
City of Grand Island



Tuesday, February 27, 2007

Council Session Packet

City Council:

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

Mayor:

Margaret Hornady

City Administrator:

Vacant

City Clerk:

RaNae Edwards

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

Call to Order

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.

Invocation - Pastor Paul Hofrichter, Evangelical Free Church, 2609 South Blaine Street

Pledge of Allegiance

Roll Call

A - SUBMITTAL OF REQUESTS FOR FUTURE ITEMS

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

B - RESERVE TIME TO SPEAK ON AGENDA ITEMS

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

MAYOR COMMUNICATION

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



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item C1

Recognition of Scott Arnold, Police Officer for 25 Years of Service with the City

The Mayor and City Council will recognize Scott Arnold, Police Officer for 25 Years of Service with the City. Mr. Arnold was hired on February 22, 1982 as a Grand Island Police Officer and has held that position for 25 years. We Congratulate Mr. Arnold for his dedication and service to the City of Grand Island.

Staff Contact: Steve Lamken

Twenty Five Year Service Award

WE HEREBY EXPRESS OUR SINCERE APPRECIATION TO

SCOTT ARNOLD

For your Loyalty, Diligence, and Outstanding Performance During Your Tenure With

City of
GRAND



ISLAND

Heidi Johnson

Department Director

Margaret Kennedy

Mayor

2-21-07

Date

1-16-07

Date



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item E1

**Public Hearing Concerning Acquisition of Utility Easement -
Along the East Side of 940 N. Webb Road (JLF, LLC)**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Robert H. Smith, Asst. Utilities Director

Meeting: February 27, 2007

Subject: Acquisition of Utility Easement – JLF, LLC – Along the east side of 940 N. Webb Road, east of Home Depot

Item #'s: E-1 & G-2

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 JLF, LLC, located through a part of Lot Ten (10) Meadowlark West Fourth Subdivision (along the east side of 940 N. Webb Road, east of Home Depot), in the City of Grand Island, Hall County, in order to have access to install, upgrade, maintain, and repair all utilities, but specifically water mains.

Discussion

This easement will be used to place a water main on the west side of Webb Road to provide water service to the three lots (10, 11, & 13) of Meadowlark Fourth Subdivision.

Alternatives

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

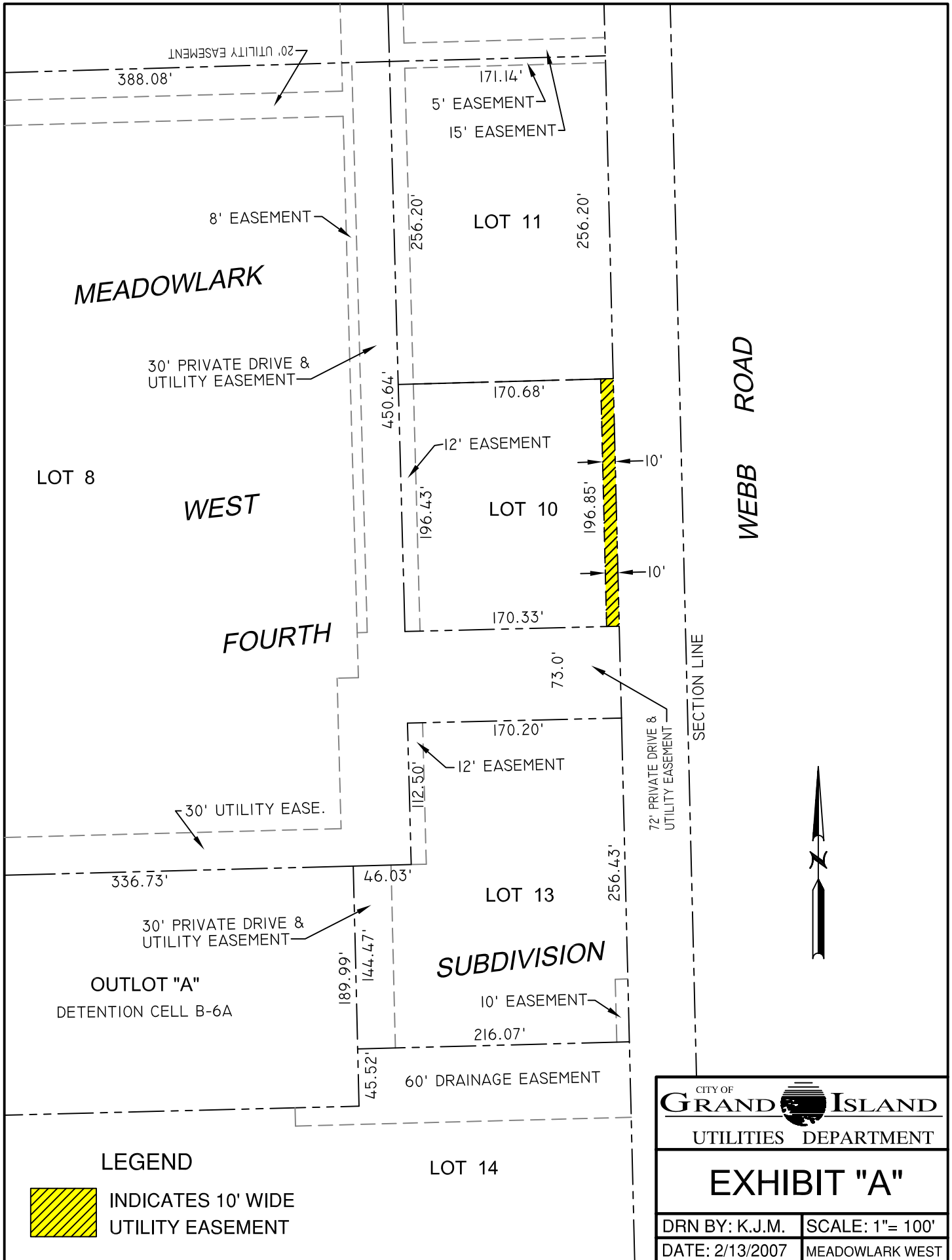
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

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	
UTILITIES DEPARTMENT	
EXHIBIT "A"	
DRN BY: K.J.M.	SCALE: 1"= 100'
DATE: 2/13/2007	MEADOWLARK WEST



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item E2

**Public Hearing Concerning Acquisition of Utility Easement -
Along the East Side of 1002 N. Webb Road (Allen Webb Road,
LLC)**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Robert H. Smith, Asst. Utilities Director

Meeting: February 27, 2007

Subject: Acquisition of Utility Easement – Allen Webb Road, LLC– Along the east side of 1002 N. Webb Road, east of Home Depot

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 Allen Webb Road, LLC, located through a part of Lot Eleven (11) Meadowlark West Fourth Subdivision (along the east side of 1002 N. Webb Road, east of Home Depot), in the City of Grand Island, Hall County, in order to have access to install, upgrade, maintain, and repair all utilities, but specifically water mains.

Discussion

This easement will be used to place a water main on the west side of Webb Road to provide water service to the three lots (10, 11, & 13) of Meadowlark Fourth Subdivision.

Alternatives

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

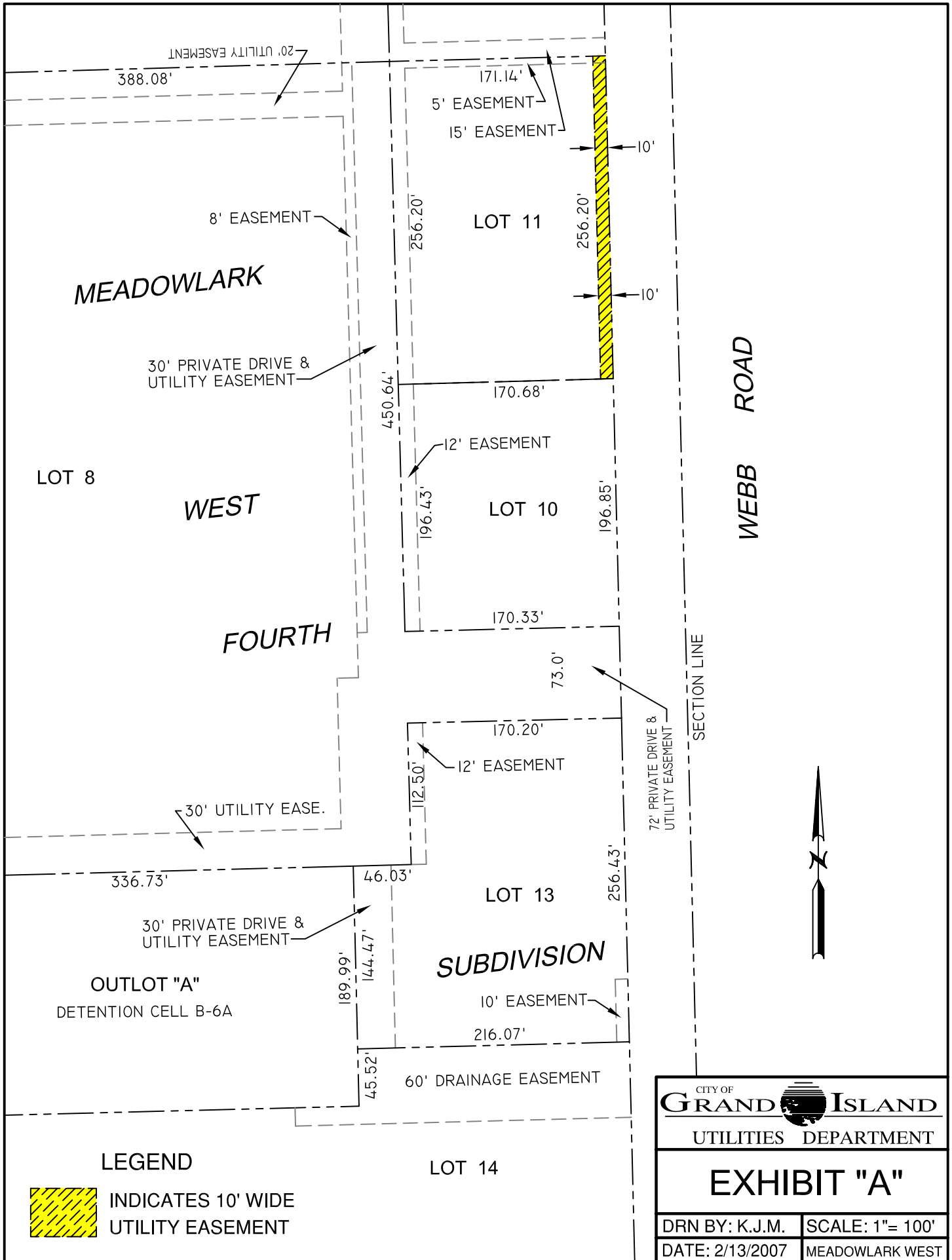
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

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, February 27, 2007

Council Session

Item E3

**Public Hearing Concerning Acquisition of Utility Easement -
Along the East Side of 820 N. Webb Road (Allen Phase III, LLC)**

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Robert H. Smith, Asst. Utilities Director

Meeting: February 27, 2007

Subject: Acquisition of Utility Easement –Allen Phase III, LLC–
Along the east side of 820 N. Webb Road, east of Home Depot

Item #'s: E-3 & G-4

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

Background

Nebraska State Law requires that acquisition of property must be approved by City Council. The Utilities Department needs to acquire an easement relative to the property of Allen Phase III, LLC, located through a part of Lot Thirteen (13) Meadowlark West Fourth Subdivision (along the east side of 820 N. Webb Road, east of Home Depot), in the City of Grand Island, Hall County, in order to have access to install, upgrade, maintain, and repair all utilities, but specifically water mains.

Discussion

This easement will be used to place a water main on the west side of Webb Road to provide water service to the three lots (10, 11, & 13) of Meadowlark Fourth Subdivision.

Alternatives

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

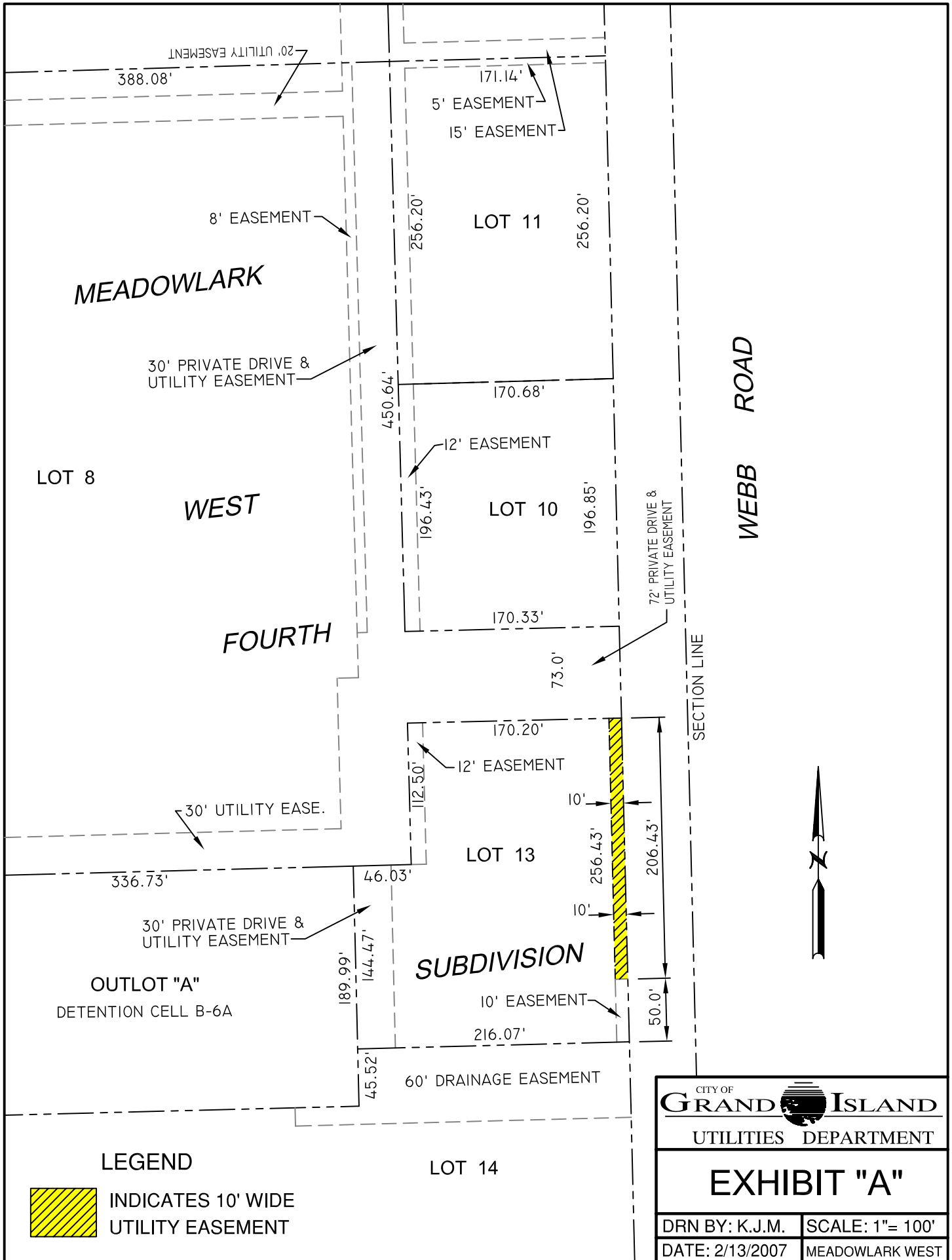
1. Make a motion to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

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	
UTILITIES DEPARTMENT	
EXHIBIT "A"	
DRN BY: K.J.M.	SCALE: 1"= 100'
DATE: 2/13/2007	MEADOWLARK WEST



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item E4

**Public Hearing on Acquisition of Public Utility Easement Located
Between 13th Street and State Street, West of the Moores Creek
Drainway (Shafer Commercial Properties, L.L.C.)**

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

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: February 27, 2007

Subject: Public Hearing and Approval for Acquisition of Public Utility Easement Located Between 13th Street and State Street, West of the Moore's Creek Drain-way (Shafer Commercial Properties, L.L.C.)

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

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

Background

Council action is necessary for the City of Grand Island to acquire public easements. A Public Utility Easement is needed across the un-subdivided property between the proposed Prairie Acres Subdivision and the Moore's Creek Drain-way for access to public sanitary sewer.

Discussion

The Public Utility Easement is located where a future street is to be platted with a subsequent Prairie Acres Subdivision. Placing the sanitary sewer easement on the same alignment as a future street and between 2 future lots to avoid conflicts with subsequent development.

Alternatives

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

1. Move to approve the acquisition of the Public Utility Easement.
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 conduct a Public Hearing and approve the Resolution for the acquisition of the Public Utility Easement.

Sample Motion

Motion to approve the acquisition of the Public Utility Easement.

EXHIBIT

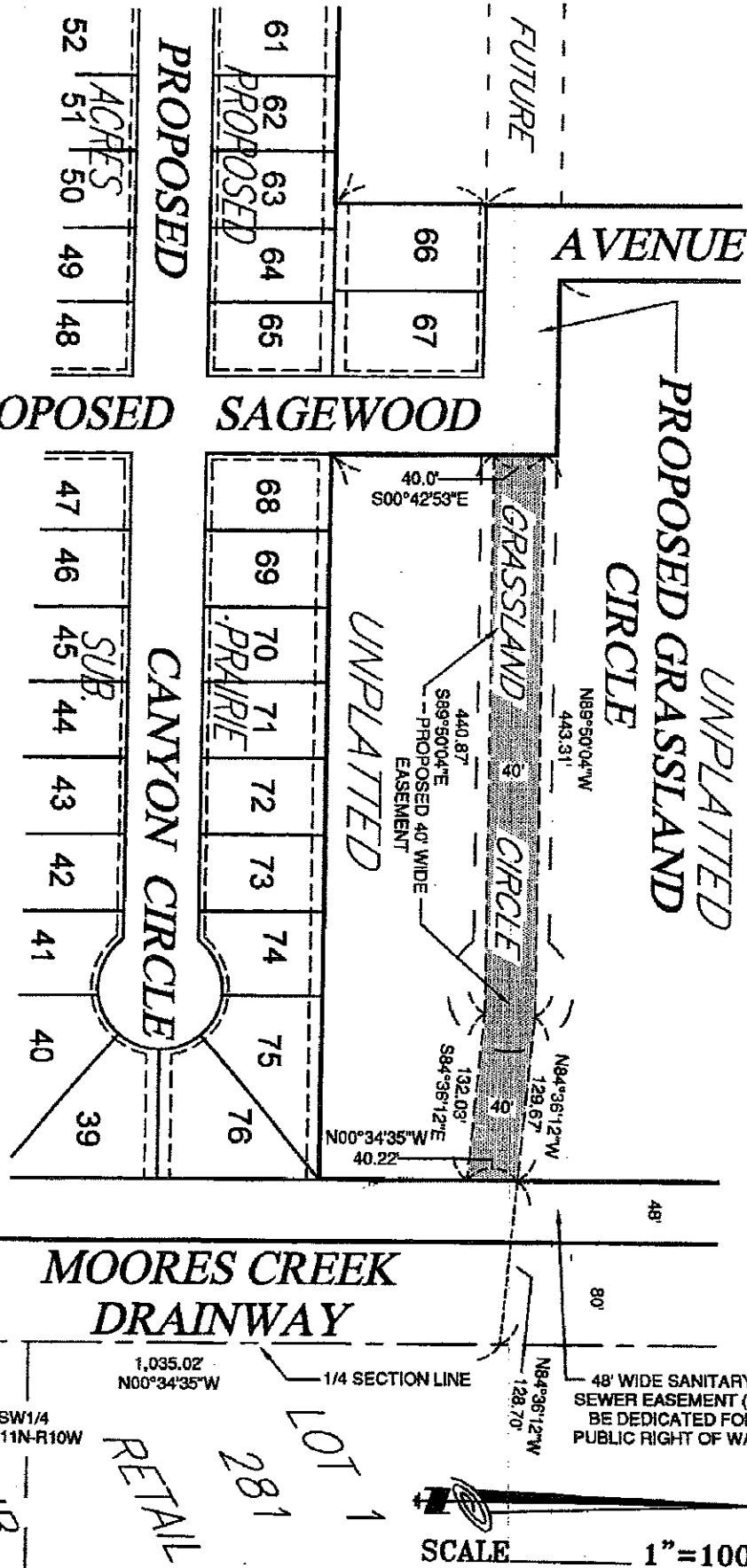
BENJAMIN & ASSOCIATES, INC. - ENGINEERS & SURVEYORS
 P. O. Box 339 - Grand Island, Nebraska 68802-0339
 SCALE: 1" = 100'
 February 3, 2007

13TH STREET

SECTION LINE

N89°50'04"W (ASSUMED BEARING)-SEE PLAT OF PROPOSED "PRAIRIE ACRES SUB."

SHEET 2 OF 2





City of Grand Island

Tuesday, February 27, 2007

Council Session

Item F1

#9108 - Consideration of Annexation of Property Located Between the East Side of the Platte Valley Industrial Park and South Locust Street and Between Wildwood Drive and Schimmer Drive (Second Reading)

Staff Contact: Chad Nabity

Council Agenda Memo

From: Regional Planning Commission

Meeting: February 27, 2007

Subject: Annexation Second Reading

Item #'s: F-1

Presenter(s): Chad Nabity AICP, 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 6th PM and in the SW 1/2 of Section 4, Township 10 North, Range 9 West of the 6th 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

This property is contiguous with the Grand Island City Limits. The owner has requested this annexation.

This property is within the Grand Island Utilities Electrical Service District. This property appears to be in the Consolidated District 272 (Northwest and Cedar Hollow). This annexation will impact the two-mile extraterritorial jurisdiction of Grand Island. The attached map shows the impact this will have on the jurisdiction of the City of Grand Island. The increased jurisdiction gives the City more control over uses that could impact the well fields. A revised zoning map with the proposed zoning for areas not currently in the City jurisdiction will be considered by the Planning Commission at the February meeting and should be available for adoption by Council at the same time as the final annexation reading for this property.

The public hearing was set and the annexation plan presented to the City Council at the January 9, 2007 City Council Meeting.

Alternatives

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

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

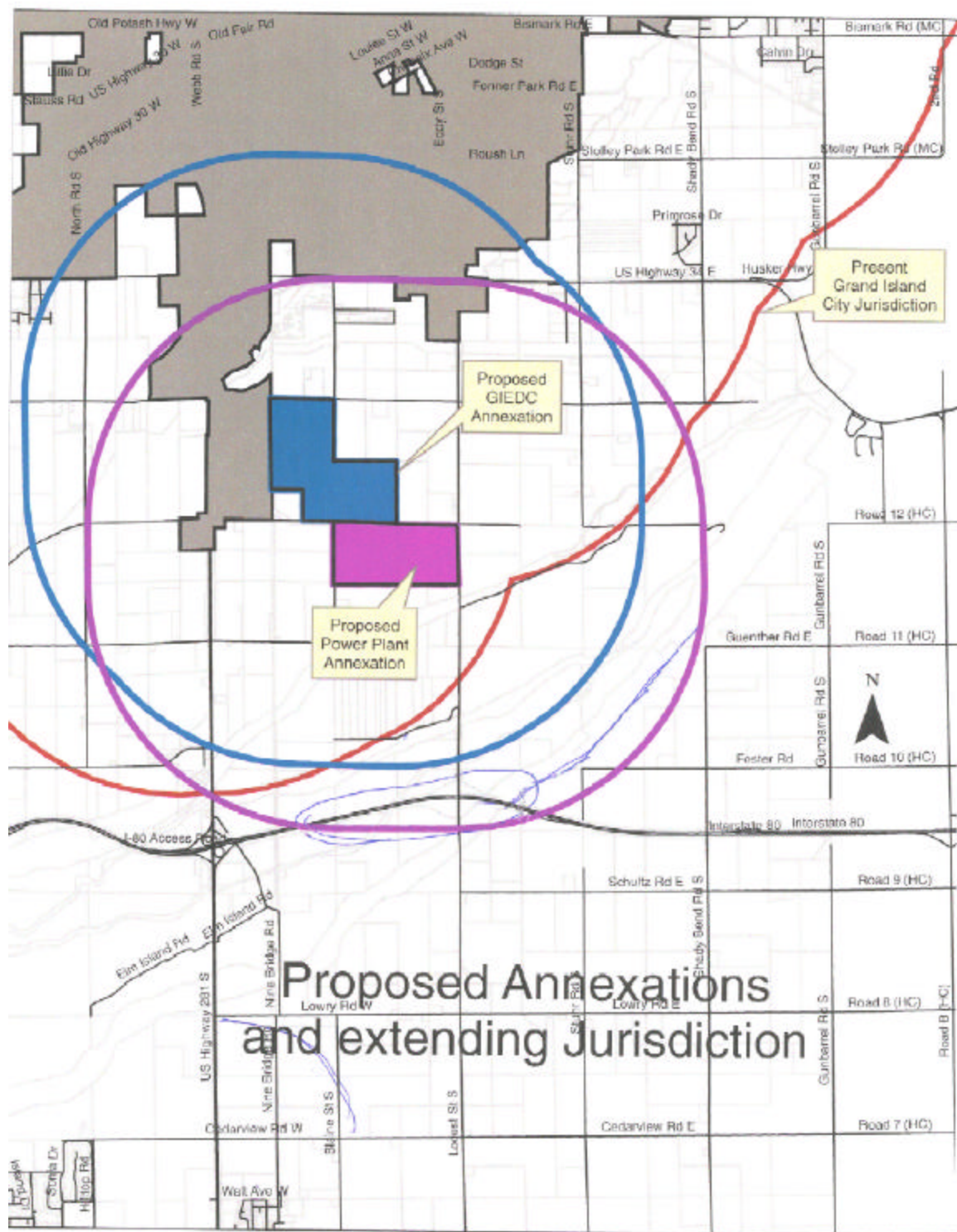
Recommendation

A motion was made by Haskins, and seconded by Brown, to recommend the annexation of the above mentioned property as presented.

A roll call vote was taken and the motion passed with 11 members present (Miller, O'Neill, Ruge, Haskins, Snodgrass, Amick, Brown, Niemann, Reynolds, Monter, Eriksen) voting in favor.

Sample Motion

Approve the annexation as Submitted.



* This Space Reserved For Register of Deeds *

ORDINANCE NO. 9108

An ordinance to extend the boundaries and include within the corporate limits of, and to annex into the City of Grand Island, Nebraska, a tract of land located east of the Platte Valley Industrial Park in the East Half (E 1/2) of Section Five (5), Township Ten (10) North, Range Nine (9), West of the Sixth P.M. and in the Southwest Half (SW 1/2) of Section Four (4), Township Ten (10) North, Range Nine (9), West of the 6th P.M. in Hall County, Nebraska; to provide service benefits thereto; to repeal any ordinance or resolutions or parts of thereof in conflict herewith; to provide for publication in pamphlet form; and to provide the effective date of this ordinance.

WHEREAS, after public hearing on January 3, 2007, the Regional Planning Commission recommended the approval of annexing into the City of Grand Island, the following tracts of land:

Annexation Area 1:

Beginning at the Southeast Corner of Lot Sixteen (16), 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 (NW¹/₄ SE¹/₄) of Section Five (5), Township Ten

Approved as to Form	<input type="checkbox"/> _____
February 23, 2007	<input type="checkbox"/> City Attorney

ORDINANCE NO. 9108 (Cont.)

(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 (NW $\frac{1}{4}$ SE $\frac{1}{4}$) 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 (SE $\frac{1}{4}$ SE $\frac{1}{4}$) 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 (NW $\frac{1}{4}$) 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 (NW $\frac{1}{4}$); thence North on the East Line of the Northwest Quarter (NW $\frac{1}{4}$) of Section Nine (9), Township Ten (10), Range Nine (9), West of the Sixth P.M.; and the East Line of Southwest Quarter (SW $\frac{1}{4}$) of Section Four (4), Township Ten (10), Range Nine (9), West of the Sixth P.M.; to the Northeast Corner of the Southwest Quarter (SW $\frac{1}{4}$) of Section Four (4), Township Ten (10), Range Nine (9); thence West on the North Line of the Southwest Quarter (SW $\frac{1}{4}$) 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 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) 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 Thirty Two and Fifteen Hundredths Feet (132.15') East of the Southwest Corner of the Northwest Quarter (NW $\frac{1}{4}$) of Section Ten (10), Township

ORDINANCE NO. 9108 (Cont.)

Ten (10), Range Nine (9), West of the Sixth P.M.; thence Northerly a distance of Two Thousand Sixty Eight and Twenty Two Hundredths Feet (2,068.22') to a point, thence Northerly a distance of One Hundred Ninety Five and Three Hundredths Feet (195.3') to a point; thence Northerly 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.

WHEREAS, after public hearing on February 13, 2007, the City Council of the City of Grand Island found and determined that such annexation be approved; and

WHEREAS, on February 13, 2007, the City Council of the City of Grand Island approved such annexation on first reading.

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

SECTION 1. It is hereby found and determined that:

(A) The above-described tracts of land are urban or suburban in character, and that the subject properties are contiguous or adjacent to the corporate limits of said City.

(B) The subject lands will receive the material benefits and advantages currently provided to land within the City's corporate limits including, but not limited to police, fire, emergency services, street maintenance, and utilities services upon annexation to the City of Grand Island, Nebraska, and that City electric, water and sanitary sewer service is available, or will be made available, as provided by law.

(C) The various zoning classifications of the land shown on the Official Zoning Map of the City of Grand Island, Nebraska, are hereby confirmed and that the extraterritorial zoning jurisdiction is extended as allowed by law.

ORDINANCE NO. 9108 (Cont.)

(D) There is unity of interest in the use of the said tract of land, lots, tracts, highways and streets (lands) with the use of land in the City, and the community convenience and welfare and in the interests of the said City will be enhanced through incorporating the subject land within the corporate limits of the City of Grand Island.

(E) The plan for extending City services adopted by the City Council by the passage and approval of Resolution No. 2007-26 is hereby approved and ratified as amended.

SECTION 2. The boundaries of the City of Grand Island, Nebraska, be and are hereby extended to include within the corporate limits of the said City the contiguous and adjacent tract of land located within the boundaries described above.

SECTION 3. The subject tract of land is hereby annexed to the City of Grand Island, Hall County, Nebraska, and said land and the persons thereon shall thereafter be subject to all rules, regulations, ordinances, taxes and all other burdens and benefits of other persons and territory included within the City of Grand Island, Nebraska.

SECTION 4. The owners of the land so brought within the corporate limits of the City of Grand Island, Nebraska, are hereby compelled to continue with the streets, alleys, easements, and public rights-of-way that are presently platted and laid out in and through said real estate in conformity with and continuous with the streets, alleys, easements and public rights-of-way of the City.

SECTION 5. That a certified copy of this Ordinance shall be recorded in the office of the Register of Deeds of Hall County, Nebraska and indexed against the tracts of land.

SECTION 6. Upon taking effect of this Ordinance, the services of said City shall be furnished to the lands and persons thereon as provided by law, in accordance with the Plan for Extension of City Services adopted by herein.

ORDINANCE NO. 9108 (Cont.)

SECTION 7. That all ordinances and resolutions or parts thereof in conflict herewith are hereby repealed.

SECTION 8. This ordinance shall be in full force and effect from and after its passage, approval and publication, in pamphlet form, as provided by law.

Enacted: February 13, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item F2

#9109 - Consideration of Amendments to Chapter 5 of the Grand Island City Code Relative to Animals

Staff Contact: Dale Shotkoski

Council Agenda Memo

From: Dale M. Shotkoski, City Attorney

Meeting: February 27, 2007

Subject: Revisions to Grand Island City Code
Chapter 5 – Animals

Item #'s: F-2

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

Background

One of the goals set this year by Administration, the Mayor and City Council was to revise and update the Grand Island City Code. After further review of Chapter 5 - Animals, it was found that a couple of minor changes were needed to Sections 5-8 and 5-9.

Discussion

Possible revisions to Chapter 5 – Animals, are as follows:

- **Section 5-8. Commercial Permits; Fee; Renewal.** This section currently states that the commercial permit fee will be adopted and collected by the Humane Society. This should be revised to read that the fee will be adopted and collected by the Health Department.
- **Section 5-9. Commercial Permits; Transfer.** This section states that permits may be transferred upon a change of ownership of a commercial animal establishment upon payment of a transfer fee as adopted by the Humane Society. This should be revised to read that the transfer fee shall be adopted by the Health Department.

Alternatives

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

1. Move to approve the revisions to Chapter 5 of the Grand Island City Code.

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 approved the recommended revisions to Chapter 5 of the Grand Island City Code.

Sample Motion

Motion to approve the amendments to Chapter 5 – Animals, of the Grand Island City Code.

ORDINANCE NO. 9109

An ordinance to amend Chapter 5 of the Grand Island City Code; to amend Sections 5-8 and 5-9 pertaining to commercial permit fees; to repeal Sections 5-8 and 5-9 as now existing, and any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance.

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

SECTION 1. Section 5-8 of the Grand Island City Code is hereby amended to read as follows:

§5-8. Commercial Permits; Fee; Renewal

(A) A commercial permit fee as adopted by the ~~humane society board~~ Health Department and identified in the City of Grand Island Fee Schedule shall be paid to the ~~humane society~~ Health Department for each commercial animal establishment within the City.

(B) Each permit shall be effective for one year, beginning on August 1 of each year and ending on July 31 of the following year.

(C) Renewal applications shall be made no sooner than thirty days prior to, nor later than thirty days after, the first day of August.

SECTION 2. Section 5-9 of the Grand Island City Code is hereby amended to read as follows:

§5-9. Commercial Permits; Transfer

Permits may be transferred upon a change of ownership of a commercial animal establishment upon payment of a transfer fee as adopted by the ~~humane society board~~ Health Department and identified in the City of Grand Island Fee Schedule.

SECTION 3. Sections 5-8 and 5-9 as now existing, and any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 4. The validity of any section, subsection, sentence, clause, or phrase of this ordinance shall not affect the validity or enforceability of any other section, subsection, sentence, clause, or phrase thereof.

ORDINANCE NO. 9109 (Cont.)

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

Enacted: February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G1

Approving Minutes of February 13, 2007 City Council Regular Meeting

Staff Contact: RaNae Edwards

OFFICIAL PROCEEDINGS

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

February 13, 2007

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 February 13, 2007. Notice of the meeting was given in *The Grand Island Independent* on February 7, 2007.

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, Brown, Gilbert, Whitesides, Haase, and Meyer. The following City Officials were present: City Clerk RaNae Edwards, Finance Director David Springer, Public Works Director Steve Riehle, and City Attorney Dale Shotkoski.

INVOCATION was given by Mayor Margaret Hornady followed by the PLEDGE OF ALLEGIANCE.

MAYOR COMMUNICATION: Mayor Hornady acknowledged Community Youth Council members Jodie Meis and Megan Bombeck along with Celine Stahlnecker, Board Member. Mentioned were the upcoming Chili Cook-Off and CYC Talent Contest.

PRESENTATIONS AND PROCLAMATIONS:

Presentation by Shonesy Associates for FY 2006 City Single Audit and General Purpose Financial Statements. David Springer, Finance Director introduced Terry Galloway representing Shonsey & Associates who reviewed the FY 2006 City Single Audit and General Purpose Financial Statements. A PowerPoint was presented with a detailed report of the findings. The financial audit received an unqualified rating which was the highest rating possible.

Presentation by BKD, LLP Relative to Fiscal Year 2006 Electric and Water Audit Reports. David Springer, Finance Director introduced Roger Watton from BKD, LLP to give the audit 2006 electric and water reports. Mr. Watton stated that these were unqualified opinions and there were no weaknesses with the internal control. A brief review of the water and electric audit reports were given.

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

#2007-BE-3 – Consideration of Determining Benefits for Asphalt Street Improvement District No. 1254; Dale Roush and Dale Roush 2nd Subdivisions (Indian Acres). Steve Riehle, Public Works Director reported that work had been completed on Asphalt Street Improvement District No. 1254. The total cost of construction was \$357,832.33.

Motion by Pielstick, second by Cornelius to approve Resolution #2007-BE-3. Upon roll call vote, all voted ayes. Motion adopted.

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

PUBLIC HEARINGS:

Public Hearing on Annexation of Property Located Between the East Side of the Platte Valley Industrial Park and South Locust Street and Between Wildwood Drive and Schimmer Drive. Chad Nabity, Regional Planning Director reported that a request had been received to consider annexation of property located east of the Platte Valley Industrial Park in the E1/2 of Section 5-10-9 located between Wildwood Drive and Schimmer drive on both sides of Blaine Street. City Administration also suggested that the Platte Generating Station located south of Wildwood Drive between Blaine Street and South Locust Street also be annexed at this time. Both properties were contiguous with the Grand Island city limits. Marlan Ferguson, President of EDC spoke in support. No further public testimony was heard.

Public Hearing on the One and Six Year Street Improvement Program. Steve Riehle, Public Works Director reported that adoption of a One and Six Year Street Improvement Program was required by State law as part of the requirements to receive approximately three million dollars of state gas tax funds each year. This item was referred to the Regional Planning Commission by Council at their January 23, 2007 Regular Meeting. The Regional Planning Commission conducted a Public Hearing at their February 7, 2007 meeting. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located at the Hall County Corrections Facility - East Highway 30 (Hall County) Gary Mader, Utilities Director reported that acquisition of a utility easement located at the Hall County Corrections Facility on East Highway 30 was needed in order to have access to install, upgrade, maintain, and repair electric and water utilities. This easement would be used to locate underground power lines and water mains to serve the Hall County Correction Facilities. This included only the public portion of those lines, not the service. 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 ordinance numbered:

#9107 – Consideration of Assessments for Asphalt Street Improvement District No. 1254; Dale Roush and Dale Roush 2nd Subdivisions (Indian Acres)

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 this ordinance 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 second the motion. Upon roll call vote, all voted aye. Motion adopted.

Steve Riehle, Public Works Director reported Ordinance #9107 related to the aforementioned Board of Equalization hearing.

Motion by Pielstick, second by Cornelius to approve Ordinance #9107.

City Clerk: Ordinance #9107 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinance #9107 on final passage. All those in favor of the passage of this ordinance 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, Ordinance #9107 is declared to be lawfully adopted upon publication as required by law.

#9108 – Consideration of Annexation of Property Located Between the East Side of the Platte Valley Industrial Park and South Locust Street and Between Wildwood Drive and Schimmer Drive (First Reading)

Chad Nability, Regional Planning Director reported Ordinance #9108 related to the aforementioned Public Hearing and this was the first of three readings.

Motion by Pielstick, second by Whitesides to approve Ordinance #9108 on first reading. Upon roll call vote, all voted aye. Motion adopted.

CONSENT AGENDA: Consent Agenda item G-13 was pulled for further discussion. Motion by Cornelius, second by Gilbert to approve the Consent Agenda excluding item G-13. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of January 20, 2007 City Council Special Study Session - Retreat.

Approving Minutes of January 23, 2007 City Council Regular Meeting.

Approving Minutes of February 6, 2007 City Council Study Session.

Approving Request of Susan McAfee, 1863 7th Avenue, Dannebrog, Nebraska for Liquor Manager Designation for Pump & Pantry #11, 704 West 2nd Street contingent upon completing a state approved alcohol server/seller training program.

#2007-29 – Approving Final Plat and Subdivision Agreement for Westwood Park Tenth Subdivision. It was noted that Rudolf, Jeannice and Tim Plate, owners had submitted the Final Plat for Westwood Park Tenth Subdivision located on a tract of land comprising a part of the N1/2 SE1/4 of Section 14-11-10 consisting of approximately 16.822 acres for the purpose of creating 30 lots.

#2007-30 – Approving Final Plat and Subdivision Agreement for Prairie Acres Subdivision. It was noted that Shafer Commercial Properties, LLC, owner had submitted the Final Plat for Prairie Acres Subdivision located on a tract of land comprising a part of the E1/2 SW1/4 of Section 12-11-10 consisting of approximately 28.894 acres for the purpose of creating 76 lots.

#2007-31 – Approving Acquisition of Utility Easement located at the Hall County Corrections Facility on East Highway 30 (Hall County).

#2007-32 – Approving Bid Award for Water Main Project 2007W-1 Located on the North Side of East Highway 30 with The Diamond Engineering Company of Grand Island, Nebraska in an Amount of \$46,344.36.

#2007-33 – Approving Change Order No. 3 for Fire Station #1 Construction with Tri Valley Builders, Inc. of Grand Island, Nebraska for an Increase of \$9,343.00 and a Revised Contract Amount of \$2,396,711.00.

#2007-34 – Approving Memorandum of Understanding with the Nebraska Emergency Management Agency for Hazmat Team Training and Equipment in Handling Hazardous Materials.

#2007-35 – Approving American Legion Baseball Program License Agreement for a Period of 10 Years through December 31, 2016.

#2007-36 – Approving State Bid Award for (1) 2007 One Ton Dump Truck with Sid Dillon Chevrolet of Wahoo, Nebraska in an Amount of \$29,997.00.

#2007-37 – Approving Bid Award for Public Library Asbestos Removal 2007 at 211 North Washington Street with McGill Asbestos Abatement Company of Omaha, Nebraska in an Amount of \$72,834.00. Discussion was held regarding the range of bids submitted. Library Director Steve Fosselman stated McGill Asbestos Abatement Company was a reputable company and testing would be done by another company.

Motion by Whitsides, second by Haase to approve Resolution #2007-37. Upon roll call vote, all voted aye. Motion adopted.

REQUESTS AND REFERRALS:

Consideration of Request from Energy Grains Development Group LLC for a Conditional Use Permit for Construction of an Ethanol Production Facility Located at 1730 and 1898 Wildwood Drive. Craig Lewis, Building Department Director reported this item related to the Public Hearing held at the January 23, 2007 Regular Meeting and discussions held at the February 6, 2007 Study Session.

Jim Greer, 637 MacArthur Avenue questioned whether the ethanol plant would obtain steam from the electrical plant. Utilities Director Gary Mader commented on the high cost of a boiler to produce steam. David Fairchild, 2507 Commerce Avenue commented on air emissions, and Kay Robbins, 404 Syandotte Street spoke in support. Dan Lindstrom, 322 West 39th Street, Kearney – Attorney for Energy Grains was present to answer questions.

Discussion was held regarding the process, next step in the process, and whether this would come back to council for further action. Mr. Lewis stated this would not come back to council except for infrastructure such as water, sewer, etc. Also mentioned were the many state permits that would be required.

Motion by Pielstick, second by Whitesides to approve the request from Energy Grains Development Group LLC for a Conditional Use Permit for an Ethanol Production Facility located at 1730 and 1898 Wildwood Drive with the following conditions:

1). On site wells regulated by the Central Platte Natural Resources District shall also be registered with the City as to location, size, and proposed volume of water to be pumped. A copy of the permit issued shall also be filed with the City of Grand Island.

2). Odor generated at the plant is proposed to be mitigated with thermal oxidizers, these devices shall be operated continually as the plant is in production. Any repair or maintenance of these devices shall occur only when production is halted for such repair and maintenance. As technology advances the Best Available Control Technology (BACT) shall be implemented to control any odors associated with the facility. Documentation of the BACT shall be submitted on a two year cycle to ascertain compliance with these conditions.

3). Air quality and emissions are regulated by the State of Nebraska Department of Environmental Quality. Additionally, in regard to air quality, BACT shall be provided and justified to the City of Grand Island on a two year rotational period. A copy of the permit issued by the State shall be filed with the City.

4). Waste discharges from the production are regulated by the State Department of Environmental Quality, additionally the City of Grand Island Public Works Department shall approve the method and destination of the waste. A copy of any permits issued by the State for discharges shall be filed with the City.

5). Landscaping on the site is proposed in a tree line adjacent to the north boundary line. A landscape plan identifying this proposed planting and additional plantings that comply with the provisions in the zoning regulations shall be presented to and approved by the City of Grand Island prior to issuance of any construction permits.

6). Exterior lighting for the facility shall be predominately down lighting.

7). Construction of the proposed facility shall commence within two years of approval of the conditional use permit. If for any reason, production ceases for any continuous two year period the conditional use permit shall become null and void and require subsequent approvals from the City of Grand Island.

8). A development agreement that identifies the expectations and responsibilities shall be negotiated and implemented between the Developer and the City of Grand Island.

Council found that the application and use promoted the health, safety, and general welfare of the community, protected property against blight and depreciation, and was generally harmonious with the surrounding neighborhood.

Upon roll call vote, Councilmember's Pielstick, Walker, Brown, Whitesides, Haase, and Meyer voted aye. Councilmember's Cornelius, Nickerson, Gericke, and Gilbert voted no. Motion adopted.

RESOLUTIONS:

#2007-38 –Approving One and Six Year Street Improvement Program. Steve Riehle, Public Works Director reported this item related to the aforementioned Public Hearing item.

Motion by Whitesides, second by Meyer to approve Resolution #2007-38. Upon roll call vote, all voted aye. Motion adopted.

#2007-39 – Approving Support of LB 395 – Nebraska Clean Indoor Air Act Relative to Smoking. Dale Shotkoski, City Attorney reported this item was at the request of Councilmember Gilbert. Councilmember Gilbert reported

Councilmember Gilbert spoke in support of Resolution #007-39. Councilmember Whitesides in favor of a partial ban.

Motion by Whitesides, second by Meyer to deny Resolution #2006-39. Upon roll call vote, Councilmember's Pielstick, Walker, Whitesides, and Meyer voted aye. Councilmember's Cornelius, Nickerson, Gericke, Brown, Gilbert, and Haase voted no. Motion failed.

Motion by Nickerson, second by Cornelius to approve Resolution #2007-39. Upon roll call vote, Councilmember's Cornelius, Nickerson, Gericke, Brown, Gilbert, and Haase voted aye. Councilmember's Pielstick, Walker, Whitesides, and Meyer voted no. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Cornelius, second by Haase to approve the Claims for the period of January 24, 2006 through February 13, 2007, for a total amount of \$3,433,740.42. Motion adopted unanimously.

Motion by Cornelius, second by Haase to approve the following Claims for the Library Expansion for the period of January 24, 2007 through February 13, 2007:

#51	\$358,255.49
#52	\$ 156.95

Motion adopted unanimously.

SPECIAL ITEMS:

Discussion Concerning International Association of Fire Fighters (IAFF) Union Litigation and Fraternal Order of Police (FOP) Upcoming Collective Bargaining.

Motion by Whitesides, second by Cornelius to go into executive session at 8:30 p.m. for the purpose of discussing International Association of Fire Fighters (IAFF) union litigation and Fraternal Order of Police (FOP) upcoming collective bargaining. Upon roll call vote, all voted aye. Motion adopted.

Motion by Whitesides, second by Pielstick to reconvene in Regular Session at 8:55 p.m. Upon roll call vote, all voted aye.

ADJOURNMENT: The meeting was adjourned at 8:55 p.m.

RaNae Edwards
City Clerk



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G2

#2007-40 - Approving Acquisition of Utility Easement - Along the East Side of 940 N. Webb Road (JLF, LLC)

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

Staff Contact: Gary R. Mader

RESOLUTION 2007-40

WHEREAS, a public utility easement is required by the City of Grand Island, from JLF,LLC, A Nebraska Limited Liability Company, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on February 27, 2007, for the purpose of discussing the proposed acquisition of an easement located in a part of Lot Ten (10) Meadowlark West Fourth Subdivision, in the City of Grand Island, Hall County, Nebraska, being more particularly described as follows:

The easterly ten (10.0) feet of Lot Ten (10) Meadowlark West Fourth Subdivision, Grand Island, Hall County, Nebraska.

The above-described easement and right-of-way containing a total of 0.045 acres, more or less, as shown on the plat dated February 13, 2007, 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 JLF,LLC, A Nebraska Limited Liability Company, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
February 23, 2007	☐ City Attorney



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G3

#2007-41 - Approving Acquisition of Utility Easement - Along the East Side of 1002 N. Webb Road (Allen Webb Road, LLC)

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

Staff Contact: Gary R. Mader

RESOLUTION 2007-41

WHEREAS, a public utility easement is required by the City of Grand Island, from ALLEN WEBB ROAD, LLC, A Nebraska Limited Liability Company, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on February 27, 2007, for the purpose of discussing the proposed acquisition of an easement located in a part of Lot Eleven (11) Meadowlark West Fourth Subdivision, in the City of Grand Island, Hall County, Nebraska, being more particularly described as follows:

The easterly ten (10.0) feet of Lot Eleven (11), Meadowlark West Fourth Subdivision, Grand Island, Hall County, Nebraska.

The above-described easement and right-of-way containing a total of 0.059 acres, more or less, as shown on the plat dated February 13, 2007, 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 ALLEN WEBB ROAD, LLC, A Nebraska Limited Liability Company, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
February 23, 2007	☐ City Attorney



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G4

#2007-42 - Approving Acquisition of Utility Easement - Along the East Side of 820 N. Webb Road (Allen Phase III, LLC)

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

Staff Contact: Gary R. Mader

RESOLUTION 2007-42

WHEREAS, a public utility easement is required by the City of Grand Island, from ALLEN PHASE III, LLC, A Nebraska Limited Liability Company, to install, upgrade, maintain, and repair public utilities and appurtenances; and

WHEREAS, a public hearing was held on February 27, 2007, for the purpose of discussing the proposed acquisition of an easement located in a part of Lot Thirteen (13) Meadowlark West Fourth Subdivision, in the City of Grand Island, Hall County, Nebraska, being more particularly described as follows:

The easterly ten (10.0) feet of the northerly two hundred six and forty three hundredths feet (206.43') of Lot Thirteen (13), Meadowlark West Fourth Subdivision, Grand Island, Hall County, Nebraska.

The above-described easement and right-of-way containing a total of 0.047 acres, more or less, as shown on the plat dated February 13, 2007, 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 ALLEN PHASE III, LLC, A Nebraska Limited Liability Company, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
February 23, 2007	☐ City Attorney



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G5

**#2007-43 - Approving Bid Award for Water Main District 455 -
Park-View Subdivision**

Staff Contact: Gary R. Mader; DaleShotkoski

Council Agenda Memo

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

Meeting: February 27, 2007

Subject: Bid Award – Water Main District 455
Commerce Avenue and Pioneer Blvd.

Item #'s: G-5

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

Background

Water Main District 455 was created at the request of area residents within the Park-View Subdivision, to provide municipal water service to address the area ground water that has been identified as being polluted by industrial solvents. The district will serve 42 lots along Commerce Avenue, from Blaine Street east to Park Drive; and in Pioneer Blvd., from the end of public water main, east for approximately 750'. District 455 passed the protest period and was continued for construction by the City Council on January 23, 2007.

The construction project would install 8" diameter water mains and service lines within the boundaries of Water Main District 455. The work would be done as an assessment district, which is the Department's standard method for installing water lines in developed areas. The eligible construction costs will be assessed to the property owners within the district's boundary, with assessments collected over a five year period, at 7% simple interest on the unpaid balance. A map of the district is attached for reference.

Discussion

Six construction firms and five information agencies received the bid documents. In accordance with City Procurement Codes, bids were publicly opened at 11:00 a.m. on February 15, 2007. Four bids were received and have been checked and evaluated by Utility engineering staff. All bids were complete.

Bidder	Bid Price	Exceptions	Completion
Starostka Group, Inc. Grand Island NE	\$219,862.80	None	150 days
Diamond Engineering Co. Grand Island NE	\$228,990.11	Yes	Dec. 1, 2007
General Excavation Lincoln NE	\$257,588.34	None	270 days
Judds Bros. Construction Lincoln NE	\$261,422.53	None	90 days

The bid documents specified installing sections of the project by trenchless methods. This was done in order to minimize the impact of access disruptions on the effected property owners.

Alternatives

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

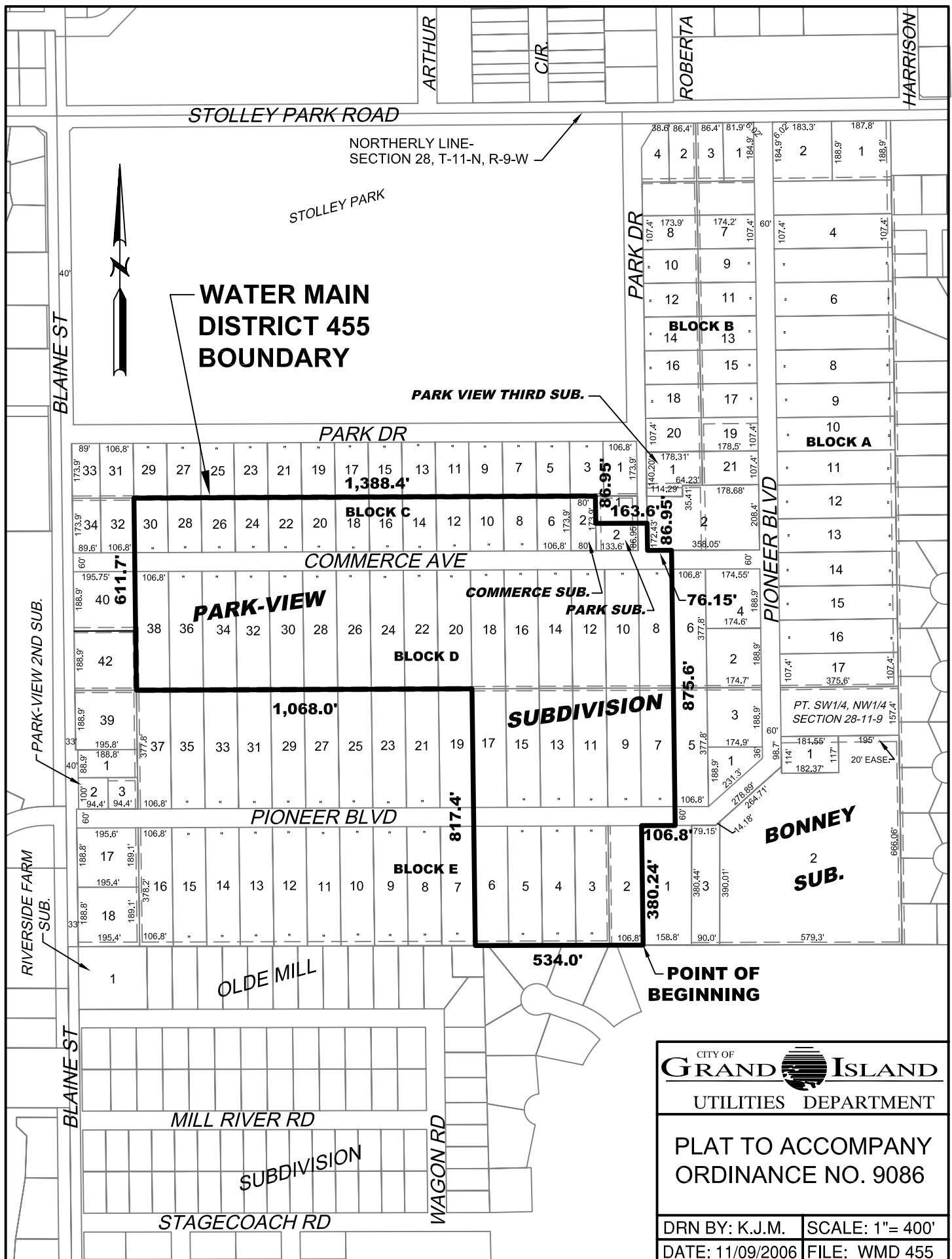
1. Move to approve award of the Contract for construction of Water Main District 455
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the award of the contract for construction of Water Main District 455 to the Starostka Group, Inc., in the amount of \$219,862.80.

Sample Motion

Motion to approve the bid award for construction of Water Main District 455 to the Starostka Group, Inc., of Grand Island, Nebraska.



Purchasing Division of Legal Department
INTEROFFICE MEMORANDUM



Dale M. Shotkoski, Assistant City Attorney

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: February 15, 2007 at 11:00 a.m.

FOR: Water Main District No. 455

DEPARTMENT: Utilities

ENGINEER'S ESTIMATE: \$276,000.00

FUND/ACCOUNT: 525

PUBLICATION DATE: February 2, 2007

NO. POTENTIAL BIDDERS: 4

SUMMARY

Bidder:	<u>General Excavating</u> Lincoln, NE	<u>Judds Bros. Construction Co.</u> Lincoln, NE
Bid Security:	Universal Surety Co.	Inland Insurance Co.
Exceptions:	None	None
Bid Price:	\$257,588.34	\$261,422.53

Bidder:	<u>Starostka Group</u> Grand Island, NE	<u>The Diamond Engineering Co.</u> Grand Island, NE
Bid Security:	Universal Surety Co.	Universal Surety Co.
Exceptions:	None	Noted
Bid Price:	\$219,862.80	\$228,990.11

cc: Gary Mader, Utilities Director
Tom Barnes, Sr. Engineer Phelps Control
Gary Greer, City Administrator
Sherry Peters, Legal Secretary

Bob Smith, Assist. Utilities Director
Pat Gericke, Utilities Admin. Assist.
Dale Shotkoski, Purchasing Agent

RESOLUTION 2007-43

WHEREAS, the City of Grand Island invited sealed bids for Water Main District No. 455, according to plans and specifications on file with the Utility Engineering Office at Phelps Control Center; and

WHEREAS, on February 15, 2007, bids were received, opened and reviewed; and

WHEREAS, The Starostka Group, Inc., of Grand Island, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$219,862.80; and

WHEREAS, The Starostka Group, Inc., bid is less than the estimate for such project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of The Starostka Group, Inc., of Grand Island, Nebraska, in the amount of \$219,862.80 for Water Main District No. 455 is hereby approved as the lowest responsible bid.

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

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
February 23, 2007	☐ City Attorney



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G6

**#2007-44 - Approving Bid Award for Air Heater Baskets & Seals -
Platte Generating Station**

Staff Contact: Gary R. Mader; DaleShotkoski

Council Agenda Memo

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

Meeting: February 27, 2007

Subject: Air Heater Basket & Seal Replacement

Item #'s: G-6

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

Background

In order to improve plant efficiency, the boiler at the Platte Generating Station utilizes an air heater. The combustion gases exit the boiler at temperatures of 750 to 800 degrees and pass through the air heater to preheat the temperature of incoming combustion air to 650 to 700 degrees. The recovery of exiting heat improves the overall thermal efficiency of the Power Plant. The air heater is filled with heat exchangers, called "baskets", which rotate through both the hot exit gas and then through the cold incoming air. The baskets are made of corrugated metal, held in a metal frame. The air heater also uses metal seals to minimize leaking of the combustion air and hot gases. The air heater assembly weighs about 300 tons.

The baskets and seals in the Platte Generating Station air heater are the originals furnished when the plant was built in 1982. Through the 25 years of near continuous operation, these have deteriorated and need to be replaced, and therefore funds were included in the '06-'07 Electric Department budget. Specifications for replacement baskets and seals were developed by plant staff.

Discussion

The specifications for Air Heater Basket & Seal Replacement were publicly advertised and issued for bid in accordance with the City Procurement Code. Responses were received from the following bidders. The engineer's estimate for this project was \$250,000.00.

<u>Bidder</u>	<u>Bid Price</u>
Paragon Airheater Technologies	\$253,147.59
Alstom Power, Inc.	\$192,139.00

Both bids were compliant with the specifications. Alstom Power is the original supplier of the boiler equipment. The Utilities Department recommends awarding the Air Heater Basket & Seal Replacement contract to Alstom Power, Inc. as the low compliant bidder.

Alternatives

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

1. Move to approve the Contract for the Air Heater Basket & Seal Replacement
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council award the Contract for Air Heater Basket and Seal Replacement to Alstom Power, Inc. from Wellsville, NY, as the low responsive bidder, with the bid price of \$192,139.00.

Sample Motion

Motion to approve the Contract for Air Heater Basket and Seal Replacement to Alstom Power, Inc.

Purchasing Division of Legal Department
INTEROFFICE MEMORANDUM



Dale M. Shotkoski, Assistant City Attorney

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: February 6, 2007 at 11:00 a.m.

FOR: Air Heater Baskets & Seals

DEPARTMENT: Utilities

ENGINEER'S ESTIMATE: \$250,000.00

FUND/ACCOUNT: 520

PUBLICATION DATE: January 20, 2007

NO. POTENTIAL BIDDERS: 3

SUMMARY

Bidder:	<u>Paragon Airheater Technologies</u> Corona, CA	<u>Alstom Power, Inc.</u> Wellsville, NY
Bid Security:	\$12,657.40	Westchester Fire Ins. Co.
Exceptions:	None	None
Bid Price:	\$253,147.59	\$192,139.00

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

Bob Smith, Assist. Utilities Director
Dave Kuhlman, Utilities Engineer
Gary Greer, City Administrator
Sherry Peters, Legal Secretary

P1139

RESOLUTION 2007-44

WHEREAS, the City of Grand Island invited sealed bids for an Air Heater Basket and Seal Replacement for the Utilities Department, Platte Generating Station, according to specifications on file with the City Clerk; and

WHEREAS, on February 6, 2007, bids were received, opened and reviewed; and

WHEREAS, Alstom Power, Inc., of Wellsville, New York, submitted a bid in accordance with the terms of the advertisement of bids and specifications and all other statutory requirements contained therein, such bid being in the amount of \$192,139.00; and

WHEREAS, such bid is below the estimate for said Air Heater Basket and Seal Replacement.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Alstom Power, Inc., of Wellsville, New York, in the amount of \$192,139.00 for an Air Heater Basket and Seal Replacement is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G7

**#2007-45 - Approving Bid Award for Mobile Data Systems &
Mobile Digital Video Systems**

Staff Contact: Steve Lamken

Council Agenda Memo

From: Captain Robert Falldorf, Police Department

Meeting: February 27, 2007

Subject: Designation of Data911 Systems as a Sole Source Provider for Future Purchases of Mobile Data Systems and Mobile Digital Video Systems Meeting Designated Specifications

Item #'s: G-7

Presenter(s): Steve Lamken, Chief of Police

Background

In 2006 the Grand Island Police Department developed specifications and went out for bid for mobile data systems and mobile digital video systems to begin the process of equipping their fleet vehicles. The only manufacturer meeting specifications for the bid process was Data911 out of Alameda, California and Chesterfield, Missouri. The police department currently has eleven of their fleet vehicles equipped with the Data911 mobile data and mobile video systems. An additional bid process was initiated in 2007 with bid opening on February 9, 2007 for the purchase of four (4) mobile data and digital video systems. Data911 was the only manufacturer submitting a bid and they met all specifications. Their bid was \$40,856.16. If the purchase of the additional four (4) systems is approved by the City Council, that will allow us to have fifteen (15) of our eighteen (18) fleet vehicles equipped with Data911 mobile data and mobile video systems.

The police department did receive a letter dated January 22, 2007 from Data911 Systems stating that they are the sole source provider of the Data911 M5 Mobile Data Systems.

Discussion

For future purchases, the police department is asking the City Council to designate Data911 Systems as the sole source provider for our mobile data and digital video systems. This would alleviate the need to go out for bid every time additional mobile data and digital video systems are purchased. The police department would like to make all mobile data and digital video systems in our vehicles consistent, and the future purchase of Data911 systems only would accomplish that.

Alternatives

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

1. Approve Data911 Systems as the sole source provider of mobile data systems and mobile video systems meeting designated specifications.
2. Send to committee for further discussion.
3. Table for more discussion.
4. Take no action.

Recommendation

City Administration recommends that the Council approve Data911 Systems as the sole source provider for the police department for mobile data systems and mobile video systems meeting designated specifications.

Sample Motion

Approve Data911 Systems as the sole source provider for the police department for mobile data systems and mobile video systems meeting designated specifications.

Data911
Mobile Computer Systems

January 22, 2007

Captain Robert Falldorf
Grand Island Police Department
131 S. Locust Street
Grand Island, NE 68801

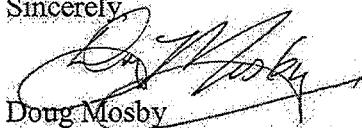
Dear Captain Falldorf:

This letter certifies that Data911, a wholly owned subsidiary of Hubb Systems, LLC is the sole source for the Data911 M5 Mobile Data System. The Data911 M5 Mobile Data System is solely manufactured by Data911 Systems in Alameda, California. Below is a list of benefits which make the Data911 M5 Mobile Data System a unique product.

- 1.) Our mounting solution for the Ford Crown Victoria is 100% compliant with published airbag safety standards.
- 2.) The Data911 high bright touchscreen offers display visibility in all lighting conditions including direct sunlight.
- 3.) The Data911 M5 Mobile Data System operates under extreme operating temperatures, shock, vibration, and humidity. (For exact details, please refer to specifications.)
- 4.) The Data911 M5 Mobile Data System has flexible modular design in order to accommodate a wide range of Law Enforcement vehicles. Including a dual display option for Command Vehicle installations.

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

Sincerely,



Doug Mosby
Contract Administration Manager

Purchasing Division of Legal Department
INTEROFFICE MEMORANDUM



Dale M. Shotkoski, Assistant City Attorney

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: February 9, 2007 at 11:00 a.m.

FOR: Mobile Data Systems & Mobile Digital Video Systems

DEPARTMENT: Police

ENGINEER'S ESTIMATE: \$40,857.00

FUND/ACCOUNT: 10022301-85615

PUBLICATION DATE: January 25, 2007

NO. POTENTIAL BIDDERS: 2

SUMMARY

Bidder:	<u>Data 911</u> Chesterfield, MO	<u>MPH Industries</u> Owensboro, KY
Bid Security:	\$2,042.80	
Exceptions:	None	
Bid Price:	\$40,856.16	No Bid

cc: Steve Lamken, Police Chief
Gary Greer, City Administrator
Sherry Peters, Legal Secretary

Captain Robert Falldorf
Dale Shotkoski, Purchasing Agent

P1141

R E S O L U T I O N 2007-45

WHEREAS, the Grand Island Police Department fleet vehicles are equipped with mobile data and digital video systems; and

WHEREAS, the City of Grand Island invited bids for four additional mobile data and digital video systems in accordance with bid specifications on file with the Grand Island Police Department; and

WHEREAS, on February 9, 2007, one bid was received from Data911 Mobile Computer Systems of Chesterfield, Missouri; and

WHEREAS, Data911 Systems is the manufacturer of the Data911 mobile data and digital video systems; and

WHEREAS, to streamline the process for future purchases of mobile data and digital video systems, it is requested that Data911 Mobile Computer Systems be designated as the sole source provider for such repair work; and

WHEREAS, that the bid of Data911 Mobile Computer Systems, of Chesterfield, Missouri, in the amount of \$40,856.16 for the purchase of four mobile data systems and mobile digital video systems is hereby approved as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that Data911 Mobile Computer Systems, of Chesterfield, Missouri is hereby designated as the sole source provider for the future purchaser of mobile data systems and mobile digital video systems for the Grand Island Police Department.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G8

**#2007-46 - Approving Change Order #4 with Tri Valley Builders
for Fire Station #1 Construction**

Staff Contact: Jim Rowell, Fire Chief

Council Agenda Memo

From: Jim Rowell, Fire Chief
Meeting: February 27, 2007
Subject: Fire Station Change Order #4
Item #'s: G-8
Presenter(s): Jim Rowell, Fire Chief

Background

City Council approved the Fire Station No. 1 Construction Project April 11, 2006. The construction of this project continues to move along very well with a scheduled completion date of 2007.

There have been three change orders since the beginning of this project.

Change order #1 was approved May 23, 2006. This change order resulted in a reduction of \$125,000.00 in project costs due to the use of alternative materials.

Change order #2 was approved September 12, 2006. This change order resulted in a cost increase of \$56,541.00 which included: water lines, sewer line, locating the water line under the street, and dewatering. Also included was the relocation of the electrical connection, door closers, door smoke seals, and the sidewalk along Fonner Park Road.

Change Order #3 was approved February 13, 2007. This change order was a single item providing for the replacement of the four acrylic showers with four ceramic tile showers at a cost of \$9,343.00.

Discussion

Change Order #4 consists of three items; three security locks, four light fixtures, and changing the storm water drains to plastic pipe. The first two items are increased costs and the third is a reduction in cost. The overall cost is a reduction of \$656.00.

The security lock system is an increase in cost of \$3,472.00 and provides for key pads at three doors eliminating the need for each firefighter to carry a key. This system provides

authorized access while providing greater security and is similar to the other stations security devices.

The light fixtures are required in the shower areas and are necessary due to the change in the construction of the shower areas. The additional cost is \$1,057.00 for fixtures, materials and labor.

The third item is the change in materials for the storm water drainage system. Changing from concrete to plastic pipe reduces the cost by \$5,185.00.

Change Order #4 results in a reduction in project costs of \$656.00.

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 #4.

Sample Motion

Motion to approve Change Order #4 for fire station construction project.



AIA[®] Document G701[™] – 2001

Change Order

PROJECT (Name and address):	CHANGE ORDER NUMBER: 004	OWNER: <input checked="" type="checkbox"/>
GRAND ISLAND FIRE STATION #1	DATE: February 08, 2007	ARCHITECT: <input checked="" type="checkbox"/>
GRAND ISLAND, NEBRASKA		CONTRACTOR: <input checked="" type="checkbox"/>
TO CONTRACTOR (Name and address):	ARCHITECT'S PROJECT NUMBER: 05140	FIELD: <input type="checkbox"/>
TRI VALLEY BUILDERS, INC.	CONTRACT DATE: April 04, 2006	OTHER: <input type="checkbox"/>
PO BOX 2341	CONTRACT FOR: General Construction	
GRAND ISLAND, NE 68802-2341		

THE CONTRACT IS CHANGED AS FOLLOWS:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)

Item 1: Add light in shower in Rooms, 121, 122, 123 and 124.	ADD \$1,057.00
Item 2: Add keypad capabilities to Doors 102A, 104A and walk-in door in non-attached garage.	ADD \$3,472.00
Item 3: Change storm sewer pipe material from reinforced concrete pipe to HDPE pipe (PVC).	DEDUCT (\$5,185.00)

TOTAL DEDUCT THIS CHANGE ORDER	(\$ 656.00)
---------------------------------------	--------------------

The original Contract Sum was	\$ 2,195,000.00
The net change by previously authorized Change Orders	\$ 201,711.00
The Contract Sum prior to this Change Order was	\$ 2,396,711.00
The Contract Sum will be decreased by this Change Order in the amount of	\$ (656.00)
The new Contract Sum including this Change Order will be	\$ 2,396,055.00

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

The date of Substantial Completion as of the date of this Change Order therefore is unchanged.

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.

CANNON MOSS BRYGGER & ASSOC.
ARCHITECT (Firm name)

2535 CARLETON AVENUE, SUITE A
GRAND ISLAND, NE 68803

ADDRESS

BY (Signature)

JAMES R. BRISNEHAN

(Typed name)

DATE

2-8-07

TRI VALLEY BUILDERS, INC.

CONTRACTOR (Firm name)

PO BOX 2341
GRAND ISLAND, NE 68802-2341

ADDRESS

BY (Signature)

DONALD L. SKEEN

(Typed name)

DATE

2-8-07

CITY OF GRAND ISLAND

OWNER (Firm name)

P.O. BOX 1968
GRAND ISLAND, NE 68802

ADDRESS

BY (Signature)

MARGARET HORNADY

(Typed name)

DATE

RESOLUTION 2007-46

WHEREAS, on April 11, 2006, by Resolution 2006-123, the City Council of the City of Grand Island awarded Tri Valley Builders, Inc. of Grand Island, Nebraska, the bid for the construction of Fire Station No. 1 at a base bid of \$2,195,000 plus four alternates resulting in a total bid cost of \$2,455,500; and

WHEREAS, on February 13, 2007, by Resolution 2007-46, the City of Grand Island approved Change Order #3 for such project resulting in a total bid cost of \$2,396,711.00; and

WHEREAS, it is recommended that modifications to the work to be done by Tri Valley Builders, Inc. are necessary; and

WHEREAS, such modifications have been incorporated into Change Order No. 4; and

WHEREAS, the result of such modification will decrease the contract amount by \$656.00 for a revised contract price of \$2,396,055.00.

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. 4 between the City of Grand Island and Tri Valley Builders, Inc. of Grand Island, Nebraska to provide the modifications set out as follows:

Add light in shower in Rooms 121, 122, 123 and 124.....\$1,057.00
Add keypad capabilities to Doors 102A, 104A and walk-in door in non-attached garage.....\$3,472.00
Change storm sewer pipe material from reinforced concrete pipe to HDPE pipe (PVC)..... - \$5,185.00

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
February 23, 2007	☐ City Attorney



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G9

**#2007-47 - Approving Acquisition of Public Utility Easement
Located Between 13th Street and State Street, West of the Moores
Creek Drainway (Shafer Commercial Properties, L.L.C.)**

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

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

RESOLUTION 2007-47

WHEREAS, a public utility easement is required by the City of Grand Island, from SHAFER COMMERCIAL PROPERTIES, L.L.C., A Nebraska Limited Liability Company, to construct, operate, maintain, extend, repair, replace and remove public utilities, including, but not limited to, sanitary sewers, storm sewers, water mains, electric utility poles, overhead and underground power lines, manholes, pipelines, surface markers, and other appurtenances; and

WHEREAS, a public hearing was held on February 27, 2007, for the purpose of discussing the proposed acquisition of an easement located in a part of the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) in Section Twelve (12), Township Eleven (11) North, Range Ten (10) West of the 6th P.M., in the City of Grand Island, Hall County, Nebraska, being more particularly described as follows:

First to ascertain the point of beginning, start at the southeast corner of said Southwest Quarter (SW $\frac{1}{4}$); thence N00°34'35"W, along and upon the east line of said Southwest Quarter (SW $\frac{1}{4}$), a distance of One Thousand Thirty Five and Two Hundredths (1,035.02) feet; thence N84°36'12"W, a distance of One Hundred Twenty Eight and Seven Tenths (128.70) feet to a point which is, One Hundred Twenty Eight (128.0) feet west of (measured perpendicular to) the east line of said Southwest Quarter (SW $\frac{1}{4}$), said point being on the westerly line of a 48' wide Sanitary Sewer Easement, and also being the ACTUAL point of beginning; thence continuing 84°36'12"W, along and upon the previously described course, a distance of One Hundred Twenty Nine and Sixty Seven Hundredths (129.67) feet; thence N89°50'04"W, a distance of Four Hundred Forty Three and Thirty One Hundredths (443.31) feet to a point; thence S00°42'53"E, along and upon a line for a distance of Forty (40.0) feet; thence S89°50'04"E, a distance of Four Hundred Forty and Eighty Seven Hundredths (440.87) feet; thence S84°36'12"E, a distance of One Hundred Thirty Two and Three Hundredths (132.03) feet to a point on the westerly line of said 48' wide Sanitary Sewer Easement; thence N00°34'35"W, along and upon the westerly line of said 48' wide Sanitary Sewer Easement, a distance of Forty and Twenty Two Hundredths (40.22) feet to the ACTUAL point of beginning and containing 22,915 square feet, more or less.

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 SHAFER COMMERCIAL PROPERTIES, L.L.C., A Nebraska Limited Liability Company, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Approved as to Form	☐ _____
February 23, 2007	☐ City Attorney

RESOLUTION NO. 2007-47 (Cont.)

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G10

**#2007-48 - Approving Final Application for Safe Routes to Schools
Project - Walnut Middle School**

Staff Contact: Joni Kuzma

Council Agenda Memo

From: Steve Riehle, Public Works Director

Council Meeting: February 27, 2007

Subject: Approve Safe Routes to Schools Final application

Item #'s: G-10

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). A maximum of \$250,000 is available to communities, schools or 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 K-8 school children to walk and bike to school.

In December 2006, the City submitted Intent to Apply applications for projects at all three middle schools: Westridge, Barr, and Walnut. The grant review committee gave preliminary approval to one of the proposed projects: shifting the driveway of Walnut Middle School, installing a traffic signal, and educating pedestrians & drivers regarding walking/biking & vehicle safety. As a result, the City submitted a draft application for the Walnut Middle School project in January 2007. In February, the City was invited to submit final infrastructure and non-infrastructure applications for the project. The final application is due March 16, 2007.

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.

Grants will be considered in 2 categories, Infrastructure and Non-Infrastructure.

1) Infrastructure Grant Application

The infrastructure part of the project will shift the entrance to the school from Custer Avenue south to align with 15th Street and provide for installation of a traffic signal. The project will improve vehicular traffic flow and reduce numerous pedestrian safety concerns.

2) Non-Infrastructure Grant Application

The non-infrastructure part of the project will include education, enforcement, and encouragement to complement infrastructure improvements.

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 applications and authorize the Mayor to sign all related documents.
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 applications be approved and authorize the Mayor to sign all related documents.

Sample Motion

Motion to approve submission of the proposed applications and authorize the Mayor to sign all related documents.



Nebraska Department of Roads

Safe Routes to School Program

INFRASTRUCTURE

Final Application Form Instructions

The following pages provide instructions for completing the final Safe Routes to School Infrastructure Project Application Form. The final application form is attached to these instructions and is intended to be completed after you have met with the Project Coordinator assigned to your project. It includes additional sections 10-13 not found on the draft application.

Please answer all questions directly on the form within the space provided. Attach any additional information you believe will more fully explain and support the proposed project or activity. However, attachments are limited to a total of 10 pages including the required attachments (maps, budgets, and resolution) listed on Page 6. Letters of support (see Page 4, Item 11) and Photographs (see Page 4, Item 13) will not be included in the 10-page limit.

1. Applicant:

Provide information regarding the applicant that will own and maintain the project. Attach a resolution from the applicant showing support of the proposed project. If the project applicant is a non-profit organization or school, and the infrastructure project is located off school property, a resolution is required from the jurisdiction responsible for the project location (see enclosed sample).

2. Applicant Contact Person:

Provide the name, address, daytime telephone number, fax number and e-mail address (if applicable) of the person who is submitting and directing this project.

3. Signature:

Contact Person - This is the person identified in Item 2 who will be responsible for the management and implementation of the proposed project.

4. Signature:

Applicant - This is the mayor, chairperson, principal, or superintendent listed in Item 1.

5. Project Name:

Provide a name for the project.

6. Project Description / Location:

Provide a description of the proposed scope of work for this project. Include information on the specific items of work to be performed with the funds requested and the location of the project.

a) Describe the current conditions for walking and bicycling to school.

- What are the obstacles (physical or perceived) to walking and bicycling to/from the school?
- What are the current risks facing children who walk and bicycle to/from school?
- Provide relevant information such as crash data, traffic counts, demographics, community and school surveys or audits, speed limits, environmental factors as appropriate, etc.
- Provide a brief history of the neighborhood traffic issues to demonstrate the need for the proposed project
- Indicate if a traffic study has been completed. Traffic studies should follow the federal requirements listed within the *Manual on Uniform Traffic Control Devices*, which can be found at <http://mutcd.fhwa.dot.gov/pdfs/2003r1/pdf-index.htm>.

b) Provide the following information about the affected school and student population:

- School Name
- School Grade Level (i.e., K-8, K-6)
- School Enrollment Data
- Distance Eligibility for Riding a Bus (radius) in Miles
- Number of Students who Currently Walk to School
- Number of Students who Currently Bicycle to School
- Number of Students who are Driven to School
- Number of Students who are Eligible for Busing
- Number of Students Living Within Two Miles of School

c) Describe how the project will help enable and encourage students to walk and bicycle to/from school. Please include how you will address the 5E's (Engineering, Education, Encouragement, Enforcement, and Evaluation) of a comprehensive safe routes to school program.

NOTE: Please attach an 8 ½" x 11" map showing the project location, and identify any problem areas and proposed changes. The map should be labeled to identify the school location, and show where photographs were taken (see Item 13).

7. Project Cost:

Identify the cost of this project. Provide the total cost of the project and the amount of federal funding requested. Attach an itemized budget showing construction items, estimated unit costs, and estimated quantities. Preliminary engineering and construction inspection/testing are also eligible expenses (see enclosed sample budget).

8. Additional Funds Leveraged

Check the box indicating if any other funds are being leveraged. If yes, please identify the percentage of the total project cost provided by additional funding, and list the additional funding source(s).

9. Project Type

Check the box indicating your project type as shown below.

Traffic calming or speed reduction improvements: roundabouts, bulb-outs, speed humps, raised crossings, raised intersections, median refuges, narrowed traffic lanes, lane reductions, full- or half-street closures, automated speed enforcement, and variable speed limits.

Pedestrian and bicycle crossing improvements: crossings, median refuges, raised crossings, raised intersections, traffic control devices (including new or upgraded traffic signals, pavement markings, and traffic stripes).

Sidewalk improvements: new sidewalks, sidewalk widening, sidewalk gap closures, sidewalk repairs, curbs, gutters, and curb ramps.

Off-street bicycle and pedestrian facilities: exclusive multi-use bicycle and pedestrian trails and pathways that are separated from a roadway.

Secure bicycle parking facilities: bicycle parking racks, bicycle lockers, designated areas with safety lighting, and covered bicycle shelters.

Traffic diversion improvements in the vicinity of schools: separation of pedestrians and bicycles from vehicular traffic adjacent to school facilities, and traffic diversion away from school zones or designated routes to a school.

10. Transportation/Community Plans

Please identify if this project is part of a planning document, i.e., Safe Routes to School Plan, Traffic Safety Plan, etc. If yes, please attach a copy of the plans, which will not be included in the 10-page limit.

11. Project Support and Partnerships

Provide the names of organizations that support this project, as well as, the organization's contribution to making the project a success. Describe any partnerships that were created in developing the project proposal, and how those partnerships will develop through project implementation. Also, please state the current level of support from the general public, other groups and organizations. Attach documentation from them affirming this support.

12. Evaluation

The main goal of the SRTS Program is to enable and encourage students to walk and bicycle to/from school. Should this project be awarded funding, you will be required to measure project outcomes by collecting information prior to starting the project, and after the project is complete. A standard survey has been provided for you to collect data at the participating school(s). Please describe how you plan to distribute and collect completed surveys. Please note that a survey data entry spreadsheet is available upon request. The survey does not need to be completed during this application process.

13. Photographs

Please provide a maximum of 10 photographs of the proposed project area. Photographs should identify the current walking/biking situation as described in Item 6 above. The photographs should be labeled and denoted on the map.

Send one completed application to: Kelly Morgan
Nebraska Safe Routes to School State Coordinator
Sinclair Hille Architects
700 Q Street
Lincoln, NE 68508

Additional forms and budget spreadsheets may be downloaded from www.SafeRoutesNE.com

State of Nebraska
Department of Roads

Safe Routes to School Infrastructure Project Request (Final)

1.	APPLICANT NAME: <i>City of Grand Island</i>	TYPE OF APPLICANT (<i>Check One</i>): <input type="checkbox"/> Village <input checked="" type="checkbox"/> City <input type="checkbox"/> County <input type="checkbox"/> School <input type="checkbox"/> NRD <input type="checkbox"/> State <input type="checkbox"/> School District <input type="checkbox"/> Other			
2.	APPLICANT CONTACT PERSON: Joni Kuzma	FAX NUMBER: (308) 385-5423			
	MAILING ADDRESS: (<i>Street</i>) <i>P.O Box 1968</i>	CITY: Grand Island		STATE: NE	ZIP: 68801
	DAYTIME PHONE: (308) 385-5444, ext. 248	E-MAIL: jkuzma@grand-island.com			
3.	CONTACT PERSON: (<i>Print Name & Title</i>) Joni Kuzma, Development/Grants Specialist	SIGNATURE			DATE:
4.	APPLICANT: (<i>Print Name & Title</i>) Steve Riehle, Public Works Director/City Engineer	SIGNATURE			DATE:

5.	PROJECT NAME: (<i>Example: Rushville Pedestrian & Bicycle Trail; Hawthorne Elementary School Traffic Diversion Improvement</i>) <i>Walnut Middle School Pedestrian Safety Project</i>
6.	<p>PROJECT DESCRIPTION/LOCATION: (<i>Include location, work to be performed, attach map, & photographs</i>)</p> <p>The infrastructure project at Walnut Middle School, 1600 N. Custer Avenue will shift the main driveway to the school off of Custer Avenue to align with 15th Street and install a traffic signal, to improve walking/biking safety and reduce traffic congestion. A variety of safety adjustments have been studied and a number implemented over the past five years in an effort to increase student safety and improve traffic flow. At one point, drivers were encouraged through signage to drop-off students in a one-way pattern through the school drive-way. The effort was unsuccessful because many parents want to drop off their children close to school, while a large numbers of young drivers prefer to stop on Custer Avenue to drop-off their siblings. In addition, the use of one-ways was largely ignored by motorists because it was deemed an inconvenience that did little to improve safety. A three-way stop sign at the main school driveway at Custer Avenue is the most recent attempt to improve safety for walking/biking students and reduce traffic congestion. Unfortunately, there have been multiple "near misses" of pedestrians, including the custodial staff who have been bumped by vehicles and verbally abused when they place the stop signs in the street.</p> <p>a) CURRENT WALK/BICYCLE CONDITIONS: Vehicle and pedestrian safety is compromised near the school by: 1) the offset between the driveway and the 15th and 16th Street intersections along Custer Avenue, 2) the location of the crosswalks in relation to driveways and intersections, 3) motorist frustration with temporary 3-way stop signs, 4) student pick-up and drop-off along Custer Avenue, 5) motorists passing on the right, and 6) traffic for G.I. Senior High, Central Catholic Jr/Sr High, and two Elementary schools. Custer Avenue is a collector street with a posted speed limit of 30 MPH. The school is located on Custer Avenue midway between 13th Street and State Street - both carrying over ____ VPD. Although a formal traffic study has not been conducted for the area, numerous mini-studies show growth in traffic counts in the area, with an increasing number of high school aged drivers. Accidents at this location have been as high as 11 per year in the past 5 years. These safety issues present significant obstacles to walking/biking, safe drop-off and pick-up, and efficient traffic movement. Previous traffic control efforts in this predominantly residential neighborhood using temporary stop signs, one-ways, other signage and education have not improved pedestrian or vehicular safety.</p> <p>b) SCHOOL AND STUDENT DEMOGRAPHICS: Walnut Middle School has 865 sixth to eighth grade students, of whom 45.5% are of Hispanic origin. Of the student body, 70% qualify for reduced-price meals and 23% are English language learners. Over 90% of the Walnut students live within two miles of the school. School bussing is neither provided nor available. A December 2006 survey, answered by 636 students, indicated that 67% never walk and almost 81% never bike to school. Over 9% of those who did not walk and more than 12% of those who did not ride a bike reported traffic safety concerns as the reason.</p>

	<p>c) DESCRIBE HOW THE PROJECT WILL ENABLE & ENCOURAGE K-8 STUDENTS TO WALK AND BICYCLE TO SCHOOL: Engineering for the project will improve traffic flow and increase safety for walking or biking. The Education component will enlist students in the design and implementation of the educational campaign and capitalize on middle school behaviors of behavioral autonomy, value autonomy, and the strong need to belong to a peer group. Parents and faculty will encourage healthy behaviors of walking and biking and work to shift the community norm from driving children to school to walking/biking. Enforcement and enhanced traffic surveillance by law enforcement will further ensure safety for walking/biking by increasing community adherence to traffic laws and walking/biking rules.</p>	
7.	PROJECT COST TOTAL: \$232,000 FEDERAL FUNDS REQUESTED: \$217,000	
8.	ADDITIONAL FUNDS: <i>(If yes, please describe)</i> <input checked="" type="checkbox"/> yes \$15,000 from Grand Island Public Schools <input type="checkbox"/> no	PERCENTAGE OF TOTAL PROJECT COST: 7%
9.	PROJECT TYPE: <input type="checkbox"/> Traffic Calming or Speed Reduction Improvements <input checked="" type="checkbox"/> Pedestrian and bicycle crossing improvements <input type="checkbox"/> Sidewalk improvements <input type="checkbox"/> Off-street bicycle and pedestrian facilities <input type="checkbox"/> Secure bicycle parking facilities <input checked="" type="checkbox"/> Traffic diversion improvements in the vicinity of schools	
10.	IDENTIFY IF THIS PROJECT IS PART OF AN OFFICIAL PLANNING DOCUMENT: This project is a part of the One and Six YearStreet Improvement Plan that was adopted by the Hall County Regional Planning Commission and the City of Grand Island in 2006.	
11.	THIS PROJECT IS SUPPORTED BY: The project is a collaborative effort of the City of Grand Island, Grand Island Public Schools, the Central District Health Department, and Tri-Cities Safe Kids. The City will be the fiscal agent and infrastructure construction coordinator. The School system will contribute \$15,000 to infrastructure improvements and allow student and staff participation in non-infrastructure programming. The Central District Health Department and Tri-Cities Safe Kids will provide staff to develop, implement and evaluate all non-infrastructure pedestrian/bicycle and traffic safety education programming. Residents in the area have voiced support for the project, especially support for removal of the temporary stop signs. Residents note that improved traffic flow would enable them to actually get out of their driveways in the morning and reduce collisions with resident vehicles parked on the street.	
12.	DESCRIBE HOW YOU WILL EVALUATE THE PROJECT OUTCOMES: Evaluation will include, 1) resource evaluation (adherence to budget and timeline for infrastructure project), 2) process measures (participation of students, parents and school faculty in program development and implementation), 3) Outcome measures (increased number of walkers/bikers as measured by a repeat survey six months after program implementation), and 4) A formal traffic engineering study (traffic congestion, pedestrian safety, accidents, student drop-off practices, observation, etc.). A pedestrian/bicycle survey was distributed to Walnut students by the Public Schools Administration....how? Surveys were returned to the school and tabulated. A follow-up survey will be distributed to students at the project completion and data tabulated in the same manner.	

Attach the following required items:

- Budget
- Map (8 ½ x 11 only) (Maps of some communities may be obtained from the Department of Roads Map Sales at 402-479-4503).
- Photographs
- Resolution



Nebraska Department of Roads

Safe Routes to School Program

NONINFRASTRUCTURE

Final Application Form Instructions

The following pages provide instructions for completing the final Safe Routes to School Noninfrastructure Application Form. The final application form is attached to these instructions and is intended to be completed after you have met with the Project Coordinator assigned to your project. It includes additional sections 10-12 not found on the draft application.

Please answer all questions directly on the form within the space provided. Attach any additional information you believe will more fully explain and support the proposed project or activity. However, attachments are limited to a total of 10 pages including the required attachments (maps, budgets, resolution listed on Page 6. Letters of support (described in Item 11) will not be included in the 10-page limit.

1. Applicant:

Provide information regarding the applicant that will own and maintain the project. Attach a resolution from the applicant showing support of the proposed project (see enclosed sample).

2. Applicant Contact Person:

Provide the name, address, daytime telephone number, fax number and e-mail address (if applicable) of the person who is submitting and directing this project.

3. Signature:

Contact Person - This is the person identified in Item 2 who will be responsible for the management and implementation of the proposed project.

4. Signature:

Applicant - This is the mayor, chairperson, principal, or superintendent listed in Item 1.

5. Project Name:

Provide a name for the project.

6. Project Description / Location:

Provide a description of the proposed scope of work for this project. Include information on the specific items of work to be performed with the funds requested and the location of the project.

a) Describe the current conditions for walking and bicycling to school.

- What are the obstacles (physical or perceived) to walking and bicycling to/from the school?
- What are the current risks facing children who walk and bicycle to/from school?
- Provide relevant information such as crash data, traffic counts, demographics, community and school surveys or audits, speed limits, environmental factors as appropriate, etc.
- Provide a brief history of the neighborhood traffic issues to demonstrate the need for the proposed project

b) Provide the following information about the affected school(s) and student population(s):

- School Name
- School Grade Level (i.e., K-8, K-6)
- School Enrollment Data
- Distance Eligibility for Riding a Bus (radius) in Miles
- Number of Students who Currently Walk to School
- Number of Students who Currently Bicycle to School
- Number of Students who are Driven to School
- Number of Students who are Eligible for Busing
- Number of Students Living Within Two Miles of School

c) Describe how the project will help enable and encourage students to walk and bicycle to/from school. Please include how you will address the 5E's (Engineering, Education, Encouragement, Enforcement, and Evaluation) of a comprehensive safe routes to school program.

NOTE: Please attach an 8 ½" x 11" map showing the project and/or school location if applicable.

7. Project Cost:

Identify the cost of this project. Provide the total cost of the project and the amount of federal funding requested. Attach an itemized budget showing necessary items to complete the activity, estimated unit costs, and estimated quantities (see enclosed sample budget).

8. Additional Funds Leveraged:

Check the box indicating if any other funds are being leveraged. If yes, please identify the percentage of the total project cost provided by additional funding, and list the additional funding source(s).

9. Project Type:

Check the box indicating your project type as shown below.

Public awareness campaigns and outreach to press and community leaders: Any promotional activity that draws attention to bicycling and walking for transportation. This can include any number of tools such as flyers, print and media advertising, letter campaigns, contests, special events, etc.

Traffic education and enforcement in the vicinity of schools: Provide training and coordination for crossing guard programs, costs for additional law enforcement or equipment needed for specific SRTS enforcement activities, etc.

Student sessions on bicycle and pedestrian safety, health, and environment: Classes or discussions that teach students and/or parents safety practices relating to bicycling and pedestrian behavior, such as the proper way to cross streets, use sidewalks, load and unload buses, avoid darting out from between parked cars, helmet use, and bicycle skills, etc.

Funding for training, volunteers, and managers of safe routes to school programs: Paying designated local coordinators for time to start up a program is an allowable expense. Volunteers who assist with a program may be reimbursed for their expenses, but not for their time.

10. Existing Programs:

Describe any existing programs at the applicant schools that educate students on how to walk and bicycle to school safely, and encourage walking and bicycling.

11. Project Support and Partnerships:

Provide the names of organizations that support this project, as well as the organization's contribution to making the project a success. Describe any partnerships that were created in developing the project proposal, and how those partnerships will develop through project implementation. Also, please state the current level of support from the general public, other groups and organizations. Attach documentation from them affirming this support.

12. Evaluation:

The main goal of the SRTS Program is to enable and encourage students to walk and bicycle to/from school. Should this project be awarded funding, you will be required to measure project outcomes by collecting information prior to starting the project, and after the project is complete. A standard survey has been provided for you to collect data at the participating school(s). Please describe how you plan to distribute and collect completed surveys.

Send one completed application to: Kelly Morgan
Nebraska Safe Routes to School State Coordinator
Sinclair Hille Architects
700 Q Street
Lincoln, NE 68508

Additional forms and budget spreadsheets may be downloaded from www.SafeRoutes.NE.com

State of Nebraska
Department of Roads

Safe Routes to School Noninfrastructure Project Request (Final)

1.	APPLICANT NAME: City of Grand Island	TYPE OF APPLICANT (<i>Check One</i>):			
		<input type="checkbox"/> Village	<input checked="" type="checkbox"/> City	<input type="checkbox"/> County	<input type="checkbox"/> School
		<input type="checkbox"/> NRD	<input type="checkbox"/> State	<input type="checkbox"/> School District	<input type="checkbox"/> Other
2.	APPLICANT CONTACT PERSON: Joni Kuzma		FAX NUMBER: (308) 385-5423		
	MAILING ADDRESS: (<i>Street</i>) P.O. Box 1968	CITY: Grand Island	STATE: NE	ZIP: 68802	
	DAYTIME PHONE: (308) 385-5444, ext. 248	E-MAIL: jkuzma@grand-island.com			
3.	CONTACT PERSON: (<i>Print Name & Title</i>) Joni Kuzma, Development/Grants Specialist		SIGNATURE		DATE:
4.	APPLICANT: (<i>Print Name & Title</i>) Steve Riehle, Public Works Director/City Engineer		SIGNATURE		DATE:

5.	PROJECT NAME: (<i>Example: Ogallala Public Schools Walk to School Day; Ralston Crossing Guard Training Program</i>) Walnut Middle School Pedestrian Safety Project
6.	<p>PROJECT DESCRIPTION/LOCATION: (<i>Include location, work to be performed, and attach map</i>)</p> <p>The non-infrastructure project is at Walnut Middle School, 1600 N. Custer Ave. It shifts the main driveway to the school off of Custer Ave. to align with 15th St. and install a traffic signal. The non-infrastructure project will increase the percent of students who walk/bike by making it a "cool" choice for them and a "healthy" choice for their parents. The program targets normal adolescent behavioral autonomy (ability to make independent decisions) and value autonomy (development of a set of principles about right and wrong), along with the great power of peer group influence. Meetings with parents will reveal additional insight into reasons for not walking/biking and lead to parent education safety and health of walking/biking. A student designed campaign will increase the percentage of students who walk/bike to school. Students will create: 1) a walk/bike program that changes the current culture of the school to one where walking/biking is not only acceptable, but desirable; 2) a logo contest for students to peak interest and create incentives. Student teams will participate in walk/bike contests, recording their activities for incentives. The Project Coordinator, School Resource Officer, and Tri-City Safe Kids Personnel will provide student education sessions and reinforcement education on personal responsibility related to traffic rules and the benefits of physical activity</p> <p>a) CURRENT WALK/BICYCLE CONDITIONS:</p> <p>Vehicle and pedestrian safety is compromised near the school by: 1) the offset between the driveway and the 15th and 16th Street intersections along Custer Avenue, 2) the location of the crosswalks in relation to driveways and intersections, 3) motorist frustration with temporary 3-way stop signs, 4) student pick-up and drop-off along Custer Avenue, 5) motorists passing on the right, and 6) traffic for G.I. Senior High, Central Catholic Jr/Sr High, and two Elementary schools. Custer Avenue is a collector street with a posted speed limit of 30 MPH. The school is located on Custer Avenue midway between 13th Street and State Street - both carrying over ____ VPD. Although a formal traffic study has not been conducted for the area, numerous mini-studies show growth in traffic counts in the area, with an increasing number of high school aged drivers. Accidents at this location have been as high as 11 per year in the past 5 years. These safety issues present significant obstacles to walking/biking, safe drop-off and pick-up, and efficient traffic movement. Previous traffic control efforts in this predominantly residential neighborhood using temporary stop signs, one-ways, other signage and education have not improved pedestrian or vehicular safety.</p> <p>b) SCHOOL AND STUDENT DEMOGRAPHICS:</p> <p>Walnut Middle School has 865 sixth to eighth grade students, of whom 45.5% are of Hispanic origin. Of the student body, 70% qualify for reduced-price meals and 23% are English language learners. Over 90% of the Walnut students live within two miles of the school. School bussing is neither provided nor available. A December 2006 survey, answered by 636 students, indicated that 67% never walk and almost 81% never bike to school. Over 9% of those who did not walk and more than 12% of those who did not ride a bike reported traffic safety concerns as the reason.</p>

	<p>c) DESCRIBE HOW THE PROJECT WILL ENABLE & ENCOURAGE K-8 STUDENTS TO WALK AND BICYCLE TO SCHOOL: Engineering for the project will improve traffic flow and increase safety for walking or biking. The Education component will enlist students in the design and implementation of the promotional campaign and capitalize on middle school behaviors of behavioral autonomy, value autonomy and the strong need to belong to a peer group. Parents and faculty will encourage healthy behaviors of walking and biking and work to shift the community norm from driving children to school to walking/biking. Enforcement and enhanced traffic surveillance by law enforcement will further ensure safety for walking/biking by increasing community adherence to traffic laws and walking/biking rules.</p>	
7.	<p>PROJECT COST TOTAL: \$15,132.66 FEDERAL FUNDS REQUESTED: \$9,615.33</p>	
8.	<p>ADDITIONAL FUNDS: <i>(If yes, please describe)</i> <input checked="" type="checkbox"/> yes Central District Health Department, Tri-City Safe Kids, Grand Island Police Department, Grand Island Public Schools <input type="checkbox"/> no</p>	<p>PERCENTAGE OF TOTAL PROJECT COST: 36%</p>
9.	<p>PROJECT TYPE:</p> <p><input checked="" type="checkbox"/> Public awareness campaigns and outreach to press and community leaders</p> <p><input checked="" type="checkbox"/> Traffic education and enforcement in the vicinity of schools</p> <p><input checked="" type="checkbox"/> Student sessions on bicycle and pedestrian safety, health, and environment</p> <p><input type="checkbox"/> Funding for training, volunteers, and managers of safe routes to school programs</p>	
10.	<p>DESCRIBE ANY EXISTING PROGRAMS TO ENCOURAGE AND EDUCATE STUDENTS TO WALK AND BICYCLE TO/FROM SCHOOL: This project is a part of the One and Six YearStreet Improvement Plan that was adopted by the Hall County Regional Planning Commission and the City of Grand Island in 2006.</p>	
11.	<p>THIS PROJECT IS SUPPORTED BY: The project is a collaborative effort of the City of Grand Island, Grand Island Public Schools, the Central District Health Department, and Tri-Cities Safe Kids. The City will be the fiscal agent and infrastructure construction coordinator. The School system will contribute \$15,000 to infrastructure improvements and allow student and staff participation in non-infrastructure programming. The Central District Health Department and Tri-Cities Safe Kids will provide staff to develop, implement and evaluate all non-infrastructure pedestrian/bicycle and traffic safety education programming. Residents in the area have voiced support for the project, especially support for removal of the temporary stop signs. Residents note that improved traffic flow would enable them to actually get out of their driveways in the morning and reduce collisions with resident vehicles parked on the street.</p>	
12.	<p>DESCRIBE HOW YOU WILL EVALUATE THE PROJECT OUTCOMES: Evaluation will include, 1) resource evaluation (adherence to budget and timeline for infrastructure project), 2) process measures, (participation of students, parents and school faculty in program development and implementation), 3) outcome measures (increased number of walkers/bikers as measured by a repeat survey six months after program implementation), and 4) a formal traffic engineering study (congestion, pedestrian safety, drop-off practices)</p>	

Attach the following required items:

- Budget
- Map (8 ½ x 11 only) (Maps of some communities may be obtained from the Department of Roads Map Sales at 402-479-4503).
- Resolution

RESOLUTION 2007-48

WHEREAS, the City of Grand Island proposed to apply for assistance from the SAFE ROUTES TO SCHOOL PROGRAM for the purpose of shifting the Walnut Middle School driveway off to Custer Avenue to align with 15th Street and install a traffic signal, to improve walking/biking safety and traffic congestion and educate pedestrians and drivers about walking/biking and vehicular safety; and

WHEREAS, the City of Grand Island has available the funds to finance the activity until reimbursed by the Safe Routes to School Program, and the financial capability to operate, maintain, and manage the completed project in a safe and attractive manner for public use; and

WHEREAS, the proposed application and supporting documents were made available for public review at a properly announced meeting of 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 Program to fund infrastructure and non-infrastructure projects of shifting the Walnut Middle School driveway off of Custer Avenue to align with 15th Street and install a traffic signal, to improve walking/biking safety and traffic congestion and educating drivers and pedestrians about walking/biking and vehicular safety.

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, February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G11

**#2007-49 - Approving Bid Award for Traffic Signal Project
Number 2006-TS-1 (US Highway 30 and Public Safety Drive)**

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

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: February 27, 2007

Subject: Approving Bid Award for Traffic Signal Project Number 2006-TS-1 (US Highway 30 and Public Safety Drive)

Item #'s: G-11

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

Background

The City of Grand Island and Hall County are developing a public safety complex on east US Highway 30. The complex will include a new Law Enforcement Center to house the Grand Island Police Department and the Hall County Sheriff's Department. The complex also includes a new Hall County Correctional Facility to replace the existing Hall County Jail. Funding has been committed by both agencies for this development.

With the existing traffic volumes on US Highway 30 and the new driveway being constructed to serve this development, a traffic signal is needed at this location. The Nebraska Department of Roads has approved the installation of the traffic signal.

On February 9, 2007 the project was advertised for bids in the Grand Island Independent. Plans and Specifications were sent to 5 potential bidders.

Discussion

Two bids were received and opened on February 21, 2007. Both bids were submitted in compliance with the contract, plans, and specifications with no exceptions. A summary of the bids is shown below.

<i>Vendor</i>	<i>Exceptions</i>	<i>Bid</i>	<i>Completion Date</i>
Ensley Electrical Services, Inc. Grand Island, NE	None	\$85,835.60	July 1, 2007

Kayton Electric Grand Island, NE	None	\$105,798.00	August 1, 2007
-------------------------------------	------	--------------	----------------

The engineer's estimate for the project was \$111,465.00. There are sufficient funds in Account Number 40015025-90006 for the project.

Alternatives

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

1. Approve awarding the contract to Ensley Electrical Services, Inc.
2. Refer the issue to a Committee.
3. Postpone the issue to a future date.
4. Take no action on the issue.

Recommendation

City Administration recommends that the Council award the contract to Ensley Electrical Services, Inc of Grand Island, Nebraska.

Sample Motion

Move to approve the award of the contract.

Purchasing Division of Legal Department
INTEROFFICE MEMORANDUM



Dale M. Shotkoski, Assistant City Attorney

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: February 21, 2007 at 11:00 a.m.

FOR: Traffic Signal Project No. 2006-TS-1

DEPARTMENT: Public Works

ENGINEER'S ESTIMATE: \$111,465.00

FUND/ACCOUNT: 40015025-90006

PUBLICATION DATE: February 9, 2007

NO. POTENTIAL BIDDERS: 5

SUMMARY

Bidder:	<u>Ensley Electrical Services, Inc.</u> Grand Island, NE	<u>Kayton Electric</u> Grand Island, NE
Bid Security:	Inland Insurance Company	\$6,000.00
Exceptions:	None	None
Bid Price:	\$85,835.60	\$105,798.00

cc: Steve Riehle, Public Works Director
Dale Shotkoski, Purchasing Agent

Bud Buettner, Assist. PW Director
Sherry Peters, Legal Secretary

P1149

RESOLUTION 2007-49

WHEREAS, the City of Grand Island invited sealed bids for Traffic Signal Project No. 2006-TS-1 (US Highway 30 and Public Safety Drive) for the Public Works Department, according to plans and specifications on file with the City Clerk; and

WHEREAS, on February 21, 2007, bids were received, opened and reviewed; and

WHEREAS, Ensley Electrical Services, Inc., of Grand Island, Nebraska, submitted a bid in accordance with the terms of the advertisement of bids and specifications and all other statutory requirements contained therein, such bid being in the amount of \$85,835.60; and

WHEREAS, such bid is below the estimate for Traffic Signal Project No. 2006-TS-1 (US Highway 30 and Public Safety Drive).

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Ensley Electrical Services, Inc., of Grand Island, Nebraska, in the amount of \$85,835.60 for Traffic Signal Project No. 2006-TS-1 (US Highway 30 and Public Safety Drive) is hereby approved as the lowest responsible bid.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
February 23, 2007	☐ City Attorney



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item G12

#2007-50 - Approving Bid Award for Copier/Printer/Scanner

Staff Contact: David Springer

Council Agenda Memo

From: Dave Springer, Finance Director

Meeting: February 27, 2007

Subject: Approving Copier Lease with Modern Methods

Item #'s: G-12

Presenter(s): Dave Springer, Finance Director

Background

The five copiers at City Hall are at the end of their three year lease. After going through a bid process and utilizing in-house demo units from two suppliers, we believe the low bid from Modern Methods to supply Lanier copiers for another three years is the appropriate choice.

Discussion

The proposed contract is off a state bid contract and would have monthly lease payment of \$1,557 total for all five units. The allowed copies per month would be 72,000, well above our historical usage. These copiers have scanning capabilities and the mail room unit is a high volume machine for which we have an option to upgrade to color. In total, this is only a \$69.12 monthly increase from three years ago and with enhanced capabilities and speed.

Alternatives

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

1. Approve the new copier lease.
2. Disapprove or deny the lease.
3. Modify the Resolution to meet the wishes of the Council
4. Table the issue

Recommendation

City Administration recommends that the Council approve the copier lease with Modern Methods at \$1,557 per month and upgrade options.

Sample Motion

Approve the copier lease with Modern Methods and upgrade options.

Purchasing Division of Legal Department
INTEROFFICE MEMORANDUM



Dale M. Shotkoski, Assistant City Attorney

*Working Together for a
Better Tomorrow, Today*

BID OPENING

BID OPENING DATE: January 3, 2007 at 11:00 a.m.

FOR: Copier/Printer/Scanner

DEPARTMENT: Information Technology

ENGINEER'S ESTIMATE: \$20,000 per year

FUND/ACCOUNT: 10055001-85706

PUBLICATION DATE: December 17, 2006

NO. POTENTIAL BIDDERS: 7

SUMMARY

Bidder:	<u>Eakes Office Plus</u>	<u>Modern Methods</u>
	Grand Island, NE	Grand Island, NE
Black & White:	\$1,709.59 per mo (Sharp)	\$1,577.00 per mo. (Lanier)
Color:	\$1,877.38 per mo. (Sharp)	\$1,825.00 per mo. (Cannon)
Color:	\$1,628.96 per mo. (Sharp)	
Bidder:	<u>Imagistics</u>	<u>OfficeNet</u>
	Omaha, NE	Grand Island, NE
Black & White:	\$1,435.35 per mo. (Oce')	\$1,720.19 per mo. (Savin)
Color:	\$1,621.99 per mo. (Oce')	\$2,174.18 per mo. (Savin)
Black w/Color Scanning:		\$1,956.90 per mo. (Savin)
Bidder:	<u>Midland Computer</u>	
	Lincoln, NE	
Black & White:	\$1,131.62 per mo. (HP)	

cc: David Springer, Finance Director
Gary Greer, City Administrator
Sherry Peters, Legal Secretary

Carl Hurd, IT Manager
Dale Shotkoski, Purchasing Agent



1211 East South Street
Hastings, NE 68901

APPLICATION NO.

CONTRACT NO.

DocuManagement Agreement

This document is written in "Plain English". The words you and your refer to the customer. The words Owner, we, us and our refer to Modern Methods.

1. CUSTOMER.

LEGAL NAME OF BUSINESS City of Grand Island		ADDRESS	
CITY	STATE	ZIP	PHONE
TYPE OF BUSINESS <input type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Proprietorship		NUMBER OF YEARS IN BUSINESS	FEDERAL TAX I.D. #

2. SPECIFY EQUIPMENT/LEASE TERM.

Make/Model/Accessories	Serial #	Term	Monthly Payment	Copies Included	Additional Copies to be billed @	Starting Meter
1. See Attached Schedule A		36	\$1557	72,000	.0075 black	Schedule A
2.						
3.						
4.						
5.						

Security Deposit \$ _____ (plus applicable taxes) Check One: ☐ Consolidated with Detail ☐ Consolidated ☒ Itemized Schedule A

You will have the following options at the end of the original term, provided the Lease has not terminated early and no event of default under the Lease has occurred and is continuing:

1. Purchase the Equipment for the \$1 buyout. (If no purchase option is entered, the Fair Market Value will be your end of lease option) 2. Renew the Lease per paragraph 1. 3. Return Equipment as provided in Paragraph 6.

3. PROVIDE US WITH SOME BASIC INFORMATION.

NAME OF PRINCIPAL	SOCIAL SECURITY #		PERCENTAGE OWNERSHIP OF BUSINESS %	
HOME ADDRESS	CITY	STATE	ZIP	PHONE
PRESENT BANK	ACCOUNT #	BANK CONTACT		PHONE
TRADE REFERENCE 1	CITY/STATE			PHONE
TRADE REFERENCE 2	CITY/STATE			PHONE

4. SIGN THE LEASE ACCEPTANCE.

THIS IS A NONCANCELABLE/IRREVOCABLE LEASE. THIS LEASE CANNOT BE CANCELED OR TERMINATED.

By signing below, you acknowledge and accept all terms and conditions on the back of this agreement and hereby authorize your banks, trade references, credit bureaus, and financial institutions to release personal and business credit information via fax or over the phone to Modern Methods for purposes of reviewing this application for business credit.

X			
COMPANY NAME	SIGNATURE	TITLE	DATE

5. SIGN THE DELIVERY GUARANTY.

You understand and agree that in the event You are not satisfied with the delivery and installation of the equipment that You shall only look to persons other than Modern Methods such as the manufacturer, installer, or carrier, and shall not assert against Modern Methods any claim or defense that You may have with reference to the equipment or its installation. Further, You authorize Modern Methods to pay supplier for the equipment and understand that payments shall begin on the same date that You execute this agreement and shall be continuous thereafter per the terms of the Agreement.

X			
COMPANY NAME	SIGNATURE	TITLE	DATE

6. SIGN THE GUARANTY. (Please do not include title.)

As additional inducement for us to enter into the Agreement, the undersigned ("you") unconditionally, jointly and severally, personally guarantees that the customer will make all payments and meet all obligations required under this Agreement and any supplements fully and promptly. You agree that we may make other arrangements including compromise or settlement with the customer and you waive all defenses and notice of those changes and will remain responsible for the payment and obligations of this Agreement. We do not have to notify you if the customer is in default. If the customer defaults, you will immediately pay in accordance with the default provision of the Agreement all sums due under the terms of the Agreement and will perform all the obligations of the Agreement. If it is necessary for us to proceed legally to enforce this guaranty, you expressly consent to the jurisdiction of the court set out in paragraph 15 and agree to pay all costs, including attorneys fees incurred in enforcement of this guaranty. It is not necessary for us to proceed first against the customer before enforcing this guaranty. By signing this guaranty, you authorize us to obtain credit bureau reports for credit and collection purposes.

X		
PRINT NAME OF GUARANTOR	SIGNATURE	DATE

Modern Methods (for internal use only)

OWNER: Modern Methods

TITLE:

DATE:



APPLICATION NO.

CONTRACT NO.

Schedule "A"

This Schedule "A" is to be attached to and become part of the Item Description for the Agreement dated _____ by and between the undersigned and **Modern Methods**.

MAKE/MODEL NO./ACCESSORIES**SERIAL NO.****STARTING METER**

Lanier LD345 sp with SR880 finisher, bridge unit, cabinet, punch

The above unit is located in: Utilities

Lanier LD345 sp with SR880 finisher, bridge unit, cabinet, punch

The above unit is located in: Administration

Lanier LD345 sp with SR880 finisher, bridge unit, cabinet, punch

The above unit is located in: Building

Lanier LD345 sp with SR880 finisher, bridge unit, punch, 2 X 500 paper supply, and fax

The above unit is located in: Finance

Lanier LD265sp with LCT, SR970 finisher, and punch.

The above machine is located in the mailroom

VERIFICATION

This Schedule "A" is hereby verified as correct by the undersigned, who acknowledges receipt of a copy.

X

DATED

PRINT NAME

SIGNATURE

TITLE

22206 - 06/02/2006



APPLICATION NO.

CONTRACT NO.

SUPPLEMENT NO.

DocuManagement Supplement

Full Legal Name: City of Grand Island

Address:

Phone:

Fax:

DBA:

Billing Address:

EQUIPMENT ADDED:

Make/Model/Accessories

Serial #

Starting Meter

1. Lanier LD160C color copier with LCT, SR970 finisher, punch, and print/scan

2. Add 2 X 500 paper drawers to machine in Admin

3. Add 2 X 500 paper drawers to machine in Building

4. Add 2 X 500 paper drawers to machine in Utilities

5. Add fax board to machine in Admin

6.

EQUIPMENT DELETED:

Make/Model/Accessories

Serial #

Ending Meter

1. Lanier LD265sp

2. Remove cabinets from machines in Admin, Building, and Utilities

3.

4.

5.

6.

NEW TOTAL CONSOLIDATED BILLING:

Monthly Payment* \$1349 Copies Included 0 Additional Copies to be billed @* per smp

METER READINGS VERIFIED MONTHLY

*plus applicable taxes

TERM:

35 MOS. Balance of applicable term. Termination date of this supplement coincides with the termination date set forth in the DocuManagement Agreement or previous supplement (as applicable).

MOS. New term for all equipment which begins upon signature and acceptance by owner and will supercede the term on the original Agreement.

TERMS AND CONDITIONS:

You have requested this supplement to the DocuManagement Agreement (or supplement) as set forth above. You agree that the pricing on this supplement is the new total pricing for your Agreement. Except for the specific provisions set forth above, the original terms and conditions set forth in the DocuManagement Agreement and any personal guaranty(s) shall remain in full force and effect and are incorporated herein by reference.

DELIVERY GUARANTY:

You understand and agree that in the event You are not satisfied with the delivery and installation of the equipment that You shall only look to persons other than Modern Methods such as the manufacturer, installer, or carrier, and shall not assert against Modern Methods any claim or defense that You may have with reference to the equipment or its installation. Further, you authorize Modern Methods to pay supplier for the equipment and understand that payments shall begin on the same date that you execute this agreement and shall be continuous thereafter per the terms of the Agreement.

Signature: **X**

Date:

Print Name:

For:

CUSTOMER ACCEPTANCE:

Print Name:

Signature: **X**

Title:

Date:

For:

OWNER ACCEPTANCE:

Print Name:

Signature:

Date:

For: **Modern Methods**

Maintenance Program



Administrative Office: 1211 East South Street
PO Box 985
Hastings, Nebraska 68901
FAX: (402) 462-5382

OTHER LOCATIONS:
Lincoln, Grand Island
Kearney, Omaha
North Platte

FOR SERVICE CALL: (402) 462-5143 OR 800-742-7331

Date	Date
Customer City of Grand Island	Modern Methods Rep: Leonard McCarty
By	By
(signature)	(signature)

Bill To:

Equipment Location:

P.O. #	
Company	Key Op:
Address	Address
Telephone	Phone

Brand	Model	Serial	Amount	Beginning Meter
			\$	

This Agreement begins _____ Billing on equipment is ☐ Annually ☐ Quarterly ☐ Monthly
Initial Term is ☐ 60 ☐ 48 ☒ 36 ☐ 24 ☐ 12 months
Minimum billing is See below copies per ☐ month ☐ quarter ☐ year

TAX: _____ \$
TOTAL: _____ \$

Special Conditions/Meter Rates
All copies @ .0055/copy Black only
All copies @ .06/copy Color Only
Billed in arrears

SMP includes toner. Toner yield for covered equipment is _____ copies per carton.

This figure represents approximately 95% of the manufacturers published yield. Toner will be shipped at the request of the customer. The customer may be charged for any toner shipped in excess of that required based on toner yield listed above. Customer will receive a 20% discount off one case pricing on excess toner. This program includes toner only: staples, paper, or other thru-put materials are excluded

GMA excludes supplies. The following supplies are excluded from this contract:

All conditions as stated on the reverse hereof apply.

R E S O L U T I O N 2007-50

WHEREAS, on January 13, 2004, by Resolution No. 2004- 11, the City of Grand Island entered into a three year lease for the use of copy machines within City Hall; and

WHEREAS, the current three year lease has expired; and

WHEREAS, the City of Grand Island invited sealed bids for Copier/Printer/Scanner for the mail room, the Finance/Human Resources suite, the Administration/Legal Department suite, the Public Works/Utilities suite and the Building/Fire/Planning suite in City Hall, according to plans and specifications on file with the Information Technology Division; and

WHEREAS, on January 3, 2007, bids were received, opened and reviewed; and

WHEREAS, Modern Methods of Grand Island, Nebraska, a state contract holder, submitted a bid in accordance with the terms of the advertisement of bids and plans and specifications and all other statutory requirements contained therein, such bid being in the amount of \$1,557.00 per month for five copier/printer/scanners; and

WHEREAS, Modern Methods' bid is less than the estimate for such equipment.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the bid of Modern Methods of Grand Island, Nebraska, a state contract holder, in the amount of \$1,557.00 per month is hereby approved as the lowest responsible bid for five copier/printer/scanners for the mail room, the Finance/Human Resources suite, the Administration/Legal Department suite, the Public Works/Utilities suite and the Building/Fire/Planning suite in City Hall.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
February 23, 2007	☐ City Attorney



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item H1

**Consideration of Request from Humberto Macias, 1420 North
Piper Street Relative to Chapter 32 of the Grand Island City Code
Regarding Street Vendors and Solicitor Business Hours**

Staff Contact: Steve Lamken



REQUEST FOR FUTURE AGENDA ITEM



If you have a specific topic that you would like the City Council to discuss at a future meeting, please list your name, address, telephone number, and the specific topic. The item will be reviewed and possibly scheduled for a future meeting, or forwarded to City staff for appropriate action.

Name: HUMBERTO MACIAS

Address: 1420 NORTH PIPER ST.

GRAND ISLAND, NE. 68803

Telephone #: (308) 379-3580

Date of Request: 02/15/2007

Description of Requested Topic: ARTICLE IV. STREET VENDORS AND SOLICITOR

32-46 #E BUSINESS HOURS 8:00AM-9:00PM. I WOULD LIKE TO HAVE
EXTENDED HOURS FROM 8:00AM-2:00AM.

cc: Police
Legal
Bldg
2-16-07



**INTEROFFICE
MEMORANDUM**
Police Department

*Working Together for a
Better Tomorrow. Today.*

DATE: 2-19-07
TO: RaNae Edwards
FROM: Steve Lamken
RE: Street Vendor Hours of Operation

I have reviewed Mr. Macias request for the extension of hours of operation for street vendors. I have the following concerns regarding this request:

- The activity is conducted on the street and thereby attracts pedestrian and vehicular traffic to the street. Extending the hours until 2:00 a.m. provides for the activity to be taking place during extended hours of darkness and also during the time immediately after on-sale liquor establishments close. This presents a heightened safety concern regarding motor vehicle traffic in the area.
- Extending the hours would also allow on-street vending to be done in residential areas until 2:00 a.m. This increases the concerns for noise and disturbances in residential areas after the hours when most people have retired. I do not approve of allowing street vending in residential areas beyond the current permitted hours.

Article IV. Street Vendors and Solicitors

§32-43. Definitions

Food Vendor: shall mean any person, firm or corporation who engages in the sale of food or drink in which such food or drink is prepared, packaged, served and/or sold by such person, firm or corporation from a temporary or mobile facility, and is sold or offered for sale on the streets, alleys, easements, or other public or private property in the City of Grand Island. The sale or offer of sale of freshly grown whole produce shall be exempt from this definition.

Solicitor: shall mean any person that travels from house to house taking or attempting to take orders for the sale of goods, wares or merchandise, subscriptions or personal property of any nature whatsoever. An exception shall be granted to residents of Grand Island giving, selling or offering for sale goods, wares or merchandise who qualify as bona fide nonprofit organizations and operate exclusively for nonprofit, religious, charitable, educational or civic purposes or where persons selling or offering for sale goods, wares or merchandise, or soliciting orders for sale of the same do so in an event held exclusively for nonprofit, religious, charitable, educational or civic purposes.

Street Vendor: shall mean any person, firm or corporation who engages in the sale of merchandise or commercially prepared, pre-packaged, non-potentially hazardous food or drink on the streets, alleys, easements, or other public property in the City of Grand Island.

Added by Ord. No. 8904, effective 5-26-2004

§32-44. Food Vendor Permit; General Rules

(A) All food vendors shall make application, pay a permit fee and obtain a permit from the Central District Health Department prior to the sale of food or drinks on any street, alley, easement, or other public or private property in the City of Grand Island.

(B) The amount of the permit fee shall be established and approved by the Health Board.

Added by Ord. No. 8904, effective 5-26-2004

§32-45. Solicitors; General Rules

(A) All solicitors shall make application to the Grand Island Police Department prior to the commencement of any house-to-house sale of goods, wares or merchandise, subscriptions or personal property of any nature whatsoever.

(B) Each person shall show proof of identity with a photo identification card, and shall pay a nonrefundable application fee to the Grand Island Police Department in accordance with the Grand Island Fee Schedule at the time of making such application.

(C) Processing of such application shall be completed within three working days (Monday-Friday), and shall include a background check of the person submitting such application. Applicants having a felony conviction will be denied a Solicitor's Permit.

(D) Solicitor's Permits shall remain in effect for 30 consecutive days from the date of issuance.

(E) Solicitors may conduct business, door-to-door, only between 8:00 a.m. and sunset. This regulation does not apply where the solicitor is on the property by the express, prior invitation of the person residing on the premises.

Added by Ord. No. 8904, effective 5-26-2004

§32-46. Street Vendors; General Rules

(A) All street vendors shall make application to the Grand Island Police Department, pay a permit fee and obtain a permit prior to using the streets, alleys, easements or other public property in the City of Grand Island to sell merchandise or commercially prepared, pre-packaged food or drinks.

(B) The owner of each company making application for a street vendor permit shall show proof of identity with a photo identification card, and shall pay a nonrefundable application fee to the Grand Island Police Department in accordance with the Grand Island Fee Schedule at the time of making such application.

(C) Processing of such application shall be completed within three working days (Monday-Friday), and shall include a background check of the owner of the company submitting such application. Applicants having a felony conviction will be denied a Street Vendor Permit.

(D) Street Vendor Permits shall be in effect for 30, 90 or 365 consecutive days from the date of issuance as requested by the vendor and upon payment of the applicable permit fee.

(E) Street vendors may conduct business only between the hours of 8:00 a.m. and 9:00 p.m.

(F) A person shall vend only when the vendor's truck is lawfully parked or stopped.

(G) A person shall vend only from the side of the vendor's truck away from moving traffic and at the curb or edge of the roadway.

Added by Ord. No. 8904, effective 5-26-2004

§32-47. Rules Applicable to All.

The following rules shall apply to all persons conducting business in accordance with this Article:

(A) A valid permit shall, at all times, be in the possession of the person authorized to operate such business, and shall be subject to inspection upon request.

(B) Except as provided in §32-48, every person authorized by the Grand Island Police Department or the Central District Health Department to engage in any business allowed by this Article may use any of the streets in the City except those streets which have been designated as highways or arterial streets.

Added by Ord. No. 8904, effective 5-26-2004

§32-48. Downtown Business District Streets.

It shall be unlawful for any person authorized to do business under this Article to conduct such business on any street listed in §13-17 Congested Parking Area of this code.

§32-49. Use of Sirens, Loudspeakers, Bells, Etc.

It shall be unlawful for any person engaged in any business pursuant to this article while traveling about the City by motor vehicle or other conveyance, to use sirens or loudspeakers for the purpose of advertising such business.

Amended by Ord. No. 8904, effective 5-26-2004

§32-50. When Concessions Granted to Others

(A) No person shall engage in sales of food or drink at any City park or recreational facility without first obtaining written permission from the Parks and Recreation Director. The Parks and Recreation Director shall have authority to limit the number of street vendors or food vendors doing business at any City park or recreation facility and the manner and time that such sales are conducted.

(B) It shall be unlawful for any person authorized to do business under this article to carry on such business at any City park or recreation facility, baseball or football game, or any athletic contest where an exclusive concession to carry on a similar business has been granted by the Parks and Recreation Director.

(C) Any person that has been refused permission to engage in sales of food or drink at any City park or recreational facility by the Parks and Recreation Director may request a hearing before the Mayor and City Council on the issue of whether the refusal was arbitrary, capricious or unreasonable.

Amended by Ord. No. 8904, effective 5-26-2004

§32-51. Violations

It shall be the duty of any police officer of the city to enforce the provisions of this Article against any person found to be violating the same. Any violation of the provisions of this Article may result in the immediate seizure of such permit by the Grand Island Police Department, and may result in prosecution.

Added by Ord. No. 8904, effective 5-26-2004



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item J1

**Approving Payment of Claims for the Period of February 14, 2007
through February 27, 2007**

*The Claims for the period of February 14, 2007 through February 27, 2007 for a total
amount of \$2,452,475.82. A MOTION is in order.*

Staff Contact: David Springer



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item J2

Approving Payment of Claims for the Library Expansion for the Period of February 14, 2007 through February 27, 2007

The Claims for the Library Expansion for the period of February 14, 2006 through February 27, 2007 for the following requisition:

#53 \$3,642.69

A MOTION is in order.

Staff Contact: Steve Fosselman

EXHIBIT B
Mortgage, Trust Indenture and Security Agreement

Requisition Form

REQUISITION FOR DISBURSEMENT

Requisition No. 53

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

Attention: Trust Department

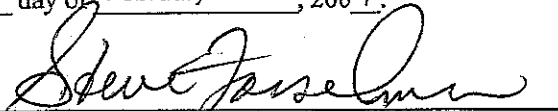
As Trustee under that Mortgage, Trust Indenture and Security Agreement, dated as of October 1, 2005 (the "Indenture"), executed by Grand Island Facilities Corporation, a Nebraska nonprofit corporation (the "Corporation") under which you serve as trustee, you are hereby directed to make payment from the 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>
Jones Library Sales, Inc.	\$3,642.69	Moved shelving & books

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 21st day of February, 2007.



Project Manager

Jones Library Sales, Inc.

100 E. School Street
P.O. Box 536
Carlisle, IA 50047

INVOICE

DATE INVOICE

2/20/2007 0287-012

BILL TO

EDITH ABBOTT MEMORIAL LIBRARY
ATTN: STEVE FOSSELMAN
211 N. WASHINGTON
GRAND ISLAND, NE 68801
P: 308-385-5333 F: 308-385-5339

SHIP TO

EDITH ABBOTT MEMORIAL LIBRARY
211 N. WASHINGTON
GRAND ISLAND, NE 68801

ORDER	TERMS	REP	YOUR ORDER #	VERBAL	SHIP DATE	SHIP VIA	FOB
CSD	Net 15	KEN	2/12/2007	OUR TRUCK			GRAND ISL.
QTY	ITEM	DESCRIPTION		UNIT	TOTAL		
1	CSD	LABOR TO MOVE SHELVING & BOOKS FOR WEEK ENDING 2/16/07		2,600.00	2,600.00		
1	CSD	INSURANCE		342.69	342.69		
1	CSD	MOTELS		400.00	400.00		
1	CSD	GASOLINE		300.00	300.00		

THANK YOU !!!

JONES LIBRARY SALES INC
PHONE: 515-989-4241 FAX: 515-989-4230
FAX #42-1145395
www.joneslibrary.com joneslib@joneslib.com

Total \$3,642.69