

ITEM F

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JUNE 7, 2016 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
EMERGENCY VEHICLE PREEMPT INSTALLATION AGREEMENT WITH NDOR	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared authorizing the Mayor and City Clerk to sign an Agreement with the Nebraska Department of Roads (NDOR) allowing the City to install emergency vehicle preempt traffic signal equipment on State Highway 85 (84<sup>th</sup> Street) in the City of La Vista.

**FISCAL IMPACT**

The Papillion Fire Department will provide funding for the initial installation. Maintenance expenses are expected to be minor and will be covered by the Public Works Department operating budget for traffic signal maintenance.

**RECOMMENDATION**

Approval

**BACKGROUND**

Chief Bowes of Papillion Fire has requested that emergency vehicle preempt equipment be installed at the intersection of 84<sup>th</sup> Street and Park View Boulevard to assist their vehicles in gaining access to 84<sup>th</sup> Street from Fire Station No. 4.

The agreement identifies that the installation shall be at no cost to the NDOR and that maintenance and liability shall be the responsibility of the City.

**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NEBRASKA DEPARTMENT OF ROADS ALLOWING THE CITY OF LA VISTA TO INSTALL EMERGENCY VEHICLE PREEMPT TRAFFIC SIGNAL EQUIPMENT ON STATE HIGHWAY 85 (84<sup>TH</sup> STREET) IN THE CITY OF LA VISTA.

WHEREAS, the City Council of the City of La Vista has determined that the installation of emergency vehicle preempt traffic signal equipment at the intersection of 84<sup>th</sup> Street and Park View Boulevard is necessary; and

WHEREAS, the Papillion Fire Department will provide funding for this project; and

WHEREAS, maintenance expenses will be covered by the Public Works Department operating budget; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska authorize the execution of an agreement with the Nebraska Department of Roads allowing the City of La Vista to install emergency vehicle preempt traffic signal equipment on State Highway 85 (84<sup>th</sup> Street) in the City of La Vista.

PASSED AND APPROVED THIS 7TH DAY OF JUNE, 2016.

CITY OF LA VISTA

\_\_\_\_\_  
Douglas Kindig, Mayor

ATTEST:

\_\_\_\_\_  
Rita M. Ramirez  
Assistant City Administrator



## **AGREEMENT**

CITY OF LA VISTA  
STATE OF NEBRASKA, DEPARTMENT OF ROADS  
EMERGENCY VEHICLE PREEMPT INSTALLATION

**THIS AGREEMENT** is between the City of La Vista, a municipal corporation of the State of Nebraska ("Municipality"), and State of Nebraska, Department of Roads ("State"), collectively referred to as the "Parties", hereinafter referred to as the "State";

**WITNESSETH:**

**WHEREAS**, State is provided with total jurisdiction in matters involving the installation and operation of traffic control devices on State Highway extensions through such corporate areas as provided by Neb.Rev.Stat. §60-6, 120, and

**WHEREAS**, Municipality desires to install Emergency Vehicle Preempts to existing highway traffic signals, at no cost to the State, and

**WHEREAS**, State is willing to let the Municipality install the above said Preempts on existing highway traffic signals under the following terms and conditions.

**NOW THEREFORE**, in consideration of these facts and the mutual promises of the Parties hereto, the Parties agree as follows:

**SECTION 1.** Municipality agrees to design and install an Emergency Vehicle Preempt on one or more existing highway traffic signals. Said preempt shall be installed at no cost to the State. Installation shall be by a qualified electrical contractor approved by the State.

**SECTION 2.** Upon completion of the initial installation, the Municipality may install other Emergency Vehicle Preempts at various other signals as the Municipality desires, all at no cost to the State. The Municipality shall notify the State in advance of each installation.

**SECTION 3.** State will adjust the controller timing at each installation to accommodate the Emergency Vehicle Preempt at no cost to the Municipality.

**SECTION 4.** Municipality shall maintain all Emergency Vehicle Preempt equipment at no cost to the State. The Municipality shall notify the State in advance of performing any work inside of a traffic signal controller cabinet.

**SECTION 5.** In the event of a controller problem, State reserves the right to disconnect the Emergency Vehicle Preempt system until timely repairs are completed. Preempt will not be disconnected unless absolutely necessary and the Municipality will be notified as soon as possible. Preempt will be reconnected as soon as all parts of the controller are working properly.

**SECTION 6.** Municipality agrees to accept full liability for the operation of preempt system and its subsequent effects on the traffic operation. Municipality agrees to hold the State harmless in any lawsuit pertaining to the preempt operation and its effects upon traffic flow and safety.

**IN WITNESS WHEREOF,** the Parties hereby execute this agreement pursuant to lawful authority as of the date signed by each party.

**EXECUTED** by the Municipality this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

ATTEST:

CITY OF LA VISTA

\_\_\_\_\_  
City Clerk

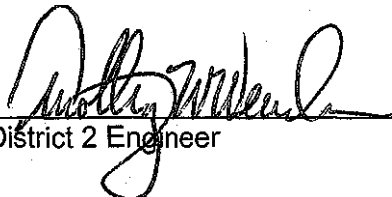
\_\_\_\_\_  
Mayor

**EXECUTED** by State this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

STATE OF NEBRASKA  
DEPARTMENT OF ROADS  
Daniel J. Waddle, P.E.

\_\_\_\_\_  
Traffic Engineer

RECOMMENDED:  
Timothy W. Weander, P.E.

  
\_\_\_\_\_  
District 2 Engineer

City of La Vista  
Emergency Vehicle Preempt Installation

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