



City of Grand Island

Tuesday, December 16, 2008

Council Session

Item G7

#2008-351 - Approving Supplemental Agreement No. 1 for Time Extension for Safe Routes to School Program Funding for the Walk to Walnut Project

Staff Contact: Steven P. Riehle, City Engineer/Public Works Direc

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: December 16, 2008

Subject: Approving Supplemental Agreement Number 1 for Time Extension for Safe Routes to School Program Funding for the Walk to Walnut Project

Item #'s: G-7

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

Background

The City Council approved the program agreements with the Nebraska Department of Roads for Safe Routes to School Infrastructure and Non-Infrastructure Program Funding for the Walk to Walnut Project on August 28, 2007. The agreement provided for awarding a construction contract by December 31, 2008.

Discussion

Preliminary survey and design work began in June. Environmental reviews have pushed the project back. The supplement to the agreement will extend the schedule by specifying a construction contract be awarded by December 31, 2009.

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

Public Works Administration recommends that the Council approve Supplemental Agreement Number 1 for time extension for Safe Routes to School Program Funding for the Walk to Walnut Project.

Sample Motion

Move to approve Supplemental Agreement Number 1.

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

PROJECT NO. SRTS-40(57), STATE CONTROL NO. 42521
CITY OF GRAND ISLAND
STATE OF NEBRASKA, DEPARTMENT OF ROADS
GRAND ISLAND WALNUT MIDDLE SCHOOL PROJECT

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

WITNESSETH:

WHEREAS, the parties hereto entered into an agreement executed by the City August 28, 2007, and by the State September 11, 2007, providing for the construction of Project No. SRTS-40(57), and

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

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

SECTION 1. Both parties agree that all costs of this project shall be the sole responsibility of the City if the proposed project improvements are not under construction contract prior to December 31, 2009. This includes repayment to the State of Federal funds reimbursed for preliminary engineering costs and payment of all other expenses incurred as specified in Section 27 of the original program agreement.

SECTION 2. Except as specifically amended by this Supplemental Agreement, all terms and conditions of the agreement executed by the City August 28, 2007, and by the State September 11, 2007, shall remain in full force and effect.

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

EXECUTED by the _____ this ____ day of _____, 20____.

ATTEST: _____ City of Grand Island

City Clerk Mayor

EXECUTED by the State this ____ day of _____, 20____.

STATE OF NEBRASKA
DEPARTMENT OF ROADS

R. James Pearson

Safe Routes Nebraska Program Administrator

RESOLUTION 2008-351

WHEREAS, on August 28, 2007, by Resolution 2007-205, the City Council of the City of Grand Island approved the Program Agreement with the Nebraska Department of Roads for the Safe Routes to School Infrastructure and Non-Infrastructure Program funding for the Walk to Walnut Project; and

WHEREAS, the completion of such project has been delayed due to environmental reviews; and

WHEREAS, it is necessary to enter into a supplemental agreement with the Nebraska Department of Roads to extend the deadline to be under contract for construction to December 31, 2009; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Supplemental Agreement Number 1 with the Nebraska Department of Roads for the Safe Routes to School Program funding for the Walk to Walnut Project is hereby approved.

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

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Adopted by the City Council of the City of Grand Island, Nebraska, December 16, 2008.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
December 12, 2008	☐ City Attorney