

JAVA Resolution 10-0211-03



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 Chairperson is hereby authorized to execute and approve the attached professional services contract (parking study) in connection with the A.V. 'Q' to 'Y' Phase II ROW acquisitions with FHU / Felsburg Holt & ULLEVIG (Not to Exceed Amount \$13,530) in accordance with the Administrative Board's by-laws and to administer the same including executing the necessary forms, approvals and documents contemplated therein and specifically including written amendments to the same; 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.
2. Accordingly, the expenditure and allocating of JAVA funds for such purposes is hereby authorized and 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 contracts as in conformance with all applicable requirements of the board.
3. The Chairperson is authorized to sign and execute the same on behalf of the Authority. In addition, the Chairperson is authorized to approve minor, typographical, or technical changes to conform to the originals as approved by JAVA Legal Counsel.
4. There is hereby appropriated cash balances and lawfully available appropriations including all money now credited or which will be credited to the Antelope Valley – Phase 1 Construction Fund for payment as needed to implement the contracting and project expenses for the JAVA responsibilities in the Agreement. Accordingly, the JAVA treasurer is hereby authorized to accept the transfer of funds from the related City CIP project/s and other sources as appropriated to the associated JAVA project (reference 880108 project (Q to Y, Phase II)).

5. The same shall be kept on file with the official records of the Authority as provided in the by-laws.

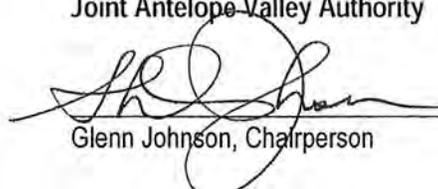
Dated this 11th Day of February, 2010.

Introduced by: MacLean

Approved by Unanimous Vote of Johnson, Jackson, and MacLean after public hearing on this 11th Day of February 2010.

Signed:


Vice Chairperson

Joint Antelope Valley Authority

Glenn Johnson, Chairperson

Approved as to form and Legality


Legal Counsel



FELSBURG
HOLT &
ULLEVIG

engineering paths to transportation solutions

December 14, 2009

RE: JAVA Parking Study Proposal

Mr. Glenn Johnson
JAVA Board
c/o Lower Platte South NRD
PO Box 83581
Lincoln, NE 68501-3581

Dear Glenn:

Thank you for the opportunity to submit this proposal to conduct a parking impact study for the Joint Antelope Valley Authority (JAVA), on the old Duteau Block (O-P, 18th-19th), and the adjacent blocks immediately surrounding that block in downtown Lincoln. The information used to prepare this proposal is based on the plans that William Austin provided for the new proposed 19th Street roadway as well as parking information provided by Ken Smith of the City Urban Development Department.

The new 19th Street roadway is proposed in the previously existing right-of-way plus land in the approximate east 1/3 of the block between O Street & P Street, from 18th Street to 19th Street. The building in the block currently houses medical offices and other uses, and is anticipated to continue serving similar tenants. The proposed land acquisition for the roadway will reduce the number of off-street parking spaces from 156 stalls to 102 stalls, or a reduction of 54 spaces.

A parking inventory and usage study was conducted in March/April of 2008 in Downtown Lincoln. That study included this block and the surrounding blocks and identified the "Parking Adequacy at Peak". That study, however, provided no forecasts of future changes in either parking supply or demand related to the Antelope Valley Project.

The purpose of this proposal is to take the inventory and usage information from the previous study and update it to reflect the conditions upon completion of the 19th Street project. This will include any changes in the adjoining blocks since the snapshot taken during the previous study in the spring 2008.

Scope of Services

In order to address the adequacy of parking in this block, the study will include evaluation of parking in the nine square block area from 17th Street to 20th Street, and from N Street to Q Street.

The study will include the following tasks:

- Update March / 2008 inventory of on-street and off-street parking
- Adjust parking to reflect completion of 19th Street and other committed projects

December 14, 2009

Mr. William Austin

Page 2 of 3

- Classify parking as public, private, or patron
- Adjust parking demand where parking generator has changed
- Provide a net parking adequacy (surpluses/ deficiencies by block within the study area)
- Prepare graphics and a letter report documenting the findings

We recognize that the results of our study may also involve testimony in an interrogatory or jury trial challenging the condemnation award for the taking of property in the study block.

We propose to conduct the parking studies on a "time and materials" basis. Under such an agreement, we are compensated on an hourly basis for all labor and other direct costs, such as printing, are reimbursed at a rate of 1.1 times actual cost. The following are our standard hourly billing rates for the personnel expected to be involved in this project:

Principal I	\$160.00/Hour
Project Manager	\$145.00/Hour
Engineer III	\$100.00/Hour
Graphics	\$105.00/Hour
Intern	\$40.00/Hour
Clerical	\$65.00/Hour

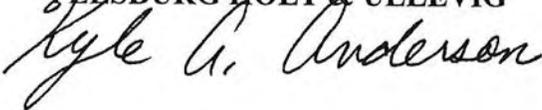
We have estimated that the parking study could be completed for a maximum budget of \$13,530. This amount would be established as a "not to exceed" limit beyond which no charges could be made without your prior approval.

We propose to complete and submit to William Austin, attorney the draft parking study within three weeks of a notice to proceed from Mr. Austin. Upon receipt of review comments from Mr. Austin, FHU will finalize the study within one week. Should you require additional items added to the study, we will notify you immediately regarding any impact to the cost of the study or the project schedule.

If the conditions of this proposal and the attached Standard Provisions are acceptable to you, please sign and return one copy for our files. You can then send the signed proposal back via regular mail. In an effort to coordinate the initiation of the study, please have Mr. Austin send an e-mail with a notice to proceed at the time he determines to be appropriate to begin actual work on the project. If you have any questions about this proposal, please give Rick a call at 438-7530.

Sincerely,

FELSBURG HOLT & ULLEVIG

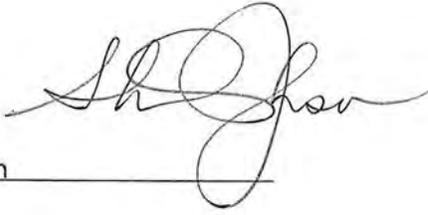


Kyle A. Anderson, PE, PTOE
Principal



Rick Haden
Project Manager

Accepted By

A handwritten signature in black ink, appearing to be 'S. J. G. S.', written over a horizontal line.

Chairman
Title

February 11, 2010
Date

**JAVA PARKING STUDY
Manhour and Fee Estimate**

10/12/2009

Task	Principal	Project Mgr.	Engineer III	Intern	Graphics	Clerical	Total
Data Collection-Previous Reports	0	4	2	2	2	0	10
Update Parking Inventory- Tables/ Aerials	0	4	4	8	10	0	26
Parking Demand Analysis- Post Project	0	6	8	16	0	0	30
Letter Report	2	8	16	0	0	2	28
Final Graphics/ Displays	0	2	2	0	10	0	14
Meetings/ Project Management	2	9	5	0	0	0	16
Testimony/ Interrogatory	0	4	2				
Total	4	37	39	26	22	2	130
Rates	\$160	\$145	\$100	\$40	\$105	\$65	
Total Fee	\$640	\$5,365	\$3,900	\$1,040	\$2,310	\$130	\$13,385

Direct Costs:

Printing							\$24
Mileage	220	\$0.55					\$121

Total Fee \$13,530