

## JAVA Resolution 09-0514-03



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 <sup>6</sup> to the Professional Services contract with Parsons Brinckerhoff (PB Americas, Inc.) according to the terms of the original contract approved by JAVA resolution 03-0911-03 and as amended in JAVA Resolutions 04-0916-05, 06-0810-05, 07-0412-03, 08-0222-06, and 08-0612-03; and 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, Construction Phase and General Technical Support Services for O Street Bridge and Roadway, 21st to 23rd Street; East Leg Bridge and Roadway; North South Roadway Vine to Y Street; J Street Bridge; and N Street Utilities; Lewis Fields Parking Lot to administer the same including executing the necessary forms, approvals and documents contemplated therein for the continued Program Management Services involving the Replatting of Antelope Valley Projects Right-of-Way and Other Properties and General Construction Phase and General Technical Support Services for Upcoming Projects; Construction Phase and General Technical Support Services for North South Roadway P to Vine Roadway and Landscaping; North South Roadway Vine to Y Landscaping; and East Leg Landscaping; and in addition planning/coordinating final design engineering and related services to implement design for completion of the Phase I Priority Projects specifically including: North South Roadway P to Vine Roadway and Landscaping; North South Roadway Vine to Y Landscaping; and East Leg Landscaping.

all 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 6 is to be determined. At the time of this Amendment it is anticipated that there will be unused funds from prior work that will initially fund the work of this Amendment, and that the details of the amount required to increase the maximum limiting amount for work of this Amendment will be provided in a future amendment.
4. The authorized amount for this Amendment #6 is \$1,042,267.
5. 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) as amended. Unused funds that were previously allocated for either project management or construction phase services may be used for the services in this Amendment #6. It

is anticipated that additional funds will need to be allocated for work efforts when the current authorized appropriation nears depletion.

6. 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.
7. The same shall be effective May 14, 2009 and shall be kept on file with the official records of the Authority as provided in the by-laws.

Dated this 14<sup>th</sup> Day of May 2009.

Introduced by:

MacLean

Approved by Unanimous Vote of Johnson, Jackson, and MacLean after public hearing on this 14<sup>th</sup> day of May 2009.

Signed:

Christina Jackson  
Vice Chairperson

Joint Antelope Valley Authority  
Glenn Johnson  
Glenn Johnson, Chairperson

Approved as to form and Legality  
Jack D. Pedraza  
Legal Counsel