



City of Grand Island

Tuesday, June 9, 2015

Council Session

Item G-10

#2015-147 - Approving Agreement with Nebraska Department of Roads for Asphalt Resurfacing Project No. 2015-AC-1

Staff Contact: John Collins, P.E. - Public Works Director

Council Agenda Memo

From: Terry Brown PE, Assistant Public Works Director

Meeting: June 9, 2015

Subject: Approving Agreement with Nebraska Department of Roads for Asphalt Resurfacing Project No. 2015-AC-1

Item #'s: G-10

Presenter(s): John Collins PE, Public Works Director

Background

As part of the City's 2015 Annual Resurfacing Project No. 2015-AC-1 sections of both 1st Street and 2nd Street are scheduled to be resurfaced. Both sections of roadway are part of the State Highway system and eligible for State participation.

Discussion

The City and State wish to enter into an agreement for the cost share of 1st Street; Sycamore Street to the concrete west of Plum Street and 2nd Street; Clark Street to the concrete west of Plum Street. The State has programmed \$150,000.00 for their share of resurfacing one lane in each direction, which is to be applied to the actual construction cost only of work approved and accepted.

Alternatives

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

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

Recommendation

City Administration recommends that the Council approve the Agreement with Nebraska Department of Roads for the cost share of sections of 1st Street and 2nd Street as part of the Asphalt Resurfacing Project No. 2015-AC-1.

Sample Motion

Move to approve the resolution.

AGREEMENT

CITY OF GRAND ISLAND
STATE OF NEBRASKA, DEPARTMENT OF ROADS
RESURFACING HIGHWAY U.S. 30

THIS AGREEMENT between the City of Grand Island, ("City") and the State of Nebraska, Department of Roads, ("State"), and collectively referred to as the "Parties."

WITNESSETH:

WHEREAS, it is the desire of City and State to maintain the urban extensions of State highways in a favorable condition for the general public. Because of increased traffic and general deterioration of the roadway, some of the streets require resurfacing work City and State desire to join in resurfacing work on U.S. Highway 30, and

WHEREAS, State for its Fiscal Year 2015 maintenance has programmed \$150,000 for resurfacing of State highways in Grand Island, and

WHEREAS, this resurfacing shall consist of asphalt milling and SPL asphalt overlay, and

WHEREAS, the City Council has authorized the Mayor to sign this agreement, as evidenced by the Resolution of City Council, attached as Exhibit "A"; and incorporated herein by this reference.

NOW THEREFORE, in consideration of these facts, the Parties hereto agree as follows:

SECTION 1. City agrees to prepare specifications, take bids, award contracts, provide the necessary inspection to insure that performance of the work is within specification requirements and maintain sufficient records to fully document locations and actual costs of work performed.

City also agrees that final inspection of the work shall be by the State and only that work which is deemed satisfactory shall be eligible for payment by the State.

City also agrees that State's share of the cost of the work shall be limited only to the actual construction cost of accepted work based on the lane responsibilities of City and State at the locations described in Section 3 herein.

SECTION 2. State agrees to participate in resurfacing one lane in each direction of the actual construction cost only of work approved and accepted. Construction engineering is not included in the above construction cost. The maximum monetary amount which the State will provide for their share of the actual construction costs is \$150,000.

SECTION 3. The specific location for which resurfacing is authorized, within the \$150,000 limit is as follows:

Eastbound Highway U.S. 30; Sycamore Street to Plum Street

(R.P. 314.85 to R.P. 316+07)

Westbound Highway U.S. 30; Clark Street to Plum Street

(R.P. 315+85 to R.P. 316.07)

SECTION 4. Upon completion of the work described herein, the City shall provide to the State certification that the work has been performed according to specifications and shall furnish a summary and supporting pay estimates of actual costs of work performed in the specific areas. These items shall be submitted to the Department of Roads through the District 4 Office in Grand Island.

The State agrees to make payment to the City for 95 percent of the State's share of the actual eligible construction costs within thirty (30) days after inspection and approval of the work by the State's District Engineer and the subsequent receipt of the City's billing. The final payment of the State's share will be made after the State's cost audit of City records have been made to verify actual costs.

SECTION 5. City agrees to abide by the provisions of the Nebraska Fair Employment Practices Act as provided by Neb.Rev.Stat. §48-1101 through 48-1126.

SECTION 6. City shall maintain all books, documents, papers, accounting records and other evidence pertaining to costs incurred and shall make such material available at its office at all reasonable times during the contract period and for three (3) years from the date of final payment under this agreement; City shall make such records available for inspection by State, and copies thereof shall be furnished by City to State if requested.

SECTION 7. Nothing said or implied to the contrary, the State's maximum share of the actual costs under this agreement shall not exceed \$150,000.

IN WITNESS WHEREOF, the Parties hereby execute this agreement pursuant to lawful authority as of the date signed by each party.

EXECUTED by the City this _____ day of _____, 2015.

ATTEST:

CITY OF GRAND ISLAND

City Clerk

Mayor

EXECUTED by the State this _____ day of _____, 2015.

**STATE OF NEBRASKA
DEPARTMENT OF ROADS
Wesley Wahlgren, P.E.**

District 4 Engineer

City of Grand Island
Resurface Highway U.S. 30

- 3 -

RESOLUTION 2015-147

WHEREAS, the City of Grand Island is preparing for the Asphalt Resurfacing Project No. 2015-AC-1; and

WHEREAS, sections of 1st Street; Sycamore Street to the concrete west of Plum Street and 2nd Street; Clark Street to the concrete west of Plum Street are scheduled to be resurfaced as part of such project; and

WHEREAS, both sections of roadway are part of the State Highway system and eligible for State participation; and

WHEREAS, the State has programmed \$150,000 for their share of resurfacing one lane in each direction, which is to be applied to the actual construction cost only of work approved and accepted; and

WHEREAS, the City and State wish to enter into an agreement for such cost share.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Agreement by and between the City of Grand Island and Nebraska Department of Roads for the cost share of sections of 1st Street; Sycamore Street to the concrete west of Plum Street and 2nd Street; Clark Street to the concrete west of Plum Street as part of the Asphalt Resurfacing Project No. 2015-AC-1 is hereby approved.

BE IT FURTHER RESOLVED, the Mayor is hereby authorized and directed to sign the Agreement on behalf of the City of Grand Island.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, June 9, 2015.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☒ _____
June 5, 2015	☒ City Attorney