

City of Gretna, Nebraska

City Council

September 1, 2020

A meeting of the Gretna City Council was held on September 1, 2020. Mayor Timmerman announced that the open meetings laws is located in the back of the room. The Mayor called the meeting to order. **Present:** Logan Herring, Angie Lauritsen, Bill Proctor, Jason Stahr. Notice of the meeting was given in advance thereof to the Mayor and City Council, published in the Gretna Breeze and posted in at least three Public places as shown by the Certificate of Posting Notice attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the Public.

CONSENT AGENDA

Approval of Consent Agenda

- 1) Approval of Agenda for September 1, 2020
- 2) Approval of Council Minutes, August 18, 2020
- 3) Approval of Claims

Claims

Abes ex 830.60; AFLAC ex 772.50; Aqua-Chem ex 1,264.36; Bkr & Tylr ex 2,116.95; Blck Hls ex 88.68; Cncrt Sply ex 1,129.50; Cntr Pnt Lrg ex 86.88; Cntry Lk ex 363.33; Core & Main ex 7,784.00; Cox ex 2,449.28; Cty Omh Cshr ex 227,675.67; Data Doc ex 276.00; Dmnd Vgl ex 152.50; Dnk Emrg Equip ex 2,630.24; Drbrn Ntl Ins ex 579.38; Feld Equip ex 1,857.76; Frst Wrlls ex 34.50; Grt Plns Nrsry ex 6,700.00; Grtn PO ex 27.80; Grtn Pyrl ex 60,962.47; Hdro Optmztn ex 1,770.00; Hm Dpt ex 166.72; J Fedde ex 59.50; J Green ex 63.50; J Kooistra ex 300.00; K Goff ex 1,102.31; Lib Store ex 393.27; Mdwst Turf & Irrgtn ex 41.92; Metlife ex 1,079.07; Mike's ex 139.66; Mitel ex 284.86; Mrcl Rec Co ex 646.18; Mrtn Mrtt Mtrls ex 19,952.99; Mtrola ex 6,005.50; MUD ex 443.55; Muni Sply ex 471.00; N Pierce ex 982.81; NE Pub Hlth Enviro ex 1,950.00; OCLC ex 90.27; Olm & Pry ex 13,412.52; OPPD ex 475.43; Ovrdrv ex 264.46; Papln Tms ex 81.95; Quill ex 49.64; Siteone Lndscp Sply ex 196.79; Srp Co Treas ex 37,080.00; Tidy-Up Clng ex 285.00; USA BI Bk ex 345.90; Utlts Sctn ex 1,458.00; Verizon ex 966.33; Wells Frgo ex 364.00; Wex ex 174.57; Yng & Wht ex 8,616.30; Total ex 417,496.40

Motion by Jason Stahr, seconded by Bill Proctor to approve the consent agenda. Motion carried. Herring: Yea, Lauritsen: Yea, Proctor: Yea, Stahr: Yea. Yea: 4, Nay: 0

PRESENTATIONS

" \f tCity Auditor, Gene Garrelts - Review of 2020 - 2021 Proposed Budget

ORDINANCES & RESOLUTIONS

" \f tApproval of Resolution 9-20 (1) Selecting the Construction Management At Risk Delivery System provided under the Political Subdivisions Construction Alternatives Act, Neb. Rev. Stat. 13-2902 to 13-2914, for the Gretna Crossing Park Aquatic and Recreation Facility Project in cooperation with the Gretna Public School District, and Approving related Policies.

City Attorney Jeff Miller read the resolution by title.

RESOLUTION NO. 9-20 (1)

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF GRETNA, NEBRASKA, SELECTING THE CONSTRUCTION MANAGEMENT AT RISK CONTRACT DELIVERY SYSTEM PROVIDED UNDER THE POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT, NEBRASKA REVISED STATUTES §§ 13-2901 TO 13-2914, FOR THE GRETNA CROSSING PARK AQUATIC AND RECREATION FACILITY PROJECT IN COOPERATION WITH THE GRETNA PUBLIC SCHOOL DISTRICT, AND APPROVING RELATED POLICIES.

WHEREAS, the City is now undertaking actions involving the preliminary consideration of designs and schematics leading to the final design and construction of an aquatic and recreation facility in cooperation with the Gretna Public School District at the City's Gretna Crossing Park located at approximately South 210th Street and Capehart Road (the Project); and

WHEREAS, the Mayor and City Council determine and find that it is appropriate and in the best interests of the City and the community that the City select the construction management at risk contract delivery system provided under the Political Subdivisions Construction Alternatives Act, Nebraska Revised Statutes §§ 13-2901 to 13-2914 (the Act) for the Project; and

WHEREAS, the Mayor and City Council further determine and find that it is appropriate to adopt The City Of Gretna Policies For Entering Into A Construction Management At Risk Contract which are attached to this Resolution and incorporated herein as Exhibit "A", in accordance with § 13-2905 of the Act.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GRETNA, NEBRASKA, THAT:

1. The construction management at risk contract delivery system provided under the Act is selected for the Project, with the services of the construction manager at risk for the Project to include cost estimating and design consultation and construction management services for the construction of the Project.

2. The City Of Gretna Policies For Entering Into A Construction Management At Risk Contract which are attached to this Resolution and incorporated herein as Exhibit "A" are hereby adopted in accordance with § 13-2905 of the Act.

3. The Mayor, City Administrator, City Attorney, and selected City staff and consultants are directed and authorized to initiate and carry out all actions necessary to comply with the Act and the adopted Policies, including but not limited to the issuance of a Request For Proposals for the position of construction manager at risk for the Project.

PASSED AND APPROVED by two-thirds or more of all of the Members of the Gretna City Council this 1st day of September, 2020.

Motion by Jason Stahr, seconded by Angie Lauritsen to approve and adopt resolution 9-20 (1). Motion carried. Herring: Yea, Lauritsen: Yea, Proctor: Yea, Stahr: Yea. Yea: 4, Nay: 0

Resolution 9-20 (2) - Approval of Submittal of the Land and Water Conservation Application to the Nebraska Game and Parks Commission
City Attorney Jeff Miller read the resolution by title.

Resolution 9-20 (2)

RESOLUTION ON ACQUISITION OR DEVELOPMENT FOR OUTDOOR RECREATION

The City of Gretna, Nebraska proposes to apply for federal assistance from the Land and Water Conservation Fund program for the purpose of (description of project).

The Mayor is authorized to sign documents to obtain financial assistance, including a Project Agreement with the State of Nebraska and the National Park Service.

The City of Gretna, Nebraska will, within thirty (30) days following federal approval, obtain the necessary consultant or appraisal service for this project as directed and as required by Nebraska Game and Parks Commission staff.

The City of Gretna, Nebraska has budgeted or currently has available its 50 percent match of the proposed total project funds and will allocate these funds toward this project upon project approval by the Nebraska Game and Parks Commission.

The City of Gretna, Nebraska has the financial capability to operate and maintain the completed project and park property in a safe, attractive and sanitary manner.

The City of Gretna, Nebraska will not discriminate against any person on the basis of race, color, age, religion, disability, sex or national origin in the use of any property or facility acquired or developed pursuant to the project proposal, and shall comply with the terms and intent of Title VI of the Civil Rights Act of 1964, P.L. 88-354 (1964), and any of the regulations promulgated pursuant to such Act by the Secretary of the interior and contained in 43 CFR 17.

No property acquired and/or developed under this project shall, without the approval of the Nebraska Game and Parks Commission and the Secretary of the Interior, be converted to other than public outdoor recreation use. And, such approval may be granted only if it is in accord with the then existing Statewide Comprehensive Outdoor Recreation Plan (SCORP), and only upon such conditions as deemed necessary to assure the substitution of other outdoor recreation properties of at least equal fair market value and of reasonable equivalent usefulness and location.

The City of Gretna, Nebraska will replace the land in the event of a conversion in use in accordance with Section 6(f)(3) of the Land and Water Conservation Fund Act of 1965, as amended.

The City of Gretna, Nebraska agrees to comply with all State and Federal requirements and standards where they can be applied in making the facilities developed under this project, and all future projects, accessible to and usable by the disabled.

This is to certify that this resolution is a true copy of the original document that was adopted and passed by the City of Gretna, Nebraska at a duly advertised public meeting held this 1st day of September, 2020.

Motion by Jason Stahr, seconded by Bill Proctor approve and adopt resolution 9-20 (2). Motion carried. Herring: Yea, Lauritsen: Yea, Proctor: Yea, Stahr: Yea. Yea: 4, Nay: 0

CURRENT BUSINESS

Approval of Special Designated Liquor License on September 26, 2020 for Gretna Wine & Spirits for event at B Douglas Construction

Motion by Jason Stahr, seconded by Angie Lauritsen to approve Special Designated Liquor License for Gretna Wine & Spirits on September 26, 2020. Motion carried. Herring: Yea, Lauritsen: Yea, Proctor: Yea, Stahr: Yea. Yea: 4, Nay: 0

" \f tApproval of Downtown Streetscape Improvements - Compass Utility LLC

- 1) Pay Request No. 6 for \$184,288.60

Motion by Logan Herring, seconded by Bill Proctor to pay request No 6 for \$184,288.60 to Compass Utility LLC. Motion carried. Herring: Yea, Lauritsen: Yea, Proctor: Yea, Stahr: Yea Yea: 4, Nay: 0

" \f tApproval of Capehart Road Sanitary Sewer, Water Main and Storm Sewer Improvements - Van Kirk Bros Contracting

- 1) Change Order No. 1 (Time Extension)

Motion by Jason Stahr, seconded by Bill Proctor to approve change order No. 1 for time extension of Capehart Rd Sanitary Sewer, Water Main and Storm Sewer Improvements. Motion carried. Herring: Yea, Lauritsen: Yea, Proctor: Yea, Stahr: Yea. Yea: 4, Nay: 0

Approval of Capehart Road Paving Improvement - Compass Utility LLC

- 1) Change Order No. 1 (Time Extension)

Motion by Bill Proctor, seconded by Jason Stahr to approval change order No. 1 for time extension of Capehart Rd Paving Improvements. Motion carried. Herring: Yea, Lauritsen: Yea, Proctor: Yea, Stahr: Yea. Yea: 4, Nay: 0

Approval of Sewer Connection Agreement for the Lucky J Subdivision Lots 1 – 4

Motion by Angie Lauritsen, seconded by Bill Proctor to approve Lucky J Subdivision Sewer Agreement. Motion carried. Herring: Yea, Lauritsen: Yea, Proctor: Yea, Stahr: Yea Yea: 4, Nay: 0

ADJOURNMENT

Motion by Logan Herring, seconded by Angie Lauritsen Motion to adjourn. Motion carried. Herring: Yea, Lauritsen: Yea, Proctor: Yea, Stahr: Yea. Yea: 4, Nay: 0

City Council minutes respectfully submitted by City Clerk Tammy Tisdall.

CITY OF GRETNA, NEBRASKA

James W. Timmerman, Mayor

ATTEST:

Tammy L. Tisdall, CMC
City Clerk