RESOLUTION APPROVING AND AUTHORIZING CHAIR TO SIGN METROPOLITAN UTILITIES DISTRICT REIMBURSEMENT AUTHORIZATION FOR WATER LINE RELOCATIONS IN 150TH STREET AND SCHRAM ROAD (PROJECT C-77 17-5)

WHEREAS, pursuant to Neb. Rev. Stat. § 23-104, the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers;

WHEREAS, pursuant to Neb. Rev. Stat. § 23-103, the powers of the County as a body are exercised by the County Board;

WHEREAS, general supervision and control of the public roads of each county is vested in the County Board by virtue of Neb. Rev. Stat. § 39-1402;

WHEREAS, pursuant to the Development Agreement with Oxbow Enterprises, Inc. (Oxbow) at Resolutions 2015-263 and 2016-168, Sarpy County and Oxbow have agreed to improve Schram Road and 150th Street; and,

WHEREAS, pursuant to the Resolution 2016-155, Sarpy County awarded the bid to Chas. Vrana & Son Construction Co. for the improvement project C-77 (17-5) inclusive of movement of Metropolitan Utility District (MUD) water lines; and,

WHEREAS, in order to proceed with the movement of the water lines, MUD wants a signature guaranteeing the payment for the lines to be moved; and,

WHEREAS, approving and authorizing the Chair to sign the attached Reimbursement Letter from MUD is in the best interests of the citizens of Sarpy County and consistent with the previously approved Resolutions identified above.

NOW, THEREFORE, BE IT RESOLVED BY THE SARPY COUNTY BOARD OF COMMISSIONERS THAT this Board hereby approves and authorizes the Chair to sign the Reimbursement Agreement with MUD, a copy of which is attached hereto, and any other related documents, the same being approved and adopted by the Board.

BE IT FURTHER RESOLVED that the Chairman of this Board, together with the County Clerk are hereby authorized to execute on behalf of this Board, the Reimbursement Agreement.

The above Resolution was approved by a vote of the Sarpy County Board of Commissioners at a public meeting duly held in accordance with applicable law on the 7th day of June, 2016.

[Signature]
Sarpy County Board Chairman

[Signature]
County Clerk
May 17, 2016

Sarpy County Public Works Department
Attn: Pat Dowse, Engineer Manager
15100 South 84th Street
Papillion, NE 68046

RE: Reimbursement for MUD relocations for C-77(17-5) (R1826)

Dear Mr. Dowse:

In consideration of the estimated sum of $300,000.00, paid by Sarpy County (County) to the Metropolitan Utilities District (District), the District will:

   Relocate 1460'± of 12" water main, lower 400' of 12" water main, relocate three (3) hydrant branches and reconnect one (1) 8" fire line to Travelers Insurance Co. in the 150th Street & Schram Road area.

The above work is required to eliminate conflicts with a proposed grade changes and storm sewers. The estimate does not include paving replacements, which will be charged to Sarpy County Project C-77 (17-5).

The work will be conducted on a time and material basis. Regardless whether the actual cost for the work is higher or lower than the amount estimated, the final billing will reflect the actual cost. Receipt of this letter, signed by an agent of the County authorized to approve full payment to the District, indicates the City’s agreement to the terms herein. Please call me at 402-504-7953 with any questions.

Sincerely,

Robert J. Wozny
Sr. Engr. Tech., Infrastructure Replacement

[Signature]

Authorized County Agent (Signature)

Chairman
Title of Authorized County Agent