

ORDINANCE NO. 00-23

#554

AN ORDINANCE RELATING TO public works; to increase the dollar limitations for improvement project requirements; to change a department name; to harmonize with state law; to repeal conflicting ordinances and sections; to provide an effective date.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF FRIEND, NEBRASKA:

Section 1. Section 8-111 of the Municipal Code of Friend, Nebraska, is amended to read as follows:

**MUNICIPAL PROPERTY; PUBLIC WORKS INVOLVING ARCHITECTURE OR ENGINEERING; REQUIREMENTS.**

(A) Except as provided in division (B) of this section, the municipality shall not engage in the construction of any public works involving architecture or engineering unless the plans, specifications, and estimates have been prepared and the construction has been observed by an architect, a professional engineer, or a person under the direct supervision of an architect, professional engineer, or those under the direct supervision of an architect or professional engineer.

(B) Division (A) of this section shall not apply to the following activities:

(1) Any public works project with contemplated expenditures for the completed project that do not exceed \$80,000;

*(Neb. RS 81-3445, 81-3449(3), and 81-3453(3))*

(2) Any alteration, renovation, or remodeling of a building if the alteration, renovation, or remodeling does not affect architectural or engineering safety features of the building;

*(Neb. RS 81-3449(4) and 81-3453(4))*

(3) Performance of professional services for itself if the municipality appoints a municipal engineer or employs a full-time person licensed under the Engineers and Architects Regulation Act who is in responsible charge of architectural or engineering work;

*(Neb. RS 81-3423, 81-3449(9), and 81-3453(6))*

(4) The practice of any other certified trade or legally recognized profession;

*(Neb. RS 81-3449(11) and 81-3453(7))*

(5) Earthmoving and related work associated with soil and water conservation practices performed on any land owned by the municipality that is not subject to a permit from the Department of Natural Resources;

*(Neb. RS 81-3449(13) and 81-3453(12))*

(6) The work of employees and agents of the municipality performing, in accordance with other requirements of law, their customary duties in the administration and enforcement of codes, permit programs, and land use regulations and their customary duties in utility and public works construction, operation, and maintenance;

*(Neb. RS 81-3449(14) and 81-3453(13))*

(7) Those services ordinarily performed by subordinates under direct supervision of a professional engineer or those commonly designated as locomotive, stationary, marine operating engineers, power plant operating engineers, or manufacturers who supervise the operation of or operate machinery or equipment or who supervise construction within their own plant;

*(Neb. RS 81-3453(10))*

(8) The construction of municipal water wells as defined in Neb. RS 46-1212, the installation of pumps and pumping equipment into municipal water wells, and the decommissioning of municipal water wells, unless such construction, installation, or decommissioning is required by the municipality to be designed or supervised by an engineer or unless legal requirements are imposed upon the municipality as a part of a public water supply; and (Neb. RS 81-3453(15))

(9) Any other activities described in Neb. RS 81-3449 to 81-3453.

Section 2. Any other ordinance or section passed and approved prior to passage, approval, and publication or posting of this ordinance and in conflict with its provisions is repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Passed and approved this 6<sup>th</sup> day of June, 2000.



(SEAL)

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Mayor

Ann G. Betka  
Clerk