

AGENDA
Amended 4-29-16 @ 3:50 P.M.
SEWARD CITY COUNCIL MEETING
Tuesday, May 3, 2016 @ 7:00 PM

NOTICE IS HEREBY GIVEN that a meeting of the City Council of the City of Seward, Nebraska will be held at 7:00 PM on Tuesday, May 3, 2016, in the Municipal Building Council Chambers, 142 North 7th Street, Seward, Nebraska, which meeting will be open to the public. The Mayor and City Council reserve the right to adjourn into Closed Session as per Section 84-1410 of the Nebraska Revised Statutes. An Agenda for such meeting, kept continually current, is available at the Office of the City Clerk, 537 Main Street, Seward, Nebraska, during normal business hours. Individuals requiring physical or sensory accommodations, who desire to attend or participate, please contact the City Clerk's Office at 402.643.2928 no later than 3:30p.m. on the Friday preceding the Council Meeting.

City financial claims and related invoices will be available for Councilmember review, audit and voluntary signatures at Council Chambers beginning 30 minutes prior to the scheduled meeting time.

AGENDA ITEMS

CALL TO ORDER – Mayor Eickmeier

PLEDGE OF ALLEGIANCE-MOMENT OF SILENCE - Mayor Eickmeier

DISCLOSURE OF OPEN MEETINGS ACT & OTHER NOTIFICATIONS - Mayor Eickmeier

This is an Open Meeting of the Seward Nebraska Governing Body. The City of Seward abides by the Nebraska Open Meetings Act in conducting business. A copy of the Nebraska Open Meetings Act is displayed on the north wall of this meeting room facility as required. Disclosure of meeting recording processes is posted in the Meeting Room. A participant sign-in sheet is available for use by any Citizen addressing the Council. Presenters shall approach the podium, state their name & address for the Clerk's record and are asked to limit remarks to five minutes. All remarks shall be directed to the Mayor who shall determine by whom any appropriate response shall be made. The City of Seward reserves the right to adjust the order of items on this Agenda if necessary and may elect to take action on any of the items listed.

ROLL CALL - Mayor Eickmeier

- 1. CONSIDERATION OF APPROVAL OF DRAFT MINUTES OF APRIL 19, 2016 - Bonnie Otte**
- 2. CONSIDERATION OF CONSENT AGENDA**
 - A. Claims & Payables Reports
 - B. Infrastructure Cost Items Reimbursable Back to the City
- 3. CONSIDERATION OF SUPPLEMENTAL AGREEMENT NO. 3 WITH SCHEMMER ASSOCIATES, INC FOR SEWARD TRAIL PROJECT - John Hughes**
- 4. CONSIDERATION OF A POWER PURCHASE AGREEMENT WITH BLUESTEM ENERGY - Bruce Smith**

- 5. CONSIDERATION OF APPLICATION FOR NEBRASKA PUBLIC POWER DISTRICT APPROVAL TO CONNECT DISTRIBUTED OR LOCAL GENERATION - Bruce Smith**
- 6. STRATEGY SESSION TO PROVIDE NEGOTIATION GUIDANCE TO THE CITY ATTORNEY FOR THE CITY OF SEWARD RAIL SITE DEVELOPMENT REAL ESTATE - City Attorney Hoffschneider**
- 7. CITY ADMINISTRATOR'S REPORT- Bruce Smith**
- 8. FUTURE REQUESTS FOR COUNCIL AGENDA ITEMS OR ADMINISTRATIVE ACTION - Mayor Eickmeier**
- 9. ANNOUNCEMENT OF UPCOMING EVENTS - Mayor Eickmeier**
- 10. MOTION TO ADJOURN**

I, Bonnie Otte, the duly appointed, qualified and acting Assistant Administrator/Clerk-Treasurer/Budget & Human Resource Director of the City of Seward, Nebraska, hereby certify:

That the foregoing Notice of Meeting and Agenda for such meeting has been posted in the following places: Seward City Hall, Seward County Courthouse, Seward Memorial Library and CityofSewardNE.com

IN WITNESS WHEREOF, I have hereunto set my hand officially and affixed the seal of the City this 29th day of April, 2016.

Bonnie Otte
Assistant Administrator/Clerk-Treasurer/Budget & Human Resource Director

City of Seward, NE

Tuesday, May 3, 2016

Regular Session

Item G1

CONSIDERATION OF APPROVAL OF DRAFT MINUTES OF APRIL 19, 2016 - Bonnie Otte

Administrative Report: A motion to approve the minutes as written or with modifications would be in order.

Staff Contact:

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The Seward City Council met at 7:00 p.m. on Tuesday, April 19, 2016, with Mayor Joshua Eickmeier presiding and Assistant Administrator /Clerk-Treasurer /Budget & Human Resources Director Bonnie Otte recording the proceedings. Upon roll call, the following Councilmembers were present: Jon Wilken, Ellen Beck, Dean Fritz, John Singleton, Chris Schmit, and Dick Hans. Other officials present: City Administrator Bruce Smith and City Attorney Kelly Hoffschneider. Absent: Councilmember Barbara Pike and Councilmember Sid Kamprath.

Notice of the meeting was given in advance thereof by the method of communicating advance notice of the regular and special meetings of the City Council of the City of Seward, Nebraska, as stated in Ordinance No. 2015-08, which was adopted on the 5th day of May, 2015; said method stating that the notice of such meeting, with the agenda thereon, be posted in the following places: City Hall, Seward County Courthouse, Municipal Building, and Seward Public Library. The certificate of posting notice is attached to these minutes. Notice of this meeting was simultaneously given to the Mayor and all members of the City Council and a copy of their acknowledgment of receipt of notice and the agenda are attached to these minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

THE PLEDGE OF ALLEGIANCE

Mayor Eickmeier announced that a copy of the Agenda for this meeting is posted on the north wall of the Municipal Building and copies are available on the north wall where a copy of the Open Meetings Act is also posted for public inspection. He also noted that any citizen wishing to address the Council should come to the podium, state their name and address and limit their comments to five minutes. All remarks should be directed to the Mayor/Chairperson, who will then determine who will make any appropriate response. The City of Seward reserves the right to adjust the order of items on this agenda if necessary and may elect to take action on any of the items listed.

1. APPROVAL OF MINUTES OF APRIL 5, 2016 COUNCIL MEETING

Councilmember Singleton moved, seconded by Councilmember Schmit, that the minutes of the April 5, 2016 City Council meeting be approved.

Aye: Wilken, Hans, Fritz, Schmit, Beck, Singleton

Nay: None

Absent: Pike, Kamprath. Motion carried.

2. CONSENT AGENDA CONSIDERATION ITEMS

Councilmember Singleton moved, seconded by Councilmember Fritz, that the following Consent Agenda items be approved in one single motion:

- A. Claims & Payables Reports
- B. City Clerk-Treasurer Report
- C. City Codes Director Report
- D. Police Department Report
- E. Infrastructure Cost Items Reimbursable Back to the City.

CLAIMS LIST
4-19-16
COUNCIL MEETING

Abbreviations: Bu, Building Upkeep; Eq, Equipment; Ex, Expense; Ma, Maintenance; Mi, Mileage; Misc, Miscellaneous; Re, Repairs; Sa, Salaries, Se,

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Services; Su, Supplies; Ut, Utilities, CI, Capital Improvements; GU, Grounds Upkeep.

Alamar Uniforms	Uniforms	87.95
Alliance Technologies	Se	369.15
Allrecipes Magazine	Su	16.95
Amazon.Com Credit Service	Su	583.88
American Girl Magazine	Su	49.95
Ameritas Life Insurance Co	Ins	13,723.80
Armor Systems Corp	Ex	7.60
Backhus Timothy	Ex	30.00
Baker & Taylor	Su	2,296.11
Baker Becky J	Su	77.00
Baldinger Charlotte	Mi	33.00
Barcel Landscape Products	Gu	179.50
Barco Municipal Products	Su	130.57
Biel Larry	Se	25.00
Bierbaum Randy / Jill	Ex	25.00
Bizco Technologies	Se	4,831.50
Bjorklund Jeff	Ex	30.00
Bjorklund Nicky	Ex	30.00
Black Hills Energy	Ut	1,366.24
Blackburn Manufacturing Co	Re	546.06
Bloebaum Nickalas	Ex	30.00
Bon Appetit Magazine	Su	38.00
Bowens Katie	Ex	30.00
Bremer Jessie	Ex	25.00
Brozovsky Brent / Megan	Incentive	45.00
Brunckhorst Kent	Ex	90.00
Bruning State Bank	Lease	3,550.00
Buell Tom	Ex	30.00
Burlington Northern Santa	Misc	353.69
Callaway Golf	Su	52.50
Capital Business-Cheyenne	Ma	91.00
Capital Business-Dallas	Ma	225.00
Cash-Wa Distributing Co	Su	645.18
Cihal Alan F	Ex	90.00
City Seward Electric Fund	Ut	33,616.31
City Seward Library Petty	Su	53.15
City Seward Merchant Serv	Se	2,196.78
City Seward Payroll Account	Payroll	277,062.74
Collings Erin	Ex	25.00
Collins Jill / Corey	Ex	30.00
Commonwealth Electric Co	Bu	183.82
Concordia University	Ex	1,240.00
Consolidated Management	Meals	167.00
Cook Charles	Ex	30.00
Cook'S Country Magazine	Su	31.95
Core Robert	Ex	90.00
Cornerstone Interiors & D	Bu	800.00
Dittmer Chlancey	Ex	90.00
Do It Yourself Magazine	Su	19.97
Duer Bryan	Ex	90.00
Duffek Daniel D	Ex	90.00
Dutton-Lainson Co	Su	53,614.16
E M C Insurance Companies	Ins	1,191.99
Ehlers Electronics	Re	402.98
Elkins Lisa	Mi	91.32
Emblem Enterprises Inc	Su	556.71
Emergency Communications	Se	1,648.90

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Emergency Medical Product	Su	2,088.37
Environmental Resource As	Se	459.64
Farmers Coop Seward	Su, Gu, Re	14,787.73
Fastenal Company	Su, Bu, Re	259.71
Feld Ed M Equipment Co	Re	600.00
Ferguson Steven C	Ex	90.00
Field & Stream Magazine	Su	29.97
Fireguard Inc	Re	531.29
Firehouse Five	Se	25.00
Flesner Brian	Refnd	60.00
Food Network Magazine	Su	12.00
French Matthew	Ex	90.00
G P Tech Solutions	Su	100.26
Gale / Cengage Learning	Su	275.26
General Excavating	Ci	73,585.10
Gerhold Concrete Co Inc	Gu, Su	1,370.00
Golf Products Inc	Su	63.24
Gonzalez Edward	Ex	90.00
Graham Tire	Re	75.00
Great Plains Uniforms LLC	Un	111.50
Grill	Su	389.98
Guenther Donald	Ex	30.00
H & S Plumbing Heating	Bu	2,441.79
H D Supply Waterworks Ltd	Re	3,608.10
Hamilton Equipment Company	Re	37.10
Hanes Craig	Ex	25.00
Hartmann Custom Service C	Se	6,332.50
Hemphill Electric LLC	Gu	640.66
Highlights Magazine	Su	34.44
Hinrichs Rachelle	Trng	60.00
Hireright LLC	Se	103.62
Hochstein Jared	Ex	90.00
Hughes John	Ex	90.00
Husker Electric Supply Co	Re	2,011.43
I E S Commercial Inc	Ci	43,214.17
Jackson Services Inc	Ma	56.50
Jacobsen Rock & Gravel	Su	5,815.33
Jones Automotive	Su	49.93
Jones National Bank & Trust	Ci	27,429.60
Juranek Jeff	Ex	25.00
Kahler Daniel S	Ex	60.00
Kriz-Davis Co	Eq, Su	3,172.87
Langner Michael	Ex	25.00
Last Mile Network Consult	Se	90.00
Latsch'S	Su	24.39
Lee'S Refrigeration	Eq	4,154.00
Lincoln Winwater Works	Gu, Re, Se	2,614.35
Loos Josh	Ex	25.00
Maguire Iron Inc	Se	2,250.00
Mailand'S Clothing	Uniforms	45.00
Marr Andrew M	Ex	60.00
Matheson Tri-Gas Inc	Su	102.64
Mattson Ricketts Law Firm	Se	4,000.00
McElvray Dan	Ex	175.00
Menards	Gu, Su	192.65
Mid-American Benefits Inc	Ins	840.09
Midwest Auto Parts	Su, Re	549.60
Midwest Automotive	Re	469.50
Midwest Laboratories Inc	Se	953.28
Midwest Living Magazine	Su	19.97

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Miller Karl / Rachel	Ex	25.00
Mueller Michael	Ex	25.00
Nebraska Golf & Turf	Re	151.00
Nebraska Library Assoc	Trng	30.00
Nebraska Municipal Power	Dues	2,470.10
	Incentive, Re,	
Nebraska Pub Pow-DesMoine	Ut	443,287.99
Nebraska Treasurer	Fees	42.10
Niemann'S Port-A-Pot LLC	Ma	225.00
Nottingham Dana	Ex	30.00
O C L C Inc	Se	180.69
Odeys Inc	Gu	518.25
Olsson Associates	Se	18,840.69
Omaha World Herald	Ex	121.89
One Call Concepts Inc	Se	151.41
One Source Background Check	Se	29.00
O'Reilly Automotive Inc	Re, Su	18.37
Orscheln Farm & Home	Su, Bu, Gu	521.91
Otte Donna	Mi	35.10
Pac 'N' Save Discount Foo	Su	99.54
Pankoke Henry W	Ma	275.00
Pedersen Brent	Ex	90.00
People Magazine	Su	316.41
Perry Colby	Ex	35.00
Peters Kathleen	Su	292.54
Phillips Julie	Ex	30.00
Plains Equipment Group Inc	Re	25.00
Plunkett'S Pest Control	Bu	59.32
Potter Bruce/Jess	Ex	30.00
Precision Tool & Machine	Re	10.00
Prochaska Vickie	Trng	60.00
Progressive Microtechnology	Se	495.00
Pulse Finders LLC	Trng	600.00
Quill Corp	Su	346.95
Roehr Ed Safety Products	Su, Eq	1,020.00
Rose Equipment Inc	Re	1,574.41
Ruether Larry L	Ex	90.00
Salzer Justin / Tammy	Ex	50.00
Sam'S Club (Lib-Rec-Pool)	Su, Bu	398.33
Sam'S Club (Sen Center)	Su	33.34
Sanley Patricia	Ex	90.00
Sanley Randy	Bu	17.96
Sattler Amber	Ex	25.00
Schlueter , Dave	Incentive	100.00
Schmader Electric Cont Co	Gu	390.00
Seever Scott	Ex	25.00
Seward Area Chamber Commerce	Misc	100.00
Seward County Clerk/Reg Deed	Se	48.00
Seward County Independent	Ex	1,585.50
Seward County Public Power	Ut	1,762.82
Seward County Treasurer	Se, Eq	16,778.50
Seward Lumber & Home Cent	Su, Re, Bu	891.87
Seward School District	Misc	160.00
Siteone Landscape Supply	Su	602.26
Southeast Library System	Trng	50.00
Spickelmier & Son Inc	Re	5,292.50
Sports Express	Misc	496.00
St Louis Michelle	Ex	90.00
St P J Supply Inc	Su	22.06
Standifer Melanie	Ex	25.00

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Steinmeyer Zach	Ex		25.00
Supplyworks	Su		284.97
Traditional Home Magazine	Su		24.00
U S A Bluebook - Cust 812	Re		377.03
Union Equipment Finance	Eq		30,824.44
Upstart	Su		357.45
Vanderslice Justin	Ex		30.00
Verizon Wireless	Eq		187.32
Visa - Pinnacle Bank			231.37
Accucut	Su	190.00	
WalMart	Re, Misc	41.37	
Watchguard Video	Eq		3.00
Wattier Mark	Ex		90.00
Wegman Nicole	Ex		30.00
Windstream Nebraska Inc	Se		2,416.77
Wolfe Cara	Ex		25.00
Wolter Gary	Ut		171.88
Woods & Aitken LLP	Se		224.00
World War II Magazine	Su		75.95
CLAIMS TOTAL			<u>\$1,146,634.96</u>

Aye: Fritz, Wilken, Beck, Hans, Schmit, Singleton

Nay: None

Absent: Pike, Kamprath. Motion carried.

3. PUBLIC HEARING - 7:00 P.M. - TAX INCREMENT FINANCING APPLICATION -
BUGEATERS/RICHARD GOKIE

Katie Kock of Cline Williams Wright Johnson & Oldfather, LLP presented the TIF application from Fast Mart/Bugeaters Properties (Richard Gokie) to the Council for a rebuild/expansion of their retail convenience store (present location 215 North 6th Street). Robert and Galene Martens currently own a portion of the property where the Fast-Mart is now located (Mr. Gokie has a lease/purchase option and plans to purchase this property in approximately three years, although land acquisition is excluded from eligible uses for TIF funding). Fast Mart would also upgrade the current automatic carwash. This project would create a new, larger retail area, as well as new, larger restrooms, installation of new double-wall tanks and piping for petroleum products, with the latest in containment and monitoring equipment, and install a large canopy over the tanks. The application noted estimated costs of the project at \$2,734,000.00 for land, site development, building, canopy, tanks, installation, concrete (parking/drives/sidewalks), equipment and architectural and engineering fees. Mr. Gokie plans to start the expansion as soon as possible, hoping to finish by year-end 2016; however, the applicants are requesting the ability to extend the effective date, should construction not occur until 2017.

Ms. Kock stated this project has two applicants and developers; Bugeaters, LLC and Fast Mart, Inc., with the lease arrangement with Robert and Galene Martens.

The current valuation is \$529,763.00, with an estimated increase to \$1,400,000.00, a total increase in real estate valuation of \$870,237.00.

3B. REVIEW OF COST-BENEFIT ANALYSIS

Ms. Kock reviewed the following cost benefit analysis:

Estimated Base project Area Valuation	\$	529,763
Projected Completed project Assessed Valuation	\$	1,085,341

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Projected Tax Increment Base (b. minus a.)	\$ 555,578
Estimate Tax Levy	1.742962
Annual Projected Tax Shift	\$ 15,167

The Project should not have a material impact on the private sector businesses in and around the area outside the boundaries of the redevelopment project. The Project is not anticipated to impose a burden or have a negative impact on other local area employers. The Project will be in competition with local gas stations, but this competition currently exists, as a gas station and convenience store is already located on the site.

Fast Mart would continue to employ the current three full-time employees and six to seven part-time employees. Fast Mart is expecting to add one full-time and two to three part-time employees in the first year. By year three, it expects to add another full-time employee, along with another part-time employee.

The total TIF amount available after deducting the 3% Administrative fee is \$148,960.

3C., 3D., 3E., 3F. REDEVELOPMENT PLAN AMENDMENT, REDEVELOPMENT AGREEMENT, RESOLUTIONS

Ms. Kock then reviewed the Amendment to the Redevelopment Plan. She noted that the project will consist of the construction of an approximately 3,870 square foot convenience store, 2,268 square foot car wash and maintenance room, and six gas pumps under an approximately 4,800 square foot canopy. Additionally, as part of the project, the existing convenience store and gas pumps will be demolished and the existing garage will be moved to the west side of the site.

The site is on North Highway 15 (North 6th Street, from Jackson Avenue to Bradford Street between 6th & 7th Streets). The project is intended to improve traffic flow near the site. The additional paved lanes for ingress, egress and parking will benefit the site and the traffic flow and safety at that intersection. No population density concerns exist. No adverse impacts are anticipated with respect to traffic flow, street layouts and street grades. No additional zoning, building code or ordinance changes will be necessary for the Project.

The approved TIF uses are: Cost of Issuance, Demolition, Site Prep/Landscaping, Facade, Sidewalks, Public Parking, and Additional TIF Uses.

Ms. Kock then referred to the Plan Agreement, making note of the two applicants/developers (Section 2.02) and the landlord agreement. She also referenced (Section 3.03) which allows the redeveloper to request an extension for completion of the project; however, the request must be made in writing prior to commencement of any construction. The Community Redevelopment Authority may, but is not obligated to approve the requested extension of the effective date and project completion date by one year.

Richard Gokie, 3003 Bluff Rd, stated he has a lease/purchase option for the property to the west of this location for expansion of his business, of which he plans to finalize the purchase in approximately three years. He stated he is in contact with the City Building Department and is working on getting the project going, but is still waiting on his building plans. He hopes to begin moving dirt by the end of the month. He stated he will first remove the building to the west, then build the new building and remove the current building as a final step. He said if he can get the new building up before winter and can be working on the interior through the winter, he will then demolish the

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old building in the spring. To allow for unknown weather, he requested the potential for the extension.

Ms. Kock referenced (Section 5.01) Façade Easement, of which the developer grants an easement for the term of the TIF project to keep the façade improvements in good condition. She stated the landlord agrees with this façade easement.

Ms. Kock referenced (Section 5.02) Landlord Consent stating that the parking stalls are on public property and therefore, recommended striking "Parking Lot License and" from this section, since the Parking Lot License is no longer part of the agreement.

There was a question as to whether changes needed to be made with the agreement after the proposed purchase (in three years) is completed, to which Ms. Kock stated no additional documents would be needed or changes made following the purchase.

Mayor Eickmeier opened the public hearing. Hearing no comments, he closed the public hearing.

Councilmember Singleton introduced the following resolution:

**CITY OF SEWARD, NEBRASKA
RESOLUTION #2016-08**

(Amendment to Redevelopment Plan - Fast Mart Project)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEWARD, NEBRASKA, APPROVING AN AMENDMENT OF THE REDEVELOPMENT PLAN FOR THE CITY OF SEWARD, NEBRASKA, INCLUDING A SPECIFIC REDEVELOPMENT PROJECT.

RECITALS

A. The Community Redevelopment Authority of the City of Seward ("CRA") has recommended that the Redevelopment Plan for Redevelopment Area #1, a copy of which is on file and available for public inspection with the City Clerk, (the "Redevelopment Plan") should be amended to include a project for the redevelopment of certain real property within the Redevelopment Area identified and legally defined in said amendment (the "Project Site").

B. The proposed amendment to the Redevelopment Plan ("Redevelopment Plan Amendment") is on file and available for public inspection with the Seward City Clerk.

C. The Redevelopment Plan Amendment includes a redevelopment project, (the "Project") that will utilize tax increment financing pursuant to Neb. Rev. Stat. § 18-2147.

D. The CRA submitted the question of whether the Redevelopment Plan Amendment should be recommended to the City Council to the Planning Commission of the City of Seward.

E. The Planning Commission recommended the approval of the Redevelopment Plan Amendment.

F. Notice of public hearing regarding the adoption and approval of the Redevelopment Plan Amendment by the City Council was provided in conformity with the Open Meetings Act, Neb. Rev. Stat. § 84-1407 et seq., the Community Development Law, Neb. Rev. Stat. § 18-2115, and Nebraska law.

G. On April 19, 2016, the City Council held a public hearing relating to

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the question of whether the Redevelopment Plan should be adopted and approved by the City. All interested parties were afforded at such public hearing a reasonable opportunity to express their views respecting the submitted question.

H. The City Council has reviewed the Redevelopment Plan Amendment, the cost benefit analysis prepared by the CRA, and the recommendations of the Planning Commission, and has duly considered all statements made and material submitted related to the submitted question.

NOW THEREFORE, it is found by the City Council of the City of Seward, Nebraska, in accordance with the Community Development Law, Neb. Rev. Stat. §§ 18-2101 through 18-2154 (the "Act"), as follows:

1. The Project Site is in need of redevelopment to remove blight and substandard conditions identified pursuant to Section 18-2109 of the Act.
2. The Redevelopment Plan Amendment will, in accordance with the present and future needs of the City of Seward, promote the health, safety, morals, order, convenience, prosperity, and the general welfare of the community in conformance with the legislative declarations and determinations set forth in the Act.
3. The Redevelopment Plan Amendment is in conformance with the general plan for development of the City of Seward as a whole, as set forth in the City of Seward Comprehensive Plan, as amended.
4. The cost and benefits set forth in the Project cost benefit analysis are found to be in the long-term best interest of the City of Seward.
5. The Project would not be economically feasible without the use of tax increment financing.
6. The Project would not occur on the Redevelopment Area without the use of tax increment financing.

BE IT RESOLVED, that pursuant to the provisions of the Act and in light of the foregoing findings and determinations, the Redevelopment Plan Amendment is hereby approved and adopted by the City Council as the governing body for the City of Seward.

Councilmember Beck moved, seconded by Councilmember Schmit, that the resolution be adopted.

Aye: Hans, Beck, Singleton, Wilken, Fritz, Schmit

Nay: None

Absent: Pike, Kamprath. Motion carried.

Mayor Eickmeier declared the resolution adopted.

Dated this 19th day of April, 2016.

CITY OF SEWARD, NEBRASKA

By: _____
Mayor

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ATTEST: _____
City Clerk

Councilmember Singleton introduced the following resolution, amending the Redevelopment Agreement striking the words, "Parking Lot License and" from Section 5.02 of the Agreement:

**CITY OF SEWARD, NEBRASKA
RESOLUTION NO. 2016-09**

(Approval of Redevelopment Agreement - Fast Mart Project)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEWARD, SEWARD COUNTY, NEBRASKA, APPROVING THE FORM OF THE REDEVELOPMENT AGREEMENT AND AUTHORIZING THE COMMUNITY REDEVELOPMENT AUTHORITY TO ENTER INTO SAID AGREEMENT.

RECITALS

A. Pursuant to the Nebraska Community Development Law, Neb. Rev. Stat. §§ 18-2101 through 18-2154, as amended (the "Act"), the City of Seward, Nebraska ("City"), has adopted a redevelopment plan ("Redevelopment Plan") for certain portions of the City. A copy of the Redevelopment Plan is on file with the City Clerk for inspection.

B. The Redevelopment Plan, as amended, includes a specific redevelopment project identified as the Fast Mart Project that will include the use of tax increment financing (the "Project").

C. On April 6, 2016, the CRA approved the Redevelopment Agreement for the Project.

D. The City has reviewed the Redevelopment Agreement and has found it to be in conformity with the Act and the General Comprehensive Development Plan of the City, and in the best interests of the City.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Seward, Nebraska, that the Redevelopment Agreement between the Community Redevelopment Authority of the City of Seward, Nebraska, Bugeaters Properties, LLC, and Fast Mart, Inc., which is attached hereto as Exhibit "A" and incorporated here by this reference, is hereby approved;

BE IT FURTHER RESOLVED, the CRA is hereby authorized to execute and deliver the Redevelopment Agreement, with such changes, modifications, additions, and deletions therein and shall they seem necessary, desirable or appropriate, for and on behalf of the CRA;

BE IT FURTHER RESOLVED, the CRA is hereby authorized to take all actions contemplated and required in the Redevelopment Agreement including, without limitation, the issuance of such TIF Indebtedness not to exceed the amount of TIF Indebtedness set forth in the Redevelopment Agreement. Such TIF Indebtedness shall be repaid solely from the Tax Increment created by the Project and does not represent the general obligation of the CRA of the City;

BE IT FURTHER RESOLVED, that all Resolutions or parts thereof in conflict with the provisions of this Resolution or to the extent of such conflicts, are hereby repealed.

Councilmember Wilken moved, seconded by Councilmember Fritz, that the resolution be adopted.

Aye: Hans, Beck, Singleton, Wilken, Fritz, Schmit

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Nay: None

Absent: Pike, Kamprath. Motion carried.

Mayor Eickmeier declared the resolution adopted.

DATED THIS 19th day of April, 2016.

CITY OF SEWARD, NEBRASKA

By: _____
Mayor

ATTEST: _____
City Clerk

EXHIBIT "A"

(Redevelopment Agreement)

Mayor Eickmeier rearranged the following agenda items as a courtesy of the presenters who had additional commitments and requested their items be moved up on the agenda prior to the meeting.

5. CONSIDERATION AN AGREEMENT WITH SNOWMOTION TO OPERATE A CONCESSION STAND AT THE SEWARD DOWDING MUNICIPAL SWIMMING POOL

City Administrator Smith stated Suzanne Gligorevic approached the City several months ago with interest of operating a concession stand at the Dowding Municipal Pool. He stated the Park and Recreation Board approved the concept of contracting for concessions. The City advertised for bids and the only bid received was from Snowmotion. He stated City Attorney Hoffschneider drafted the agreement that is being considered tonight.

Pat Sanley, Assistant Recreation Director, addressed the City Council stating this is a one-year agreement and she supports the contracted concession stand.

Suzanne Gligorevic, dba SnowMotion, stated she currently is licensed with the Department of Health for another concession trailer and stated the Department of Health agreed to add the concession stand to their license. She stated her two sons who are 16 years of age will be running this stand and she plans to be there 3-4 hours per day. City Attorney Hoffschneider stated that the agreement has a hold harmless section and Ms. Gligorevic is required to name the City as additional insured.

There was a question about whether not having an adult present at all times was a concern. Pat Sanley stated the City hires 16 year-olds as Assistant Pool Managers and there will always be a Pool Manager on site, should something come up.

Councilmember Beck moved, seconded by Councilmember Hans, that the agreement with Suzanne Gligorevic, dba Snowmotion, to operate a concession stand at the Seward Dowding Municipal Swimming Pool for the 2016 season be approved.

Aye: Fritz, Wilken, Hans, Beck, Schmit, Singleton

Nay: None

Absent: Pike, Kamprath. Motion carried.

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6. CONSIDERATION OF SEWARD FOUNDATION APPLICATION

Clark Kolterman, 660 E Pinewood Ave, addressed the City Council with a Seward Foundation application in the amount of \$5,000 for the Chautauqua 2017 event. He stated the Seward Foundation will be the main sponsor of the event. The theme is "World War I: Legacies of a Forgotten War". He stated the proposal is to hold the event in the green space to the west of the Nebraska National Guard Museum, which is fitting for the theme and was the location of the original Chautauqua Park. He stated they have not selected a date; however, it will not be over the July 4 weekend. The week-long event would feature a variety of exhibits and happenings throughout the week, offering programs and activities for all ages. The featured speakers include actors portraying William Jennings Bryan, Woodrow Wilson, Edith Wharton, W E B Du Bois and Jane Addams. The Chautauqua events are free and open to the public and will require the assistance of City personnel in various capacities to assist with the celebration.

Councilmember Fritz moved, seconded by Councilmember Beck, that recommendation be made to the Seward Foundation supporting the application for the Chautauqua 2017.

Aye: Fritz, Wilken, Hans, Beck, Schmit, Singleton

Nay: None

Absent: Pike, Kamprath. Motion carried.

Clark Kolterman, 660 E Pinewood Ave, addressed the City Council with a Seward Foundation application to provide \$1,000 "seed money" for the 2017 Sesquicentennial celebration. He stated the money will be used to organize the volunteer effort, to assist with postage/communication efforts, a basic website and various administrative costs. He stated the total project cost may reach \$10,000, but will be funded by local sponsors and groups. The Seward Fourth of July Celebration Committee has agreed/allowed this Committee to become an official arm/committee of their group, thus incorporating the use of their non-profit status. The City's partnership will include projects to benefit the community (possibly tree planting in the parks), using the bandshell, and employee support for all of the events planned.

Councilmember Singleton moved, seconded by Councilmember Schmit, that recommendation be made to the Seward Foundation supporting the application to for the Sesquicentennial celebration.

Aye: Fritz, Wilken, Hans, Beck, Schmit, Singleton

Nay: None

Absent: Pike, Kamprath. Motion carried.

4. PRESENTATION BY JERRY PIGSLEY ON WAGE AND BENEFIT COMPARABILITY

Jerry Pigsley, Woods & Aitken, LLP, provided information on the standards for wage and benefit comparability as established in 2011 by LB397 and applied by the Commission of Industrial Relations. No action was required or taken.

7. CONSIDERATION OF NOTICE OF LETTER OF INTENT FOR SW WELL #3

Water/Wastewater Director Tim Richtig, addressed the City Council with a "Notice of Intent" letter for the SW Well Field, located in Section 11, Township 10 North, Range 2 East (G-058654). He stated the City was approached by the landowner on this well site requesting the City remove this irrigation well so he could clean up the section. Mr. Richtig stated the City owns the four corners of this portion of the section for existing or potential well sites. The City has an option for replacing the existing irrigation well with a municipal well. Olsson Associates is recommending the City maintain its rights

April 19, 2016

for water supply in this area by filing a Notice of Intent with the Nebraska Department of Natural Resources to preserve the City's interests. The filed notice protects the City for one year, and can be renewed for an additional year. Since the existing well is currently owned by the City, a replacement well can be installed. The City can keep the well site and registration active, while changing the location and classification of the well. Mr. Richtig stated the northeast and southeast corners would be potential sites for new municipal wells, but the northeast site has a transmission main closest to the water treatment facility and would be the most cost efficient as a municipal well; however, monitoring wells would need to establish flow and production capabilities.

Mr. Richtig stated the City currently has nine wells which run at 65% of capacity at the highest peak time. He stated the main reason for filing the Notice of Intent is to protect the use of the corners for potential sites.

Councilmember Hans moved, seconded by Councilmember Schmit, that the Notice of Letter of Intent for SW Well Field be approved for filing.

Aye: Fritz, Wilken, Hans, Beck, Schmit, Singleton
Nay: None
Absent: Pike, Kamprath. Motion carried.

8. NOTICE OF RESIGNATION OF COUNCILMEMBER BARBARA PIKE FROM THE SEWARD CITY COUNCIL

Mayor Eickmeier stated he received written notice from Councilmember Barbara Pike that she is resigning from the City Council effective May 17, 2016. The notice of the vacancy will be published in the newspaper and posted and there is a 4-week window to find a replacement (per City Code). No action was required or taken.

10. CITY ADMINISTRATOR REPORT

Councilmember Singleton moved, seconded by Councilmember Fritz, that the City Administrator's Report dated April 19, 2016 be accepted.

Aye: Fritz, Wilken, Beck, Hans, Schmit, Singleton
Nay: None
Absent: Pike, Kamprath. Motion carried.

11. FUTURE REQUESTS FOR COUNCIL AGENDA ITEMS OR ADMINISTRATIVE ACTION

None.

12. ANNOUNCEMENT OF UPCOMING EVENTS

None.

13. MOTION TO ADJOURN

Councilmember Singleton moved, seconded by Councilmember Wilken, that the April 19, 2016 City Council Meeting be adjourned.

Aye: Fritz, Wilken, Beck, Hans, Schmit, Singleton
Nay: None
Absent: Pike, Kamprath. Motion carried

THE CITY OF SEWARD, NEBRASKA

April 19, 2016

Joshua Eickmeier, Mayor

Bonnie Otte
Assistant Administrator
Clerk-Treasurer
Budget & Human Resources Director

DRAFT

City of Seward, NE

Tuesday, May 3, 2016

Regular Session

Item G2

CONSIDERATION OF CONSENT AGENDA

Claims & Payables Reports

Infrastructure Cost Items Reimbursable Back to the City

Administrative Report: After review of listed Consent Agenda items and supporting documents/reports, one motion to approve the consent agenda would be in order. Council may choose to pull any item from the Consent Agenda and consider/act on it separately.

Staff Contact:

CLAIMS LIST
5-3-16
COUNCIL MEETING

Abbreviations: Bu, Building Upkeep; Eq, Equipment; Ex, Expense; Ma, Maintenance; Mi, Mileage; Misc, Miscellaneous; Re, Repairs; Sa, Salaries, Se, Services; Su, Supplies; Ut, Utilities, CI, Capital Improvements, Gu, Grounds Upkeep.

A-J Roofing & Waterproofing	Re	31,196.74
Alamar Uniforms	Uniforms	596.93
All Road Barricades Inc	Su	2,572.71
Ameritas Life Insurance Co	Ins	6,993.11
Anderson Brock	Se	12.00
Bizco Technologies	Se	640.31
Blackburn Manufacturing Co	Su	408.06
Bloebaum Nickalas	Se	30.00
Blue Valley Contracting	Se	608.00
Bogenrief Jeni	SE	30.00
Capital Business-Cheyenne	Ma	93.47
Carroll Dist/Const Supply	Su	410.00
Cattle Roger	Misc	292.99
Ceresco Youth Recreation	Ex	200.00
Chase Card Service		3,799.12
Amazon Mktplace	Eq	142.20
WalMart	Su, Bu	696.50
Highway Products	Eq	679.95
RBT Kum & Go	Su	38.95
Johnns Italian Steakhouse	Meals	75.15
Holiday Inn	Trng	499.66
McDonalds	Meals	7.61
Arbys	Meals	16.10
Dakota Riggers	Tools	63.47
Working Persons Store	Su	61.19
Office Depot	Bu	209.11
Logmein.com	Su	149.00
Home Depot	Tools	330.33
Deguns.net	Tools	51.96
UNL Agronomy & Horticulture	Trng	70.00
Lou & Mary Annes, Bee	Meals	257.95
Sears Roebuck	Bu	449.99
City Seward Buildings/Grounds	Op	3,000.00
City Seward Electric Fund	Ut	31,683.08
City Seward Library Petty	Su, Ex	141.26
City Seward Payroll Account	Payroll	142,306.47
City Seward Petty Cash Fund	Su, Re, Meal, Ex	240.46
Collins Jill / Corey	Se	35.00
Commonwealth Electric Co	Ma	852.86
Constellation Newengergy	Ut	1,031.30
Cook Charles	Se	30.00
Creative Prod Sourcing	Su	95.00
Crete Diamonds	Misc	400.00
Delta Dental	Ins	1,387.10
Dowling Adam	Se	30.00
Eber Rich	Se, Re	184.93
Eberspacher Jon / Jill	Se	35.00
Fast Mart	Su	2.74

Fastenal Company	Su, Re, Meal, Ex	518.30
Foltz Fred	Se	225.00
General Excavating	Re	9,926.55
Gerhold Concrete Co Inc	Gu	122.84
Grafix Shoppe	Su	89.36
Great Plains Communication	Se	586.00
Hach Company	Se	122.69
Hobson Automotive & Tire	Re	15.00
Hydraulic Equipment Service	Re	1,964.20
Jackson Services Inc	Ma	33.00
Jacobsen Rock & Gravel	Su	3,848.64
Jones Automotive	Re	797.00
Langner Michael	Se	30.00
Last Mile Network Consult	Se	145.30
Latsch's	Su	154.13
Lincoln Winwater Works	Ma	151.46
Loos Josh	Se	30.00
Memorial Health-Drug	Se	93.00
Memorial Health-Meals	Meals	2,454.09
Merle's Garden Center	Su	17.90
Meyer Automotive	Re	235.32
Mid-American Benefits Inc	Ins	516.75
Midwest Turf & Irrigation	Re	18.17
Miller Greg / Mindy	Se	30.00
Moore Scott	Se	30.00
Mueller Angie	Se	30.00
Nebraska Equipment Inc	Re	30.78
Nebraska Health Environment	Se	751.00
Nebraska Labor Dept	Misc	18.00
Nebraska Planning & Zoning	Dues, Trng	400.00
Nottingham Dana	Se	30.00
Odeys Inc	Re, Gu	331.51
Olson Jerod / Sara	Se	30.00
Olsson Associates	Se	6,140.57
Opfer Jamie / Shanna	Se	30.00
O'Reilly Automotive Inc	Su, Re	82.35
Orscheln Farm & Home	Su, Ma, Re, Gu	614.03
Otte Donna	Mi	18.90
Perry Colby	Se	35.00
Peterson Ross	Mi	192.80
Phillips Tabitha	Se	30.00
Plains Equipment Group Inc	Re, Su	566.83
Policky Jenny	Se	30.00
Precision Tool & Machine	Re	154.00
Principal Financial Group	Ins	679.26
Quill Corp	Su	870.45
Richters Inc	Re	4,098.00
Rising Kody / Sarah	Se	30.00
Rose Equipment Inc	Su	476.08
Royuk Kyle	Se	30.00
Rumery Lawn & Landscape	Ma	120.00
Sam'S Club (Lib-Rec-Pool)	Bu, Su	200.04
Sam'S Club (Sen Center)	Su	86.66
Sauber Mfg Co	Re	12,503.00
Seward County Clerk/Reg D	Misc	6.70
Seward Electronics	Se	175.16
Shipley Chris	Se	35.00

Siteone Landscape Supply	Su	912.06
Skarshaug Testing Laboratory	Re	250.08
Smith Bruce	Ex, Meal	111.00
Sommerfeld Allison N	Meal, Trng	397.84
Sports Express	Ex	168.60
Stalsberg Terry	Se	35.00
Steinmeyer Zach	Se	30.00
Suhr & Lichty Insurance Agency	Ins	840.00
Superior Signals Inc	Su	48.83
Theobald Doug	Se	30.00
Time Warner Cable	Se	80.69
Total Tool Supply Inc	Tools	209.80
Turfwerks	Re	191.75
U S Cellular	Se	228.45
United Health Care	Ins	50,960.80
Vanderslice Justin	Se	30.00
Verizon Wireless	Se	97.94
Wesco Distribution Inc	Su	11,694.08
Zee Medical Service Inc	Su	279.75
	CLAIMS TOTAL	<u>\$346,916.13</u>

City of Seward, NE

Tuesday, May 3, 2016

Regular Session

Item G3

CONSIDERATION OF SUPPLEMENTAL AGREEMENT NO. 3 WITH SCHEMMER ASSOCIATES, INC FOR SEWARD TRAIL PROJECT - John Hughes

Administrative Report: This supplemental agreement is to realign the Seward Trail so it does not cross through the middle of the farm ground west of Augusta Drive per the landowner. This realignment requires additional survey, wetland delineation and redesign of approximately 1 mile of trail. This supplemental agreement also covers the hazardous material research that was inadvertently removed from the total direct expenses in the agreement.

The total additional costs are \$28,621.13

Following review and discussion, a motion to approve this supplemental agreement would be in order.

Staff Contact:

SUPPLEMENTAL AGREEMENT # 3

CITY OF SEWARD
THE SCHEMMER ASSOCIATES, INC.
PROJECT NO. ENH-80(33)
CONTROL NO. 13225
SEWARD TRAIL

THIS SUPPLEMENTAL AGREEMENT is between the City of Seward ("LPA") and The Schemmer Associates Inc. ("Consultant"), collectively referred to as the "Parties".

WHEREAS, Consultant and LPA entered into an agreement ("Original Agreement") BK1313 and Supplemental Agreement #1 and #2 providing for Consultant to provide Preliminary Engineering for LPA's Federal Aid project, and

WHEREAS, it is necessary that design for new trail alignment tasks be added under this Supplemental Agreement, and

WHEREAS, it is necessary to increase Consultant's compensation by this Supplemental Agreement for the additional work necessary to complete the project.

WHEREAS, it is the desire of LPA that the project be constructed under the designation of Project No. ENH-80(33), as evidenced by the Resolution of LPA, attached as EXHIBIT "B" and incorporated herein by this reference, and

NOW THEREFORE, in consideration of these facts and mutual promises, the Parties agree as follows:

SECTION 1. SCOPE OF SERVICES

Consultant will perform the additional work as set out in in Exhibit "B" Consultant Work Order 3, attached and incorporated herein by this reference.

SECTION 2. NOTICE TO PROCEED AND COMPLETION SCHEDULE

The State issued Consultant a written Notice-to-Proceed on April 19, 2016. Any work or services performed by Consultant on the project prior to the date specified in the written Notice-to-Proceed is not eligible for reimbursement.

Consultant will complete all work as set out in the Original Agreement, Supplemental Agreement(s) #1, and this Supplemental Agreement by December 31, 2018.

SECTION 3. FEES AND PAYMENTS

For the work required, SECTION 9 FEES AND PAYMENTS of the Original Agreement, as amended in supplement(s) #1 and #2, is hereby further amended in accordance with Exhibit "B" so that the fixed-fee-for-profit is increased from \$41,854.14 to \$44,678.44, an increase of \$2,824.30. Actual costs are increased from \$340,202.95 to \$365,999.78, an increase of \$25,796.83. The total agreement amount is increased from \$382,057.09 to \$410,678.22, an increase of \$28,621.13 which Consultant must not exceed without the prior written approval of the State.

Project No. ENH-80(33)
Control No. 13225
Seward Trail
Template T-AGR-1S Revised 8-4-14

SECTION 4. ENTIRE AGREEMENT

The Original Agreement, any and all other previous supplements thereto, and this Supplemental Agreement, constitute the entire agreement ("The Agreement") between the Parties. The Agreement supersedes any and all other previous communications, representations, or other understandings, either oral or written; all terms and conditions of the Original Agreement and all previous supplements thereto, to the extent not superseded, remain in full force and effect, and are incorporated herein as if set forth in their entirety.

SECTION 5. CONSULTANT CERTIFICATION AND REAFFIRMATION

The undersigned duly authorized representative of Consultant, by signing this Supplemental Agreement, hereby reaffirms, under penalty of law, the truth of the certifications set out in the Original Agreement and all Supplements thereto, including this Supplement. Further, Consultant has a duty to inform LPA of any material changes in the accuracy of all assertions set out in the Original Agreement and all Supplements thereto.

SECTION 6. CERTIFICATION OF LPA

By signing this Supplemental Agreement, I do hereby certify that, to the best of my knowledge, Consultant or its representative has not been required, directly or indirectly as an express or implied condition in connection with obtaining or carrying out this agreement to:

- (a) employ or retain, or agree to employ or retain, any firm or person, or
- (b) pay or agree to pay to any firm, person, or organization, any fee, contribution, donation, or consideration of any kind.

I acknowledge that this certification is to be furnished to the FHWA, upon their request, in connection with this agreement involving participation of Federal-Aid highway funds and is subject to applicable LPA and federal laws, both criminal and civil.

IN WITNESS WHEREOF, the Parties hereby execute this Supplemental Agreement pursuant to lawful authority as of the date signed by each party. Further, the Parties, by signing this Supplemental Agreement, attest and affirm the truth of each and every certification and representation set out herein.

EXECUTED by Consultant this _____ day of _____, 2016.

THE SCHEMMER ASSOCIATES, INC.
Steve D. Kathol, P.E.

Principal

STATE OF NEBRASKA)
)ss.
DOUGLASCOUNTY)

SUBSCRIBED AND SWORN to before me this _____ day of _____, 2016.

Notary Public

EXECUTED by LPA this _____ day of _____, 2016.

CITY OF SEWARD
Joshua Eickmeier

Mayor

Subscribed and sworn to before me this _____ day of _____, 2016.

Clerk

STATE OF NEBRASKA
DEPARTMENT OF ROADS
Form of Agreement Approved for
Federal Funding Eligibility:

Date

AGRS-1S

Consultant Work Order
(Local Projects)

Project No.: ENH-80(33)		Control No.: 13225	
Consultant (Name and Representative) Schemmer Associates, Doug Holle		Work Order No.: 3	
LPA: (Name and Representative) City of Seward, Melvin Aldrich		Agreement No.: BK 1313	
		Constr. Change Order No.: (If applicable)	
All parties agree the following described work needs to be performed by the consultant as part of the referenced project. All parties concur and hereby give notice to proceed based on the following: justification to modify contract, scope of services, deliverables, schedule, and estimated total fee. All other terms of existing agreements between the parties are still in effect. It is understood by all parties that the work described herein will become part of a future supplement to the agreement indicated above.			
Justification to modify agreement: (Include scope of services, deliverables, and schedule) See attached			
Work Title		Summary of Fee	
		A. Total Direct Labor Cost	= 8,105.82
		B. Overhead (Factor * x A)	= 13,788.01
		C. A + B	= 21,893.83
		D. Profit/Fee (Factor ** x C)	= 2,824.30
		E. Direct Non-Labor Cost	= 513.00
		F. Subconsultant Services	= 3,390.00
Total Fee Notes: see attached for hour breakdown		TOTAL FEE: C + D + E + F	= \$28,621.13
		<input type="checkbox"/> ESTIMATED TOTAL FEE:	
		<input type="checkbox"/> FINAL TOTAL FEE:	

Work Order Authorization - May be granted by email and attached to this document.

Consultant: Schemmer
Doug Holle Name Doug Holle Signature [Signature] Date 4-6-16

LPA: City of Seward
Melvin Aldrich Name Melvin Aldrich Signature [Signature] Date 4-8-16

LPS PC (for Preliminary Engineering) and State Rep. (for Construction Engineering):
Judy Borer Name Judy Borer Signature [Signature] Date 4-8-16

LPS Unit Head Review (for PE Phase):
Jeff Sala Name Jeff Sala Signature [Signature] Date 4/8/16

LPS Engineer or Construction Engineer (Construction Phase):
LARRY LEGG Name LARRY LEGG Signature [Signature] Date 4/8/16

FHWA: (FHWA Approval on Full Oversight Projects Only)

Name Signature Date

Distribution: Consultant, LPA - RC, State Rep., FHWA, LPS PC, NDOR Agreements Engineer, Highway Funds Manager, CD PC
DR Form 250, March 2014

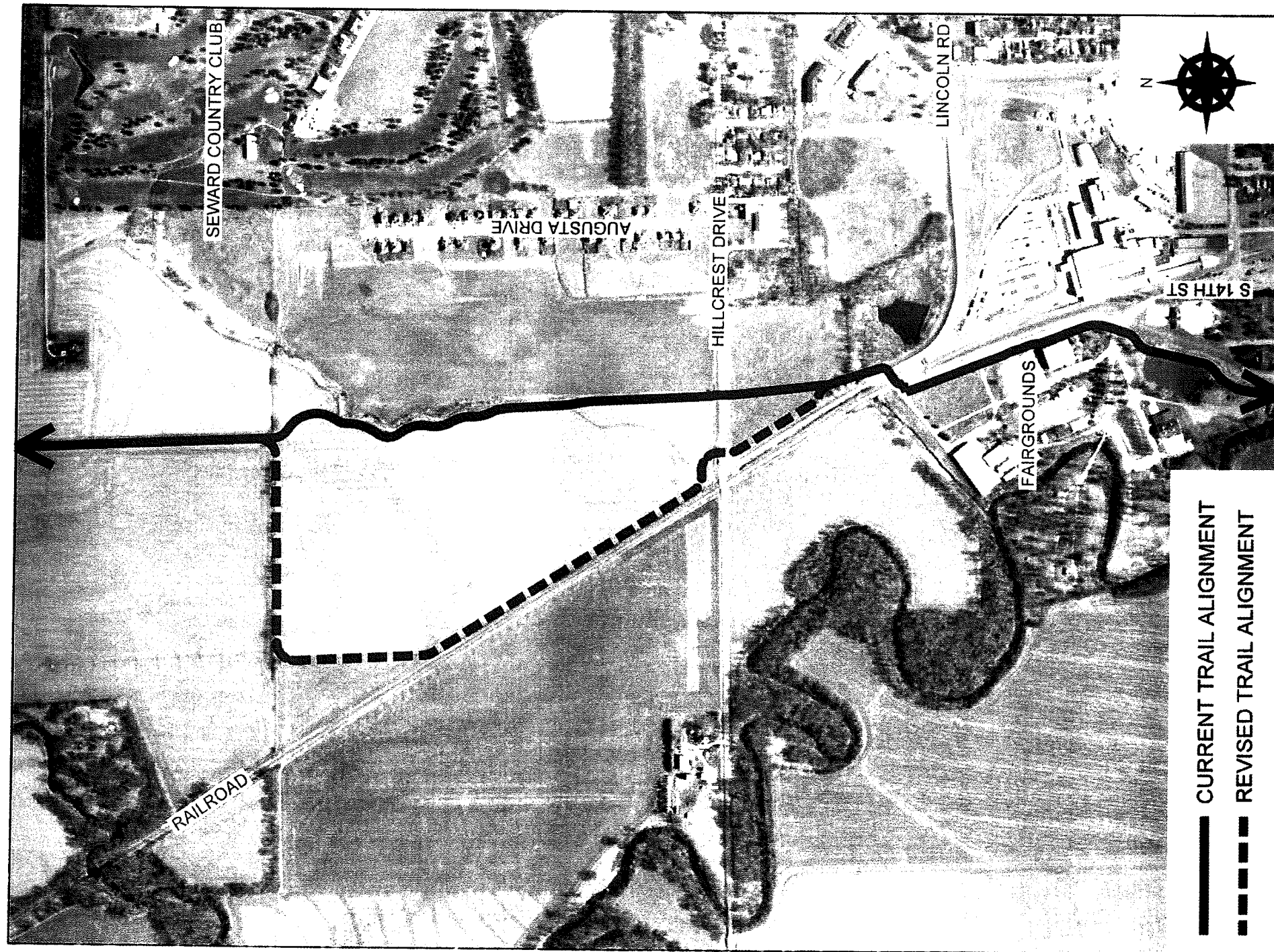
Notice to Proceed will be granted by email by:
LPS PC for Preliminary Engineering &
CD PC for Construction Engineering.

Notice to Proceed Date:
4-19-16

Work Order #3 Scope
ENH-80(33), CN 13225

The City of Seward has requested a realignment of the trail between the North end of the Fairgrounds north to ½ mile north of Bluff Road (Hillcrest Drive). This new alignment would require additional survey, wetland delineation and redesign of approximately 1 mile of the trail. The reason for the new trail alignment is the City is in the process of acquiring the property immediately west of the golf course for future golf course expansion. Because of this expansion, the City does not want the trail to cross through the future golf course. The attached figure identifies the revised trail alignment.

In addition, in reviewing the original PE agreement, it was discovered that the direct expense of \$1390.00 for the hazardous material research was inadvertently removed from the total direct expenses. Therefore, this expense is added into this work order.



Hour Estimate Form Work Order #3-Additional Survey and Design (north of Bluff Road) Seward Trail City of Seward NDOR Project No. ENH-80133; C.M. 13225 March 15, 2016																	
ITEM	NO.	TASK DESCRIPTION	PRIN	PROJ	SEN PROJ	ENGR	REG DESIGN	ENGR/	SEN TECH	ENGR	TECH	SEN REG	PARTY CHIEF	ASSOC	NEPA	ADMIN	TOTAL
L		Project Management															
I, J		Contract Administration/Scheduling & Coordination of Design Professionals				10											10
H		Field Survey															
H, A		Topographic Field Survey															
H, B		Horizontal and Vertical Control															
H, C		Existing Utilities															
H, D		Drafting Base File															
H, E		Research and Draft Existing Right-of-Way and Property Lines															
III		Preliminary Design															
III, A		Horizontal Alignment															
III, B		Vertical Alignment															
III, C		3D model updates															
III, D		Plan and Profile Sheets Updates															
III, E		Construction and Removal Sheets Updates															
III, F		Cut/Fill Analysis															
TOTALS																	

Exhibit C
Seward Trail
City of Seward

NDOR Project No. ENH-80(33); C.N. 13225
Work Order #3-Additional Survey and Design (north of Bluff Road)

March 15, 2016

FEE SUMMARY SCHEDULE

Direct Salary Costs

PROJECT TASK & PERSONNEL CLASSIFICATION	ESTIMATED HOURS	RATE	ESTIMATED LABOR CHARGE	TASK COST
I. Project Management				
PRINCIPAL	0	\$73.08	\$0.00	\$1,725.98
PROJECT MANAGER	10	\$56.60	\$566.00	
SENIOR PROJECT ENGINEER	0	\$50.52	\$0.00	
REGISTERED DESIGN ENGINEER	0	\$42.80	\$0.00	
ENGINEER/ SENIOR TECHNICIAN	0	\$26.63	\$0.00	
ENGINEERING TECHNICIAN	0	\$26.06	\$0.00	
REGISTERED SURVEYOR	0	\$39.79	\$0.00	
PARTY CHIEF SURVEYOR	0	\$20.58	\$0.00	
ASSOCIATE SURVEYOR	0	\$19.46	\$0.00	
NEPA SPECIALIST	0	\$42.94	\$0.00	
ADMINISTRATIVE ASSISTANT	0	\$21.80	\$0.00	
II. Field Survey				
PRINCIPAL	0	\$73.08	\$0.00	\$8,358.85
PROJECT MANAGER	0	\$56.60	\$0.00	
SENIOR PROJECT ENGINEER	0	\$50.52	\$0.00	
REGISTERED DESIGN ENGINEER	0	\$42.80	\$0.00	
ENGINEER/ SENIOR TECHNICIAN	0	\$26.63	\$0.00	
ENGINEERING TECHNICIAN	0	\$26.06	\$0.00	
REGISTERED SURVEYOR	16	\$39.79	\$636.64	
PARTY CHIEF SURVEYOR	72	\$20.58	\$1,481.76	
ASSOCIATE SURVEYOR	32	\$19.46	\$622.72	
NEPA SPECIALIST	0	\$42.94	\$0.00	
ADMINISTRATIVE ASSISTANT	0	\$21.80	\$0.00	
III. Preliminary Design				
PRINCIPAL	0	\$73.08	\$0.00	\$14,633.31
PROJECT MANAGER	0	\$56.60	\$0.00	
SENIOR PROJECT ENGINEER	12	\$50.52	\$606.18	
REGISTERED DESIGN ENGINEER	59	\$42.80	\$2,525.00	
ENGINEER/ SENIOR TECHNICIAN	0	\$26.63	\$0.00	
ENGINEERING TECHNICIAN	64	\$26.06	\$1,687.52	
REGISTERED SURVEYOR	0	\$39.79	\$0.00	
PARTY CHIEF SURVEYOR	0	\$20.58	\$0.00	
ASSOCIATE SURVEYOR	0	\$19.46	\$0.00	
NEPA SPECIALIST	0	\$42.94	\$0.00	
ADMINISTRATIVE ASSISTANT	0	\$21.80	\$0.00	
Subtotal Direct Salary Costs				
	265		\$8,105.82	
Overhead Costs				
		170.1%	\$8,105.82	
Subtotal Labor Charges + Overhead				
			\$13,788.01	
Fixed Fee				
		12.90%	\$21,893.83	
Subtotal Labor Charges + Overhead + Fixed Fee				
			\$2,824.30	
			\$24,718.13	
DIRECT NON-SALARY COSTS:				
Printing - full-size	No.	Rate (\$)		
Mileage	\$	\$	\$	
Survey Mileage	950	0.540	\$ 513.00	
Misc. Dozer for Geotech Drilling	\$	\$	\$	
Geotech (Field Drilling Subcontractor)	\$	\$	\$	
Geotech (Lab Reimbursable)	\$	\$	\$	
Lodging	\$	\$	\$	
Title Search	\$	\$	\$	
Wetland Delineation (EA)	1	2,000.00	\$ 2,000.00	
Per Diem	\$	\$	\$	
Hazardous Material Research (EA)	1	1,390.00	\$ 1,390.00	
Sub-Total Direct Non-Salary Costs				
			\$ 3,903.00	
TOTAL ESTIMATED FEE				
			\$28,621.13	

Exhibit Modification A-1: Scope of Work (Contract No. 0700963B)

This Modification Scope of Work is incorporated into the Consulting Services Contract referenced above between EA Engineering, Science, and Technology, Inc., PBC and The Schemmer Associates.

EA will conduct the following activities for this modification to the project:

- Perform an additional site visit and complete the wetland delineation on the realignment of the Seward Trail in Seward, NE as shown in Figure 1.
- EA will submit a draft wetland delineation report to you for review. EA will incorporate any comments into the final wetland delineation report.

ASSUMPTIONS

In executing this scope of work, EA has priced this project on the following assumptions:

- EA will submit the draft wetland delineation report 10 days after completion of the site visit and the final wetland delineation report within 5 days after comments are provided to EA.
- Submittal of a 404 permit to the US Army Corps of Engineers has not been included.
- Boundaries of any wetlands will be identified by EA and surveyed using a sub-meter GPS unit. EA will provide an ArcMap Shape file containing the wetland boundaries to The Schemmer Associates.
- EA assumes that mitigation will not be necessary and a wetland mitigation plan has not been included. Should wetland mitigation become necessary, EA can provide a separate cost proposal to provide a wetland mitigation plan.



Exhibit Modification B-1: Price Schedule (Contract No. 0700963B)

The following project price and/or rates apply to the services provided by EA Engineering, Science, and Technology, Inc., PBC for the project and contract referenced above.

EA proposes to perform the requested services as outlined for an additional fixed price of **\$2,000.00**. The labor and other direct costs necessary to complete work are included in the fixed price. Consequently, the inclusion of this modification cost will raise the total project and contract amount to **\$9,970.00**.



The Schemmer Associates Seward Trail Realignment Wetland Delineation Cost Estimate - Modification 2									
	Project Manager	Senior Technical Review	Senior Scientist/Geol ogist	Mid Scientist/G eologist	Junior Scientist/G eologist	CADD/GIS	Administrative Assistant	TOTAL	Comments
Phase 1 - Wetland Delineation									
Mobilization					2				
Desktop Analysis					2				
Field Work					7				
Draft Report	1	1			9				
Final Report	1				2				
<hr/>									
Task Total Hours	2	1	0	0	22	0	0	25	
<hr/>									
Total Phase 1	2	1	0	0	22	0	0	25	
<hr/>									

TOTAL COST SUMMARY						
The Schemmer Associates						
Seward Trail Realignment Wetland Delineation						
Cost Estimate - Modification 2						
	Labor Hours	Labor Cost	Subcontractor	ODC's	Travel	TOTAL
Phase 1 - Wetland Delineation	25	\$1,820.19	\$0.00	\$179.81	\$0.00	\$2,000.00
TOTALS	25	\$1,820.19	\$0.00	\$179.81	\$0.00	\$2,000.00

RESOLUTION
PRELIMINARY ENGINEERING SERVICES AGREEMENT
SUPPLEMENTAL AGREEMENT NO. 3 – BK1313

CITY OF SEWARD

Resolution No. _____

Whereas: City of Seward and The Schemmer Associates, Inc., have previously executed a Preliminary Engineering Services Agreement (BK1313) for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds;

Whereas: City of Seward understands that it must continue to strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of this Federal-aid project; and

Whereas: City of Seward and The Schemmer Associates, Inc. wish to enter into a preliminary engineering services supplemental agreement setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

Be It Resolved: by the City Council of the City of Seward, Nebraska that:

Joshua Eickmeier, Mayor of City of Seward is hereby authorized to sign the attached Preliminary Engineering Services Supplemental Agreement No. 3 between the City of Seward and The Schemmer Associates, Inc.

NDOR Project Number: ENH-80(33)

NDOR Control Number: 13225

NDOR Project Description: Seward Trail

Adopted this _____ day of _____, 2016 at _____ Nebraska.

The City Council of City of Seward, Nebraska:

Board/Council Member _____
Moved the adoption of said resolution
Member _____
Roll Call: _____ Yes _____ No _____ Abstained _____
Seconded the Motion
Resolution adopted, signed and billed as adopted

Attest:

Signature City Clerk

RESOLUTION NO.

Whereas: City of Seward and The Schemmer Associates, Inc., have previously executed a Preliminary Engineering Services Agreement (BK1313) for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds;

Whereas: City of Seward understands that it must continue to strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of this Federal-aid project; and

Whereas: City of Seward and The Schemmer Associates, Inc., wish to enter into a preliminary engineering services supplemental agreement setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

Be It Resolved: by the City Council of the City of Seward, Nebraska that:

Joshua Eickmeier, Mayor of the City of Seward, is hereby authorized to sign the attached Final Design Engineering Services Supplemental Agreement No. 3 between the City of Seward, and The Schemmer Associates, Inc.

NDOR Project Number: ENH-80(33)

NDOR Control Number: 13225

NDOR Project Description: Seward Trail

Adopted this 3rd day of May, 2016 at Seward, Nebraska.

THE CITY OF SEWARD, NEBRASKA

ATTEST:

Joshua Eickmeier, Mayor

Bonnie Otte
Assistant Administrator
Clerk-Treasurer
Budget & HR Director

(SEAL)

City of Seward, NE

Tuesday, May 3, 2016

Regular Session

Item G4

CONSIDERATION OF A POWER PURCHASE AGREEMENT WITH BLUESTEM ENERGY - Bruce Smith

Administrative Report: Bluestem Energy Solutions, DBA Seward LLC is asking for us to sign the Power Purchase Agreement which would require us to buy all of the energy generated by the proposed 1.7MW wind turbine. We have been in discussions with Bluestem and have made changes to the initial PPA. We have also worked with NPPD to make sure the language in the PPA works in conjunction with our 20 year wholesale power purchase contract Seward has with NPPD. I would recommend we discuss the PPA then go into Executive Session to discuss the pricing proposal. After the executive session, return to open session to vote on the PPA with Bluestem.

Staff Contact:

City of Seward, NE

Tuesday, May 3, 2016

Regular Session

Item G5

CONSIDERATION OF APPLICATION FOR NEBRASKA PUBLIC POWER DISTRICT APPROVAL TO CONNECT DISTRIBUTED OR LOCAL GENERATION - Bruce Smith

Administrative Report: If City Council approves Power Production Agreement with BlueStem Energy, the City needs to make application to NPPD to connect the wind turbine to the City's electric system.

Following review and discussion, Council to take appropriate action.

Staff Contact:

Nebraska Public Power District Application for NPPD Approval to Connect Distributed or Local Generation

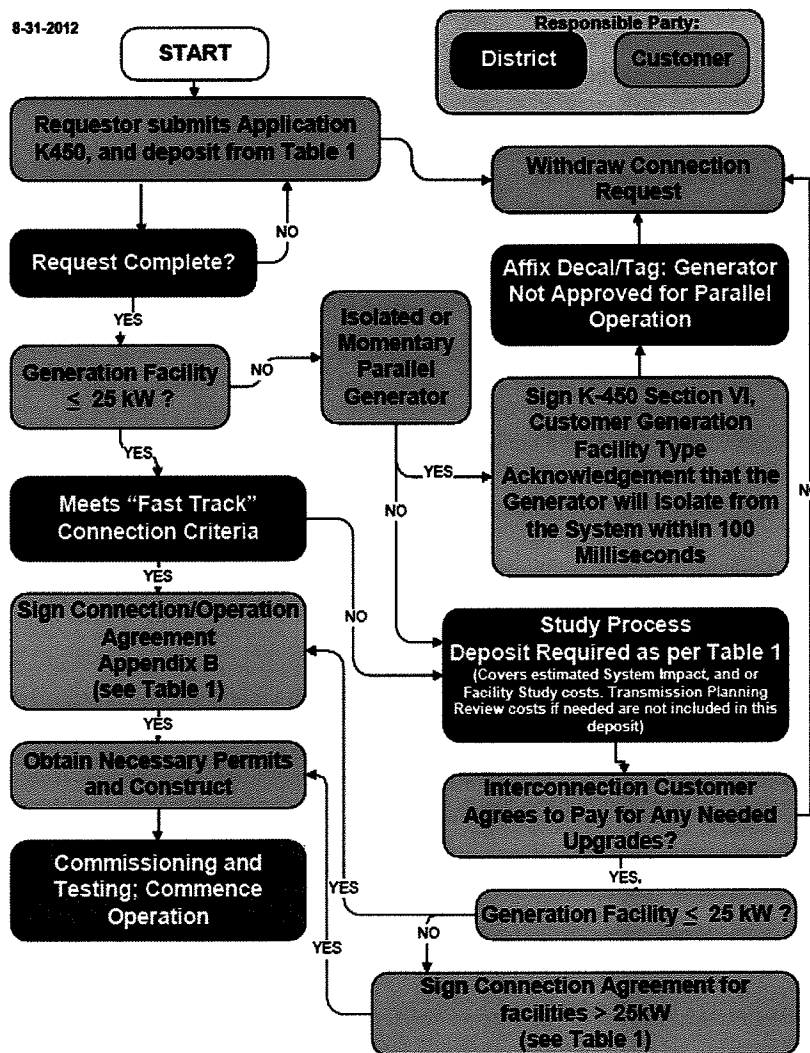
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Application Process

The application process is the series of prescribed steps (Figure 1) to be taken by the Interconnection Customer who desires to connect to NPPD's electric system, which includes connection directly to transmission, subtransmission, or distribution facilities owned and/or operated by NPPD, as well as connection of parallel operated generation 500 kW or greater that is connected to another utility's facilities interconnected with NPPD (since this may also impact NPPD's electric system). NPPD requires information such as location, technical and design parameters, and operational and maintenance procedures. Interconnections that create flow and stability issues that impact the transmission system will be required to also comply with NPPD's Facility Connection Requirements document and additional submittals may be required. All generators greater than 5MW must be reported to SPP as per Business Practice Revision BPR0018 Guideline for determining Jurisdiction of SPP Generator Interconnection Procedure. The application forms include the steps that must be taken to properly account for site-specific concerns and address the technical and procedural requirements of the connection standard. In some cases, NPPD may reject the proposed connection for reliability or safety issues.

Figure 1. Application Process
(Some steps may not apply to non-NPPD Interconnection Customers.)



Terms and Conditions for Customer Generation Connection on Qualified & Non-Qualified Facilities >25KW

1. It is the responsibility of the Interconnection Customer to obtain any and all permits and jurisdictional approvals and to comply with all applicable codes such as National Electric Code (NEC), National Fire Protection Association (NFPA), etc.
2. Connection Expenses: The Interconnection Customer shall be responsible for all costs incurred by NPPD for equipment or services that are required for the connection of a Qualified or Non-Qualified Facility.

Connection requests may require System Impact and Facilities Studies. The deposit collected (see Table 1) will be applied to these study fee requirements. If the fee collected exceeds the cost of these studies, the excess will be refunded. The Interconnection Customer will also be responsible for paying the portion of the studies that exceed the amount of the deposit.

If the Interconnection requires Transmission Planning review, costs for this review will be billed separately and an additional deposit of \$25,000 will be required. If the fee collected exceeds the cost of these studies, the excess will be refunded. The Interconnection Customer will also be responsible for paying the portion of the studies that exceed the amount of the deposit.

Other services, deemed to be above and beyond the standard for connection, but which may cause NPPD to perform extra ordinary review or work include, but shall not be limited to: qualified facility site inspection, system control map processing, engineering studies, facility service wire/cable, transformer(s), and appurtenant items. These services are provided at NPPD's discretion and at NPPD's prevailing charge out rates, and the costs associated therewith may be charged and collected prior to energization of the Qualified or Non-Qualified Facility.

3. The Interconnection Agreement for facilities > 25 kW will be a separately drafted document addressing the specific requirements of the generator facility.
4. Customer Generation minimum system protective relays function types for classes 0 and I: 25-Synchronism check, 27-Undervoltage function, 59-Overvoltage function, 81O/U-Over/under frequency. Refer to Table 1 for additional protective relay requirements for generation classes II and III.

(Items below are applicable only if NPPD is the Host Utility)

5. All Distributed and Local Generation, Qualified, and Non-Qualified Facilities shall comply with local electrical inspection jurisdiction prior to energization. Prior to energization, the Interconnection Customer is responsible to provide verification to NPPD that all necessary or required inspections have occurred. If NPPD, in its sole judgment, determines that the installation would be unsafe for the public or employees or agents of NPPD, NPPD reserves the right to refuse connection until the safety-related deficiencies are remedied.
6. NPPD has the right to immediately disconnect the generation facility connection without advance notice or liability if the Customer Generation connection poses a risk to the Customer, NPPD employees, other customers or the general public. The Interconnection Customer is responsible for all costs associated with removal of the physical connection to the NPPD electric system in the event the facility is deemed by NPPD to be non-compliant with applicable safety requirements.
7. Customer Generation Accessibility: Interconnection Customer agrees to allow NPPD access to the Customer Generation facility under both normal and emergency conditions.

I (we), the Interconnection Customer(s), acknowledge receipt of and agree to the Terms and Conditions listed above.

Interconnection Customer Date

Table 1. K450 Application and Connection Requirements

Size ²	Operating Characteristics	Class	Deposit ¹ (System Impact and Facilities Study only)	Connection Agreement	Required Minimum Protective Relays ³
All Sizes	Isolated or Momentary Parallel	N/A	None	K450 Acknowledgement Section VI	
Up to 25 kW	Sustained Parallel operation, w/ or w/o power export	0	None	Appendix B	25, 27, 59, 81O, 81U
>25 kW – 1 MW	Sustained Parallel operation, "line" dependent	I	\$5 x kW Rating	Drafted based on specific Generator requirements.	25, 27, 59, 81O, 81U
>25 kW – 1 MW	Sustained Parallel operation, "self" dependent	II	\$5 x kW Rating	Drafted based on specific Generator requirements. ⁴	25, 27, 59, 81O, 81U, 67, 67N
>1 MW – 5 MW	Sustained Parallel Operation	II	\$5 x kW Rating	Drafted based on specific Generator requirements. ⁴	25, 27, 59, 81O, 81U, 67, 67N
>5 MW	Sustained Parallel Operation	III	\$25,000	Drafted based on specific Generator requirements. ⁵	25, 27, 59, 81O, 81U, 67, 67N, 32

Note (1) - Deposit collected will be applied to study fee requirements. If the deposit collected exceeds the cost of the System Impact and Facilities Studies, the excess will be refunded to the Customer. Likewise, the Customer will also be responsible for paying the portion of study costs that exceed the deposit collected.

Note (2) - If the Interconnection requires Transmission Planning review, costs for this review will be billed separately and an additional deposit of \$25,000 will be required. If the fee collected exceeds the cost of these studies, the excess will be refunded. The Interconnection Customer will also be responsible for paying the portion of the studies that exceed the amount of the deposit.

Note (3) – Number represents ANSI Standard Device Designation for electric protective relays. Definitions for applicable relay numbers are listed below:

- **25 – Synchronizing or Synchronism-Check Device** is a device that operates when two a-c circuits are within the desired limits of frequency, phase angle, or voltage, to permit or to cause the paralleling of these two circuits.
- **27 – Undervoltage Relay** is a relay that functions on a given value of under-voltage.
- **32 – Directional Power Relay** is a device that functions on a desired value of power flow in a given direction or upon reverse power resulting from arcbreak in the anode or cathode circuits of a power rectifier.
- **59 – Overvoltage Relay** is a relay that functions on a given value of over-voltage.
- **67 – A-C Directional Overcurrent Relay** is a relay that functions on a desired value of a-c over-current flowing in a predetermined direction. (N denotes Neutral)
- **81 – Frequency Relay** is a relay that functions on a predetermined value of frequency (either under (U) or over (O) or on normal system frequency) or rate of change of frequency.

Note (4) – Level II Customer Generation Facilities may require documents submitted bear the stamp of a Professional Electrical Engineer registered in Nebraska.

Note (5) – Level III Customer Generation Facilities will require documents submitted bear the stamp of a Professional Electrical Engineer registered in Nebraska

Form K450

**Nebraska Public Power District
Application For NPPD Approval
to Connect Distributed or Local Generation**

Submit completed Application to your local NPPD office (Call 1-877-ASK-NPPD for the nearest location).

The Distributed Generation or Local Generation (both referred to throughout this document as Customer Generation) Interconnection Customer requests NPPD approval to connect generation equipment with the NPPD-operated electric system.

NPPD
Office Use
Only

Notification No.:

NPPD Account No.:

Host Utility:

I. Customer Generation Facility Information:

Interconnection Customer: City of Seward Electric Department

Service Address: 1345 River St City: Seward State: NE Zip Code: 68434

Mailing Address: 1345 River St City: Seward State: NE Zip Code: 68434

Day Phone: 402-643-3151 Night Phone: _____ Fax: 402-643-3151

Email: _____

II. Facility Design / Engineering (If applicable):

Company: Consulting Engineers Group, Inc.

Representative: Vince Granquist

Address: 21210 Eaton Ave., Ste C City: Farmington State: MN Zip Code: 55024

Phone: 651-463-6350 Fax: 651-463-6179 Email: VGranquist@ceg-engineers.com

III. Customer Generation Facility Electrical Contractor:

Company: Bluestem Energy Solutions

Representative: Matt Robinette

Address: 4361 Lafayette Ave City: Omaha State: NE Zip Code: 68131

Phone: 402-553-1804 Fax: _____ Email: mrobinette@blstem.biz

IV. Customer Generation Equipment Information:

Describe installation including number and type of generating units and inverters. Attach manufacturer's data.

GE 1.715 MW Wind turbine generator, quantity 1 connecting to City of Seward Walker Substation_____

Electrical Panel Size and Voltage: _____

Generator Manufacturer(s)/Model(s): _____

UL Certification Section: N/A_____

V. Schedule:

NPPD requires sixty (60) days notice prior to installation and connection for Qualified Facilities \leq 25 kW. Connection of Qualified Facilities > 25 kW & all Non-Qualified Facilities Installations may exceed sixty (60) days, based on the proposed connection location.

Date scheduled for start of installation/construction: TBD

Date scheduled for completion of installation/construction: TBD

VI. Customer Generation Facility Type (see Glossary for Definitions) :

☐ Distributed Generation ☒ Local Generation

Size:

☐ 25 kW or less ☐ 26 kW to < 500 kW ☒ 500 kW to < 2 MW ☐ 2 MW to < 5 MW ☐ 5 MW or greater

Qualified Facility Type:

☐ Methane ☒ Wind ☐ Solar ☐ Biomass ☐ Hydro ☐ Geothermal ☐ Other

☐ Non-Qualified Facility

Emergency Backup Generation Only:

☐ Yes ☒ No

Sustained Parallel Operation:

☒ Yes ☐ No

(Parallel is described as simultaneous to NPPD electric service.)

Isolated or Momentary Parallel Operation:

☐ Yes ☒ No

(Interconnection Customer must demonstrate the Generator will isolate from the system within 100 milliseconds as per IEEE Standard 1547.1.3.)

If **yes**, please review and acknowledge the following statement with signature. This completes this application. Please submit to NPPD office.

I (we), the Interconnection Customer(s), acknowledge and confirm controls will not be modified without prior notification to and approval from NPPD. NPPD reserves the right to verify or request additional documentation regarding Momentary Parallel requirements.

Interconnection Customer Date

Distribution Superintendent Printed Name Date

If **no**, please complete remainder of application before submitting to NPPD office.

VII. Generator Information and Ratings (indicate per unit/combined)Type: ☐ Synchronous ☒ Induction ☒ Inverter/Converter TechnologyConstruction: ☐ Single ☒ Three phase

Ratings: The rated KW, KV, and % power factor nameplate values for the generator. The rated power factor is the power factor output of the machine at rated KW and KV.

1,715 KW 0.69 KV -0.95 to +0.95 % Power Factor

Power Factor: ☐ Fixed ☒ VariableGenerator VARs: ☒ Supply to the system ☒ Absorb from the systemExciter: ☐ The ratio of the PT connected to the exciter, required for a synchronous generator only.

Impedance (% on generator ratings) for synchronous or induction units only: The winding impedances used in unbalanced load-flow calculations specified in percent, based on the machine's rating. X_d'' and X'' are the subtransient reactances of synchronous and induction machines respectively. These are the impedances seen looking into the machine at the instance of a fault.

R1 0.00189ohm X1: 1.22 ohm X_d'' ☐ (synchronous machine)R0 53.0 ohm X0: 0.028 ohm X'' 0.2pu (induction machine)

Generator Step Transformer Nameplate Ratings (if required):

Rated KVA: 2,000 KVA OA Rating

Impedance: 5.75 % Z

Resistance: 0.6 % R

No Load Losses: 2.8 KW

High Side KV: 34.5 kV (Winding rating for single phase, KV line to line for 3 phase)

High Side Connection (3 phase only): ☐ Wye-Gnd ☐ Wye ☒ Delta

Low Side KV: 0.69 kV (Winding rating for single phase, KV line to line for 3 phase)

Low Side Connection (3 phase only): ☒ Wye-Gnd ☐ Wye ☐ Delta

(Information above is the minimum required. Based on the specific installation, additional information may be required.)

VIII. Submittals

Submit the following documents with this Application. Class II and III Customer Generation facilities, as determined by Note 4 and 5 of Table 1, will require documents submitted bear the stamp of a Professional Electrical Engineer registered in Nebraska showing compliance with standards under the National Electric Code, National Electric Safety Code, Institute of Electric and Electronic Engineers and the Underwriters Laboratory.

Site Plan

A site plan of the proposed Customer Generation facility and/or installation indicating installed generation equipment locations. Include GPS coordinates of generator(s) and tower heights.

(See sample drawing included in this document.)

Schematic Diagram

An electrical schematic diagram of the proposed generator installation on the Interconnection Customer's electrical system, noting all bus voltages, conductor properties, generating equipment, connection point(s), and connection disconnecting device(s).

(See sample drawing included in this document.)

Comments:

The electrical schmatic diagram is attached (Dwg: SEW-OL-01RA).

IX. Authorization

FOR THE CONTRACTOR

RESPONSIBLE FOR THE DESIGN:

Signature _____

Print Name _____

Title _____

Signed this _____

Day of _____,

FOR THE GENERATION FACILITY
INTERCONNECTION CUSTOMER:

Signature _____

Print Name _____

Title _____

Signed this _____

Day of _____,

FOR THE HOST UTILITY

(if other than NPPD):

Signature _____

Print Name _____

Title _____

Signed this _____

Day of _____,

FOR CLASS 0 FACILITIES, NPPD
ACKNOWLEDGEMENT OF
APPLICATION RECEIPT:

(DISTRIBUTION SUPERINTENDENT)

Signature _____

Print Name _____

Title _____

Signed this _____

Day of _____,

FOR CLASS I-III FACILITIES, NPPD
APPROVAL (if a Generation
Interconnection Agreement is not
required):

(T & D ASSET MANAGER)

Signature _____

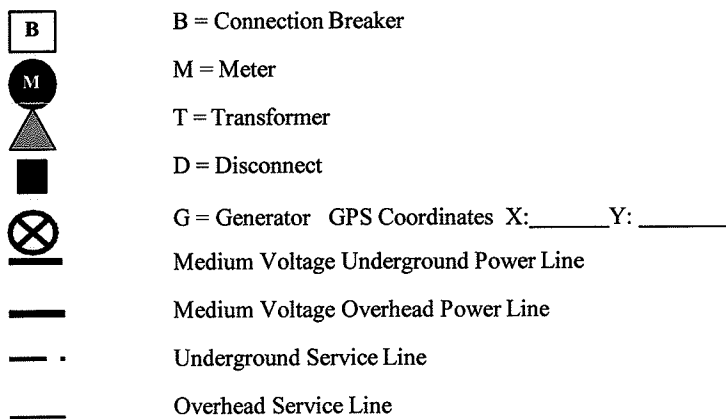
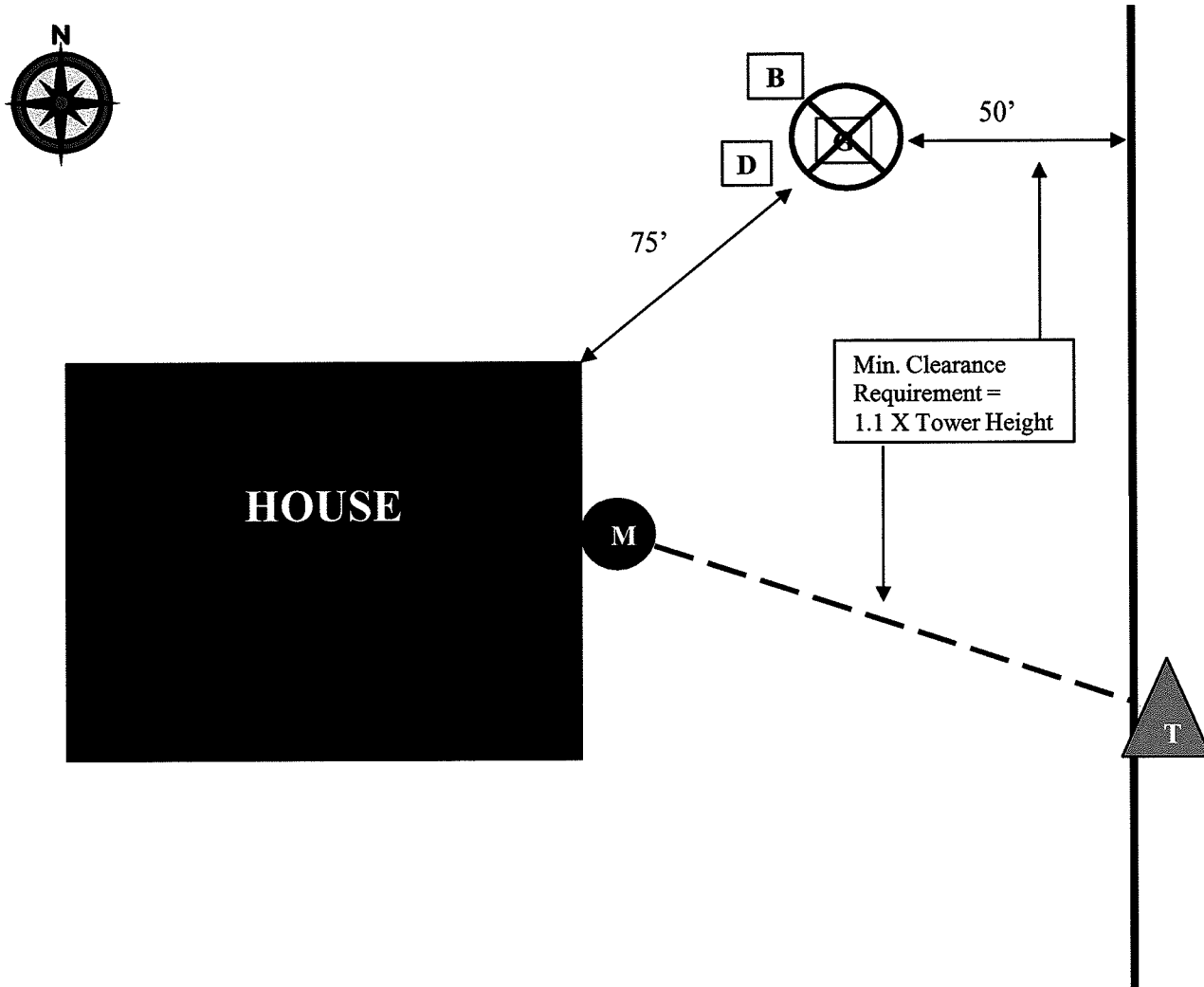
Print Name _____

Title _____

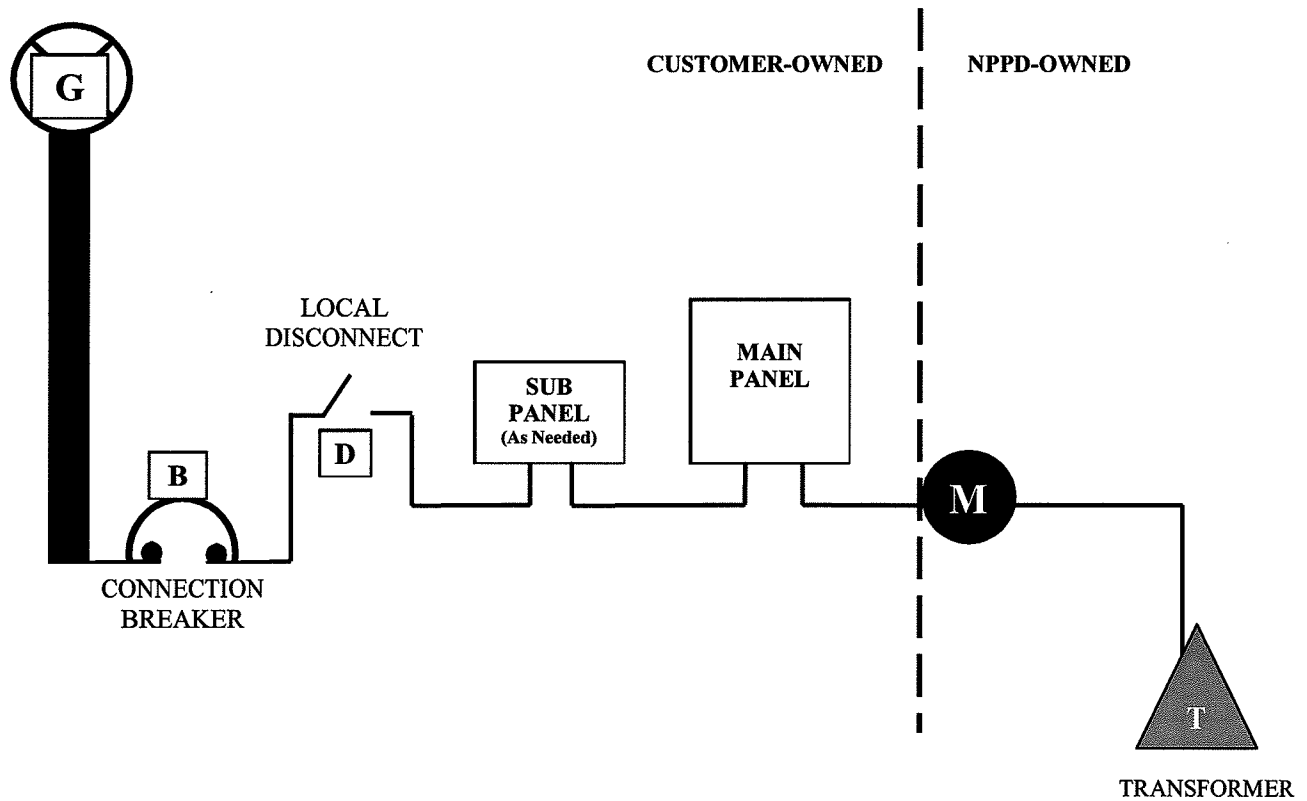
Signed this _____

Day of _____,

SITE PLAN SAMPLE



ELECTRICAL SCHEMATIC SAMPLE












Panel Size _____ (For installations greater than 25kW, a more detailed facility one-line may be required.)

Check-Mark All Protective Devices at Connection "B"

- | | | | |
|--|---|--|--|
| <input type="checkbox"/> 21: Distance function | <input checked="" type="checkbox"/> 25: Synchronism check | <input checked="" type="checkbox"/> 27: Undervoltage function. | <input type="checkbox"/> 32: Reverse Power Function |
| <input type="checkbox"/> 46: Reverse Phase | <input type="checkbox"/> 47: Phase Sequence | <input type="checkbox"/> 50: Instantaneous overcurrent | <input type="checkbox"/> 50G/50N: Inst. Grnd overcurrent |
| <input checked="" type="checkbox"/> 51: Inverse time overcurrent | <input checked="" type="checkbox"/> 51G/51N: Inv. Grd overcurrent | <input type="checkbox"/> 52: Circuit breaker | <input type="checkbox"/> 59: Overvoltage function |
| <input type="checkbox"/> 67: Directional overcurrent | <input type="checkbox"/> 67G/67N: Directnl Grd overcurrent | <input type="checkbox"/> 68: Out-of-step function | <input type="checkbox"/> 81: Frequency function |
| <input type="checkbox"/> 81O/U: Over/under frequency | <input type="checkbox"/> 81R: Rate-of-change frequency | <input type="checkbox"/> 86: Lockout relay | <input type="checkbox"/> 94: Auxiliary tripping relay |

REQUIRED MINIMUM PROTECTIVE RELAYS FOR ALL CLASSES. SEE TABLE 1 FOR ADDITIONAL REQUIREMENTS FOR CLASS II AND III

CUSTOMER SITE PLAN

-  B = Connection Breaker
-  M = Meter
-  T = Transformer
-  D = Disconnect
-  G = Generator GPS Coordinates X: Y:
-  Medium Voltage Underground Power Line
-  Medium Voltage Overhead Power Line
-  Underground Service Line
-  Overhead Service Line

CUSTOMER ELECTRICAL SCHEMATIC

Check-Mark All Protective Devices at Connection "B"

- | | | | |
|--|---|--|--|
| <input type="checkbox"/> 21: Distance function | <input type="checkbox"/> 25: Synchronism check | <input checked="" type="checkbox"/> 27: Undervoltage function. | <input type="checkbox"/> 32: Reverse Power Function |
| <input type="checkbox"/> 46: Reverse Phase | <input checked="" type="checkbox"/> 47: Phase Sequence | <input type="checkbox"/> 50: Instantaneous overcurrent | <input type="checkbox"/> 50G/50N: Inst. Grnd overcurrent |
| <input checked="" type="checkbox"/> 51: Inverse time overcurrent | <input checked="" type="checkbox"/> 51G/51N: Inv. Grd overcurrent | <input checked="" type="checkbox"/> 52: Circuit breaker | <input type="checkbox"/> 59: Overvoltage function |
| <input type="checkbox"/> 67: Directional overcurrent | <input type="checkbox"/> 67G/67N: Directnl Grd overcurrent | <input type="checkbox"/> 68: Out-of-step function | <input checked="" type="checkbox"/> 81: Frequency function |
| <input type="checkbox"/> 81O/U: Over/under frequency | <input type="checkbox"/> 81R: Rate-of-change frequency | <input type="checkbox"/> 86: Lockout relay | <input type="checkbox"/> 94: Auxiliary tripping relay |

REQUIRED MINIMUM PROTECTIVE RELAYS FOR ALL CLASSES. SEE TABLE 1 FOR ADDITIONAL REQUIREMENTS FOR CLASS II AND III

Glossary

Customer Generation (or Customer Generator or CG) – Any Distributed Generation or Local Generation.

Distributed Generation (or Distributed Generator or DG) – A generator (or group of generators) designed to produce electrical energy to serve local load, typically located on the end-use customer's side of the meter. If more than one generator is located in the same installation, the aggregate nameplate rating of all generators shall be used in determining the applicable requirements and provisions.

Emergency Backup Generation (or Emergency Backup Generator) – A generator(s) that is used by an end-use customer only when the utility's electric service is interrupted or when the generator is being tested.

Host Utility – The utility electric system to which the Customer Generator is physically connected.

Interconnection Customer – The customer with a distributed or local generation connection to NPPD's electric system, or connection to an NPPD Wholesale Customer's system that may impact NPPD's electric system.

Isolated – Type of connection and operation in which an Interconnection Customer's and the utility's electrical systems are never operating in Sustained Parallel or Momentary Parallel.

Local Generation (or Local Generator or LG) - A generator (or group of generators), designed to produce electrical energy for wholesale sales, that is not classified by NPPD as Distributed Generation. If more than one generator is located in the same installation, the aggregate nameplate rating of all generators shall be used in determining the applicable requirements and provisions.

Momentary Parallel – Type of connection and operation in which an Interconnection Customer's and the utility's electrical systems are tied together and operating in Parallel for no more than 100 milliseconds.

Non-Qualifying (or Non-Qualified) – Does not meet the definition of a Qualifying Customer Generation facility.

Qualifying (or Qualified) – Satisfies the criteria for qualifying status for small power production facilities and cogeneration facilities as set forth in the Federal Energy Regulatory Commission's (FERC) regulations (18 CFR Part 292, as amended), and that has either followed the FERC's self-certification process or has applied for and received FERC certification as a qualifying facility.

Study Process - Consists of the minimum engineering review, the system impact study, and the facilities study. At an initial meeting, the parties shall determine whether a minimum engineering review is needed, or the parties shall proceed directly to a system impact study, or a system upgrade study (referred to by FERC as a facilities study), or a connection agreement.

Sustained Parallel (or Parallel) – Type of connection and operation in which an Interconnection Customer's and the utility's electrical systems are tied together electrically, operating at matching phase rotation with matching voltage and frequency, and are electrically synchronized with each other.

Appendix A

NPPD Approved Customer Generation ≤ 25 kW Generator and Inverter List (Not applicable to Non-NPPD customers)

Description	Model	Renewable Source	UL Rating	KW	Date Approved
ABB / fka Power-One (Aurora)	PVI-4.2-OUTD-US	Photovoltaic	1741 / CSA-2708412	4.200	03/26/2013
ABB / fka Power-One (Aurora)	PVI-6000-OUTD-US-A	Photovoltaic	1741 / CSA-2708412	6.000	03/24/2014
ABB / fka Power-One (Aurora)	PVI-6000-OUTD-US-W	Wind	1741 / CSA-2708412	6.000	06/15/2011
ABB / fka Power-One (Aurora)	PVI-12.5	Photovoltaic	1741 / CSA-2708412	12.500	07/29/2013
Bergey Windpower	AMFA-27	Wind	UL1741 / QIKH.E317627	12.000	04/10/2013
Bergey Windpower	AMFA-29	Wind	UL1741 / QIKH.E317627	10.400	04/10/2013
Enphase Energy	M175-24-240-S01	Photovoltaic or Wind	1741 / CSA-240080	0.175	03/24/2011
Enphase Energy	M175-24-240-S02	Photovoltaic or Wind	1741 / CSA-240080	0.175	03/24/2011
Enphase Energy	M175-24-208-S01	Photovoltaic or Wind	1741 / CSA-240080	0.175	03/24/2011
Enphase Energy	M175-24-208-S02	Photovoltaic or Wind	1741 / CSA-240080	0.175	03/24/2011
Enphase Energy	M215-60-2LL-S22/S23	Photovoltaic or Wind	1741 / CSA-240080	0.215	01/19/2012
Ningbo Ginlong	GCI-2K	Photovoltaic or Wind	1741 / Intertek 3186984	2.000	07/08/2010
Outback	GTFX-2524	Photovoltaic or Wind	1741 / Intertek	2.500	02/07/2011
Schuco / SMA	SWR1800U	Photovoltaic	1741 / E330683	1.800	06/24/2011
Skystream	3.7	Wind		2.400	09/01/2009
SMA America	SI-4248U	Photovoltaic or Wind	1741 / Intertek	4.200	10/04/2011
SMA Solar Technology AG	SB-3000US	Photovoltaic or Wind	1741 / QIKH.E210376	3.000	07/01/2010
SMA Solar Technology AG	SB-5000US	Photovoltaic or Wind	1741 / QIKH.E210376	5.000	09/09/2011
SMA Solar Technology AG	SB-6000US	Photovoltaic or Wind	1741 / QIKH.E210376	6.000	08/12/2010
SMA Solar Technology AG	SB-7000US	Photovoltaic or Wind	1741 / QIKH.E210376	7.000	08/12/2010
SMA Solar Technology AG	SB-9000TL-US	Photovoltaic or Wind	1741 / QIKH.E210376	9.000	10/11/2011
SMA Solar Technology AG	SB-10000TL-US	Photovoltaic or Wind	1741 / QIKH.E210376	10.000	03/21/2012
SMA Solar Technology AG	WB-3000-US	Photovoltaic or Wind	1741 / QIKH.E210376	3.000	10/11/2011
SolarEdge Technologies	SE6000A-US	Photovoltaic or Wind	ETL/UL1741	6.000	10/16/2012
Xantrex	XW4024	Photovoltaic or Wind	1741 / CSA-086581_0_000	4.000	01/10/2011

Note: Installations with multiple inverter units will require isolation transformers.

Appendix B
(Applicable only if NPPD is the Host Utility)

**Customer Generation Connection/Operation Agreement
on Qualified & Non-Qualified Facilities \leq 25 kW**

1. All Distributed and Local Generation, Qualified, and Non-Qualified Facilities shall comply with local electrical inspection jurisdiction prior to energization. It is the responsibility of the Interconnection Customer to obtain any and all permits and jurisdictional approvals and to comply with all applicable codes such as National Electric Code (NEC), National Fire Protection Association (NFPA), etc. Prior to energization, the Interconnection Customer is responsible to provide verification to NPPD that all necessary or required inspections have occurred and permits received. NPPD reserves the right to refuse connection until the safety-related deficiencies are remedied.
2. The Interconnection Customer shall be responsible for all costs incurred by NPPD for equipment or services that are required for the connection of a Qualified or Non-Qualified Facility; but excluding the cost of bi-directional metering for Qualified Facilities.
3. Other services, deemed to be above and beyond the requirements for connection, but which may cause NPPD to perform extra ordinary review or work are services provided at NPPD's discretion and at NPPD's prevailing charge out rates, and the costs associated therewith may be charged and collected prior to energization of the Qualified or Non-Qualified Facility.
4. At no time will the new Interconnection Customer equipment be allowed to operate in parallel connected to the NPPD system until this "Customer Generation Connection/Operation Agreement" is executed between the Interconnection Customer and NPPD.
 - For Qualified & Non-Qualified Facilities \leq 25kW Form K450 serves as the request for authorization and construction of a Customer Generation Facility Connection. Appendix B serves as the Connection and Operations Agreement. Both documents are to be signed prior to the Customer Generation Facility being connected to the NPPD System.
 - All Interconnection Customer(s) shall be liable for any and all damages and expenses incurred by NPPD and its other customers due to the unauthorized or improper closed transition operation of the Interconnection Customer's Customer Generation with NPPD's system. NPPD reserves the right to immediately disconnect the generation facility connection without advance notice or liability if the Customer Generation poses a risk to the Customer, NPPD employees, other customers or the general public. The Interconnection Customer is responsible for all costs associated with the removal of the physical connection to the NPPD electric system facility in the event the facility is deemed by NPPD to be non-compliant with applicable safety requirements.
 - Interconnection Customer agrees to allow NPPD access to the Customer Generation facility under both normal and emergency conditions.
5. Pricing shall be determined by the applicable NPPD retail rate schedules.

Appendix B (continued)

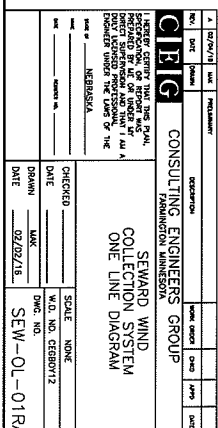
FOR THE GENERATION FACILITY
INTERCONNECTION CUSTOMER:

Signature _____
Print Name _____
Title _____
Signed this _____ Day of _____ , _____

NPPD FINAL APPROVAL:

(TRANSMISSION & DISTRIBUTION ASSET MANAGER)

Signature _____
Print Name _____
Title _____
Signed this _____ Day of _____ , _____





City of Seward, NE

Tuesday, May 3, 2016

Regular Session

Item G6

STRATEGY SESSION TO PROVIDE NEGOTIATION GUIDANCE TO THE CITY ATTORNEY FOR THE CITY OF SEWARD RAIL SITE DEVELOPMENT REAL ESTATE - City Attorney Hoffschneider

Administrative Report: It is recommended that this item be discussed in closed session.

Following the closed session and return to open session, the City Council may choose to take action on the item.

Staff Contact:

City of Seward, NE

Tuesday, May 3, 2016

Regular Session

Item G7

CITY ADMINISTRATOR'S REPORT- Bruce Smith

Administrative Report: The City Council will receive an update on capital and other on-going projects.

Staff Contact:

CITY ADMINISTRATORS REPORT - 5-3-16

- Department head meetings as well as many individual meetings with employees and members of the public throughout the weeks.
- Attended the 4/19 Council Meeting.
- Continuing discussions with Blue Stem on the proposed wind turbine.
- I met with another fiber optic company about bringing fiber to the entire City.
- Met with NPPD to discuss the Bluestem PPA.
- Met with a representative of Blue River Pet Rescue to discuss the proposed animal rescue.
- Attended a Downtown Business Owners meeting.
- Attended the NCEA meeting in Lincoln.
- Met with Jonathan Jank of SCCPD to discuss several projects in Seward.
- Will have a meeting with school officials and city officials on the Star Street drainage issues on 5/3 .
- Working on the 2016-2017 Budget.

The departments are working on the following projects to name a few:

- Patching streets.
- Mowing of dikes and right-of-way's.
- Sweeping streets.
- Painting crosswalks.
- Equipment repairs.
- Hooked up secondary's at Justice Center, and Bottle Rocket.
- Continuing the installation of LED street lights.
- Continue di-electric testing on bucket trucks.
- Working on CNG project.
- Set transformer at St. Johns Daycare project .
- Completed testing and interviews on potential police officer candidates.
- Seward County Justice Center inspections.
- Met with a developer on a new housing development.
- Working on updating property maintenance code violation list.
- Attended the planning commission meeting.
- Working on Code Red.
- Registration for all baseball programs is complete.
- Pool should be painted and completed by the end of the week of April 25th , weather permitting.
- Youth soccer continues.
- Continuing with library programs including computer class, Tai Chi, after school programs, etc.
- Working on repairs to the muffin monster at the WWTP.
- UV system is in operation at WWTP.
- Jetting sewers.
- General maintenance of all facilities, doing utility locates.
- Closed in abandoned well at golf course.
- Finishing up targets.
- Advertising for replacing Barb Pike on the City Council, Ward 4.
- Advertising for a Public Properties Caretaker I.
- Still taking applications for the accountant position.
- Working on liquor license renewals.

City of Seward, NE

Tuesday, May 3, 2016

Regular Session

Item G8

FUTURE REQUESTS FOR COUNCIL AGENDA ITEMS OR ADMINISTRATIVE ACTION - Mayor Eickmeier

Administrative Report: This item is to allow Council members an opportunity to request future agenda items. To remain in compliance with the open meetings law, no discussion of an item will be allowed beyond what is necessary to clarify the request.

Staff Contact:

City of Seward, NE

Tuesday, May 3, 2016

Regular Session

Item G9

ANNOUNCEMENT OF UPCOMING EVENTS - Mayor Eickmeier

Staff Contact:

City of Seward, NE
Tuesday, May 3, 2016
Regular Session

Item G10

MOTION TO ADJOURN

Staff Contact: