

AGENDA
VALLEY CITY COUNCIL
Tuesday, September 26, 2023
City Hall
203 North Spruce
Valley, NE 68064
7:00 PM

1. **ROLL CALL**
2. **CALL TO ORDER**
3. **PLEDGE OF ALLEGIANCE**
4. **PROOF OF PUBLICATION**
5. **VISITORS & CORRESPONDENCE**

At this time, any individual may speak on any issue not on the agenda or on any agenda items that do not include public hearings. Comments are limited to three minutes for each individual. Visitors may state their comments and should not expect the Council to engage in back-and-forth dialogue regarding the comments. Unless an agenda item includes a public hearing, no visitors may speak during the business portion of the meeting.

6. **APPROVAL OF AGENDA**
7. **APPROVE PAYMENT OF END OF FISCAL YEAR BILLS**
8. **CITY ENGINEER**

8.A. The Pines subdivision concrete street repair and S. Lakewood Street and W. Waring Street concrete repair - Spencer Management

8.A.1. Council consideration and action to approve Change Order No. 1 for a decrease in the amount of \$4,044.75.

8.A.2. Resolution No. 2023-52 Council consideration and action to approve Application for Payment No. 2 from Spencer Management in the amount of \$104,777.75.

8.B. Ginger Cove, Fern Lake & Spruce Street Asphalt Pavement Preservation - Pave LLC

8.B.1. Council consideration and action to approve Change Order No. 1 for an increase in the amount of \$8,425.90.

The City Council reserves the right to enter into an executive session at any time during the meeting, in accordance with the Nebraska Open Meetings Act, even though the closed session may not be indicated on the agenda.

It is the intention of the City Council to take up the items on the agenda in sequential order. However, the City Council reserves the right to take up matters in a different order to accommodate the schedules of the City Council members, persons having items on the agenda, and the public.

8.B.2. Resolution No. 2023-54 Council consideration and action to approve
Application for Payment No. 2 from Pave LLC in the amount of \$136,564.62.

9. **COMMUNITY NEEDS ASSESSMENT PLANNING SESSION**

The City Council reserves the right to enter into an executive session at any time during the meeting, in accordance with the Nebraska Open Meetings Act, even though the closed session may not be indicated on the agenda.

It is the intention of the City Council to take up the items on the agenda in sequential order. However, the City Council reserves the right to take up matters in a different order to accommodate the schedules of the City Council members, persons having items on the agenda, and the public.

CITY OF VALLEY
NOTICE OF SPECIAL MEETING
203 N. SPRUCE STREET
VALLEY, NEBRASKA

The governing body of the City of Valley, Nebraska will meet on Tuesday, September 26, 2023, at 7:00 p.m.

An agenda kept continuously current shall be available for public inspection at Valley City Hall (203 N. Spruce Street).

Cheryl K. Eckerman
City Clerk

9/19

ZNEZ

THE DAILY RECORD OF OMAHA

JASON W. HUFF, Publisher

PROOF OF PUBLICATION

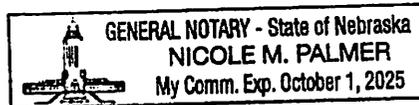
UNITED STATES OF AMERICA,
The State of Nebraska,
District of Nebraska,
County of Douglas,
City of Omaha

} ss.

JASON W. HUFF and/or JOSIE CHARRON, being duly sworn, deposes and say that they are the PUBLISHER and/or MANAGING EDITOR of THE DAILY RECORD, of Omaha, a legal newspaper, printed and published daily in the English language, having a bona fide paid circulation in Douglas County in excess of 300 copies, and a general circulation in Sarpy, Lancaster, Cass and Dodge Counties, printed in Omaha, in said County of Douglas, Nebraska for more than fifty-two weeks last past; that the printed notice here-to attached was published in THE DAILY RECORD, of Omaha, for 1 consecutive weeks on:

9/19/23

That said Newspaper during that time was regularly published and in general circulation in the County of Douglas, and State of Nebraska.



Publisher's Fee

\$19.60

Jason W Huff

Additional Copies

\$ _____

Subscribed in my presence and sworn to before me this SEPTEMBER 19 2023

Filing Fee

\$ _____

Total \$19.60

Nicole M Palmer

Notary Public in and for Douglas County, State of Nebraska

MEMORANDUM
FOR THE RECORD
SUBJECT: [Illegible]

1. [Illegible]
2. [Illegible]
3. [Illegible]
4. [Illegible]

[Illegible text block]

[Illegible]

[Illegible text block]

GENERAL INVESTIGATIVE DIVISION
NICHOLS & PALMER
[Illegible]

[Illegible signature]

[Illegible]

[Illegible text block]

[Illegible signature]

[Illegible]

[Illegible text block]

End of Fiscal Year Invoices

<u>Due Date</u>	<u>Vendor</u>	<u>Description</u>	<u>Amount</u>
9/27/2023	ACCUFUND	PROFESSIONAL SERVICES	1,843.75
9/27/2023	Amazon Business	LITTER PICKUP BAGS	158.99
9/27/2023	Amazon Business	FACIAL TISSUE FOR BUSINESS TISSUE BOXES	61.65
9/27/2023	Amazon Business	TALL KITCHEN TRASH BAGS	33.87
9/27/2023	Amazon Business	DREDIT FOR RONGTA POS PRINTER	(89.99)
9/27/2023	Arbor Day Foundation	MEMBERSHIP DUES	20.00
9/27/2023	ARPS	Water Main and street repair	2,209.25
9/27/2023	Baker & Taylor	Adult and Children's books	416.33
9/27/2023	CINTAS CORP	first aid kit supplies	197.75
9/27/2023	City of Council Bluffs	firearms training facility	150.00
9/27/2023	CORNHUSKER STATE INDUSTRIES	signs (dead end) (no outlet)	789.00
9/27/2023	Core & Main	2" omni meter head s/point m2 wired	2,275.44
9/27/2023	The Daily Record	Publication fees	192.96
9/27/2023	Datashield Corporation	Onsite collection service	45.00
9/27/2023	RELENTLESS DBA DESERT SNOW	criminal interdiction workshop	649.00
9/27/2023	Douglas County Environmental	inspections/ plan reviews	4,980.00
9/27/2023	Dunham, David D	office supplies	17.92
9/27/2023	Everett's Auto Repair	Vehicle repair/maint.	954.27
9/27/2023	FIRST NEBRASKA BANK	Credit card transactions	1,290.84
9/27/2023	IBTS	commercial inspections	450.00
9/27/2023	Jensen Tire & Auto	Police cruiser repair/maint.	2,166.24
9/27/2023	JEO CONSULTING	conceptual master plan	750.00
9/27/2023	JOHN DEERE FINANCIAL	Equipment/Mower repair/parts	1,777.59
9/27/2023	LOGAN CONTRACTORS SUPPLY INC	winter pathole patch	896.00
9/27/2023	LOVE'S TRAVEL STOPS & COUNTRY STORE	fuel	1,624.21
9/27/2023	NPAS Inc	ribbon printer	110.73
9/27/2023	Publication Printing	regular envelopes	333.35
9/27/2023	Sunset Law Enforcement	Training supplies	1,578.45
9/27/2023	TREKK Design Group LLC	pump & clean 8 lift stations	4,175.00
9/27/2023	AXON ENTERPRISE INC.	7 Tasers for police department	1,806.00
			31,863.60

Change Order No. 2

Owner:	<u>City of Valley</u>	Owner's Project No.:	<u>n/a</u>
Engineer:	<u>EAGLE ENGINEERING GROUP</u>	Engineer's Project No.:	<u>22-75</u>
Contractor:	<u>Spencer Management, LLC</u>	Contractor's Project No.:	<u>n/a</u>
Project:	<u>The Pines Subdivision Concrete Street Repair and S. Lakewood Street and W. Waring Street Concrete Repair</u>		
Contract Name:	<u>The Pines Subdivision Concrete Street Repair and S. Lakewood Street and W. Waring Street Concrete Repair</u>		
Date Issued:	<u>September 6, 2023</u>	Effective Date of Change order:	<u>September 12, 2023</u>

The Contract is modified as follows upon execution of this Change Order:

Description:

Adjust project quantities for as constructed conditions.

Attachments: *[List documents supporting change]*

Attachment No. 1 To Change Order No. 2

Change in Contract Times
[State Contract Times as either a specific date or a number of days]

Change in Contract Price

<p>Original Contract Price:</p> <p style="text-align: right;">\$ <u>281,611.25</u></p>	<p>Original Contract Times:</p> <p style="text-align: right;">Substantial Completion: <u>August 15, 2023</u></p> <p style="text-align: right;">Ready for Final Payment: <u>August 31, 2023</u></p>
<p>Increase (Decrease) from previously approved Change Orders No. - to No. 1 :</p> <p style="text-align: right;">\$ <u>70,380.00</u></p>	<p>Increase (Decrease) from previously approved Change Orders No. - to No. 1 :</p> <p style="text-align: right;">Substantial Completion: <u>0</u></p> <p style="text-align: right;">Ready for Final Payment: <u>0</u></p>
<p>Contract Price prior to this Change Order:</p> <p style="text-align: right;">\$ <u>351,991.25</u></p>	<p>Contract Times prior to this Change Order:</p> <p style="text-align: right;">Substantial Completion: <u>August 15, 2023</u></p> <p style="text-align: right;">Ready for Final Payment: <u>August 31, 2023</u></p>
<p>Increase (Decrease) of this Change Order:</p> <p style="text-align: right;">\$ <u>(\$4,044.75)</u></p>	<p>Increase (Decrease) this Change Order:</p> <p style="text-align: right;">Substantial Completion: <u>0</u></p> <p style="text-align: right;">Ready for Final Payment: <u>12</u></p>
<p>Contract Price incorporating this Change Order:</p> <p style="text-align: right;">\$ <u>347,946.50</u></p>	<p>Contract Times with all approved Change Orders:</p> <p style="text-align: right;">Substantial Completion: <u>August 15, 2023</u></p> <p style="text-align: right;">Ready for Final Payment: <u>September 12, 2023</u></p>

Recommended by Engineer (if required)

Accepted By Contractor

By: _____
Title: Project Manager
Date: 9/7/2023

By: _____
Title: _____
Date: _____

Authorized by Owner

Approved by Funding Agency (if applicable)

By: _____
Title: Mayor
Date: 9/12/2023

By: _____
Title: _____
Date: _____

Attachment No. 1 to Change Order No.: 2

Project: **The Pines Subdivision Concrete Street Repair and S. Lakewood Street and W.**

Dated: **September 6, 2023**

Project No. **22-75**

ITEM NO.	DESCRIPTION OF WORK	UNIT PRICE	UNITS	CONTRACT QUANTITY	ACTUAL CONSTRUCTED QUANTITY	QUANTITY CHANGE	CHANGE IN CONTRACT PRICE
4	BITUMINOUS CRACK SEALING	\$2.50	LF	5225	3,150.0	-2,075.0	-\$5,187.50
5	BITUMINOUS JOINT SEALING	\$1.50	LF	900	0.0	-900.0	-\$1,350.00
6	REMOVE & REPLACE 4-INCH CONCRETE SIDEWALK	\$4.50	SF	282	435.0	153.0	\$688.50
7	REMOVE & REPLACE 6-INCH CONCRETE SIDEWALK RAMP	\$5.75	SF	269	210.0	-59.0	-\$339.25
8	DETECTABLE WARNING PANELS	\$30.00	SF	56	64.0	8.0	\$240.00
9	REMOVE & REPLACE UNSUITABLE SUBGRADE	\$18.00	CY	200	270.0	70.0	\$1,260.00
11	TESTING ALLOWANCE	\$2,000.00	ALW	1	0.0	-1.0	-\$2,000.00
21	TESTING ALLOWANCE	\$2,000.00	ALW	1	0.5	-0.5	-\$934.00
24	REMOVE AND REPLACE INTEGRAL CURB & GUTTER	\$45.00	LF	0	79.5	79.5	\$3,577.50
TOTAL							-\$4,044.75

Contractor's Application for Payment

Owner: <u>City of Valley</u>	Owner's Project No.: _____
Engineer: <u>EAGLE ENGINEERING GROUP</u>	Engineer's Project No.: <u>22-75</u>
Contractor: <u>Spencer Management</u>	Contractor's Project No.: _____
Project: <u>The Pines Subdivision Concrete Street Repair and S. Lakewood Street and W. Waring Street C</u>	
Contract: <u>The Pines Subdivision Concrete Street Repair and S. Lakewood Street and W. Waring Street C</u>	
Application No.: <u>2</u>	Application Date: _____
Application Period: From <u>8/1/2023</u> to <u>9/8/2023</u>	

1. Original Contract Price	\$	281,611.25
2. Net change by Change Orders	\$	66,335.25
3. Current Contract Price (Line 1 + Line 2)	\$	347,946.50
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)	\$	347,946.50
5. Retainage		
a. <u>0%</u> X <u>\$ 347,946.50</u> Work Completed	\$	-
b. <u>0%</u> X <u>\$ -</u> Stored Materials	\$	-
c. Total Retainage (Line 5.a + Line 5.b)	\$	-
6. Amount eligible to date (Line 4 - Line 5.c)	\$	347,946.50
7. Less previous payments (Line 6 from prior application)	\$	243,168.75
8. Amount due this application	\$	104,777.75
9. Balance to finish, including retainage (Line 3 - Line 4)	\$	-

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:

(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;

(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interest, or encumbrances); and

(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor: Spencer Management

Signature: _____ **Date:** _____

Recommended by Engineer	Approved by Owner
By: _____	By: _____
Title: <u>Project Manager</u>	Title: <u>Mayor</u>
Date: _____	Date: _____
Approved by Funding Agency	
By: _____	By: _____
Title: _____	Title: _____
Date: _____	Date: _____

Progress Estimate - Unit Price Work

Contractor's Application for Payment

Owner:	City of Valley	Owner's Project No.:	
Engineer:	EAGLE ENGINEERING GROUP	Engineer's Project No.:	22-75
Contractor:	Spencer Management	Contractor's Project No.:	
Project:	The Pines Subdivision Concrete Street Repair and S. Lakewood Street and W. Waring Street Concrete Repair		
Contract:	The Pines Subdivision Concrete Street Repair and S. Lakewood Street and W. Waring Street Concrete Repair		

Application No.: 2 **Application Period:** From 08/01/23 to 09/08/23 **Application Date:** 09/12/23

A	B	C	D	E	F	G	H	I	J	K	L
Bid Item No.	Description	Contract Information				Work Completed		Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) (\$)
		Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)				
Original Contract											
1	SITE PREPARATION / MOBILIZATION	1.00	LS	5,000.00	5,000.00	1.00	5,000.00	-	5,000.00	100%	-
2	TRAFFIC CONTROL / BARRICADES / WARNING SIGNS	1.00	LS	3,500.00	3,500.00	1.00	3,500.00	-	3,500.00	100%	-
3	REMOVE & CONSTRUCT 7-INCH CONCRETE PAVEMENT -	2,597.00	SY	75.50	196,073.50	2,597.00	196,073.50	-	196,073.50	100%	-
4	BITUMINOUS CRACK SEALING	5,225.00	LF	2.50	13,062.50	3,150.00	7,875.00	-	7,875.00	60%	5,187.50
5	BITUMINOUS JOINT SEALING	900.00	LF	1.50	1,350.00	-	-	-	-	0%	1,350.00
6	REMOVE & REPLACE 4-INCH CONCRETE SIDEWALK	282.00	SF	4.50	1,269.00	435.00	1,957.50	-	1,957.50	154%	(688.50)
7	REMOVE & REPLACE 6-INCH CONCRETE SIDEWALK RAMP	269.00	SF	5.75	1,546.75	210.00	1,207.50	-	1,207.50	78%	339.25
8	DETECTABLE WARNING PANELS	56.00	SF	30.00	1,680.00	64.00	1,920.00	-	1,920.00	114%	(240.00)
9	REMOVE & REPLACE UNSUITABLE SUBGRADE	200.00	CY	18.00	3,600.00	270.00	4,860.00	-	4,860.00	135%	(1,260.00)
10	SURFACE RESTORATION	1.00	LS	5,000.00	5,000.00	1.00	5,000.00	-	5,000.00	100%	-
11	TESTING ALLOWANCE	1.00	ALW	2,000.00	2,000.00	-	-	-	-	0%	2,000.00
12	SITE PREPARATION / MOBILIZATION	1.00	LS	2,000.00	2,000.00	1.00	2,000.00	-	2,000.00	100%	-
13	TRAFFIC CONTROL / BARRICADES / WARNING SIGNS	1.00	LS	575.00	575.00	1.00	575.00	-	575.00	100%	-
14	REMOVE AND CONSTRUCT 7-INCH CONCRETE PAVEMENT -	479.00	SY	75.50	36,164.50	479.00	36,164.50	-	36,164.50	100%	-
15	REMOVE AND REPLACE 6-INCH CONCRETE SIDEWALK	120.00	SF	5.75	690.00	120.00	690.00	-	690.00	100%	-
16	DETECTABLE WARNING PANELS	16.00	SF	30.00	480.00	16.00	480.00	-	480.00	100%	-
17	ADJUST VALVE BOX & COVER TO GRADE	2.00	EA	100.00	200.00	2.00	200.00	-	200.00	100%	-
18	ADJUST MANHOLE FRAME & COVER TO GRADE	1.00	EA	150.00	150.00	1.00	150.00	-	150.00	100%	-
19	SURFACE RESTORATION	1.00	LS	900.00	900.00	1.00	900.00	-	900.00	100%	-
20	STAKING ALLOWANCE	1.00	ALW	950.00	950.00	1.00	950.00	-	950.00	100%	-
21	TESTING ALLOWANCE	1.00	ALW	2,000.00	2,000.00	0.53	1,066.00	-	1,066.00	53%	934.00
22	REMOVE & CONSTRUCT 7-INCH CONCRETE PAVEMENT -	38.00	SY	90.00	3,420.00	38.00	3,420.00	-	3,420.00	100%	-
Original Contract Totals					\$ 281,611.25		\$ 273,989.00	\$ -	\$ 273,989.00	97%	\$ 7,622.25

Progress Estimate - Unit Price Work

Contractor's Application for Payment

Owner: City of Valley	Owner's Project No.: _____
Engineer: EAGLE ENGINEERING GROUP	Engineer's Project No.: 22-75
Contractor: Spencer Management	Contractor's Project No.: _____
Project: The Pines Subdivision Concrete Street Repair and S. Lakewood Street and W. Waring Street Concrete Repair	
Contract: The Pines Subdivision Concrete Street Repair and S. Lakewood Street and W. Waring Street Concrete Repair	

Application No.: 2 Application Period: From 08/01/23 to 09/08/23 Application Date: 09/12/23

A	B	C	D	E	F	G	H	I	J	K	L
Bid Item No.	Description	Contract Information				Work Completed		Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) (\$)
		Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)				
Change Orders											
26	REMOVE & CONSTRUCT 7-INCH CONCRETE PAVEMENT -	828.00	SY	85.00	70,380.00	828.00	70,380.00	-	70,380.00	100%	-
27	REMOVE AND REPLACE INTEGRAL CURB & GUTTER	-	LF	45.00	-	79.50	3,577.50	-	3,577.50		(3,577.50)
28	CHANGE ORDER NO. 2	(1.00)	LS	4,044.75	(4,044.75)		-	-	-	0%	(4,044.75)
Change Order Totals					\$ 66,335.25		\$ 73,957.50	\$ -	\$ 73,957.50	111%	\$ (7,622.25)
Original Contract and Change Orders											
Project Totals					\$ 347,946.50		\$ 347,946.50	\$ -	\$ 347,946.50	100%	\$ -

RESOLUTION NO. 2023-52

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA:

The certificate filed with the Clerk by the special engineer of the project, showing the amount of material furnished and work performed in the City under contract heretofore for **Spencer Management** for The Pines Subdivision Concrete Street Repair and S. Lakewood Street and W. Waring Street Concrete Repair and the statements of the engineer and others set out below are hereby approved and the Council finds that the materials therein set out have been furnished and have been received by the City and work has been performed and claim therefor is hereby submitted as follows:

1. ORIGINAL CONTRACT PRICE	<u>\$281,611.25</u>
2. Net change by Change Orders	<u>\$66,335.25</u>
3. Current Contract Price (Line 1 + 2)	<u>\$347,946.50</u>
4. TOTAL COMPLETED AND STORED TO DATE (Column F total on Progress Estimates)	<u>\$347,946.50</u>
5. RETAINAGE:	
a. 0% x \$348,274.00 Work Completed	<u>\$0.00</u>
b. 0% x \$0.00 Stored Material	<u>\$0.00</u>
c. Total Retainage (Line 5.a + Line 5.b)	<u>\$0.00</u>
6. AMOUNT ELIGIBLE TO DATE (Line 4 + Line 5.c)	<u>\$347,946.50</u>
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)	<u>\$243,168.75</u>
8. AMOUNT DUE THIS APPLICATION	<u>\$104,777.75</u>
9. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 – Line 4)	\$0.00

PAYMENT OF: **\$104,777.75**

NOW, THEREFORE, BE IT RESOLVED THAT the Valley City Council consents to and authorizes payment to:

SPENCER MANAGEMENT

\$104,777.75

PASSED AND APPROVED this 26th day of September, 2023.

CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA

Cindy Grove, Mayor

John Batcher, Council President

Linda Lewis, Council Member

Bryon Ueckert, Council Member

Chris TenEyck, Council Member

ATTEST:

Cheryl K. Eckerman, City Clerk

Change Order No. 1

Owner: City of Valley Owner's Project No.: n/a
 Engineer: EAGLE ENGINEERING GROUP Engineer's Project No.: 23-21
 Contractor: Pave LLC Contractor's Project No.: n/a
 Project: Ginger Cove, Fern Lake, Spruce Street Asphalt Street Preservation
 Contract Name: Ginger Cove, Fern Lake, Spruce Street Asphalt Street Preservation
 Date Issued: September 22, 2023 Effective Date of Change order: September 22, 2023

The Contract is modified as follows upon execution of this Change Order:

Description:
Adjust project quantities for as constructed conditions

Attachments: *[List documents supporting change]*
Attachment No. 1 To Change Order No. 1

Change in Contract Times
[State Contract Times as either a specific date or a number of days]

Change in Contract Price

Original Contract Price: \$ <u> \$150,885.00</u>	Original Contract Times: Substantial Completion: <u> September 18, 2023</u> Ready for Final Payment: <u> September 26, 2023</u>
Increase (Decrease) from previously approved Change Orders No. - to No. - : \$ <u> \$0.00</u>	Increase (Decrease) from previously approved Change Orders No. - to No. - : Substantial Completion: <u> 0</u> Ready for Final Payment: <u> 0</u>
Contract Price prior to this Change Order: \$ <u> \$150,885.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u> September 18, 2023</u> Ready for Final Payment: <u> September 26, 2023</u>
Increase (Decrease) of this Change Order: \$ <u> \$8,425.90</u>	Increase (Decrease) this Change Order: Substantial Completion: <u> 0</u> Ready for Final Payment: <u> 0</u>
Contract Price incorporating this Change Order: \$ <u> \$159,310.90</u>	Contract Times with all approved Change Orders: Substantial Completion: <u> September 18, 2023</u> Ready for Final Payment: <u> September 26, 2023</u>

Recommended by Engineer (if required)

Accepted By Contractor

By: _____
Title: Project Manager
Date: _____

By: _____
Title: _____
Date: _____

Authorized by Owner

Approved by Funding Agency (if applicable)

By: _____
Title: Mayor
Date: _____

By: _____
Title: _____
Date: _____

Attachment No. 1 to Change Order No.: 1

Project: **Ginger Cove, Fern Lake, Spruce Street Asphalt Street Preservation**

Dated: **September 22, 2023**

Project No. **23-21**

ITEM NO.	DESCRIPTION OF WORK	UNIT PRICE	UNITS	CONTRACT QUANTITY	ACTUAL CONSTRUCTED QUANTITY	QUANTITY CHANGE	CHANGE IN CONTRACT PRICE
3	CONSTRUCT PAVEMENT DRESSING CONDITIONER	\$0.35	SF	401,100.0	400,174.0	-926.0	-\$324.10
4	CONSTRUCT BITUMIOUS CRACK SEALEANT	\$1.25	LF	6,000.0	13,000.0	7,000.0	\$8,750.00
TOTAL							\$8,425.90

Contractor's Application for Payment

Owner: CITY OF VALLEY	Owner's Project No.: _____
Engineer: EAGLE ENGINEERING GROUP	Engineer's Project No.: 23-21
Contractor: PAVE LLC	Contractor's Project No.: _____
Project: GINGER COVE, FERN LAKE, & SPRUCE STREET ASPHALT PAVEMENT PRESERVATION	
Contract: GINGER COVE, FERN LAKE, & SPRUCE STREET ASPHALT PAVEMENT PRESERVATION	
Application No.: 2	Application Date: 9/19/2023
Application Period: From 6/23/2023	to 9/18/2023

1. Original Contract Price	\$	150,885.00
2. Net change by Change Orders	\$	8,425.90
3. Current Contract Price (Line 1 + Line 2)	\$	159,310.90
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)	\$	159,310.90
5. Retainage		
a. 0% X \$ 159,310.90 Work Completed	\$	-
b. 0% X \$ - Stored Materials	\$	-
c. Total Retainage (Line 5.a + Line 5.b)	\$	-
6. Amount eligible to date (Line 4 - Line 5.c)	\$	159,310.90
7. Less previous payments (Line 6 from prior application)	\$	22,746.28
8. Amount due this application	\$	136,564.62
9. Balance to finish, including retainage (Line 3 - Line 4)	\$	-

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:

(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;

(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interest, or encumbrances); and

(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor: PAVE LLC

Signature: _____ **Date:** _____

Recommended by Engineer	Approved by Owner
By: _____	By: _____
Title: _____	Title: _____
Date: _____	Date: _____
Approved by Funding Agency	
By: _____	By: _____
Title: _____	Title: _____
Date: _____	Date: _____

Progress Estimate - Unit Price Work

Contractor's Application for Payment

Owner:	CITY OF VALLEY	Owner's Project No.:	
Engineer:	EAGLE ENGINEERING GROUP	Engineer's Project No.:	23-21
Contractor:	PAVE LLC	Contractor's Project No.:	
Project:	GINGER COVE, FERN LAKE, & SPRUCE STREET ASPHALT PAVEMENT PRESERVATION		
Contract:	GINGER COVE, FERN LAKE, & SPRUCE STREET ASPHALT PAVEMENT PRESERVATION		

Application No.: 2 Application Period: From 06/23/23 to 09/18/23 Application Date: 09/19/23

A	B	C	D	E	F	G	H	I	J	K	L
Bid Item No.	Description	Contract Information				Work Completed		Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) (\$)
		Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)				
Original Contract											
1	MOBILIZATION	1.00	LS	2,500.00	2,500.00	1.00	2,500.00	-	2,500.00	100%	-
2	TRAFFIC CONTROL/BARRICADES/WARNING SIGNS	1.00	LS	500.00	500.00	1.00	500.00	-	500.00	100%	-
3	CONSTRUCT PAVEMENT DRESSING CONDITIONER	401,100.00	SF	0.35	140,385.00	400,174.00	140,060.90	-	140,060.90	100%	324.10
4	CONSTRUCT BITUMINOUS CRACK SEALANT	6,000.00	LF	1.25	7,500.00	13,000.00	16,250.00	-	16,250.00	217%	(8,750.00)
5					-		-	-	-		-
6					-		-	-	-		-
7					-		-	-	-		-
8					-		-	-	-		-
9					-		-	-	-		-
10					-		-	-	-		-
11					-		-	-	-		-
12					-		-	-	-		-
13					-		-	-	-		-
14					-		-	-	-		-
15					-		-	-	-		-
16					-		-	-	-		-
17					-		-	-	-		-
18					-		-	-	-		-
19					-		-	-	-		-
20					-		-	-	-		-
Original Contract Totals					\$ 150,885.00		\$ 159,310.90	\$ -	\$ 159,310.90	106%	\$ (8,425.90)

Progress Estimate - Unit Price Work

Contractor's Application for Payment

Owner:	CITY OF VALLEY	Owner's Project No.:	
Engineer:	EAGLE ENGINEERING GROUP	Engineer's Project No.:	23-21
Contractor:	PAVE LLC	Contractor's Project No.:	
Project:	GINGER COVE, FERN LAKE, & SPRUCE STREET ASPHALT PAVEMENT PRESERVATION		
Contract:	GINGER COVE, FERN LAKE, & SPRUCE STREET ASPHALT PAVEMENT PRESERVATION		

Application No.: 2 Application Period: From 06/23/23 to 09/18/23 Application Date: 09/19/23

A	B	C	D	E	F	G	H	I	J	K	L
Bid Item No.	Description	Contract Information				Work Completed		Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) (\$)
		Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)				
Change Orders											
21	CHANGE ORDER NO. 1	1.00	LS	8,425.90	8,425.90	-	-	-	-	0%	8,425.90
					-		-	-	-		-
					-		-	-	-		-
					-		-	-	-		-
					-		-	-	-		-
					-		-	-	-		-
					-		-	-	-		-
					-		-	-	-		-
					-		-	-	-		-
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					-		-	-	-		-
					-		-	-	-		-
					-		-	-	-		-
					-		-	-	-		-
					-		-	-	-		-
					-		-	-	-		-
Change Order Totals					\$ 8,425.90		\$ -	\$ -	\$ -	0%	\$ 8,425.90
Original Contract and Change Orders											
Project Totals					\$ 159,310.90		\$ 159,310.90	\$ -	\$ 159,310.90	100%	\$ -

RESOLUTION NO. 2023 – 54

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA:

The certificate filed with the Clerk by the special engineer of the project, showing the amount of material furnished and work performed in the City under contract heretofore for **Pave LLC** for Ginger Cove, Fern Lake, and Spruce Street asphalt pavement preservation and the statements of the engineer and others set out below are hereby approved and the Council finds that the materials therein set out have been furnished and have been received by the City and work has been performed and claim therefor is hereby submitted as follows:

1. Original Contract Price	\$150,885.00
2. Net Change by Change Orders	\$8,425.90
3. Current Contract Price (Line 1 + 2)	\$159,310.90
4. Total Work completed and materials stored to date	
(Sum of Column G Lump Sum Total and Column J Unit Price Total)	\$159,310.90
5. Retainage:	
a. 0% x \$159,310.90 Work Completed	\$0.00
b. 0% x \$ _____ Stored Material	\$0.00
c. Total Retainage (Line 5.a + Line 5.b)	\$0.00
6. Amount eligible to date (Line 4 - Line 5.c)	\$159,310.90
7. Less previous payments (Line 6 from prior application)	\$22,746.28
8. Amount due this application	\$136,564.62
9. Balance to finish, including retainage (Line 3 – Line 4)	\$0.00

PAYMENT OF: \$136,564.62

NOW, THEREFORE, BE IT RESOLVED THAT the Valley City Council consents to and authorizes payment to:

PAVE LLC \$136,564.62

PASSED AND APPROVED this 26th day of September, 2023.

CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA

Cindy Grove, Mayor

John Batcher, Council President

Linda Lewis, Council Member

Bryon Ueckert, Council Member

Chris TenEyck, Council Member

ATTEST:

Cheryl K. Eckerman, City Clerk

City of Valley Strategic Planning Session

September 26, 2023

Facilitated by the Metropolitan Area Planning Agency

1. Introduction and Welcome (5 minutes)
2. Review trends impacting Valley (10 minutes)
3. Analyze problems and opportunities (30 minutes)
4. What do we want to see in place in one to two years as a result of our action? (20 minutes)
5. Prioritize actions according to resources and trends (20 minutes)
6. Next steps (5 minutes)

Survey Results

Community Facilities and Amenities

City Park Improvements and other Amenities

The most frequently suggested park amenities:

- Splash pad
- Pickleball courts
- Additional playground equipment
- Community events
- Improved pool facilities
- Better parking
- More lighting

Commonly requested improvements:

- Park safety
- Bathroom facilities
- Pavilion space
- Splash pad
- Playground equipment
- Sports courts

Important to some respondents:

- ADA accessibility
- Pet-friendly facilities (dog park)

Community Projects

Relatively higher support:

- Walking/bike trails
- Multipurpose town hall

Adequacy and Condition of Community/Recreation Facilities

Greater concern about the availability of recreation opportunities for:

- Junior/senior high school age
- Senior citizens

High ratings of adequacy:

- The Library and Valley City Park

Differing opinions on adequacy:

- Rogert Park, DC West Four Plex, and Legion Baseball Field

Need for more awareness:

- Camping facilities
- Joe Roberts Arboretum's

Conditions of Infrastructure

General positive rating:

- Streets in both residential areas and the downtown area
- Sidewalks in downtown area

Mixed reviews:

- Condition of sidewalks in residential areas
- Outdoor pool

Economic Development and Business

New Business

High demand:

- Restaurants/cafes
- Pharmacies

Future Economic Development Efforts

Clear preference for:

- Attracting new business and industry
- Supporting the creation and growth of small businesses

Support for Sales Tax and Economic Development Staff

Low levels of support:

- Implementing a new sales tax
- Allocating funds towards economic development staff

Community Services

Strong endorsement:

- Promote recycling/establish a recycling drop-off location/support the establishment of more drop-off points for recycling
- Enforce nuisance regulations

Use of Vacant Space

Strong preference for using vacant buildings:

- Retail business
- Office spaces

- Meeting spaces

Mixed support:

- Living space

Funding Options

- Grants leading at 241 mentions,
- Private contributions at 210,
- Keno funds around 200 mentions, and
- Community fundraising events around 200 mentions.
- Private foundations and bonds were also frequently mentioned.
- City sales tax and property taxes had comparatively fewer mentions.

Community Engagement and Involvement

Interest in Volunteer Opportunities

A considerable number of people being open to the idea of volunteering in some capacity within their community

Community Organizations and Services

Community Historical Society

- A significant portion of the respondents are aware of the existence of the Valley Community Historical Society and its museum.
- Majority do not believe that the society brings significant tourism income to the community. Relatively smaller percentage of respondents would be willing to contribute to a fund drive for a new capital project at the historical society.

Volunteer Fire Department

A significant portion of respondents are aware of the separation between the Fire Protection District and the City, believe it is a volunteer-based service, and are willing to contribute to a new fire station.

Community Perception

General Appearance

- Positive perceptions of the general appearance of Valley, both in terms of the community as a whole and the highway entrances to town.

Adequacy of City Services

Positive perceptions: fire protection, rescue squad, library, and utility services/rates

Mixed ratings: camping facilities and control of loose pets

Overall Feeling About Valley

1. Infrastructure/Facilities:
 - Water Quality: Several respondents are dissatisfied with the brown or discolored water, indicating a desire for water utility and infrastructure improvements.
 - Maintenance and Upgrades: Concerns are raised about the state of sidewalks, streets, parks, and the need for improvements and renovations in various areas.
2. Communication and Engagement:
 - Desire for Better Communication: Residents mention the need for improved communication from the city, especially regarding changes in utilities, and suggest exploring alternative methods such as text message systems.
 - Community Involvement: Some individuals express a desire for more community organizations and increased community engagement to work on betterment initiatives.