

CITY OF CRETE, NEBRASKA
CITY COUNCIL REGULAR MEETING
December 7, 2021

Notice of the meeting was given by posting and publishing in The Crete News, the appointed method for giving notice as shown by the Proof of Publication attached to the minutes. Advance notice of the meeting was also given to the Mayor and City Council. Pursuant to Section 84-1412(8) of the Nebraska Open Meetings Act, the City has posted a current copy of the Open Meetings Act, Laws of the State of Nebraska in the back of the Council Chambers. Additional copies are available to read. The City may consider items listed on the agenda in random order. All proceedings shown were taken while the meeting was open to the attendance of the public.

Those in attendance pledged allegiance to the flag.

1. Open Meeting
2. Roll Call
3. Items of Business
 - 3.A. Provide a recommendation to the City Council on adopting Resolution 2021-14: A resolution authorizing the Mayor to sign the Department of Transportation's Year-End Certification of City Street Superintendent form.
 - 3.B. Provide a recommendation to the City Council on approving the final payment of \$22,304.67 to Constructors, Inc. for the 12th and Linden overlay project.
 - 3.C. Discuss the monthly rates on parking spaces in the city parking lot at 12th and Norman.
 - 3.D. Discuss the recommendation from MEAN staff on awarding the 2021 RFP for Solar PV installations to Sandhills Energy, LLC.
4. Officers' Reports
5. Adjournment

Mayor

(SEAL)

City Clerk-Treasurer

I, Jerry Wilcox, City Clerk for the City of Crete, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council. I hereby certify that a copy of the Open Meetings Act was posted in the back of the Council Chambers. I certify that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk. I certify that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting and that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public. I certify that the minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of the City Council. I certify that all news media requesting notification concerning meetings of the City Council were provided with advance notification of the time and place of said meeting and the subjects to be discussed.

City Clerk-Treasurer

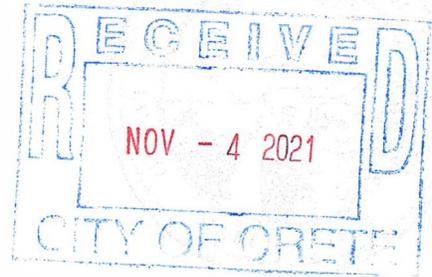
(S E A L)

NEBRASKA

Good Life. Great Journey.

DEPARTMENT OF TRANSPORTATION

October 29, 2021



Notice to file the Year-End Certification of City Street Superintendent, Signing Resolution, and Documentation of the Appointment(s) of City Street Superintendent(s) for Calendar Year 2021 with the Nebraska Department of Transportation (NDOT) by December 31, 2021.

The attached YEAR-END CERTIFICATION OF CITY STREET SUPERINTENDENT and SIGNING RESOLUTION, together with a copy of the DOCUMENTATION OF THE CITY STREET SUPERINTENDENT(S) APPOINTMENT for CALENDAR YEAR 2021, is the basis for determining the calendar year 2021 Incentive Payment. **Please complete and return the following to the NDOT by December 31, 2021:**

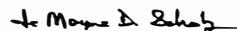
- **Signing Resolution** (Page 1): The original Signing Resolution, authorizing the signing of the Year-End Certification(s) by the Mayor or the Village Board Chairperson.
- **Year-End Certification of City Street Superintendent** (Page 2): If more than one individual provided street superintending services during Calendar Year 2021, or if the municipality did not have an appointed street superintendent, document each successive appointed city street superintendent and/or period without an appointed city street superintendent using a separate Year-End Certification form. Copy the form as needed.
- **Documentation of the City Street Superintendent(s) Appointment** (Page 3): Attach to page 3 a copy of the City Council or Village Board meeting minutes showing the appointment of the City Street Superintendent(s) for Calendar Year 2021 by their name as it appears on their License (*if applicable*), their License Number (*if applicable*), and Class of License (*if applicable*), and the type of appointment, i.e., employed, contract (consultant or interlocal agreement with another county and/or incorporated municipality), and the **beginning date of the appointment**. **For most municipalities this information may be found in the November or December 2020 or the January 2021 meetings minutes.**

Failure to complete and return: If a municipality had an appointed and Licensed City Street Superintendent for all or part of Calendar Year 2021 and the municipality does not complete and return the above documentation to the NDOT **by December 31, 2021, the municipality will not receive an Incentive Payment for Calendar Year 2021.**

Payment: If your municipality qualifies, payment will be scheduled for February 2022. Reference Neb. Rev. Stat. §39-2515.

Please let me know if you have any questions.

Sincerely,


LeMoyne D. Schulz
Highway Local Liaison Coordinator
Boards-Liaison Services Section
Local Assistance Division
Nebraska Department of Transportation
Email: lemoyne.schulz@nebraska.gov
Phone: (402) 479-4436

LDS/2021

Attachments (3)

John R. Selmer, P.E., Director

Department of Transportation

MAILING ADDRESS	PHYSICAL ADDRESS
PO Box 94759	1500 Highway 2
Lincoln, NE 68509-4759	Lincoln, NE 68502

dot.nebraska.gov

Do not recreate, revise, or copy this form. Revisions, recreations, and copies will not be accepted. **Failure to complete and return the necessary documents per instructions will result in your municipality not receiving an Incentive Payment for Calendar Year 2021.** Documents include the **original** Signing Resolution, Year-End Certification(s), and a copy of documentation of the appointment(s) of the City Street Superintendent(s). These must be received at the NDOT **by December 31, 2021.**

RESOLUTION
SIGNING OF THE
YEAR-END CERTIFICATION OF CITY STREET SUPERINTENDENT
2021

Resolution No. _____

Whereas: State of Nebraska Statutes, sections 39-2302, and 39-2511 through 39-2515 details the requirements that must be met in order for a municipality to qualify for an annual Incentive Payment; and

Whereas: The State of Nebraska Department of Transportation (NDOT) requires that each incorporated municipality must annually certify (by December 31st of each year) the appointment of the City Street Superintendent(s) to the NDOT using the Year-End Certification of City Street Superintendent form; and

Whereas: The NDOT requires that each certification shall also include a copy of the documentation of the city street superintendent's appointment, i.e., meeting minutes; showing the appointment of the City Street Superintendent by their name as it appears on their License (if applicable), their License Number (if applicable), and Class of License (if applicable), and type of appointment, i.e., employed, contract (consultant, or interlocal agreement with another incorporated municipality and/or county), and the beginning date of the appointment; and

Whereas: The NDOT also requires that such Year-End Certification of City Street Superintendent form shall be signed by the Mayor or Village Board Chairperson and shall include a copy a resolution of the governing body authorizing the signing of the Year-End Certification of City Street Superintendent form by the Mayor or Village Board Chairperson.

Be it resolved that the Mayor Village Board Chairperson of City of Crete
(Check one box) (Print Name of Municipality)
 is hereby authorized to sign the attached Year-End Certification of City Street Superintendent completed form(s).

Adopted this 7th day of December, 2021 at Crete, Nebraska.
(Date) (Month)

City Council/Village Board Members

<u>Jack Oelschlager</u>	<u>Present</u>	<u>Absent</u>	<u>Dale Strehle</u>	<u>Present</u>	<u>Absent</u>
<u>Ryan Hinz</u>	<u>Present</u>	<u>Absent</u>	<u>Dan Papik</u>	<u>Present</u>	<u>Absent</u>
<u>Kyle Frans</u>	<u>Prsent</u>	<u>Absent</u>	<u>Travis Sears</u>	<u>Present</u>	<u>Absent</u>
_____			_____		
_____			_____		

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

Attest:

(Signature of Clerk)

Do not recreate or revise this document. Revisions and recreations will not be accepted. Copying this form is acceptable; see (3) below. **Failure to complete and return the necessary documents per instructions will result in your municipality not receiving an Incentive Payment for Calendar Year 2021.** Documents include the original Signing Resolution, Year-End Certification(s), and a copy of documentation of the appointment(s) of the City Street Superintendent(s). These must be received at the NDOT by December 31, 2021.

Year-End Certification of City Street Superintendent For Determining Incentive Payment

January 1, 2021 to December 31, 2021

* (1)(a) Certification of the municipality of City of Crete that: Tom Ourada was
(Print name of City or Village) (Print name of Superintendent as appears on license card if applicable)
the appointed City Street Superintendent from January 1st, 2021 to December 31st, 2021,
(Month) (Date) (Month) (Date)

(b) the above listed individual **is not** or **is** a Licensed City Street Superintendent, License Number S- 1442 Class A,
(Check this box is the above listed individual is not licensed) (A or B)

(c) the above listed individual **is not** or **is** a Licensed Engineer in Nebraska, License Number E- _____,
(Check this box is the above listed individual is not licensed)

(d) the superintending services of the above listed individual were provided by: *(Check one box)*

Employment
with this
Municipality

Contract
(consultant)
with this
Municipality

Contract (interlocal agreement) between this
Municipality and the following listed Municipality(ies)
and/or County(ies)

(e) the above listed individual assisted in the following: *Reference Neb. Rev. Stat. §39-2512*

1. Developing and annually updating a long-range plan based on needs and coordinated with adjacent local governmental units,
2. Developing an annual program for design, construction, and maintenance,
3. Developing an annual budget based on programmed projects and activities,
4. Submitting such plans, programs, and budgets to the local governing body for approval; and
5. Implementing the capital improvements and maintenance activities provided in the approved plans, programs, and budgets,

- OR -

(2) From _____, 2021 to _____, 2021 this municipality did not have
(Month) (Date) (Month) (Date)
an appointed City Street Superintendent.

Signature of Mayor *Village Board Chairperson*

* (3) If your municipality had a licensed superintendent for a portion of the year; had two or more successive licensed superintendents; and/or did not have an appointed street superintendent for any portion(s) of the calendar year, complete a separate Year-End Certification form for **EACH** appointed city street superintendent **AND** for any period without an appointed city street superintendent. **Copy this form as needed to account for these separate periods.**

(4) The payment amount will be computed based on (a) your most recent Federal Census as certified by the Tax Commissioner; (b) the number of full calendar months served by the appointed superintendent who is licensed or exempted from licensure under the Superintendents Act; (c) class of license, A or B; and (d) if the appointed City Street Superintendent assisted with the required duties in (1)(e) above. *Reference Neb. Rev. Stat. §§39-2302 and 39-2511 through 39-2515.*

(5) **Failure to return the Year-End Certification(s), Signing Resolution, and a copy of documentation of the appointment(s) of the superintendent(s) per the instructions will result in your municipality not receiving an Incentive Payment.**



Return the completed original resolution and certification(s), and a copy of the documentation of appointment(s) by December 31, 2021 to:

Highway Local Liaison Coordinator
Boards-Liaison Services Section
Local Assistance Division
Nebraska Department of Transportation
PO Box 94759
Lincoln NE 68509-4759

Attach Documentation of the City Street Superintendent(s) Appointment for 2021 here:

For most municipalities this information may be found in the November or December 2020 or the January 2021 meetings minutes. Some may involve mayoral appointments, or interlocal agreement (relinquishment of funds).

Call 402-479-4436 if you have any questions about what to submit for documentation.

CITY OF CRETE, NEBRASKA
EXCERPT OF MINUTES

A regular meeting of the Mayor and Council of the City of Crete, Nebraska was held at 6:00 p.m., Tuesday, December 4, 2018, in the Council Chambers at City Hall, 243 East 13th Street, in the City, the same being open to the public and preceded by advance publicized notice duly given in strict compliance with the provisions of the Open Meetings Act, Chapter 84, Article 14, Reissue Revised Statutes of Nebraska, as amended, stating (a) the time, date and place of the meeting; (b) that the meeting would be open to the attendance of the public; and (c) that an agenda for the meeting, kept continuously current, was available for public inspection at the offices of the City Clerk. Advance notice of the meeting was also given to the Mayor and each member of the Council. Additionally, reasonable efforts were made to provide advance notice of the time, date and place of the meeting to all news media requesting the same.

The Mayor, Roger Foster, presided, and the City Clerk, Judi Meyer, recorded the proceedings. On roll call the following Council Members were present: Chuck Vyhnalek, Dave Bauer, Dale Strehle, Judy Henning and Travis Sears; the following Council Members were absent: Jack Oelschlager. A quorum being present and the meeting duly commenced, the following proceedings were had and done while the meeting was open to the attendance of the public.

* * * * *
(Omitted Proceedings)
* * * * *

10.A. Mayor’s Appointed City Officials

Council member Vyhnalek moved that the Mayor’s appointments to the Appointed Offices be approved. Council member Strehle seconded the motion. Voting aye: Vyhnalek, Bauer, Strehle, Henning, Sears. Voting no: None. Absent: Oelschlager. Motion carried.

<u>Office</u>	<u>Name</u>	<u>First Appointed</u>
City Administrator	Tom Ourada	03/2013
Public Works Director	Tom Ourada	12/1994
Street Commissioner	Tom Ourada	11/2009
City Clerk	Judi Myer	06/2018
City Treasurer	Jerry Wilcox	06/2007
Chief of Police	Steve Hensel	12/1994
Fire Chief	Tod Allen	01/2013
City Engineer	Gilmore Associates	03/2013
City Attorney	Seward County Attorney’s Office	12/2014

* * * * *
(Omitted Proceedings)
* * * * *

There being no further business to come before the meeting, on motion duly made, seconded and carried by unanimous vote, the meeting was adjourned at 6:45pm.

CITY OF CRETE, NEBRASKA

By:  For Judi Meyer
Clerk



Contractor's Application for Payment No. 2 (FINAL)

Application Period:		Application Date: 11/18/2021
To (Owner): City of Crete, Nebraska	From (Contractor): Constructors, Inc.	Via (Engineer): Gilmore & Associates, Inc.
Project: Linden Avenue and 12th Street Asphalt Overlay - Crete, Nebraska	Contract: Linden Avenue and 12th Street Asphalt Overlay	
Owner's Contract No.: N/A	Contractor's Project No.:	Engineer's Project No.: 226.348

**Application For Payment
Change Order Summary**

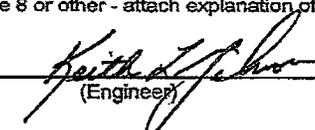
Approved Change Orders		
Number	Additions	Deductions
1	\$33,153.20	
TOTALS	\$33,153.20	
NET CHANGE BY CHANGE ORDERS		\$33,153.20

1. ORIGINAL CONTRACT PRICE..... \$ **\$95,136.00**
2. Net change by Change Orders..... \$ **\$33,153.20**
3. Current Contract Pri..... \$ **\$128,289.20**
4. TOTAL COMPLETED AND STORED TO DATE (Column F total on Progress Estimates)..... \$ **\$129,739.20**
5. RETAINAGE:
 - a. 10% X _____ Work Completed..... \$ _____
 - b. 10% X _____ Stored Material..... \$ _____
 - c. Total Retainage (Line 5.a + Line 5.b)..... \$ _____
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c)..... \$ **\$129,739.20**
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Applicator \$ **\$107,434.53**)
8. AMOUNT DUE THIS APPLICATION..... \$ **\$22,304.67**
9. BALANCE TO FINISH, PLUS RETAINAGE (Column G total on Progress Estimates + Line 5.c above)..... \$ _____

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 Signature: 
 By: Jarred Horsky P.M. Date: 11-19-2021

Payment of: \$ \$22,304.67
 (Line 8 or other - attach explanation of the other amount)
 is recommended by:  11/19/21
 (Engineer) (Date)
 Payment of: \$ _____
 (Line 8 or other - attach explanation of the other amount)
 is approved by: _____
 (Owner) (Date)
 Approved by: _____
 Funding or Financing Entity (if applicable) (Date)

532-6381
 #23

Progress Estimate - Unit Price Work

2 (FINAL)

Contractor's Application

11/18/2021

For (Contract): Linden Avenue and 12th Steet Asphalt Overlay Crete, Nebraska						Application Number:					
Application Period:						Application Date: 1					
A				B	C	D	E	F			
Item		Contract Information				Estimated Quantity Installed	Value of Work Installed to Date	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (F / B)	Balance to Finish (B - F)
Bid Item No.	Description	Item Quantity	Units	Unit Price	Total Value of item (\$)						
LINDEN AVENUE AND 12TH STREET ASPHALT OVERLAY											
1.	Mill Asphalt	4690	Sq. Yds.	\$3.90	\$18,291.00	4690	\$18,291.00		\$18,291.00	100.0%	
2.	Asphaltic Concrete SPR (0.375)	515	TON	\$125.00	\$64,375.00	515	\$64,375.00		\$64,375.00	100.0%	
3.	Concrete Manhole Diamonds	4	Each	\$1,450.00	\$5,800.00	5	\$7,250.00		\$7,250.00	100.0%	
4.	Signs and Baricades	1	JOB	\$6,670.00	\$6,670.00	1	\$6,670.00		\$6,670.00	100.0%	
TOTAL AGGREGATE BID, LINDEN AVENUE AND 12TH STREET ASPHALT OVERLAY, inclusive:					\$95,136.00		\$96,586.00		\$96,586.00		
CHANGE ORDER NO. 1 - BID QUANTITY ADJUSTMENTS											
1.	Mill Asphalt		Sq. Yds.	\$3.90		788	\$3,073.20		\$3,073.20	100.0%	
2.	Asphaltic Concrete SPR (0.375)		TON	\$125.00		229.04	\$28,630.00		\$28,630.00	100.0%	
3.	Concrete Manhole Diamonds		Each	\$1,450.00		1	\$1,450.00		\$1,450.00	100.0%	
TOTAL CHANGE ORDER NO. 1 - BID QUANTITY ADJUSTMENTS, inclusive:							\$33,153.20		\$33,153.20		
GRAND TOTAL BID, LINDEN AVENUE AND 12TH STREET ASPHALT OVERLAY, inclusive:					\$95,136.00		\$129,739.20		\$129,739.20		



NMPP MEAN NPGA ACE

October 29, 2021

Dear MEAN Participants in RFP:

RE: Recommendation for Solar Developer - RFP for Solar PV Installations issued by the Municipal Energy Agency of Nebraska (MEAN) on behalf of MEAN Participant Communities

This correspondence is meant to provide a recommendation for MEAN participant communities who were included as part of the Request for Proposals (RFP) for Solar PV Installations issued by MEAN (on behalf of the MEAN participant communities) on July 16, 2021.

Bids were received on September 7, 2021 from the following six (6) potential developers: Boyd Jones, Bluestem Energy Solutions, NextEra Energy, N Solar, Pivot Energy, and Sandhills Energy, LLC.

After review of proposals, MEAN staff has determined that Sandhills Energy, LLC has provided Purchase Power Agreement pricing (PPA) that is competitive with current wholesale electric rates, for each of the communities involved with the RFP. The current MEAN electric wholesale rate is \$0.03825/kWh (Energy Charge component only), and the pricing offered by Sandhills Energy, LLC provides MEAN participant communities the opportunity to install solar projects at competitive costs with minimal impact to current customer rates.

Sandhills has provided the following PPA pricing for all communities included in the RFP (Alliance NE, Ansley NE, Crete NE, Delta CO, Pender NE, Sergeant Bluff IA, Shickley NE, Stuart NE, Waverly IA, and West Point NE).

Annual Price Escalation	Energy Price (\$/kWh _{AC})	Term (years)
0.50%	\$0.03990	25

As such, MEAN staff is recommending the 2021 RFP for Solar PV installations be awarded to Sandhills Energy, LLC. The MEAN Board of Directors, at its January 20, 2022 meeting, is scheduled to review and consider approval of these installations as meeting the criteria to be a TRP Resource under MEAN’s Renewable Distributed Generation Policy.



NMPP **MEAN** **NPGA** **ACE**

To facilitate the next steps in this project, MEAN will provide community contact information to Sandhills Energy for direct project communication and PPA agreement terms. If you would like any additional information regarding the Sandhills Energy proposal or the bid review process, please contact Matt Reed (mreed@nmppenergy.org or via cell phone at 402.473.8225).

MEAN has enjoyed being part of this solar project and looks forward to assisting your community as it continues to move forward.

Sincerely,

Matthew Reed

Distributed Resources & Generation Specialist



8377 Glynoaks Drive | Lincoln, NE 68516

Direct: 402-473-8225

Office: 402-474-4759

NMPPEnergy.org

