

## JAVA Resolution 07-0412-03



**WHEREAS**, the Joint Antelope Valley Authority (JAVA), a joint administrative entity created under the Nebraska Interlocal Cooperation Act (Neb. Rev. Stat. § 13-801 et. seq.) by agreement of April 15, 2000 as amended (JAVA Interlocal Agreement) between the Board of Regents of the University of Nebraska, a public body corporate and governing body of the University of Nebraska (University), the City of Lincoln, Nebraska, a municipal corporation (City), and the Lower Platte South Natural Resources District, a political Subdivision of the State of Nebraska (LPSNRD) is now implementing under the JAVA Interlocal Agreement the Phase One Priority Projects of Antelope Valley Amended Draft Single Package; and

**WHEREAS**, JAVA has previously approved by-laws, administrative resolution, policies and guidelines for the implementation of the Phase One Priority Projects.

**NOW THEREFORE**, be it resolved by the Administrative Board of the Joint Antelope Valley Authority as follows:

1. The Chair is hereby authorized to execute and approve Amendment 3 to the Professional Services contract with Parsons Brinckerhoff for the with the terms of the original contract approved by JAVA resolution 03-0911-03 and as amended in JAVA Resolution 04-0916-05 and as further amended by JAVA resolution 06-0810-05 to administer the same including executing the necessary forms, approvals and documents contemplated therein for the continued Program Management Services, P Street and Q Street Bridges and Roadways Construction Phase and Technical Support Services, Big T Roadway, Bridges and Landscaping Projects and in addition Construction Phase and General Technical Support Services for:
  - a. O Street Bridge and Roadway, 21st to 23rd Street, State Project No. STPC-34-6(135), Control No. 11215i, JAVA No. 880104, City of Lincoln No. 780104
  - b. East Leg Bridge and Roadway, State Project No. STPC-5257(1), Control No. 11215g, JAVA No. 880107, City of Lincoln No. 780107
  - c. North South Roadway Vine to Y Street, State Project No. CM-55(143), Control No. 11215b, JAVA No. 880108, City of Lincoln No. 780108
  - d. J Street Bridge, State Project No. STPC-5226(1), Control No. 11215j, JAVA No. 880110, City of Lincoln No. 780110
  - e. N Street Utilities, State Project No. STPC-5234(1), Control No. 11215h, JAVA No. 880112, City of Lincoln No. 780112all as more particularly described in the scope of services in Exhibit A to the Attached Agreement and other related services as described.
2. Written amendments to the contract in excess of \$50,000 are subject to approval of the Board; provided that the board shall receive timely reports of all amendments on an ongoing basis regardless of the amount showing the net change for each and a cumulative total of all changes as compared to the original contract amount.
3. The total amount of Amendment 3 is \$5,701,058. The total authorized amount of the Original Agreement and Amendment Nos. 1, 2, and 3 is \$11,837,058.
4. Accordingly, the expenditure and allocating of JAVA funds for such purposes is hereby authorized. It is recognized that the additional work will require an increase in the maximum limiting amount as provided in the original agreement (03-0911-03) and amendments 1 to 3. Unused funds that were previously allocated for either project management or construction phase services may be used for the services in this Amendment #3. It is anticipated that additional funds will need to be allocated for work efforts when the current appropriation nears depletion.
5. The requirements of the By-Laws of the board are hereby incorporated into this approval and the JAVA board does hereby grant final approval of the amendment to the contract as in conformance with all applicable requirements of the board.

6. The same shall be effective April 12th, 2007 and shall be kept on file with the official records of the Authority as provided in the by-laws.

Dated this 12<sup>th</sup> Day of April 2007.

Introduced by:

\_\_\_\_\_

Approved by Unanimous Vote of \_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_ after public hearing on this 12th Day of April 2007.

Signed:

**Joint Antelope Valley Authority**

\_\_\_\_\_  
Vice Chairperson

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Glenn Johnson, Chairperson

Approved as to form and Legality

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Legal Counsel