

**RESOLUTION**

WHEREAS, there has been signed by the City of Lincoln on the 21st day of March, 2007, and the State on the 23rd day of April, 2007, an agreement providing for the construction of a Federal Aid Project at the following location: final phase of the Jamaica North Trail on abandoned railroad right of way, will connect with the nearly completed limestone aggregate surface of Phase 1 near Wilderness Park. It will travel 2.25 miles past two additional parks, a sports complex, and the West "A" Neighborhood to 4<sup>th</sup> and J, where an on-street route will lead to downtown and the Haymarket.

, and

WHEREAS, in the above agreement, the City has pledged sufficient funds to finance its share of the cost of the construction of this project identified as ENH-55(160), and

WHEREAS, the above mentioned agreement provided that the City would pay costs as set forth in the agreement, and

WHEREAS, the State and the City received bids for the construction of this project on October 24, 2013, at which time 2 bids were received for the construction of the proposed work, and

WHEREAS, the following contractor(s) for the items of work listed has/have been selected as the low bidder(s) to whom the contract(s) should be awarded:

Constructors, Inc., Lincoln, NE  
Grading, Concrete Pavement, Culverts, General Items: \$594,864.15

NOW THEREFORE, in consideration of the above facts, the City Council of the City of Lincoln, by this resolution, takes the following official action:

1. If for any reason the Federal Highway Administration rescinds, limits its obligations, or defers payment of the Federal share of the cost of this project, the City hereby agrees to provide the necessary funds to pay for all costs incurred until and in the event such Federal funds are allowed and paid.
2. The Council hereby concurs in the selection of the above mentioned contractor(s) for the items of work listed, to whom the contract(s) should be awarded.
3. The Council hereby authorizes the Mayor to sign the contract(s) with the above mentioned Contractor(s) for the above mentioned work on behalf of the City.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. \_\_\_\_\_

CITY OF LINCOLN

ATTEST:

\_\_\_\_\_  
(Mayor)

\_\_\_\_\_  
(City Clerk)

Council Member \_\_\_\_\_

Moved the adoption of said resolution.

Roll Call: \_\_\_\_\_ yea, \_\_\_\_\_ nay.

Resolution adopted, signed and billed as adopted.



LINCOLN PARKS & RECREATION DEPARTMENT  
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TO: City Council Members  
FROM: Terry Genrich  
DEPT: Parks and Recreation  
DATE: November 4, 2013  
RE: Emergency action for approval of a Resolution

We are requesting to have first and second reading for a Resolution we will be forwarding to the City Council at the meeting scheduled for Monday, November 18, 2013. This resolution authorizes the Mayor to approve the contract that will award Constructors, Inc. construction of the Jamaica North Trail, Phase II going from approximately 4<sup>th</sup> and Calvert to 4<sup>th</sup> and "A" Streets. This is a Federal Aid Project funded through the Nebraska Department of Roads. The project was let by the Department of Roads.

These types of contracts are normally approved administratively by the city when they are city contracts, however this will be a contract administered by the Nebraska Department of Roads. This requires an approved resolution by City Council authorizing the Mayor to sign contracts for projects let by them.

We were not able to advance this resolution in a timely manner for several reasons. The bid opening was October 24, 2013 and needs an approved resolution approving the award of the bid 30 days following the opening. This means we need to provide the state with an approved resolution by November 24<sup>th</sup>.

The city received notice of the Resolution that needs City Council approval on October, 30, 2013. The earliest agenda we could place the resolution on is the November 18, 2013 agenda since November 11, 2013 is a holiday.

This means unless we take emergency action and have first and second reading on November 18, 2013, we will not meet the deadline required for the award of the bid.

A handwritten signature in black ink, appearing to be "Terry Genrich".

