATE:</b> December 18, 2006	<b>OWNER:</b> <input checked="" type="checkbox"/> <b>ARCHITECT:</b> <input checked="" type="checkbox"/> <b>CONTRACTOR:</b> <input checked="" type="checkbox"/> <b>FIELD:</b> <input type="checkbox"/> <b>OTHER:</b> <input type="checkbox"/>
<b>TO CONTRACTOR</b> (Name and address): Chief Construction Company 2107 North South Road Grand Island, Nebraska 68803	<b>ARCHITECT'S PROJECT NUMBER:</b> 0412 <b>CONTRACT DATE:</b> June 15, 2006 <b>CONTRACT FOR:</b> General Construction	

### THE CONTRACT IS CHANGED AS FOLLOWS:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)  
Modifications to the Sand/Oil Interceptor for maintenance issues. The addition of Steel Structure. Per owners request the addition of Voice/Data drops and the addition of Interior Plastic Signs. Value Engineered Exit door hardware.

The original Contract Sum was	\$ 7,406,080.00
The net change by previously authorized Change Orders	\$ 0.00
The Contract Sum prior to this Change Order was	\$ 7,406,080.00
The Contract Sum will be unchanged by this Change Order in the amount of	\$ 0.00
The new Contract Sum including this Change Order will be	\$ 7,406,080.00


The Contract Time will be unchanged by Zero ( 0 ) days.

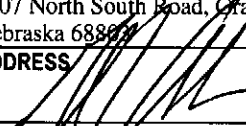
The date of Substantial Completion as of the date of this Change Order therefore is August 20, 2007

The original contingency allowance included in the contract was	\$ 150,000.00
The net change to the contingency allowance by previous Change Orders	\$ 9,390.66
The contingency allowance prior to this Change Order Was	\$ 140,609.34
The contingency allowance will be decreased by this Change Order in the amount of	\$ -885.23
The new contingency allowance including this Change Order will be	\$ 139,724.11

**NOTE:** This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

### NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Wilson Estes Police Architects  
**ARCHITECT** (Firm name)  
5799 Broadmoor, Suite 520, Mission,  
Kansas 66208  
**ADDRESS**  
  
**BY** (Signature)  
Jeremy Levasseur  
(Typed name)  
**DATE**

Chief Construction Company  
**CONTRACTOR** (Firm name)  
2107 North South Road, Grand Island,  
Nebraska 68803  
**ADDRESS**  
  
**BY** (Signature)  
Grant Ackerman  
(Typed name)  
12/18/2006  
**DATE**

City of Grand Island  
**OWNER** (Firm name)  
100 East 1st Street, Grand Island,  
Nebraska 68801  
**ADDRESS**  
**BY** (Signature)  
Margaret Hornady  
(Typed name)  
**DATE**

R E S O L U T I O N    2007-1

WHEREAS, on May 2, 2006, by Resolution 2006-151, the City of Grand Island awarded a bid in the total amount of \$7,406,080.00 (including alternate bids 2 and 3) for the construction of a Law Enforcement Center to Chief Construction Company of Grand Island, Nebraska; and

WHEREAS, included in the \$7,406,080 bid was a construction contingency of \$150,000; and

WHEREAS, on December 19, 2006, by Resolution 2006-357, the City of Grand Island approved Change Order No. 9 to use an alternate brand of electronic lock hardware on an entrance door of the Law Enforcement Center and to install additional electrical, telephone and data outlets in the building; and

WHEREAS, at this time it is necessary to identify additional sites where voice, data and electrical outlets are needed; include additional room signage for the inside of the building; include an additional steel support member due to changing wall construction; install an alternate type of oil interceptor in the two garages; and, switch the hardware on the remaining electronic doors; and

WHEREAS, such changes have been incorporated into Change Order No. 10, and will result in a decrease the contingency fund to \$139,724.11.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Mayor be, and hereby is, authorized and directed to execute Change Order No. 10 for the construction of the Law Enforcement Center to provide the modification set out as follows:

Install additional voice, data and electrical outlets.....	\$1,348.00
Install additional room signage.....	\$ 939.13
Additional steel support member.....	\$ 408.10
Install alternate oil interceptor in garages.....	\$2,079.00
Install alternate electronic door hardware.....	- 4,023.80
Total additional costs.....	\$ 885.23

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

\_\_\_\_\_  
Margaret Hornady, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form  
January 4, 2007

☐ \_\_\_\_\_  
☐ City Attorney



# **City of Grand Island**

**Tuesday, January 09, 2007**

**Council Session**

## **Item G3**

**#2007-2 - Approving Acquisition of Utility Easement Located at  
the Corner of Broadwell Avenue and 2nd Street (Five Points Bank)**

**Staff Contact: Gary R. Mader**

## RESOLUTION 2007-2

WHEREAS, a public utility easement is required by the City of Grand Island, from Five Points Bank, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on January 9, 2007, for the purpose of discussing the proposed acquisition of an easement located in a part of Lot Eight (8), Block Thirteen (13), Kernohan and Decker Addition, in the City of Grand Island, Hall County, Nebraska, the twenty (20.0) foot wide utility easement, being more particularly described as follows:

The easterly twenty (20.0) feet of the northerly fifty seven (57.0) feet of Lot eight (8), Block Thirteen 913), Kernohan and Decker Addition to the city of Grand Island.

The above-described easement and right-of-way containing a total of 0.026 acres, more or less, as shown on the plat dated 9/7/2006, 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 Five Points Bank, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

---

Margaret Hornady, Mayor

Attest:

---

RaNae Edwards, City Clerk

Approved as to Form	<input type="checkbox"/>	_____
January 4, 2007	<input type="checkbox"/>	City Attorney



# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item G4

**#2007-3 - Approving Certificate of Final Completion - Water Main  
Project 2005-W-12 - Public Safety Center and Hall County  
Corrections Facility**

Staff Contact: Gary R. Mader

# **Council Agenda Memo**

**From:** Gary R. Mader, Utilities Director

**Meeting:** January 9, 2007

**Subject:** Water Main Project 2005-W-12 - Public Safety Center and Hall County Corrections Facility

**Item #'s:** G-4

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

## **Background**

Water Main Project 2005-W-12 was part of a combined contract between the Utilities Department and Public Works Department for the installation of water mains, sanitary sewer lines, drainage, and paving for the new Public Safety Center and Hall County Corrections Facility. The work area is located south of East Highway 30 and west of Talc Drive, within the Luzenac Fourth Subdivision.

## **Discussion**

The joint contract was awarded to the Starostka Group Unlimited, Inc., of Grand Island, Nebraska. The water infrastructure portion of the Contract involved the installation of 10" ductile-iron water mains with service lines to the buildings in the new City/County Complex.

All construction, testing, and sampling have been completed in accordance with the contract specifications. The water lines have been placed in service and are in operation.

The Certificate of Final Completion for Water Main Project 2005-W-12 has been prepared for the City Council's consideration.

## **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 accept the Certificate of Final Completion for Water Main Project 2005-W-12 – Public Safety Center and Hall County Corrections Facility.

### **Sample Motion**

Motion to approve the Certificate of Final Completion for Water Main Project 2005-W-12.

## CERTIFICATE OF FINAL COMPLETION

Water Main Project #2005-W-12  
City/County Safety Center

January 3, 2007

Water Main Project 2005-W-12 is located in the easterly part of the City of Grand Island, south of East Highway 30 and West of Talc Drive, within the Luzenac Fourth Subdivision. The project serves the new Public Safety Center and Hall County Corrections Facility. The work on this project, as certified to be fully completed by Gary R. Mader, Utilities Director, is hereby accepted for the City of Grand Island, Nebraska, by me as Public Works Director in accordance with the provision on Section 16-650, R.R.S., 1943.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Steve Riehle", written in a cursive style.

Steve Riehle,  
Public Works Director

---

WATER MAIN PROJECT 2005-W-12

January 3, 2007

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

I hereby recommend that the Engineer's Certificate of Final Completion for Water Main Project 2005-W-12 be approved.

Respectfully submitted,

Margaret Hornady  
Mayor

RESOLUTION 2007-3

WHEREAS, the City Engineer/Public Works Director and the Utilities Director for the City of Grand Island have issued a Certificate of Final Completion for Water Main Project 2005-W-12 certifying that the Starostka Group Unlimited, Inc., of Grand Island, Nebraska, under contract, has completed the water main installation portion of such project according to the terms, conditions, and stipulations for such improvements; and

WHEREAS, the City Engineer / Public Works Director and Utilities Director recommend the acceptance of the projects; and

WHEREAS, the Mayor concurs with the recommendations of the City Engineer / Public Works Director and the Utilities Director.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Certificate of Final Completion for Water Main Project 2005-W-12 is hereby confirmed.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

---

Margaret Hornady, Mayor

Attest:

---

RaNae Edwards, City Clerk



# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item G5

**#2007-4 - Approving the Certificate of Compliance with the  
Nebraska Department of Roads for Maintenance Agreement No.  
12; Calendar Year 2006**

Staff Contact: Steven P. Riehle, Public Works Director

# **Council Agenda Memo**

**From:** Steven P. Riehle, Public Works Director

**Meeting:** January 9, 2007

**Subject:** Approving the Certificate of Compliance with the Nebraska Department of Roads for Maintenance Agreement No. 12; Calendar Year 2006

**Item #'s:** G-5

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

## **Background**

The City of Grand Island and the Nebraska Department of Roads have an agreement for the maintenance of State Highways within the city limits. Maintenance responsibilities for state highways within city limits are defined by state statute. The Nebraska Department of Roads is responsible for the maintenance of the highway lanes through a community and the city is responsible for the maintenance of any highway widening including parking or left turn lanes.

## **Discussion**

The agreement requires certification that the City completed the maintenance work required by the agreement for the 2006 calendar year. The State performs snow removal on NE Highway 2, US Highway 281, US Highway 34, and US Highway 30 from the West city limits to Johnstown Road. The City performs snow removal on US Highway 30 from Johnstown Road through town to the east city limits at Shady Bend Road. The city performs the surface maintenance on all state highways within the city limits.

The net result of this exchange of services is a payment by the Nebraska Department of Roads to the City of Grand Island in the amount of \$36,198.30.

## **Alternatives**

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

1. Move to approve a resolution authorizing the Mayor to sign the Certificate of Compliance for 2006.
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 pass a Resolution authorizing the Mayor to sign the Certificate of Compliance.

## **Sample Motion**

Motion to approve the Certificate of Compliance for Maintenance Agreement No. 12.

## CERTIFICATE OF COMPLIANCE

Maintenance Agreement No. 12

Maintenance Agreement Between the  
Nebraska Department of Roads and the  
Municipality of GRAND ISLAND  
Municipal Extensions in GRAND ISLAND

We hereby certify that all roadway surface maintenance has been  
accomplished as per terms of the Maintenance Agreement specified above.

As per SECTION 8d of the agreement, we are submitting this certificate  
to the District Engineer WESLEY WAHLGREN, Department of Roads,  
GRAND ISLAND, Nebraska.

ATTEST: \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

I hereby certify that roadway surface maintenance was performed as per  
the above Agreement and payment for the same should be made.

\_\_\_\_\_  
DISTRICT ENGINEER – DEPT. OF ROADS

RESOLUTION 2007-4

WHEREAS, each year the City of Grand Island enters into a maintenance agreement with the State of Nebraska Department of Roads with respect to the maintenance of state highways within the corporate limits of Grand Island; and

WHEREAS, the City has complied with all surface maintenance work for the calendar year 2006 in accordance with the agreement; and

WHEREAS, upon receiving the City's Certificate of Compliance, the state will reimburse the City for maintenance work performed.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island has complied with the terms of Maintenance Agreement No. 12 for calendar year 2006; and the Mayor is hereby authorized and directed to execute the Certificate of Compliance for such agreement on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

\_\_\_\_\_  
Margaret Hornady, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
January 4, 2007	☐ City Attorney





# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item G6

**#2007-5 - Approving Certificate of Final Completion for Asphalt Street Improvement District 1254; Dale Roush and Dale Roush 2nd Subdivisions (Indian Acres)**

Staff Contact: Steven P. Riehle, public Works Director

# **Council Agenda Memo**

**From:** Steven P. Riehle, Public Works Director

**Meeting:** January 9, 2007

**Subject:** Approving Certificate of Final Completion for Street Improvement District 1254; Dale Roush and Dale Roush 2<sup>nd</sup> Subdivisions (Indian Acres)

**Item #'s:** G-6

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

## **Background**

The contract for Street Improvement District 1254 was awarded to Gary Smith Construction Company of Grand Island, NE on July 11, 2006. Work commenced on October 5, 2006 and was completed on November 8, 2006.

## **Discussion**

Street Improvement District 1254 was completed in accordance with the terms, conditions, and stipulations of the contract, plans, and the specifications. The project was completed on schedule at a construction price of \$325,302.12. Total cost of the project, including contract administration, is \$357,832.33. Costs for the project break down as follows:

Original Bid	\$ 311,543.16
Overruns	\$ 7,118.96
Gravel Driveways	\$ 6,640.00
<b>Sub Total (Construction Price)</b>	<b>\$ 325,302.12</b>
Additional Costs:	
Contract Administration, Engineering, and Publication Costs	\$ 32,530.21
<b>Total Cost</b>	<b>\$ 357,832.33</b>

## **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 and schedule the Board of Equalization hearing.
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 and set the Board of Equalization date of February 13, 2007 for Street Improvement District 1254.

## **Sample Motion**

Motion to approve the Certificate of Final Completion and set the Board of Equalization hearing.

# ENGINEER'S CERTIFICATE OF FINAL COMPLETION

STREET IMPROVEMENT DISTRICT 1254  
DALE ROUSH AND DALE ROUSH 2<sup>ND</sup> SUBDIVISIONS (INDIAN ACRES)  
CITY OF GRAND ISLAND, NEBRASKA  
JANUARY 9, 2007

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

This is to certify that construction of STREET IMPROVEMENT DISTRICT NO. 1254 has been fully completed by Gary Smith Construction Company of Grand Island, NE under the contract dated August 3, 2006. The construction of this Street Improvement District 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 regarding this Street Improvement District is hereby accepted for the City of Grand Island, Nebraska, by me, Steven P. Riehle, City Engineer, Public Works Director, in accordance with the provisions of Section 16-650 R.R.S., 1943.

## **District No. 1254, Dale Roush and Dale Roush 2<sup>nd</sup> Subdivisions**

### **Final Cost Separation-Street Improvement District No. 1254**

#### **Asphalt Pavment for Indian Acres Area**

Bids Opened 6/29/06

<b>Item</b>	<b>Description</b>	<b>Final</b>		<b>Bid Price</b>	<b>Total Price</b>
		<b>Quantity</b>	<b>Unit</b>		
1	Asphaltic Concrete Pavement, Type "BC"	8839.42	tns	\$ 18.50	\$ 163,529.27
2	Remove Pavement	140	sy	\$ 5.00	\$ 700.00
3	Pavement Sawcut	180	lf	\$ 3.50	\$ 630.00
4	Sub-Grade Preparation	91.39	sta	\$ 311.10	\$ 28,431.43
5	Asphaltic Cement	102658.9	gal	\$ 1.05	\$ 107,791.87
6	Shouldering/Backfill	91.39	sta	\$ 95.00	\$ 8,682.05
7	Tack Coat	2030	gal	\$ 1.25	\$ 2,537.50
8	Remove mailboxes	124	ea	\$ 28.00	\$ 3,472.00
9	Replace Mailboxes	124	ea	\$ 20.00	\$ 2,480.00
10	Remove Asphalt Drive	15	sy	\$ 5.00	\$ 75.00
11	Const. 5" Asphalt Drive	22.2	sy	\$ 15.00	\$ 333.00
	Contract Sub-total				\$ 318,662.12
Purchase Order-Island Landhandlers					
	Gravel Driveways	1	ls	\$ 6,640.00	\$ 6,640.00
	<b>Total Construction Cost</b>				<b>\$ 325,302.12</b>
	Engineering & Publication Cost-10%				\$ 32,530.21
	<b>Total District Cost</b>				<b>\$ 357,832.33</b>

Respectfully submitted,

Steven P. Riehle  
City Engineer / Public Works Director

-----  
January 9, 2007

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 Street Improvement District No. 1254, be approved.

I further recommend that the Costs of Engineering be credited to Account No. 10033001-74516 from Account No. 40033530-90062 in the amount of \$32,530.21.

I further recommend that the City Council sit as the Board of Equalization on February 13, 2007 to determine benefits and levy special assessments.

Respectfully submitted,

Margaret Hornady  
Mayor

WESTWOOD  
PARK FOURTH  
SUB.

WESTWOOD  
PARK SIXTH  
SUB.

PART N.W. 1/4.  
S.E. 1/4  
SECTION 14-11-10

PART S.W. 1/4.  
S.E. 1/4  
SECTION 14-11-10

PART S.E. 1/4.  
N.W. 1/4  
SECTION 14-11-10

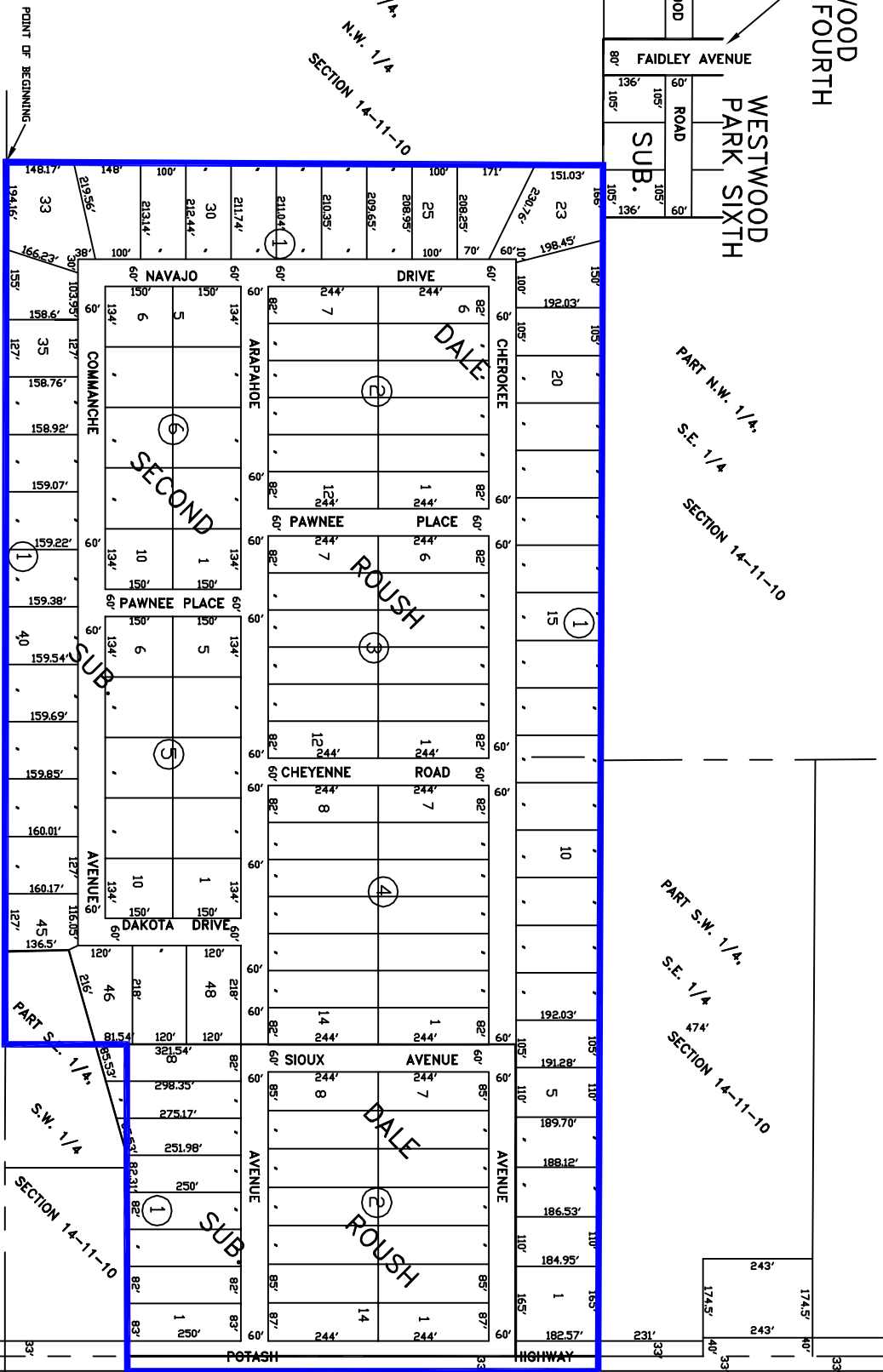


EXHIBIT "A"

DEAN'S LAND  
PLAT TO ACCOMPANY ORDINANCE  
NO. 8915

STREET IMPROVEMENT DISTRICT 1254

SCALE 1" = 200' L.D.C. 4/15/04

RESOLUTION 2007-5

WHEREAS, the City Engineer / Public Works Director for the City of Grand Island issued a Certificate of Final Completion for Asphalt Street Improvement District No. 1254 located in Dale Roush and Dale Roush Second Subdivisions (Indian Acres), certifying that Gary Smith Construction Company of Grand Island, Nebraska, under contract dated July 11, 2006, has completed such project according to the terms, conditions, and stipulations for such improvements; and

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

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

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

1. The City Engineer / Public Works Director's Certificate of Final Completion for Asphalt Street Improvement District No. 1254 is hereby confirmed.
2. The City Council will sit as a Board of Equalization on February 13, 2007 to determine benefits and set assessments for Street Improvement District No. 1254.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

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Margaret Hornady, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form	☐ _____
January 4, 2007	☐ City Attorney



# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item G7

**#2007-6 - Approving Certificate of Final Completion for Asphalt Maintenance Project 2006-AC-1; Various Locations Throughout Grand Island**

Staff Contact: Steven P. Riehle, Public Works Director



# **Council Agenda Memo**

**From:** Steven P. Riehle, Public Works Director

**Meeting:** January 9, 2007

**Subject:** Approving Certificate of Final Completion for Asphalt Maintenance Project 2006-AC-1; Various Locations Throughout Grand Island

**Item #'s:** G-7

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

## **Background**

The contract for the Asphalt Maintenance Project 2006-AC-1 was awarded to Gary Smith Construction Company Inc., of Grand Island, Nebraska on May 2, 2006. Work commenced in June and was completed in November 2006.

## **Discussion**

The work for the Asphalt Maintenance Project 2006-AC-1 was completed in accordance with the terms, conditions, and stipulations of said contract and complies with the plans and the specifications. Redwood Court, Maywood Drive and a portion of Redwood Road (all relating to Sanitary Sewer District 519) were added to the project. Three (3) sections of the original contract were removed from the project:

- 1) Sycamore Street from 2<sup>nd</sup> Street to 3<sup>rd</sup> Street
- 2) 3<sup>rd</sup> Street from Sycamore Street to Vine Street and
- 3) Lincoln Park Parking Lot

The project was completed on schedule at a construction price of \$572,394.00.

## **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 Asphalt Maintenance Project 2006-AC-1.

### **Sample Motion**

Motion to approve the Certificate of Final Completion.

# ENGINEER'S CERTIFICATE OF FINAL COMPLETION

## ASPHALT MAINTENANCE PROJECT 2006-AC-1

CITY OF GRAND ISLAND, NEBRASKA  
JANUARY 9, 2007

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

This is to certify that ASPHALT MAINTENANCE PROJECT 2006-AC-1 has been fully completed by GARY SMITH CONSTRUCTION CO. of Grand Island, NE under the contract dated May 16, 2006. The work has been completed in accordance with the terms, conditions, and stipulations of said contract and complies with the contract, the plans, and the specifications. The work is hereby accepted for the City of Grand Island, Nebraska, by me as Public Works Director in accordance with the provisions of Section 16-650 R.R.S., 1943.

**ASPHALT MAINTENANCE PROJECT 2006-AC-1 is located in various areas of the City of Grand Island.**

### SECTION 1 – HAMPTON ROAD – North Rd to Cul-de-sac

Item <u>No.</u>	<u>Description</u>	Unit <u>Price</u>	<u>Unit</u>	Total <u>Quantity</u>	Total <u>Cost</u>
1	Type "C"	\$19.25	Tons	200.17	\$3,853.27
2	Asphalt Cement	\$0.97	Gallons	2800.00	\$2,702.00
3	Tack Coat	\$1.03	Gallons	350.00	\$360.50
<b>Total Section 1</b>					<b>\$6,915.77</b>

### SECTION 2 – DOVER COURT – Hampton Rd to Cul-de-sac

Item <u>No.</u>	<u>Description</u>	Unit <u>Price</u>	<u>Unit</u>	Total <u>Quantity</u>	Total <u>Cost</u>
1	Type "C"	\$19.25	Tons	100.70	\$1,938.48
2	Asphalt Cement	\$0.97	Gallons	1410.00	\$1,360.65
3	Tack Coat	\$1.03	Gallons	125.00	\$128.75
<b>Total Section 2</b>					<b>\$3,427.88</b>

**SECTION 3 – CHELSEA PLACE – Hampton Rd to Cul-de-sac**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "C"	\$19.25	Tons	151.67	\$2,919.65
2	Asphalt Cement	\$0.97	Gallons	2120.00	\$2,045.80
3	Tack Coat	\$1.03	Gallons	200.00	\$206.00
<b>Total Section 3</b>					<b>\$5,171.45</b>

**SECTION 4 – AVON AVENUE – Hampton Rd to Cul-de-sac**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "C"	\$19.25	Tons	111.98	\$2,155.62
2	Asphalt Cement	\$0.97	Gallons	1565.00	\$1,510.23
3	Tack Coat	\$1.03	Gallons	130.00	\$133.90
<b>Total Section 4</b>					<b>\$3,799.74</b>

**SECTION 5 – ROCHDALE ROAD – Hampton Rd to Cul-de-sac**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "C"	\$19.25	Tons	96.39	\$1,855.51
2	Asphalt Cement	\$0.97	Gallons	1350.00	\$1,302.75
3	Tack Coat	\$1.03	Gallons	125.00	\$128.75
<b>Total Section 5</b>					<b>\$3,287.01</b>

**SECTION 6 – GLADSTONE – Hampton Rd to Cul-de-sac**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "C"	\$19.25	Tons	162.41	\$3,126.39
2	Asphalt Cement	\$0.97	Gallons	2270.00	\$2,190.55
3	Tack Coat	\$1.03	Gallons	210.00	\$216.30
<b>Total Section 6</b>					<b>\$5,533.24</b>

**SECTION 7 –MARY LANE – North Rd to Cul-de-sac**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "C"	\$19.25	Tons	247.17	\$4,758.02
2	Asphalt Cement	\$0.97	Gallons	3460.00	\$3,338.90
3	Tack Coat	\$1.03	Gallons	412.00	\$424.36
<b>Total Section 7</b>					<b>\$8,521.28</b>

**SECTION 8 – VALLEY VIEW – Mary Lane to South end**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "C"	\$19.25	Tons	155.39	\$2,991.26
2	Asphalt Cement	\$0.97	Gallons	2270.00	\$2,190.55
3	Tack Coat	\$1.03	Gallons	210.00	\$216.30
<b>Total Section 7</b>					<b>\$5,398.11</b>

**SECTION 9 – NORTH ROAD – Capital Avenue to HWY 2**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "A"	\$21.00	Tons	908.17	\$19,071.57
2	Asphalt Cement	\$0.97	Gallons	10792.00	\$10,414.28
3	Tack Coat	\$1.03	Gallons	893.00	\$919.79
4	Millings	\$0.93	s.y.	8928.00	\$8,303.04
<b>Total Section 9</b>					<b>\$38,708.68</b>

**SECTION 10 – CAPITAL AVENUE – Engleman Rd to North Rd**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "A"	\$21.00	Tons	1297.31	\$27,243.51
2	Asphalt Cement	\$0.97	Gallons	15567.00	\$15,022.16
3	Tack Coat	\$1.03	Gallons	1225.00	\$1,261.75
4	Millings	\$0.93	s.y.	12248.10	\$11,390.73
<b>Total Section 10</b>					<b>\$54,918.15</b>

**SECTION 11 – CAPITAL AVENUE – North Rd to West end of Widening**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "A"	\$21.00	Tons	640.13	\$13,442.73
2	Asphalt Cement	\$0.97	Gallons	7681.00	\$7,412.17
3	Tack Coat	\$1.03	Gallons	689.00	\$709.67
4	Millings	\$0.93	s.y.	6891.00	\$6,408.63
<b>Total Section 11</b>					<b>\$27,973.20</b>

**SECTION 12 – OLD HWY 30 – West of Webb Rd**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "A"	\$21.00	Tons	2590.26	\$54,395.46
2	Asphalt Cement	\$0.97	Gallons	30780.00	\$29,702.70
3	Tack Coat	\$1.03	Gallons	1883.00	\$1,939.49
4	Millings	\$0.93	s.y.	18822.00	\$17,504.46
<b>Total Section 12</b>					<b>\$103,542.11</b>

**SECTION 13 – WEBB RD. – Concrete south of Woodridge to UPRR**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "A"	\$21.00	Tons	1625.76	\$34,140.96
2	Asphalt Cement	\$0.97	Gallons	19698.00	\$19,008.57
3	Tack Coat	\$1.03	Gallons	1105.00	\$1,138.15
4	Millings	\$0.93	s.y.	11051.00	\$10,277.43
5	Shoulder Subgrade Prep	\$150.00	Sta	25.75	\$3,862.50
6	Mailbox Remove & Replace	\$40.00	EA	10.00	\$400.00
<b>Total Section 13</b>					<b>\$68,827.61</b>

**SECTION 14 – BROADWELL AVE – BNSF to North City Limits**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "A"	\$21.00	Tons	714.93	\$15,013.53
2	Asphalt Cement	\$0.97	Gallons	8329.00	\$8,037.49
3	Tack Coat	\$1.03	Gallons	587.00	\$604.61
4	Millings	\$0.93	s.y.	5867.00	\$5,456.31
<b>Total Section 14</b>					\$29,111.94

**SECTION 15 – 3<sup>RD</sup> STREET – Broadwell Avenue to Lincoln Str.**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "BC"	\$17.70	Tons	889.16	\$15,738.13
2	Asphalt Cement	\$0.97	Gallons	10152.00	\$9,796.68
3	Tack Coat	\$1.03	Gallons	851.00	\$876.53
4	Millings	\$0.93	s.y.	25530.00	\$23,742.90
<b>Total Section 15</b>					\$50,154.24

**SECTION 16– MADISON STREET – 2<sup>nd</sup> Str to 3<sup>rd</sup> Str.**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "BC"	\$17.70	Tons	286.00	\$5,062.20
2	Asphalt Cement	\$0.97	Gallons	3265.00	\$3,150.73
3	Tack Coat	\$1.03	Gallons	132.00	\$135.96
4	Millings	\$0.93	s.y.	3948.00	\$3,671.64
<b>Total Section 16</b>					\$12,020.53

**SECTION 17 – JEFFERSON STREET – 2<sup>nd</sup> Str to 3<sup>rd</sup> Str**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "BC"	\$17.70	Tons	286.00	\$5,062.20
2	Asphalt Cement	\$0.97	Gallons	3265.00	\$3,150.73
3	Tack Coat	\$1.03	Gallons	132.00	\$135.96
4	Millings	\$0.93	s.y.	3948.00	\$3,671.64
<b>Total Section 17</b>					<b>\$12,020.53</b>

**SECTION 18 - CITY CEMETERY**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "BC"	\$17.70	Tons	2133.02	\$37,754.45
2	Asphalt Cement	\$0.97	Gallons	25065.50	\$24,188.21
<b>Total Section 18</b>					<b>\$61,942.66</b>

**SECTION 19 – ASHLEY PARK BASEBALL LOT**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "BC"	\$17.70	Tons	726.05	\$12,851.09
2	Asphalt Cement	\$0.97	Gallons	8431.00	\$8,135.92
3	Tack Coat	\$1.03	Gallons	300.00	\$309.00
4	Grading and Subgrade Prep.	\$3,200.00	LS	1.00	\$3,200.00
<b>Total Section 19</b>					<b>\$24,496.00</b>

**SECTION 20 – PIER PARK ROADWAY**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Type "BC"	\$17.70	Tons	453.30	\$8,023.41
2	Asphalt Cement	\$0.97	Gallons	4912.00	\$4,740.08
3	Tack Coat	\$1.03	Gallons	371.00	\$382.13
4	Grading and Subgrade Prep.	\$0.93	s.y.	3701.00	\$3,441.93
<b>Total Section 20</b>					<b>\$16,587.55</b>



**SECTION 21 - REDWOOD COURT, MAYWOOD DR & a PORTION OF REDWOOD RD**

Item No.	Description	Unit Price	Unit	Total Quantity	Total Cost
1	Asphalt Patching	\$48.00		315.48	\$15,143.04
2	Type "BC"	\$17.70	Tons	498.30	\$8,819.91
3	Asphalt Cement	\$0.97	Gallons	5808.00	\$5,604.72
4	Tack Coat	\$1.03	Gallons	455.00	\$468.65
<b>Total Section 21</b>					<b>\$30,036.32</b>

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**TOTAL PROJECT COST FOR 2006-AC-1****\$572,394.00**

Respectfully submitted,

Steven P. Riehle  
Public Works Director

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January 9, 2007

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 Asphalt Maintenance Project 2006-AC-1 be approved.

Respectfully submitted,

Margaret Hornady  
Mayor

RESOLUTION 2007-6

WHEREAS, the City Engineer/Public Works Director for the City of Grand Island issued a Certificate of Final Completion for Asphalt Maintenance Project 2006-AC-1, certifying that Gary Smith Construction Company of Grand Island, Nebraska, under contract awarded May 2, 2006, has completed such project according to the terms, conditions, and stipulations for such improvements; and

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City Engineer/Public Works Director's Certificate of Final Completion for Asphalt Maintenance Project 2006-AC-1 is hereby confirmed.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

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Margaret Hornady, Mayor

Attest:

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RaNae Edwards, City Clerk



# **City of Grand Island**

**Tuesday, January 09, 2007**

**Council Session**

## **Item G8**

**#2007-7 - Approving Application for Safe Routes To School  
Program (Safety Improvements near Walnut Middle School)**

**Staff Contact: Steven P. Riehle, Public Works Director**

# **Council Agenda Memo**

**From:** Steve Riehle, Public Works Director

**Council Meeting:** January 9, 2007

**Subject:** Approve Safe Routes to Schools grant application

**Item #'s:** G-8

**Presenter(s):** Steve Riehle, Public Works Director

## **Background**

The Nebraska Department of Roads instituted a new program in 2006 called Safe Routes to Schools to fund infrastructure (sidewalk and street crossing improvements, traffic diversion and bicycle facilities) and non-infrastructure projects (promotional materials, student bicycle and pedestrian safety education sessions). The projects must enable and encourage K-8 school children to safely walk and bike to school. A maximum of \$250,000 is available per project to communities, schools and local agencies.

Safe Routes funding is 100 percent funded by the federal government and requires no matching funds by local entities. The Safe Routes to School program focuses on promoting physical activity and improving health, making routes to school safe, and reducing traffic congestion around schools by encouraging children to walk and bike to school.

In December 2006, the City submitted Intent to Apply applications for three potential projects at three middle schools: Westridge, Barr, and Walnut. As a result, the City was invited to submit a draft application for a Walnut Middle School project. The draft application is the second step in a three-step process. If the draft is approved, the City will be invited to submit a final application to compete for funding.

## **Discussion**

The City of Grand Island (Public Works and Community Development) is partnering with Grand Island Public Schools, Central District Health Department, and Tri-Cities Safe Kids on a project for Walnut Middle School. The Grand Island Police Department and School Resource Officers will play important roles in the success of the project when

complete. The draft application is due January 12, 2007. If the City is invited to submit a final application, it will be due on February 9, 2007 with selection taking place in March.

Grants are being considered in 2 categories, Infrastructure and Non-Infrastructure.

#### **Infrastructure Grant Application**

The infrastructure part of the project will shift the entrance to the school from Custer Avenue south to align with 15<sup>th</sup> Street and provide for installation of a traffic signal. The project will improve vehicular traffic and reduce numerous pedestrian safety concerns. The City is facilitating the infrastructure application.

#### **Non-Infrastructure Grant Application**

The non-infrastructure part of the project will include education, enforcement, and encouragement to complement infrastructure improvements. The Central District Health Department is facilitating the non-infrastructure application.

### **Alternatives**

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

1. Approve the Safe Routes to Schools application and give approval for the Mayor to sign all related documents for the infrastructure project.
2. Refer the issue to a Committee.
3. Postpone the issue to a later date.
4. Take no action.

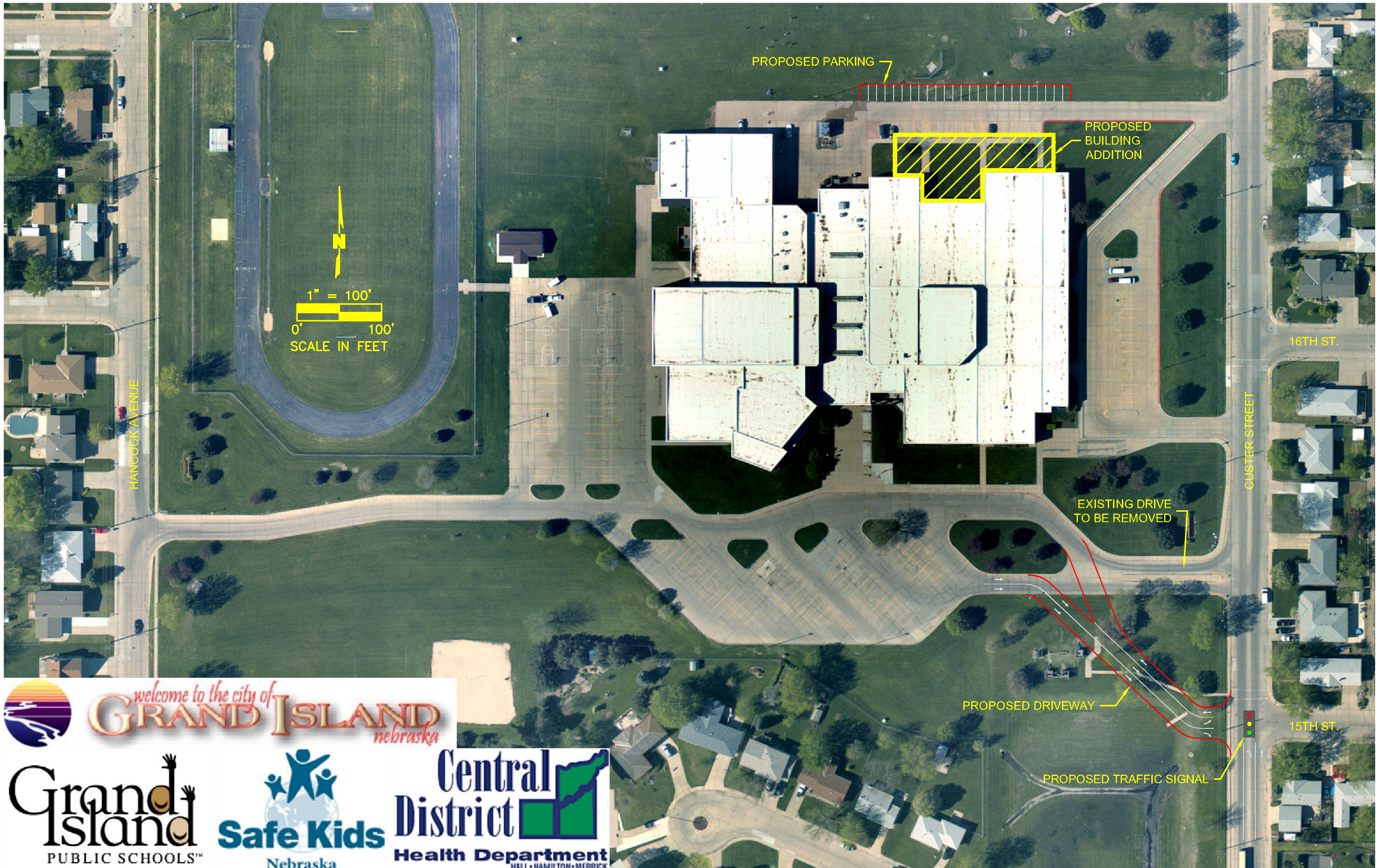
### **Recommendation**

City Administration recommends that the Safe Routes to Schools grant application be approved and authorizes the Mayor to sign all related documents for the infrastructure project.

### **Sample Motion**

Motion to approve submission of the proposed application and authorize the Mayor to sign all related documents for the infrastructure project.







RESOLUTION 2007-7

WHEREAS, In 2006 the Nebraska Department of Roads instituted the Safe Routes to Schools program to fund infrastructure and non-infrastructure projects to enable and encourage kindergarten through eighth grade children to safely walk and ride their bicycles to school; and

WHEREAS, the City of Grand Island submitted an Intent to Apply application for the Safe Routes to Schools grant and was invited to submit a draft application for a project at Walnut Middle School; and

WHEREAS, the Nebraska Department of Roads requires that a draft application for the grant be submitted by January 12, 2007. Should the City of Grand Island be invited to submit a final application, the final application is due on February 9, 2007, with selection being determined in March, 2007; and

WHEREAS, the Safe Routes to Schools program is 100% funded by the federal government and would require no matching funds from the City of Grand Island.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island, Nebraska, is hereby authorized to apply for the Safe Routes to School Grant to fund an infrastructure project near Walnut Middle School.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such grant application and other documentation on behalf of the City of Grand Island for such grant purposes.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

\_\_\_\_\_  
Margaret Hornady, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
January 4, 2007	☐ City Attorney



# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item G9

**#2007-8 - Approving Amendment Number 3 to the Grand Island  
General City Employees Pension Plan**

Staff Contact: David Springer



# **Council Agenda Memo**

**From:** Dave Springer, Finance Director

**Meeting:** January 9, 2007

**Subject:** Amendment to General City Employees Pension Plan to Absorb Library Employees Pension

**Item #'s:** G-9

**Presenter(s):** Dave Springer, Finance Director

## **Background**

Effective August 1, 1976, The Grand Island Library Board instituted a pension plan for library employees with at least one full year of service and working at least 1,000 hours per year. In February, 1991, when the current Library Director was hired, he and subsequent-hired eligible library employees were added to the City's General Pension Plan. Those individuals in the old library plan were allowed to remain there. At this time, there are only two active employees in the plan and Wells Fargo, who has administered that plan, would like to discontinue it or would be forced to charge significantly higher fees. Other fund administrators have had little interest, without charging fees disproportionate to the fund balances.

## **Discussion**

Ameritas, the administer for the City's General Pension Plan has agreed to add the participants in the old library plan to the City's General Plan. There would be no additional fees or cost to the City to do this. Wells Fargo would be prepared to transfer funds to Ameritas effective February 1, 2007. This would be a good, cost effective solution that would enable the participants in the old library pension plan to place their retirement monies with an administrator offering over twenty fund choices.

## **Alternatives**

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

1. Approve the Amendment to the plan.

2. Disapprove or /Deny the implementation
3. Table the issue

### **Recommendation**

City Administration recommends that the Council approve the Amendment to the General City Employees Pension Plan to absorb the Library Employees Pension Plan.

### **Sample Motion**

Approve the Amendment to the General City Employees Pension Plan.

<p style="text-align: center;"><b>Amendment Number 3</b> <b>Grand Island General City Employees Pension Plan</b></p>
--

In accordance with the provisions of Article VII of the Grand Island General City Employees Pension Plan, the following plan provisions shall be amended effective February 1, 2007:

- 1.11 "Eligible Employee" means any Employee excluding persons subject to the provisions of the Police and Fire Pension Plan ordinances or who is assigned to a job classification or class title under the Employer's salary ordinance which requires the completion of at least 1000 Hours of Service each year.

Effective February 1, 2007, all City of Grand Island Library employees currently participating in the Grand Island Public Library Pension Plan and Trust will become an "eligible employee" for participation purposes in this Plan.

However, any person classified as a temporary employee as defined by the Employer shall not be eligible to participate in this Plan.

3.3 EFFECTIVE DATE OF PARTICIPATION

An Eligible Employee shall become a Participant effective as of the date on which such Employee met the eligibility requirements of Section 3.1.

Effective February 1, 2007, all City of Grand Island Library employees currently participating in the Grand Island Public Library Pension Plan and Trust will be considered to have met the eligibility requirements of Section 3.1.

6.4 DETERMINATION OF BENEFITS UPON TERMINATION

- (e) In determining Years of Participation for purposes of vesting under the Plan, Years of Participation refer to the total number of years as a contributing Participant (including periods of approved leave of absence or military leave) during the Participant's current period of continuous service.

Effective February 1, 2007, vesting credit in the Grand Island Public Library Pension Plan and Trust will be counted for vesting purposes.

IN WITNESS WHEREOF, this Amendment has been executed this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

City of Grand Island, Nebraska

By \_\_\_\_\_  
EMPLOYER

RESOLUTION 2007-8

WHEREAS, on August 1, 1976, the Grand Island Library Board instituted a pension plan, administered by Wells Fargo, for library employees with at least one full year of service and working at least 1,000 hours per year; and

WHEREAS, on June 12, 2001, by Resolution 2001-147, the City of Grand Island authorized Group Annuity Contract 21074 with Ameritas, effective January 1, 2002, for the City of Grand Island General City Employees Pension Plan, including any and all city library employees hired after June 12, 1991; and

WHEREAS, it is necessary to amend such contract to include any city library employees covered under the pension plan administered by Wells Fargo.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the amendment to the General City Employees Pension Plan is hereby approved for the City of Grand Island General City Employees Pension Plan, and that the plan be amended to maintain fiduciary responsibilities.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute Amendment Number 3 to the Grand Island General City Employees Pension Plan as set out above.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

\_\_\_\_\_  
Margaret Hornady, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	<input type="checkbox"/> _____
January 4, 2007	<input type="checkbox"/> City Attorney



# **City of Grand Island**

**Tuesday, January 09, 2007**

**Council Session**

## **Item G10**

**#2007-9 - Approving Final Plat and Subdivision Agreement for  
LaRue Third Subdivision**

**Staff Contact: Chad Nabity**

# **Council Agenda Memo**

**From:** Regional Planning Commission

**Meeting:** January 9, 2007

**Subject:** LaRue Third Subdivision – Final Plat

**Item #'s:** G-10

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

## **Background**

This final plat proposes to create 60 lots on a tract of land comprising a part of the East Half of the Northwest Quarter (E1/2NW1/4) of Section Thirteen (13), Township Eleven (11) North, Range Ten (10) West of the 6<sup>th</sup> P.M., in the City of Grand Island, Hall County, Nebraska. This land consists of approximately 20.369 acres more or less. This property is zoned R4 High Density Residential. This development is proposed in conformance with the approved preliminary plat for LaRue Subdivision. Public streets, sewer and water will be extended throughout this subdivision.

## **Discussion**

The final plat for LaRue Third Subdivision was considered under Consent Agenda by the Regional Planning Commission at the January 3, 2007 meeting. A motion was made by Amick and seconded by Reynolds to approve the plat as presented. A roll call vote was taken and the motion carried with 11 members present voting in favor (Miller, Amick, O'Neill, Ruge, Reynolds, Monter, Haskins, Eriksen, Brown, Niemann, Snodgrass).

## **Alternatives**

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

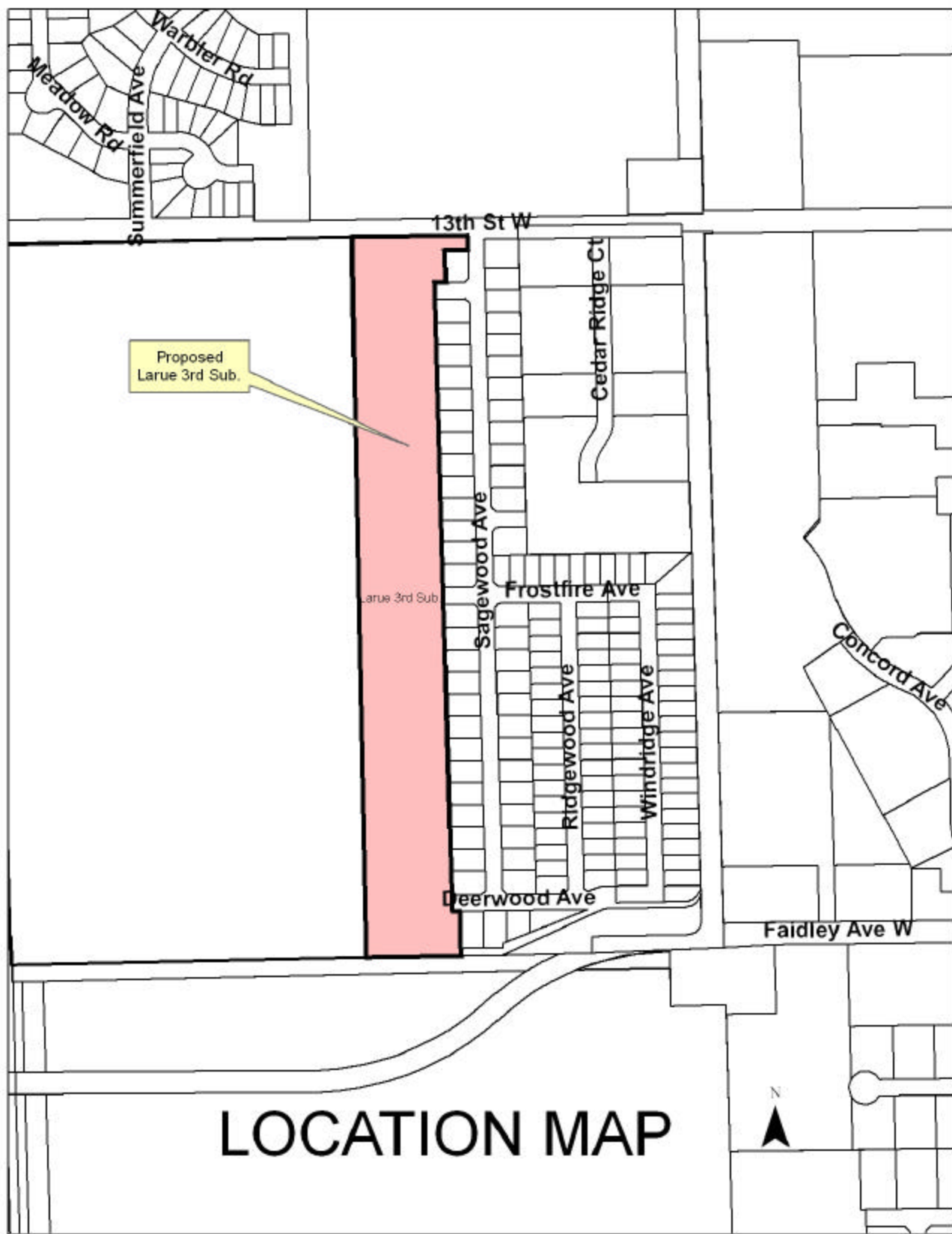
1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

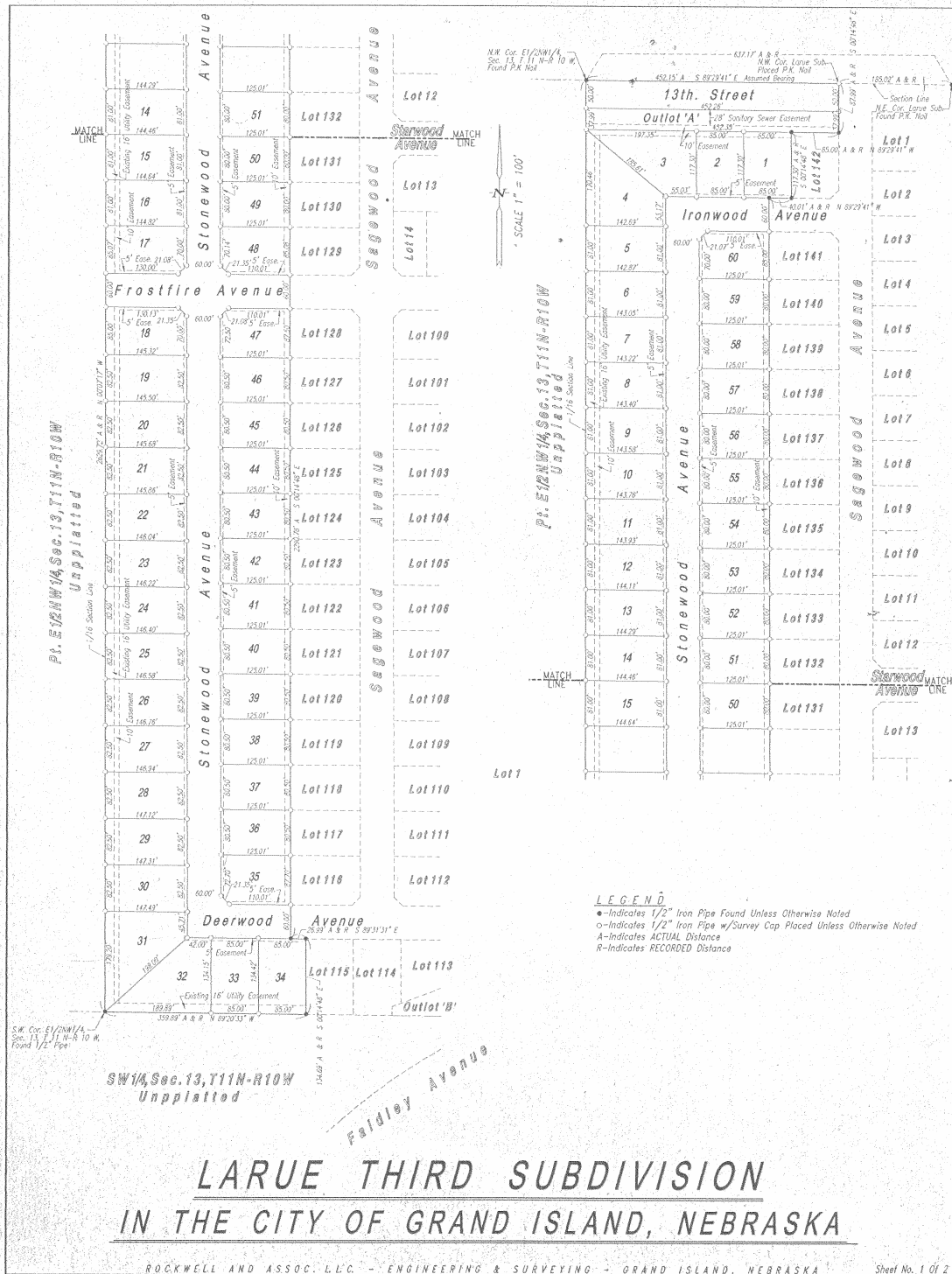
City Administration recommends that the Council approve the final plat as presented

### **Sample Motion**

Motion to approve as recommended.







## LaRue Third Subdivision Summary

**Developer/Owner**

Housing Plus L.L.C.

Raymond J. O'Connor Mgr.

P.O. Box 139

Grand Island, NE 68802

(308) 381-2497

60 Lots between Faidley Ave. and 13<sup>th</sup> Street

**Size:** 20.369 Acres

**Zoning** R4 High Density Residential

**Road Access:** Public with new 37' City Streets

**Water Public:** City Water

**Sewer Public:** City Sewer



RESOLUTION 2007-9

WHEREAS, Housing Plus L.L.C., a Nebraska Limited Liability Company, as owner, has caused to be laid out into lots, a tract of land comprising a part of the East Half of the Northwest Quarter (E½ NW¼) of Section Thirteen (13), Township Eleven (11) North, Range Ten (10), West of the 6<sup>th</sup> P.M., in the City of Grand Island, Hall County, Nebraska, under the name of LARUE THIRD SUBDIVISION, and has caused a plat thereof to be acknowledged by it; and

WHEREAS, a copy of the plat of such subdivision has been presented to the Boards of Education of the various school districts in Grand Island, Hall County, Nebraska, as required by Section 19-923, R.R.S. 1943; and

WHEREAS, a form of subdivision agreement has been agreed to between the owner of the property and the City of Grand Island.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the form of subdivision agreement hereinbefore described is hereby approved, and the Mayor is hereby authorized to execute such agreement on behalf of the City of Grand Island.

BE IT FURTHER RESOLVED that the final plat of LARUE THIRD SUBDIVISION, as made out, acknowledged, and certified, is hereby approved by the City Council of the City of Grand Island, Nebraska, and the Mayor is hereby authorized to execute the approval and acceptance of such plat by the City of Grand Island, Nebraska.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

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Margaret Hornady, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form	☐ _____
January 4, 2007	☐ City Attorney



# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item G11

**#2007-10 - Approving Annexation Plan for Property Located  
Between the East Side of the Platte Valley Industrial Park and  
South Locust Street and Between Wildwood Drive and Schimmer  
Drive and Scheduling Public Hearing**

Staff Contact: Chad Nabity

# **Council Agenda Memo**

**From:** Hall County Regional Planning Department

**Meeting:** January 9, 2007

**Subject:** Annexation of Property Located between the Platte Valley Industrial Park and South Locust Street and between Schimmer Drive and Wildwood Drive as well as the Platte Generating Station Property

**Item #'s:** G-11

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

## **Background**

A request has been received to consider annexation of property located east of the Platte Valley Industrial Park in the E 1/2 of Section 5, Township 10 North, Range 9 West of the 6<sup>th</sup> PM and in the SW 1/2 of Section 4, Township 10 North, Range 9 West of the 6<sup>th</sup> PM located between Wildwood Drive and Schimmer Drive on both sides of Blaine Street. The Grand Island Area Economic Development Corporation has secured options on or owns the property in the E 1/2 of 5-10-9; Tom and Carlotta Hartman own the SW 1/4 of 4-10-9; together they are requesting this annexation in anticipation of industrial development. This property is contiguous with the Grand Island Municipal limits on its western border. City Administration is also suggest that the Platte Generating Station located south of Wildwood Drive between Blaine Street and South Locust Street also be annexed at this time. Annexation of these properties will allow the extension of the zoning jurisdiction of the city as shown on the attached map.

## **Discussion**

Nebraska Revised Statute §16-117 provides for the process of annexation. In following the schedule set out when this matter was referred to the Regional Planning Commission for recommendation. The second action in this process for Council is to pass a resolution stating their intent to annex, approve an annexation plan and set public hearing for comment on the annexation request before council.

## **Alternatives**

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

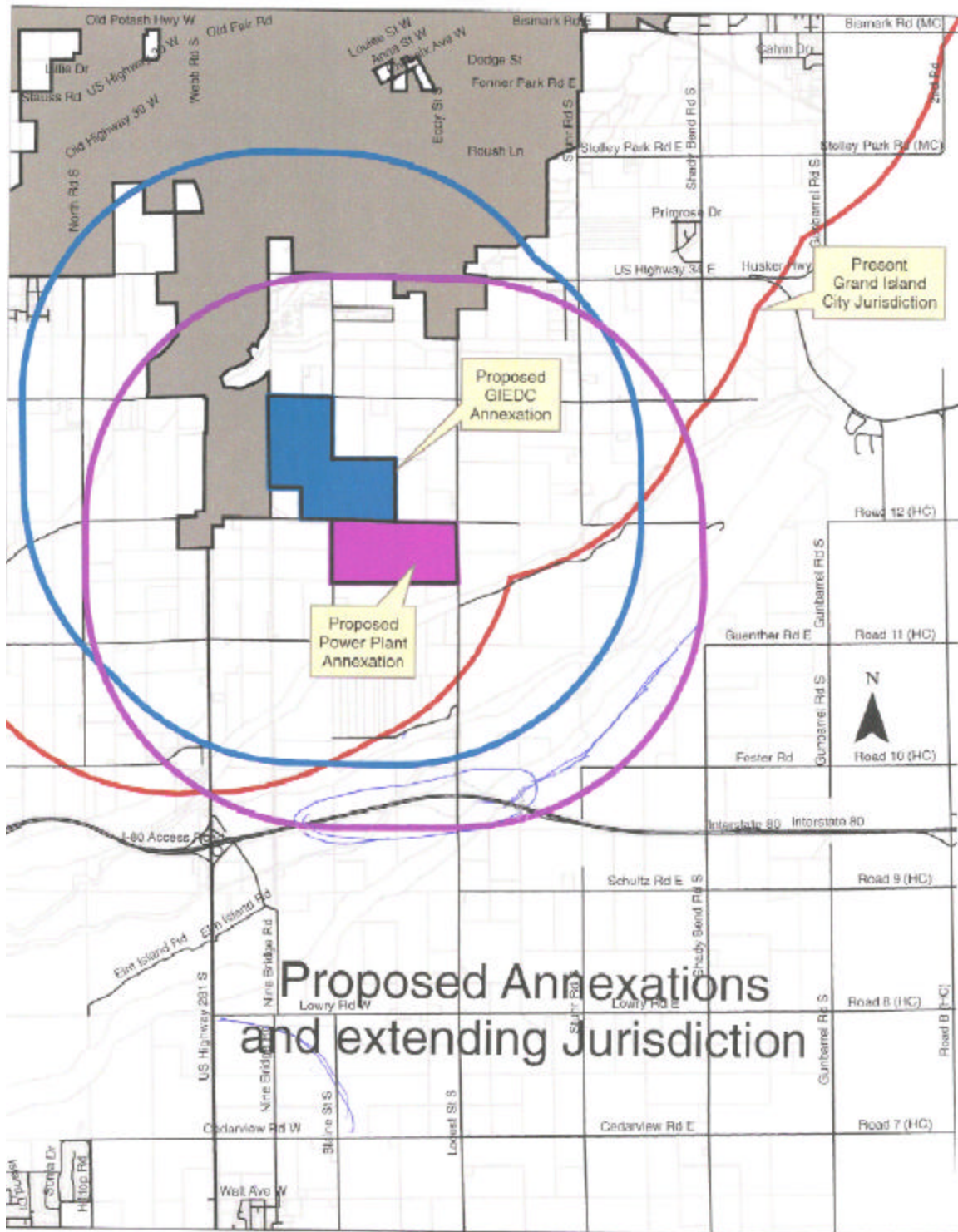
1. Approve the resolution of intent to annex, the attached annexation plan, and set public hearings on annexation for January 23, 2007.
2. Choose not to approve the resolution of intent to annex, the attached annexation plan, and set public hearings on annexation for January 23, 2007.
3. Modify the resolution of intent to annex, the attached annexation plan, and/or the public hearing date.
4. Table the issue

## **Recommendation**

City Administration recommends that the Council Approve the resolution of intent to annex, the attached annexation plan, and set public hearings on annexation for January 23, 2007.

## **Sample Motion**

Approve the resolution of intent to annex, the attached annexation plan, and set public hearings on annexation requests for January 23, 2007.



# **ANNEXATION PLAN –December 2006**

December 19, 2006

## **OVERVIEW**

Section 16-117 of The Nebraska State Statute allows municipalities of the first class to annex any contiguous or adjacent lands, lots, tracts, streets, or highways that are urban or suburban in character and in such direction as may be deemed proper.

Regulations governing municipal annexation were implemented in order to develop an equitable system for adding to and increasing city boundaries as urban growth occurs. Areas of the community that are urban or suburban in nature and/or anticipated future development, and are contiguous to existing boundaries, are appropriate for consideration of annexation.

Annexation of urban areas adjacent to existing city boundaries can be driven by many factors. The following are reasons annexation should be considered:

1. Governing urban areas with the statutorily created urban form of government, municipalities have historically been charged with meeting the needs of the expanded community.
2. Provide municipal services. Municipalities are created to provide the governmental services essential for sound urban development and for the protection of health, safety and well being of residents in areas that are used primarily for residential, industrial, and commercial purposes.
3. Ensure orderly growth pursuant to land use, building, street, sidewalk, sanitary sewer, storm sewer, water, and electrical services.
4. Provide more equitable taxation to existing property owners for the urban services and facilities that non-city residents in proposed annexation areas use on a regular basis such as parks, streets, public infrastructure, emergency services, retail businesses and associated support.
5. Ensure ability to impose and consistently enforce planning processes and policies.
6. Address housing standards and code compliance to positively impact quality of life for residents.
7. Enable residents of urban areas adjacent to city to participate in municipal issues, including elections that either do or will have an impact on their properties.
8. Anticipate and allocate resources for infrastructure improvements. Specifically, changes in October, 1999 to Nebraska Department of Environmental Quality Regulation Title 124 concerning on site waste water treatment systems impacts new and replacement private septic systems.
9. Assist in population growth to enable community to reach Community Development Block Grant entitlement status – 50,000. Entitlement communities automatically receive Community Development block grant dollars; no competitive process required.
10. Increase number of street or lane miles while increasing gas tax dollars received from the Nebraska Department of Roads.
11. Provide long term visioning abilities as it relates to growth and provision of services.



## Other Factors

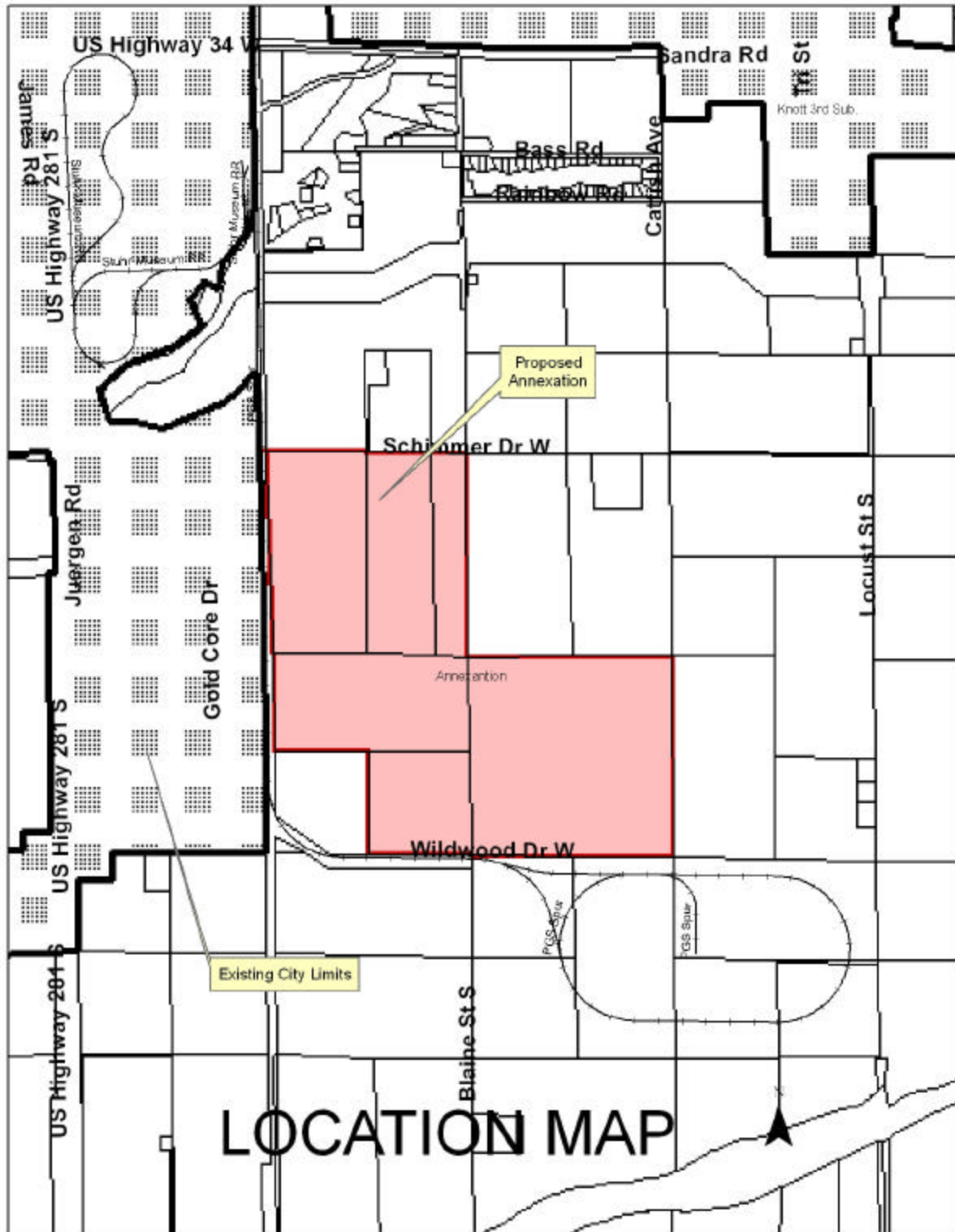
Annexation of adjacent properties can also be considered upon the request of the owner(s) of the property or agents acting on their behalf. The Grand Island Area Economic Development Corporation, along with Tom and Carlotta Hartman, has requested the annexation of this property in anticipation of future development.

A comprehensive inventory of services and facilities, relative to the types and level of services currently being provided as well as the types of level of services anticipated as a result of annexation, has been developed.

The inventory includes general information concerning:

- Existing infrastructure in affected area(s)
- Summary of expenditures to extend existing infrastructure
- Summary of operating expenditures associated with increased services
- Emergency services

The service plan incorporates detailed elements of the inventory. The inventory and resulting service plan should be the basis for discussions concerning each specific area identified for potential annexation. ***It should be noted that the capital improvements to existing infrastructure and extending services will take place over a period of time in order to ensure adequate time for planning, designing, funding and constructing such a sizable number of projects while protecting the financial integrity of the City's enterprise funds. The service plan provides for extending the trunk water and sanitary sewer lines to the annexed area. Individual property owners will be responsible for the cost of extending services through neighborhoods and for connecting their properties to the public systems.***



## **Platte Valley Industrial Park Property**

This property is located in the southern area of the community and is between U.S. 281 and South Locust Streets south of Schimmer Drive. The City of Grand Island provides electric services to the area. Sewer and water can be extended to serve the properties.

### **INVENTORY OF SERVICES**

1. **Police Protection.** The City of Grand Island Police Department will provide protection and law enforcement services in the annexation area. These services include:

- Normal patrols and responses
- Handling of complaints and incident reports
- Investigation of crimes
- Standard speed and traffic enforcement
- Special units such as traffic enforcement, criminal investigations, narcotics, and gang suppression

These services are provided, on a city-wide basis, by over 93 employees. The Police Department is staffed at a rate of 1.6 officers per one thousand population. No additional officers will be necessary to maintain this ratio if all proposed area is annexed.

2. **Fire Protection.** The City of Grand Island Fire Department will provide emergency and fire prevention services in the annexation area. These services include:

- Fire suppression and rescue
- Hazardous materials incident response
- Periodic inspections of commercial properties
- Public safety education

These services are provided, on a city-wide basis, by 69 employees operating from four fire stations. The nearest fire station is Station #3 located on U.S. Highway 281, approximately 2.5 miles from the nearest part of the proposed annexation area.

3. **Emergency Medical Services.** The City of Grand Island is the current provider of local emergency medical services in the city and will provide this service in the annexed area.

- Emergency medical and ambulance services
- Emergency dispatch (provided by the City/County Emergency Management Department)

The City of Grand Island Fire Department provides these services, on a city-wide basis. Fire personnel are emergency medical technicians and 27 are certified paramedics.

4. **Wastewater (Sanitary Sewer).** The City of Grand Island will provide sanitary sewer services in the area through existing sewer lines. No city costs would be anticipated. A lift station approved by the City of Grand Island may be necessary to serve the eastern portions of the annexed area.

5. Maintenance of Roads and Streets. The City of Grand Island, Public Works Department, will maintain public streets over which the City has jurisdiction. These services include:

- Snow and ice removal
- Emergency pavement repair
- Preventative street maintenance
- Asphalt resurfacing
- Ditch and drainage maintenance
- Sign and signal maintenance
- Asphalt resurfacing

Blaine Street, Schimmer Drive, and Wildwood Drive would have to be maintained by the City of Grand Island and would become part of the city infrastructure.

6. Electric Utilities. This Annexation area is currently provided electrical services by the City of Grand Island. The services appear adequate to meet the needs of the area. These services include:

- Electric utility services
- Street lights

7. Water Utilities. The City of Grand Island, Utilities Department, currently maintains the water utilities services for the proposed annexation area. Water service can be extended to serve this area.

8. Maintenance of Parks, Playgrounds, and Swimming Pools No impact is anticipated as a result of annexation. Recreation facilities and area amenities, including parks and pools, that are privately owned and operated, or operated and maintained by another governmental entity, will be unaffected by the annexation. No recreational facilities are in this area.

9. Building Regulations. The City of Grand Island, Building Department, will oversee services associated with building regulations, including:

- Commercial Building Plan Review
- Residential Building Plan Review
- Building Permit Inspections and Issuance
- Investigation of complaints relative to Minimum Housing Standards
- Regulation of Manufactured Home Parks
- Investigation of Illegal Business Complaints
- Investigation and Enforcement of Zoning Violations

10. Code Compliance. The City of Grand Island's Legal Department and Code Compliance division will continue to provide the following services associated with enforcing compliance with the City Code:

- Enforcement Proceedings for Liquor and Food Establishment Violations
- Investigation and Enforcement of Complaints Regarding Junked Vehicles and Vehicle Parts, Garbage, Refuse and Litter
- Investigation of Enforcement of Complaints Regarding Weed and Animal Violations  
Providing Enforcement Support to Other Departments for City Code and Regulatory Violations

11. Other City Services. All other City Departments with jurisdiction in the area will provide services according to city policies and procedures.

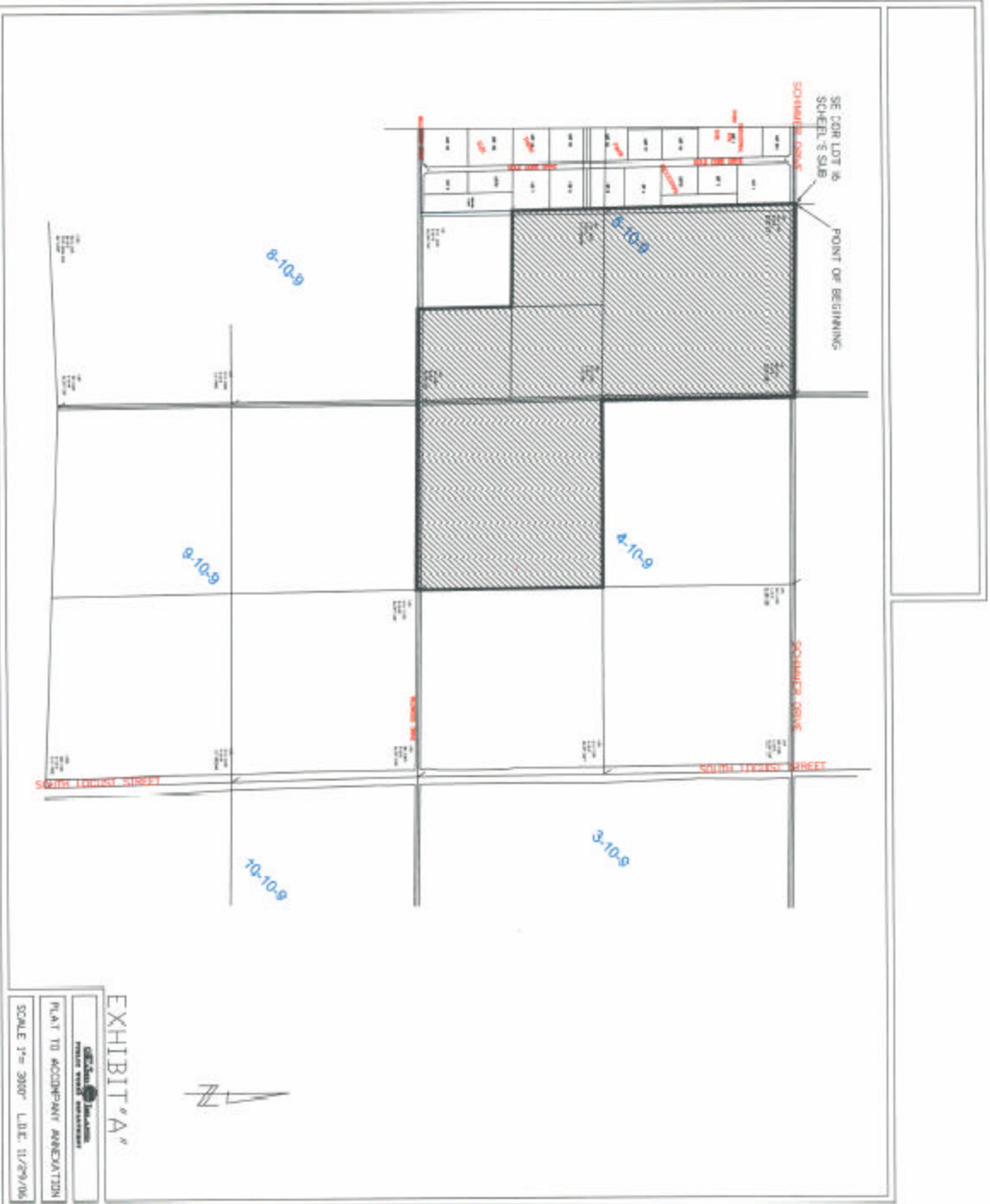
Summary of Impacts	
Police Protection	No Impact
Fire Protection	No Impact
Emergency Medical Services	No Impact
Wastewater	Available Lift Station may be Necessary
Roads and Streets	No Impact
Electric Service	Already in GI Service Area
Water Service	Available, Line Extension are Necessary
Parks, Playgrounds and Swimming Pools	No Impact
Building Regulations	Already Subject to GI Regulations
Code Compliance	Already Subject to GI Regulations
Other	No Impact
School District	In the Consolidated District 272

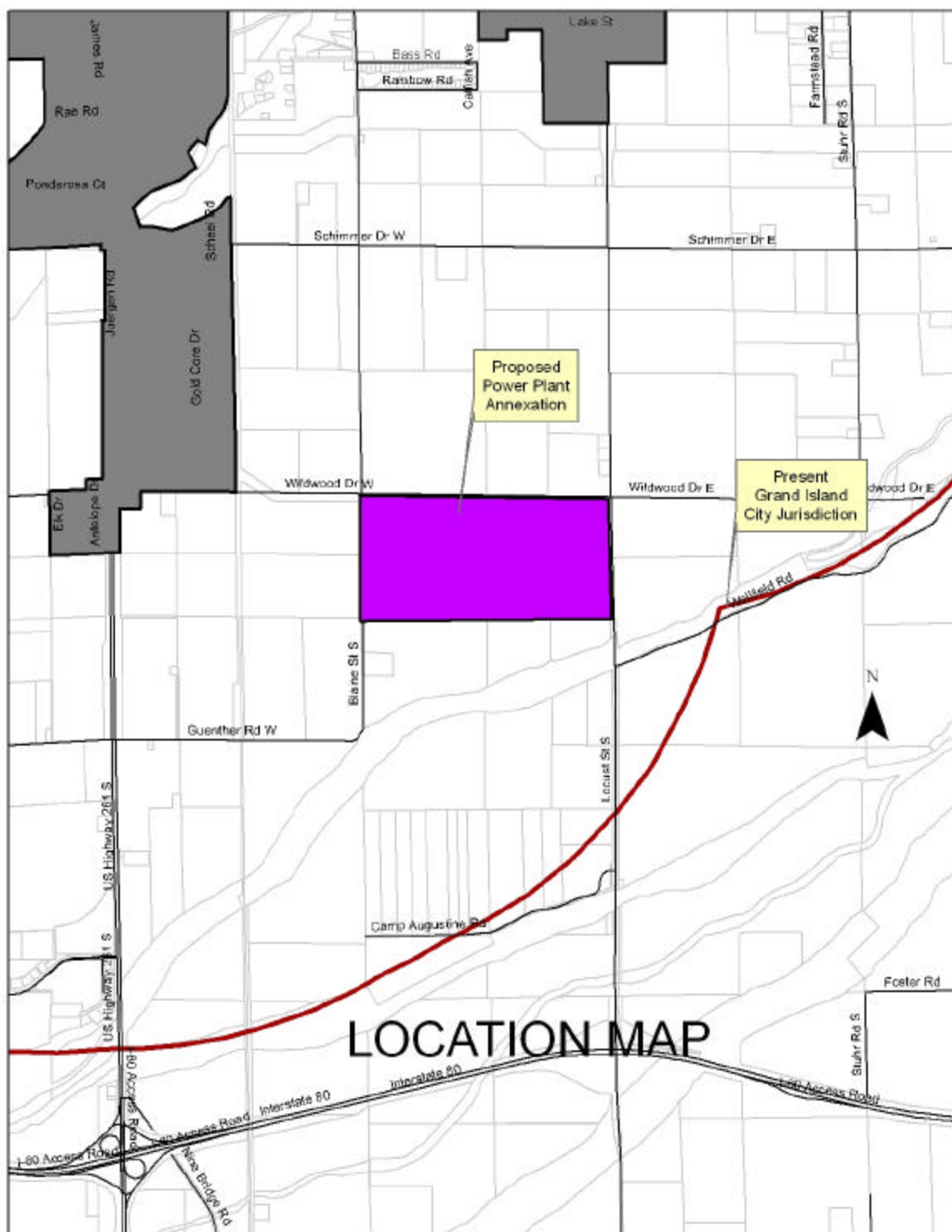
## Financial Impacts of Capital Avenue Properties Annexation

Financial Impact	Before Annex	After Annex
Property Valuation	\$694,175	\$694,175
City sales tax now applicable	No	Yes
<b>Assume \$694,175 Property</b>		
2006 City property taxes	0	0.238319/\$1654.35.
Community Redevelopment Authority	0	0.022536/\$156.44
Rural fire services	0.069686/\$483.74*	0.012886/\$89.45*
272 Consolidated** to GIPS	1.120223/\$1778.22	1.075781/\$1707.67
CH Bond	0.076716/\$121.77	0.076716/\$121.77*
NW Bond	0.067911/\$107.80	0.067911/\$107.80*
Hall County, ESU, Community College, NRD and other levies will not change.		
Total property tax levy	1.897486/\$13171.87	2.101541/\$14,588.37

\*previously approved bond could remain with property until paid off

\*\* Includes the Cedar Hollow and Northwest Districts.







## **Platte Generating Station Property**

This property is located in the southern area of the community and is between Blaine Street and South Locust Streets south of Wildwood Drive. The City of Grand Island provides electric services to the area. Water can be extended to serve the property. Sewer service to this property is problematic, but can be provided and is planned for in the comprehensive sewer service plan.

### **INVENTORY OF SERVICES**

1. **Police Protection.** The City of Grand Island Police Department will provide protection and law enforcement services in the annexation area. These services include:

- Normal patrols and responses
- Handling of complaints and incident reports
- Investigation of crimes
- Standard speed and traffic enforcement
- Special units such as traffic enforcement, criminal investigations, narcotics, and gang suppression

These services are provided, on a city-wide basis, by over 93 employees. The Police Department is staffed at a rate of 1.6 officers per one thousand population. No additional officers will be necessary to maintain this ratio if all proposed area is annexed.

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- Fire suppression and rescue
- Hazardous materials incident response
- Periodic inspections of commercial properties
- Public safety education

These services are provided, on a city-wide basis, by 69 employees operating from four fire stations. The nearest fire station is Station #3 located on U.S. Highway 281, approximately 3.5 miles from the nearest part of the proposed annexation area.

3. **Emergency Medical Services.** The City of Grand Island is the current provider of local emergency medical services in the city and will provide this service in the annexed area.

- Emergency medical and ambulance services
- Emergency dispatch (provided by the City/County Emergency Management Department)

The City of Grand Island Fire Department provides these services, on a city-wide basis. Fire personnel are emergency medical technicians and 27 are certified paramedics.

4. Wastewater (Sanitary Sewer). The City of Grand Island will provide sanitary sewer services in the area through existing sewer lines. This area is not cannot be served without additional sewer system improvements.

5. Maintenance of Roads and Streets. The City of Grand Island, Public Works Department, will maintain public streets over which the City has jurisdiction. These services include:

- Snow and ice removal
- Emergency pavement repair
- Preventative street maintenance
- Asphalt resurfacing
- Ditch and drainage maintenance
- Sign and signal maintenance
- Asphalt resurfacing

Wildwood Drive and South Locust Street would have to be maintained by the City of Grand Island and would become part of the city infrastructure.

6. Electric Utilities. This Annexation area is currently provided electrical services by the City of Grand Island. The services appear adequate to meet the needs of the area. These services include:

- Electric utility services
- Street lights

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- Commercial Building Plan Review
- Residential Building Plan Review
- Building Permit Inspections and Issuance
- Investigation of complaints relative to Minimum Housing Standards
- Regulation of Manufactured Home Parks
- Investigation of Illegal Business Complaints
- Investigation and Enforcement of Zoning Violations

10. Code Compliance. The City of Grand Island's Legal Department and Code Compliance division will continue to provide the following services associated with enforcing compliance with the City Code:

- Enforcement Proceedings for Liquor and Food Establishment Violations
- Investigation and Enforcement of Complaints Regarding Junked Vehicles and Vehicle Parts, Garbage, Refuse and Litter
- Investigation of Enforcement of Complaints Regarding Weed and Animal Violations  
Providing Enforcement Support to Other Departments for City Code and Regulatory Violations

12. Other City Services. All other City Departments with jurisdiction in the area will provide services according to city policies and procedures.

Summary of Impacts	
Police Protection	No Impact
Fire Protection	No Impact
Emergency Medical Services	No Impact
Wastewater	Available Lift Station may be Necessary
Roads and Streets	No Impact
Electric Service	Already in GI Service Area
Water Service	Available, Line Extension are Necessary
Parks, Playgrounds and Swimming Pools	No Impact
Building Regulations	Already Subject to GI Regulations
Code Compliance	Already Subject to GI Regulations
Other	No Impact
School District	In the Consolidated District 272

## **Financial Impacts of Capital Avenue Properties Annexation**

<b>Financial Impact</b>	<b>Before Annex</b>	<b>After Annex</b>
Property Taxable Valuation	No Valuation	No Change
City sales tax now applicable	No	Yes
<b>Assume No Valuation Property</b>		
2006 City property taxes	0	0
Community Redevelopment Authority	0	0
Rural fire services	0.	0
No change in school district		
Total property tax levy	0	0

Payments are made to the City of Grand Island in Lieu of taxes. City sales tax will apply to purchases and improvements if the Power Plant is annexed.



EXHIBIT B

PLAT TO ACCOMPANY APPLICATION

SCALE 1" = 200' L.B.C. 11/29/06

## RESOLUTION 2007-10

WHEREAS, the City of Grand Island, in accordance with Neb. Rev. Stat. §16-117, et seq., is considering the annexation of the land and a plan for extending city services to the adjacent and contiguous land which are urban or suburban in character and legally described as Annexation Areas 1 and 2 as follows and as shown on Exhibits A and B attached hereto and incorporated herein by this reference:

### Annexation Area 1:

Beginning at the Southeast Corner of Scheel's Subdivision; thence South on an extension of the East Line of Scheel's Subdivision, said line also being the East Line of Platte Valley Industrial Park Third Subdivision to a point being the Southeast Corner of Lot Seven (7), Platte Valley Industrial Park Third Subdivision; thence East on a line being the South Line of the Northwest Quarter of the Southeast Quarter (NW¼ SE¼) of Section Five (5), Township Ten (10), Range Nine (9) West of the Sixth P.M.; and a prolongation thereof to the Southeast Corner of said Northwest Quarter of the Southeast Quarter (NW¼ SE¼) of Section Five (5), Township Ten (10), Range Nine (9) West of the Sixth P.M.; thence South on the West Line of the Southeast Quarter of the Southeast Quarter (SE¼ SE¼) of Section Five (5), Township Ten (10), Range Nine (9) West of the Sixth P.M.; and a prolongation thereof to a point Thirty Three Feet (33') South of the North Line of Section Eight (8), Township Ten (10), Range Nine (9) West of the Sixth P.M.; Thence East on a line Thirty Three Feet (33') South of and parallel to the North Line of Section Eight (8), Township Ten (10), Range Nine (9) West of the Sixth P.M. to a point on the East Line of Section Eight (8), Township Ten (10), Range Nine (9) West of the Sixth P.M.; said point being Thirty Three Feet (33') South of the Northeast Corner of said Section Eight (8), Township Ten (10), Range Nine (9) West of the Sixth P.M.; thence continuing East on a line Thirty Three Feet (33') South of and parallel to the North Line of Section Nine (9), Township Ten (10), Range Nine (9), West of the Sixth P.M. to a point on the East Line of the Northwest Quarter (NW¼) of Section Nine (9), Township Ten (10), Range Nine (9), West of the Sixth P.M.; said point being Thirty Three Feet (33') South of the Northeast Corner of the Northwest Quarter (NW¼); thence North on the East Line of the Northwest Quarter (NW¼) of Section Nine (9), Township Ten (10), Range Nine (9), West of the Sixth P.M.; and the East Line of Southwest Quarter (SW¼) of Section Four (4), Township Ten (10), Range Nine (9), West of the Sixth P.M.; to the Northeast Corner of the Southwest Quarter (SW¼) of Section Four (4), Township Ten (10), Range Nine (9); thence West on the North Line of the Southwest Quarter (SW¼) of Section Four (4), Township Ten (10), Range Nine (9), West of the Sixth P.M.; to a point Thirty Three Feet (33') East of the Northwest Corner of the Southwest Quarter (NW¼ SW¼) of Section Four (4), Township Ten (10), Range Nine (9), West of the Sixth P.M.; thence North on a line Thirty Three Feet (33') East of and parallel to the West Line of Section Four (4), Township Ten (10), Range Nine (9), West of the Sixth P.M.; to a Point Thirty Three Feet (33') North of and Thirty Three Feet (33') East of the Northwest Corner of Section Four (4), Township Ten (10), Range Nine (9), West of the Sixth P.M.; thence West on a Line Thirty Three Feet (33') North of and parallel to the North Line of Sections Four (4), Township Ten (10), Range Nine (9), West of the Sixth P.M. and Section Five (5), Township Ten (10), Range Nine (9), West of the Sixth P.M., to the Point of Beginning.

Annexation Area 2:

Beginning at a point Thirty Three Feet (33') West of and Thirty Three Feet (33') North of the Northeast Corner of Section Eight (8), Township Ten (10), Range (9), West of the Sixth P.M.; thence South on a line Thirty Three Feet (33') West of and parallel to the East Line of Section Eight (8), Township Ten (10), Range (9), West of the Sixth P.M. to a point on the South Line of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Eight (8), Township Ten (10), Range (9), West of the Sixth P.M.; said point being Thirty Three Feet (33') West of the Southeast Corner of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Eight (8), Township Ten (10), Range Nine (9), West of the Sixth P.M.; thence East on the South Line of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Eight (8) and the South Line of the Northwest Quarter (NW $\frac{1}{4}$ ) and the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Nine (9), Township Ten (10), Range Nine (9), West of the Sixth P.M.; and a prolongation thereof to a point One Hundred Forty Six and Ninety Eight Hundredths Feet (146.98') East of the Southwest Corner of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section Ten (10), Township Ten (10), Range Nine (9), West of the Sixth P.M.; thence Northerly 2°02'55" Right a distance of Two Thousand Sixty Eight and Twenty Two Hundredths Feet (2,068.22') to a point, thence Northerly 2°59'57" Right a distance of One Hundred Ninety Five and Three Hundredths Feet (195.3') to a point; thence Northerly 2°24'38" Left a distance of Three Hundred Forty Five and Ninety Seven Hundredths Feet (345.97') to the South Line of Wildwood Drive; thence continuing North on a line to a Point Thirty Three Feet (33') North of and One Hundred Forty and Eighty Five Hundredths Feet (140.85') East of the Southwest Corner of Section Three (3), Township Ten (10), Range Nine (9), West of the Sixth P.M.; thence West on a Line Thirty Three Feet (33') North of an parallel to the South Line of Section Three (3), Township Ten (10), Range Nine (9), West of the Sixth P.M., and Section Four (4), Township Ten (10), Range Nine (9), West of the Sixth P.M., to the Point of Beginning.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that a plan outlining the city services available to the above-described land and showing or including: (a) the estimated cost impact of providing the services to such land, (b) the method by which the city is financing the extension of services to the land and how services already provided will be maintained, (c) maps drawn to scale clearly delineating the land proposed for annexation, (d) maps showing the current boundaries of the city, (e) maps showing the proposed boundaries of the City after the annexation, and (f) maps showing the general land-use pattern in the land proposed for annexation is hereby adopted and approved and shall be available for inspection during regular business hours in the office of the City Clerk.

BE IT FURTHER RESOLVED, that a public hearing before the Mayor and City Council on the proposed annexation shall be held at 7:00 p.m. on January 23, 2007, or as soon thereafter as the matter may be heard, in the Council Chambers at City Hall, 100 East First Street, Grand Island, Nebraska, to receive testimony from interested persons.

BE IT FURTHER RESOLVED, that the City Clerk be, and hereby is, authorized and directed to publish in the *Grand Island Independent* at least once, not less than ten days preceding the date of the public hearing, a copy of this Resolution and a map drawn to scale delineating the land proposed for annexation.

BE IT FURTHER RESOLVED, that the City Clerk be, and hereby is, authorized and directed to send by first-class mail, a copy of the resolution providing for the public hearing to the school boards of the school districts including the lands proposed for annexation.

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Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

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Margaret Hornady, Mayor

Attest:

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RaNae Edwards, City Clerk





# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item G12

**#2007-11 - Approving Supplemental Agreement #1 with the  
Nebraska Department of Roads for the Grand Island River Way  
Trail**

Staff Contact: Steve Paustian

# **Council Agenda Memo**

**From:** Steve Paustian, Park and Recreation Director

**Meeting:** January 9, 2007

**Subject:** Approving Supplemental Agreement #1 with the NE  
Dept. of Roads for the Grand Island River Way Trail

**Item #'s:** G-12

**Presenter(s):** Steve Paustian

## **Background**

On August 23, 2005 Council authorized the acceptance of a contract to provide funding toward the development of the River Way Hike/Bike Trail. The trail will extend the existing trail from Hall County Park to South Locust and then North to Hwy 34.

## **Discussion**

As the trail is designed to be constructed on top of the south levy of the Wood River Flood Way it is necessary to get Army Corp of Engineer approval. Staff has been in discussions with the Corp for over a year and a half regarding this approval. To date the Corp has not finished its review. Because of this delay, the original contract with the State of NE Dept. of Roads is set to expire. The state is willing to grant an extension to the contract to allow more time to get the project constructed.

## **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 authorize they Mayor to sign the extension.

## **Sample Motion**

Motion to approve the extension of the existing contract with the NE Dept. of Roads to construct the River Way hike/bike trail.

S U P P L E M E N T A L   A G R E E M E N T   N U M B E R   1

PROJECT NO. STPB-40(53) STATE CONTROL NO. 42428  
CITY OF GRAND ISLAND  
STATE OF NEBRASKA, DEPARTMENT OF ROADS  
GRAND ISLAND RIVER WAY TRAIL

THIS SUPPLEMENTAL AGREEMENT, made and entered into by and between the City of Grand Island, hereinafter referred to as the "City", and the State of Nebraska, Department of Roads, hereinafter referred to as the "State",

WITNESSETH:

WHEREAS, the parties hereto entered into an agreement executed by the City August 23, 2005, and by the State August 29, 2005, providing for the construction of Project No. STPB-40(53), and

WHEREAS, it now becomes necessary that said agreement be supplemented to extend the deadline for securing a contract to construct the project.

NOW THEREFORE, in consideration of this fact, the parties hereto agree as follows:

SECTION 1. Both parties agree that all costs of this project shall be the sole responsibility of the City if the proposed project improvements are not under construction contract prior to April 1, 2007. This includes repayment to the State of Federal funds reimbursed for preliminary engineering costs and payment of all other expenses incurred as specified in Section 23 of the original program agreement.

SECTION 2. Except as specifically amended by this Supplemental Agreement, all terms and conditions of the agreement executed by the City August 23, 2005, and by the State August 29, 2005, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the CITY this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

ATTEST: City of Grand Island

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

EXECUTED by the State this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

STATE OF NEBRASKA  
DEPARTMENT OF ROADS

R. James Pearson

\_\_\_\_\_  
Transportation Enhancement Administrator

RESOLUTION 2007-11

WHEREAS, on August 23, 2005, an agreement with the Nebraska Department of Roads was approved for the development of a ten foot wide hike/bike trail to start at Hall County Park and follow the south Wood River drainage dike one and one-half miles to South Locust Street in Grand Island, Nebraska; and

WHEREAS, because the hike/bike trail is designed to be constructed on top of the south levy of the Wood River Flood Way, it is necessary to obtain the approval of the Army Corp of Engineers; and

WHEREAS, the Army Corp of Engineers has not completed it's review of the hike/bike trail, and it is therefore necessary to obtain an extension of the agreement with the Nebraska Department of Roads for the development of the hike/bike trail; and

WHEREAS, the Nebraska Department of Roads has agreed to an extension of the agreement so that the hike/bike trail can be completed.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that Supplemental Agreement #1 with the Nebraska Department of Roads for the Grand Island River Way Trail 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, January 9, 2007.

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Margaret Hornady, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form	<input type="checkbox"/>	_____
January 4, 2007	<input type="checkbox"/>	City Attorney



# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item G13

**#2007-12 - Approving Amendment No. 1 to the Agreement with Kirkham Michael for Engineering Consulting Services for Storm Sewer Design Relative to the Wasmer Detention Cell**

Staff Contact: Steven P. Riehle, Public Works Director

# **Council Agenda Memo**

**From:** Steven P. Riehle, Public Works Director

**Meeting:** January 9, 2007

**Subject:** Approving Amendment No. 1 to the Agreement with Kirkham Michael for Engineering Consulting Services for Storm Sewer Design Relative to the Wasmer Detention Cell

**Item #'s:** G-13

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

## **Background**

Any amendments to an agreement must be approved by the city council. On July 25, 2006 the city council approved a resolution to enter into an agreement with Kirkham Michael for Engineering Consulting Services. The agreement provides for design of storm sewer from the Nebraska Department of Roads project to widen US HWY 30 to the Wasmer Detention Cell.

## **Discussion**

After the surveying and design was underway, it was discovered that more areas will be draining into the new system than originally anticipated. In addition, water main conflicts were not included in the scope of the original agreement. Therefore, more field surveys, utility research and water main design work will be needed to complete the design.

## **Alternatives**

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

1. Move to approve the amendment no. 1 to the agreement.
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 amendment to the agreement.

## **Sample Motion**

Motion to approve the amendment.

**Amendment Authorizing a  
Change in Scope of Services**

In accordance with the Contract Terms and Conditions between the **City of Grand Island, Nebraska** and **Kirkham Michael** dated \_\_\_\_\_, this Amendment describes change(s) to the Scope of Services, Project Schedule and/or Engineering Fees for Kirkham Michael's services on the project known as:

**Wasmer Detention Cell Storm Sewer Design****City of Grand Island, NE**

Authorized Representative:

Steve P. Riehle, P.E.  
Public Works Director

Address:

City of Grand Island  
100 East First Street  
P.O. Box 1968  
Grand Island, NE 68802-1968

Telephone No:

(308) 385-5444

**Kirkham Michael**

Authorized Representative:

Robert D. Schutt  
Project Manager

Address:

12700 West Dodge Road  
Omaha, NE 68154

Telephone No:

(402) 255-3836

**TOPIC:** Additional Drainage Study, and Watermain and Water Service Relocation**SCOPE:** See Attachment A**ENGINEERING FEES:** See Attachment A**TOTAL CHANGE IN PROJECT'S ESTIMATED FEES: \$18,000.00**

**TERMS AND CONDITIONS:** The terms and conditions of the Contract referenced above shall apply to this Addendum except to the extent expressly modified by this Addendum. In the event of any such modification, the modification shall be set forth on pages attached to this Addendum and signed on the last page by the Authorized Representatives. The Article of the Contract to be modified shall be specifically referenced in the modification, and the modification shall be precisely described.

The following signatures of the Authorized Representatives acknowledge acceptance of the terms of this Addendum.


**APPROVAL AND ACCEPTANCE:****City of Grand Island, Nebraska****Kirkham Michael**

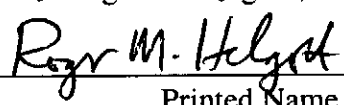
\_\_\_\_\_  
Signature


\_\_\_\_\_  
Printed Name

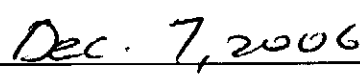
\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Roger M. Helgoth, P.E.

  
\_\_\_\_\_  
Printed Name

  
\_\_\_\_\_  
Title

  
\_\_\_\_\_  
Date

ATTEST

\_\_\_\_\_

**City of Grand Island, Nebraska  
Wasmer Drainage Design Storm Sewer Improvements  
Amendment for Additional Services  
Summary of Tasks**

**Task – 1      Additional Drainage Study**

During the identification and development of preliminary drainage areas two additional areas outside the originally scoped study area were identified as potential contributors to the Wasmer detention system.

The areas in question lie northwest (between 1<sup>st</sup> St. to the north and W. Division St. to the south bounded by Logan St. on the east and to the west of Garfield Ave. S. to the west) and southeast (bounded by W. Division St. on the north and W. Charles St. along the south with Monroe St. along the west and Adams St. to the east) of the original project area. The City was then provided information identifying these potential areas and performed a visual site inspection to determine if further delineation was possible. The City reported that further delineation by visual inspection was not possible due to the lack of geographical relief and flatness of the areas in question.

1. The area at the west end of the project lies between Logan Street and Garfield Ave. S. along 1st Street. Determination of the area boundary was made by utilizing City of Grand Island GIS information in conjunction with information that was gathered for the project along 2nd Street (US-30), and the existing drainage patterns on other streets in the surrounding area.

Once the area was delineated, hydrology was calculated using the Rational Method. This information was then incorporated into the hydraulic analysis of the existing and proposed storm sewer systems.

2. The area east end of the project between Monroe Street and Jefferson Street along Division Street and Koenig Street. Determination of the area boundary was made by utilizing City of Grand Island GIS information in conjunction with information that was gathered for the project along 2nd Street (US-30), and the existing drainage patterns on other streets in the surrounding area.

Once the area was delineated, hydrology was calculated using the Rational Method. This information was then incorporated into the hydraulic analysis of the existing and proposed storm sewer systems.

Delineation and development of hydrology and hydraulics utilizing office methods eliminated the need for additional survey.

3. An alternative trunk-line analysis was performed on the Logan Street leg of the proposed system to ensure that all reasonable routes for the trunk-line were identified to best utilize the system as well as minimize potential impacts to existing utilities and roadway infrastructure.

Estimated Effort Task – 1      52 hrs

#### Task – 2      Watermain and Water Service Relocations

This task involves identifying and locating existing municipal water mains and services within the project area. Once located a determination will be made on the impact and appropriate design will be made for relocation or looping of mains and services. JEO Consulting will provide engineering services for this task. See attached “Exhibit A” for additional details related to this task.

1. Included with this task is management of final design, invoicing, and progress reporting.

Estimated Effort Task – 2      8 hrs

#### Fee Breakdown

##### Original Contract

Kirkham Michael	\$38,450.44
Subconsultant - JEO	<u>\$28,424.00</u>

Original Contract Total	\$66,874.44
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##### Amended Amount

Kirkham Michael	\$ 5,882.00
Subconsultant - JEO	<u>\$12,118.00</u>

Amended Total	<u>\$18,000.00</u>
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Amended Contract Total	\$84,874.44
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**AMENDMENT TO AGREEMENT****STORM SEWER IMPROVEMENTS  
CITY OF GRAND ISLAND, NEBRASKA****JEO PROJECT NO: 310D3**

December 06, 2006

**REFERENCE:** Standard form of agreement between OWNER and ENGINEER for professional services dated August 1, 2006. Except as noted below, all other terms and conditions remain unchanged.

**AMENDMENT:** The additional scope of services described below shall be performed for this project.

**PROJECT DESCRIPTION:** The primary objective of this additional work investigate the location of the existing municipal water services, document on the plan sheets the approximate location of these water services, and to create plan sheets for the potential relocation of water service mains necessary for the storm sewer improvements.

**Task 1: Water Service Crossings**

JEO will investigate the documented location of the water services using the City of Grand Island web-based GIS system. The water services will be investigated for all properties potentially impacted by the storm sewer improvement.

JEO will plot the existing water services on the topographic drawing at the locations indicated in the water service records found on the City's web-based GIS system and re-submit this drawing to KM.

JEO will also add the necessary notes and details required to the construction plans for the potential relocation or looping of these services.

JEO will also supply to KM all information gathered in the investigation of the water services for KM's records.

Approximate Task Hours – 81

Task Fee - \$5,913.00

**Task 2: Water Main Crossings**

JEO will develop profiles necessary to relocate or loop the water mains as required by the storm sewer improvement. At this time it appears that there is a maximum of twelve (12) relocations necessary.

JEO will plot the existing water mains using available information from the Field Survey as well as available information from the City of Grand Island. Additional utility location work such as potholing is not anticipated at this time.

Approximate Task Hours – 85

Task Fee - \$6,205.00

**PROJECT FEE:**

Engineer will provide the services described above for an additional engineering fee for the lump sum amount of \$12,118.00. The revised contract amount for this project will be \$40,542.00. Owner will be billed monthly for services to date. Invoices are due upon receipt.

Original Contract Amount:	\$28,424.00
Additional Fees (Task 1 & 2):	\$12,118.00
Amended Contract Amount	\$40,542.00

**OWNER:**                      **Kirkham Michael**

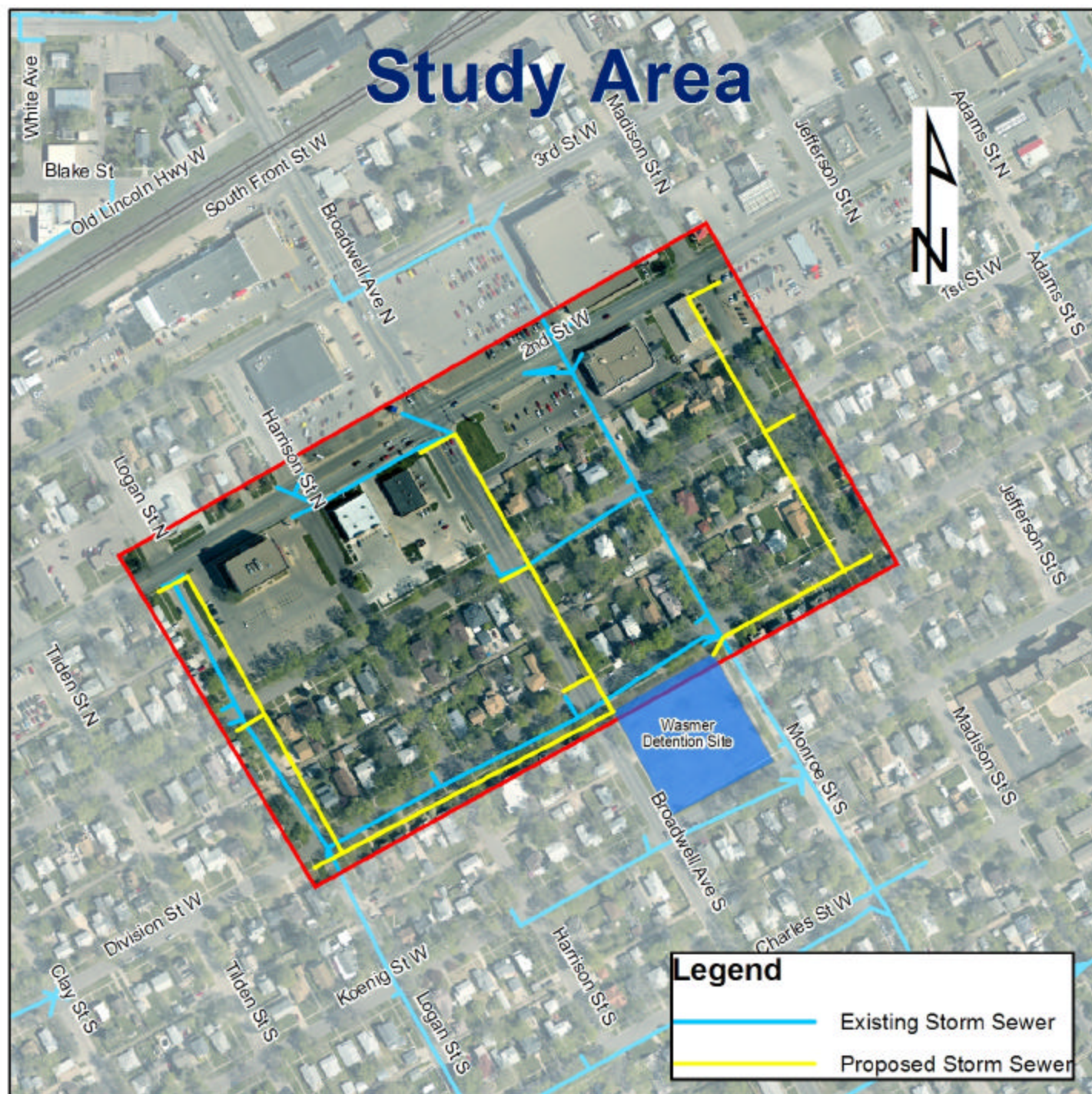
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**ENGINEER:**                **Steve Parr, Vice-President**  
                                     **JEO Consulting Group, Inc.**

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# Study Area





RESOLUTION 2007-12

WHEREAS, on July 25, 2006, by Resolution 2006-209, the City Council for the City of Grand Island awarded the proposal for engineering consulting services for storm sewer design for the Wasmer Detention Cell to Kirkham Michael of Omaha, Nebraska; and

WHEREAS, after initial surveys were completed, it was discovered that additional areas will be draining into the Wasmer Detention Cell; and

WHEREAS, water main conflicts were not included in the scope of the agreement; and

WHEREAS, it is therefore necessary to amend the agreement for consulting services to include additional surveys, utility research and water main design work; and

WHEREAS, due to Kirkham Michael's knowledge and experience working on this project, it is recommended that they continue providing engineering work to final completion of the project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that Amendment No. 1 to the Agreement with Kirkham Michael for engineering consulting services for storm sewer design relative to the Wasmer Detention Cell is hereby approved.

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

- - -

Adopted by the City Council of the City of Grand Island, Nebraska on January 9, 2007.

\_\_\_\_\_  
Margaret Hornady, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
July 25, 2006	☐ City Attorney



# **City of Grand Island**

**Tuesday, January 09, 2007**

**Council Session**

## **Item I1**

**#2007-13 - Approving Appointment of Dale Shotkoski as City Attorney**

**Staff Contact: Mayor Margaret Hornady**

# **Council Agenda Memo**

**From:** Mayor Margaret Hornady

**Meeting:** January 9, 2007

**Subject:** Approving Appointment of Dale Shotkoski as City Attorney

**Item #'s:** I-1

**Presenter(s):** Mayor Margaret Hornady

## **Background**

According to Section 2-30 of the Grand Island City Code, the City Attorney is a statutory officer of the City of Grand Island which shall be appointed by the mayor and approved by the council. This officer shall hold office until the end of the mayor's term and until his/her successor is appointed and qualified. This appointive officer may be removed at any time by the mayor, with the approval of a majority of the council.

## **Discussion**

As Mayor of the City of Grand Island, I am requesting approval of appointing Interim City Attorney Dale Shotkoski as City Attorney for the City of Grand Island.

## **Alternatives**

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

1. Move to approve the appointment
2. Deny the appointment
3. Ask the Mayor to reconsider her recommendation for the appointment of City Attorney

## **Recommendation**

City Administration recommends that the Council approve the appointment of Dale Shotkoski as City Attorney.

## **Sample Motion**

Motion to approve the appointment of Dale Shotkoski as City Attorney.

RESOLUTION 2007-13

WHEREAS, under Neb. Rev. Stat., §16-308, the office of City Attorney for the City of Grand Island, Nebraska, is an appointed position; and

WHEREAS, the Mayor, with the approval of the City Council, may appoint the position of City Attorney; and

WHEREAS, this position appointed by the Mayor and confirmed by the City Council shall hold the position to which they may be appointed until the end of the Mayor's term of office; and

WHEREAS, this position appointed by the Mayor may be removed at any time by the Mayor with approval of a majority of the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that Dale M. Shotkoski is hereby duly appointed the City Attorney for the City of Grand Island, Nebraska, until the end of the Mayor's term of office.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 9, 2007.

\_\_\_\_\_  
Margaret Hornady, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk



# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item J1

### **Approving Payment of Claims for the Period of December 20, 2006 through January 9, 2007**

*The Claims for the period of December 20, 2006 through January 9, 2007 for a total amount of \$2,890,836.03. A MOTION is in order.*

Staff Contact: David Springer



# City of Grand Island

Tuesday, January 09, 2007

Council Session

## Item J2

### **Approving Payment of Claims for the Library Expansion for the Period of December 6, 2006 through January 9, 2007**

*The Claims for the Library Expansion for the period of December 6, 2006 through January 9, 2007 for the following requisitions.*

#48 \$333,712.70

#49 \$ 750.00

*A MOTION is in order.*

Staff Contact: Steve Fosselman

EXHIBIT B  
Mortgage, Trust Indenture and Security Agreement

Requisition Form

REQUISITION FOR DISBURSEMENT

Requisition No. 48

TO: Wells Fargo Bank, National Association, Trustee  
1248 O Street, 4th Floor  
Lincoln, NE 68501

Attention: Trust Department

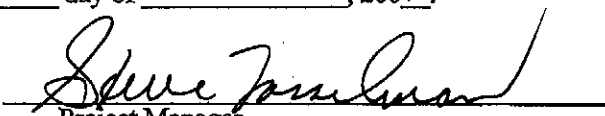
As Trustee under that Mortgage, Trust Indenture and Security Agreement, dated as of October 1, 2005 (the "Indenture"), executed by Grand Island Facilities Corporation, a Nebraska nonprofit corporation (the "Corporation") under which you serve as trustee, you are hereby directed to make payment from the Construction Fund (and/or Costs of Issuance Fund) pursuant to Article VI of said Indenture of the following amounts to the persons or firms indicated:

<u>Payee</u>	<u>Dollar Amount</u>	<u>Reason for Payment</u>
Mid Plains Construction Co.	\$333,712.70	Design/Build Contract

Pursuant to said Indenture, the undersigned Project Manager does hereby certify the following:

1. The above requested payments represent obligations incurred in the amounts shown by or on behalf of the Corporation with respect to the Project (or for costs of issuance for the Building Bonds) and have not previously been paid from the Construction Fund (and/or Costs of Issuance Fund).
2. The payments requested above represent disbursements permitted to be made from the Construction Fund (and/or Costs of Issuance Fund) under the terms of the Indenture and the Agreement (as defined in the Indenture), by and between said Corporation and the City of Grand Island, Nebraska.
3. Attached to this Requisition are copies of the invoices in the case of payment to third parties for services or materials. In the case of payments to the contractor under the Construction Contract (as defined in the Indenture) such contractor's application (and/or architect's certificate for payment).

IN WITNESS WHEREOF, the undersigned has caused this disbursement requisition to be executed pursuant to the terms of said Indenture this 3rd day of January, 2007.

  
Project Manager



**Mid Plains Construction Co.**  
**1319 W North Front St**  
**Grand Island, NE 68801**  
**(308) 382-2760 Fax (308) 382-2770**

**INVOICE #:** 103108  
**INVOICE DATE:** 12/31/06  
**PERIOD TO:** 12/31/06  
**APPLICATION #:** 15  
**CONTRACT DATE:** 07/01/05  
**DUE DATE:** 01/10/07  
**PAGE:** 2

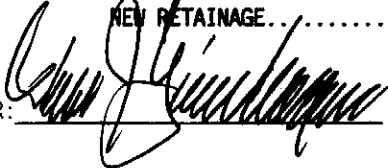
**BILL TO:** 0001

Grand Island Facilities Corp  
211 N Washington  
Grand Island, NE 68801

**JOB:** 50175

Edith Abbott Memorial Library  
211 N Washington  
Grand Island, NE 68801

**<<<< This Application >>>>**

CODE	DESCRIPTION	SCHEDULED VALUE	PREVIOUS APPLICATIONS	CURRENT COMPLETED	STORED MATERIALS	TOTAL COMPLETED	% COMPL	BALANCE TO FINISH	RETAINAGE
	PREVIOUS RETAINAGE.....\$		142,500.00						
	CURRENT BILLING.....\$		333,712.70						
	NEW RETAINAGE.....\$		0.00						
CONTRACTOR:			DATE: 1/2/07						
ARCHITECT:			DATE:						
	ORIGINAL CONTRACT SUM.....\$							5,700,000.00	
	CHANGE BY CHANGE ORDER.....\$							0.00	
	CONTRACT SUM TO DATE.....\$							5,700,000.00	
	TOTAL COMPLETED & STORED TO DATE.....\$							4,245,707.21	
	TOTAL RETAINAGE.....\$							142,500.00	
	TOTAL EARNED LESS RETAINAGE.....\$							4,103,207.21	
	LESS PREVIOUS CERTIFICATES FOR PAYMENT..\$							3,769,494.51	
	CURRENT PAYMENT DUE.....\$							333,712.70	

**Thank you for your business!**



Third Party Environmental, Inc.

PO Box 2202  
1516 S Gunbarrel Road  
Grand Island, NE 68802-2202

# Invoice

Date	Invoice #
12/20/2006	841

Bill To
Grand Island Public Library Attn: Steve Fosselman 211 North Washington Street Grand Island, NE 68801

P.O. No.	Terms	Project

Quantity	Description	Rate	Amount
1	Background air monitoring samples for work in the children section	350.00	350.00
1	PCM air monitoring clearance for work conducted in the children section	400.00	400.00
		<b>Total</b>	<b>\$750.00</b>