



City of Grand Island

Tuesday, July 26, 2011

Council Session

Item G17

**#2011-182 - Approving Interlocal Agreement with Central Platte
Natural Resources District for an Update to the Groundwater
Dewatering Plan**

Staff Contact: John Collins, Public Works Director

Council Agenda Memo

From: Terry Brown, Manager of Engineering Services

Meeting: July 26, 2011

Subject: Approving Interlocal Agreement with Central Platte Natural Resources District for an Update to the Groundwater Dewatering Plan

Item #'s: G-17

Presenter(s): John Collins, Public Works Director

Background

On December 21, 1998 the City entered into an agreement with the Central Platte Natural Resources District (CPNRD), which provided for the installation of test and monitoring wells to study lowering groundwater levels.

The study concluded September 2000 with a recommendation to implement a dewatering program.

Discussion

This agreement is to update to the September 2000 Groundwater Study. The cost of the study will be shared equally between the City and the CPNRD, with the City taking the lead on the Request for Qualifications and drafting of an agreement. The updated study will be shared with City Council and the CPNRD.

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 interlocal agreement with the Central Platte Natural Resources District and pass a Resolution authorizing the Mayor to sign the agreement for an update to the September 2000 groundwater Study.

Sample Motion

Move to approve the resolution.

JOINT CITY-NRD GROUNDWATER DEWATERING PLAN
INTERLOCAL COOPERATION AGREEMENT
BY AND BETWEEN THE CITY OF GRAND ISLAND
AND CENTRAL PLATTE NATURAL RESOURCES DISTRICT

THIS AGREEMENT is made on _____, 2011 by and between the CITY OF GRAND ISLAND, NEBRASKA, a Municipal Corporation (City) and CENTRAL PLATTE NATURAL RESOURCES DISTRICT, a Political Subdivision (District).

1. **STATEMENT OF PURPOSE.** The purpose of this Interlocal Cooperation Agreement is to update the September 2000 Grand Island Dewatering System Study and to outline the respective responsibilities and duties of the City and District in connection with this project. There is no authority for any property to be obtained.

2. **CITY'S RESPONSIBILITIES AND DUTIES.** The City's responsibilities and duties shall include:

- a. Planning, designing, administering, supervising and implementing the study update;
- b. Acting as the "contracting agency" for the study update;
- c. Informing the District on the study update; and
- d. Equally sharing in the cost of the study update with the District.

3. **DISTRICT'S RESPONSIBILITIES AND DUTIES.** The District's responsibilities and duties shall include:

- a. Keeping the City informed concerning the District's analysis and conclusions concerning the study update; and
- b. Equally sharing in the cost of the study update with the City.

4. **DURATION.** This Interlocal Cooperation Agreement shall remain in full force and effect during the term of the study update. The Interlocal Cooperation Agreement may be terminated earlier by either party notifying the other in writing of its intention to terminate participation in the project not less than thirty (30) days following mailing of said notification.

5. **CHOICE OF LAWS.** This Interlocal Agreement shall be construed in accordance with the laws of the State of Nebraska including, but not limited to, the Interlocal Cooperation Act, Neb. Rev. Stat. § 13-801 et seq., as amended.

6. **ENTIRE AGREEMENT.** This Interlocal Agreement shall constitute the entire agreement between the City and District relating to the proposed study update and may be amended only in writing duly approved and adopted by the respective parties.

7. **EFFECTIVE DATE.** This Interlocal Cooperation Agreement shall be effective upon approval by the Mayor and City Council of the City and the Board of Directors of the District and execution by the parties' respective executive officers.

CITY OF GRAND ISLAND, NEBRASKA

BY _____
Jay Vavricek, Mayor

Date _____

Attest: _____
RaNae Edwards, City Clerk

CENTRAL PLATTE NATURAL RESOURCES DISTRICT

BY _____

Date _____

Attest: _____

The contract is in due from according to law and hereby approved.

Attorney for the City

Date _____

RESOLUTION 2011-182

WHEREAS, the City is proposing an update to the September 2000 Groundwater Study;
and

WHEREAS, the cost of the updated study will be shared equally between the City and the Central Platte Natural Resources District (CPNRD); and

WHEREAS, it is recommended that an Interlocal Agreement be entered into with the Central Platte Natural Resources District (CPNRD), and

WHEREAS, the Public Works Department has prepared an Interlocal Agreement, which has been reviewed by the Legal Department, with the Central Platte Natural Resources District (CPNRD) for such study to be completed.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Interlocal Agreement by and between the City and Central Platte Natural Resources District (CPNRD) for the Groundwater Study update is hereby approved.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, July 26, 2011.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
July 21, 2011	☐ City Attorney