

May 15, 2018

ALLIANCE CITY COUNCIL

REGULAR MEETING, TUESDAY, MAY 15, 2018

STATE OF NEBRASKA)
)
 COUNTY OF BOX BUTTE) §
)
 CITY OF ALLIANCE)

The Alliance City Council met in a Regular Meeting, May 15, 2018 at 7:00 p.m., in the Board of Education Meeting Room, 1604 Sweetwater Avenue. A notice of meeting was published in the Alliance Times Herald on May 9, 2018. The notice stated the date, hour and place of the meeting, that the meeting was open to the public, and that an agenda of the meeting, kept continuously current, was available for public inspection at the office of the City Clerk in City Hall; provided the Council could modify the agenda at the meeting if it determined an emergency so required. A similar notice, together with a copy of the agenda, also had been delivered to each of the City Council Members. An agenda, kept continuously current, was available for public inspection at the office of the City Clerk during regular business hours from publication of the notice to the time of the meeting.

Mayor Yeager opened the May 15, 2018 Regular Meeting of the Alliance, Nebraska City Council at 7:02 p.m. Present were Mayor Yeager, Council Members Korber-Gonzalez, Mischnick, Jones and Reynolds. Also present were City Manager Kuckkahn, City Attorney Hoelsing and City Clerk Jines.

- Mayor Yeager announced the Open Meetings Act was available for the public and posted on the north wall of the audience area.
- First item on Council’s agenda was the Consent Calendar. A motion was made by Councilman Jones, seconded by Councilman Korber-Gonzalez to approve the Consent Calendar as follows:

CONSENT CALENDAR – MAY 15, 2018

1. Approval: Minutes of the Regular Meeting, May 1, 2018 and the Special Meeting, May 1, 2018.
2. Approval: Payroll Costs for the period April 21, 2018 through May 4, 2018: \$301,403.87.

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3. Approval: Claims against the following funds for the period of April 25, 2018 through May 9, 2018: General, General Debt Service, Trust and Agency, Street, Electric, Refuse Collection and Disposal, Sanitary Sewer, Water, Golf Course, Downtown Improvement Districts, R.S.V.P., Keno, and Capital Improvement: \$541,114.21.
4. Approval: Update the roster of the Alliance Volunteer Fire Department by adding Michelle Hickox and Zachary Magnuson.
5. Approval: The issuance of the following Contractor licenses:

General Contractor	Kip T. Williams dba R & C Welding and Fabrication Patrick Christensen dba Horizon Retail Construction, Inc.
Master HVAC	John Dahlberg dba Black Hills Energy Roger Keim dba Cozad Services, Inc.
Journeyman HVAC	Mark Hofmann dba Black Hills Energy Seth Hulquist dba Black Hills Energy Cory Harwood dba Black Hills Energy
Gas Fitter	John Dahlberg dba Black Hills Energy Mark Hofmann dba Black Hills Energy Seth Hulquist dba Black Hills Energy Cory Harwood dba Black Hills Energy
Limited & Specialty	Cornerstone Industries & Construction Service, LLC Michael P. Burri dba Burri Concrete
Repair & Maintenance	Josh Simmons dba Dead on Steel Erectors Jack McDonough dba Jack's Construction and Handyman Reza & G Construction Brian Jones dba Brian Jones Construction David Blue dba Bluecrete Construction Urbano Moreno dba Moreno Construction
Roofer	Joe Peters dba Joe Peters Roofing, LLC Gabriel Hernandez dba Hernandez Construction
Groundworker	Koozer Construction, Inc.
Sign	Tom Cozad dba Cozy, Inc. dba Creative Signs by Cozad
6. Approval: Resolution No. 18-59 authorizing the Mayor to sign the Amended Economic Development Assistance Agreement with Alliance Lodging, LLC for the use of LB 840 funding; \$150,000 forgivable loan and \$50,000 non-forgivable low interest loan. The Agreement has been amended to reflect revised payment dates and start dates for the full time employee credits.
7. Approval: *The Special Events Request/Use of Public Facilities Parks, Streets* of the Route 385 Cruisers for their 18th Annual Car Show and Rod Run events on Friday, June 1st Saturday, June 2nd and Sunday, June 3rd, 2018. The car show will be held in Central Park and the Club is requesting the street closure of Yellowstone Avenue between 9th and 10th Streets and 9th Street between Yellowstone and Niobrara Avenues.

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Concessions, t-shirt sales and raffles will also be included during this event. A Certificate of Liability Insurance has been provided.

8. Approval: The *Request for Reserved or Exclusive Use of City Streets* of The Animal Center on Saturday, June 9, 2018 beginning at 10:00 a.m. The Animal Center will be conducting their annual Doggie Dash, the event which will start at the Immanuel Lutheran School parking lot, proceed east on Otoe Road to CR58, then north ½ mile to The Animal Center. Copies of the request and the Insurance Certificate have been made part of the Council’s packet.

9. For Your Information: Attached is the Landfill Charges Report for the demotion of Warehouse No. 3 and the Bathhouse at 16th and Cheyenne Avenue. The Council had budgeted \$200,000 for these demolitions. The demolition contract was awarded to Peltz Construction in the amount of \$111,602.00 which did not include landfill fees. The total landfill fees came to \$52,752.77; making the total project \$164,354.77.

10. Approval: To renew the CenturyLink Line Volume Plan Agreement for telephone line and long-distance services for three years at the same rates (\$24.99 to \$27.99). This agreement presently includes 29 lines at the Police Department and other areas not serviced by Allo Communications. The discounted plan allows removal of lines from the plan during the 36-month term as long as a minimum of ten lines remain

11. For Your Information: The City has received notice of the following residential channel lineup changes and price adjustments from Charter Communications:

CHANNEL	CHANGE	CHANNEL NUMBER	EFFECTIVE
Tegna KTVD 2 – Met TV Addition	Add to Basic, SBPP Business TV, Business Class	195	05/29/18
Tegna KUSA 2 – Weather	Add to Basic, SBPP Business TV, Business Class	198	05/29/18
Tegna KUSA 3 –TJN	Add to Basic, SBPP Business TV, Business Class	197	05/29/18
Animal Planet Move Tiers (& HD)	Add to SPP Select, Remove from SPP Tier 1	69 & 765	06/01/18

NOTE: City Manager Kuckkahn has reviewed these expenditures and to the best of his knowledge confirms that they are within budgeted appropriations to this point in the fiscal year.

Any item listed on the Consent Calendar may, by the request of any single Council Member, be considered as a separate item in the Regular Agenda.

Roll call with the following results:

Voting Aye: Yeager, Jones, Korber-Gonzales, Mischnick, Reynolds.

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Voting Nay: None.

Motion carried.

- The next matter before Council was Resolution No. 18-60 which will award the Rehabilitation of Runway 8/26 project to Werner Construction of Hastings, NE. The bid award is in the amount of \$3,678,595. Council was provided with the following background information:

[M.C. Schaff and Associates on behalf of the City of Alliance prepared an Invitation to Bid for the Federally-approved Airport Rehabilitation Project Number 3-31-0003-019/020. The project was advertised for six weeks with three prime contractors and five subcontractors requesting plans and specifications.

Three bids were opened at the scheduled time on April 24, 2018 at the Alliance Municipal Airport. The bids have been reviewed by the Engineer with no pricing errors identified and compliance noted with Disadvantaged Business Enterprise (DBE) goals, Buy American Certification and bid bond requirements. The lowest, responsive and responsible bidder was Werner Construction, headquartered in Hastings, Nebraska at a base bid of \$3,678,595. The engineer's recent estimate for the project was \$3,698,700.

All three bids are summarized in the following chart.

Bidder	Total Base Bid	ALT-1 Bid
Werner Construction, Hastings, NE	\$3,678,595.00	\$90,000.00
Simon Contractors, Scottsbluff, NE	\$3,718,682.00	\$93,500.00
OMG Midwest OMNI, Omaha, NE	\$4,111,375.00	\$65,000.00

M.C. Schaff and Associates is recommending that the Council approve the bid proposal from Werner Construction in the amount of \$3,678,595 for the construction of the airport rehabilitation project subject to the final approval of the bid by the Federal Aviation Administration and Nebraska Department of Transportation, Aeronautics Division. M.C. Schaff's formal letter of recommendation is included in the packet as well as a tentative list of subcontractors and a list of completed airport paving projects from low bidder Werner Construction.

In addition to the actual construction costs, remaining engineering costs of \$195,340.75 and additional insured costs of \$1,000 along with the NAVAIDs Agreement of \$8,615.70 will be added for a total remaining project cost of \$3,883,551.40. The current fiscal year budget includes authority of \$3,500,000 with the City of Alliance's 10% match at \$350,000. The additional insured costs

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are not federally funded. It is unsure if this project will take place this summer or the summer of 2019 as it will depend when Federal funds become available.

M.C. Schaff and Associates is not recommending the City accept the Alternate #1 bid price of \$90,000 for the "Asphalt Surface Treatment of Runway Shoulders".

A motion was made by Councilman Reynolds, seconded by Councilman Korber-Gonzales to approve Resolution No. 18-60, which follows in its entirety.

RESOLUTION NO. 18-60

WHEREAS, The City of Alliance, Nebraska operates the Alliance Municipal Airport; and

WHEREAS, Runway 8/26 on the Alliance Municipal Airport is in need of rehabilitation; and

WHEREAS, The City authorized the Nebraska Department of Transportation - Aeronautics Division to act as the City of Alliance Municipal Airport's agent for the Rehabilitation of Runway 8/26; and

WHEREAS, Invitations to Bid were published and bids were opened; and

WHEREAS, The bid of Werner Construction, of Hastings, Nebraska appears to be the lowest, responsive, and responsible bid in the amount of Three Million Six Hundred Seventy-eight Thousand Five Hundred Ninety-five and no/100ths Dollars (\$3,678,595.00); and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is authorized to enter into a contract with Werner Construction, of Hastings, Nebraska for the Alliance Municipal Airport Project No 3-31-0003-019/120 and sign any associated required documentation.

BE IT FURTHER RESOLVED, Werner Construction of Hastings, Nebraska will be required to add the City of Alliance and M.C. Schaff & Associates as "additional insured" parties on the contractor's insurance certificate for an additional fee of One Thousand and no/100ths Dollars (\$1,000.00) of which is not eligible for Federal funding and shall be paid 100% by the City of Alliance.

BE IT FURTHER RESOLVED that the contract with Werner Construction, of Hastings, Nebraska is contingent upon approval and funding by the Federal Aviation Administration and the Nebraska Department of Transportation – Aeronautics Division of the Alliance Municipal Airport Project No 3-31-0003-019/120.

Roll call with the following results:

Voting Aye: Yeager, Jones, Korber-Gonzales, Mischnick, Reynolds.

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Voting Nay: None.

Motion carried.

- Resolution No. 18-61 which will award K.L. Wood and Company, LLC in the amount of \$530,115 for the reconstruction of airport storage building No. 3000 was the next matter before Council. Council was provided with the following background information:

[M.C. Schaff and Associates, on behalf of the City of Alliance, prepared an Invitation to Bid for the reconstruction of Building #3000. The project was advertised for four weeks with four prime contractors and one subcontractor requesting plans and specifications.

Two bids were opened at the scheduled time on May 2, 2018 at the City of Alliance Municipal Building. The bids have been reviewed by the Engineer with no pricing errors identified and compliance noted with bid bond requirements. The lowest responsive and responsible bidder was KL Wood Construction, headquartered in Alliance, Nebraska at a base bid of \$460,000. The engineer's recent estimate for the project was \$480,000.

Both bids are summarized in the following chart.

Bidder	Total Base Bid	ALT-1-7 Bid
KL Wood Construction, Alliance, NE	\$460,000.00	\$70,115.00
R&J Industries, Alliance, NE	\$534,107.00	\$68,993.00

The base bid costs have been submitted to the City of Alliance insurance carrier for review and have been approved for acceptance. Alternate bid items 1-6 have been approved and payment received by Vitalix.

M.C. Schaff and Associates is recommending that the Council approve the base bid proposal from KL Wood Construction in the amount of \$460,000 for the reconstruction of the airport building #3000. Along with the base bid, will be the acceptance of the alternate bid items 1-7 in the amount of \$70,115. Vitalix has agreed to reimburse the City for alternate bid items 1-6 in the amount of \$49,115 with the City being responsible for alternate bid item 7 (26-GA Metal Liner Panel Full Height) in the amount of \$21,000. This interior panel will protect the interior walls and building insulation from damage during storage operations. M.C. Schaff's formal letter of recommendation is included in the packet.]

A motion was made by Councilman Jones, seconded by Councilman Mischnick to approve Resolution No. 18-61 which follows in its entirety.

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RESOLUTION NO. 18-61

WHEREAS, The City of Alliance owns and operates the Alliance Municipal Airport; and

WHEREAS, Storage Building No. 3000 which is owned by the City of Alliance and leased to Vitalix was destroyed in a storm on June 12, 2017; and

WHEREAS, Invitations to Bid for the Reconstruction of Storage Building No. 3000 were published and bids were opened; and

WHEREAS, The bid of K. L. Wood and Company, LLC of Alliance, Nebraska appears to be the lowest, responsive, and responsible bid in the amount of Five Hundred Thirty Thousand One Hundred Fifteen and no/100ths (\$530,115.00) which includes the base bid and alternates 1 through 7; and

WHEREAS, Alternates 1 through 6 which total Forty-nine Thousand One Hundred Fifteen and no/100ths (\$49,115.00) will be paid by our Lessee, Vitalix.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is authorized to sign the contract and documents associated with the Storage Building No. 3000 Reconstruction from K. L. Wood and Company, LLC.

BE IT FURTHER RESOLVED that payment for this service will be made from Account No. 22-41-43-59-915, Airport Capital Outlay-Buildings.

Roll call with the following results:

Voting Aye: Yeager, Jones, Korber-Gonzales, Mischnick, Reynolds.

Voting Nay: None.

Motion carried.

- Next before Council was Resolution No. 18-62 which will approve the request from the Alliance Spartan Baseball Program to provide signage at the Bower/Shankland Ballfield to acknowledge their corporate sponsor, First National Bank North Platte. Council was provided with the following background information:

[Marty Dean, General Manager for the Alliance Spartan Baseball Program is requesting the City allow sponsorship signage at the Bower/Shankland Ballfield. The Alliance Spartan Program will be receiving financial assistance from their new corporate sponsor First National Bank North Platte. The sponsorship is for a five year period. They would like to paint the top of the dugouts with the First National Bank North Platte name and logo and provide signage at the front gate. Following the five year period the Spartans will either remove the signage or request permission to continue the program.]

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A motion was made by Councilman Mischnick, seconded by Councilman Korber-Gonzales to approve Resolution No. 18-62 which follows in its entirety.

RESOLUTION NO. 18-62

WHEREAS, The City of Alliance owns and operates the Bower/Shankland Ballfield; and

WHEREAS, The Alliance Spartans Baseball Program utilizes this field for both their junior and senior leagues; and

WHEREAS, The Alliance Spartan Baseball Program has entered into a corporate sponsorship arrangement with First National Bank North Platte for a five year period to assist with the operation of their program; and

WHEREAS, The Alliance Spartan Baseball Program would like to publicly acknowledge the financial support of First National Bank North Platte with appropriate signage at the facility.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Alliance Spartan Baseball Program is granted permission to paint sponsor recognition on the top of the dugouts and provide signage at the front gate of Bower/Shankland Ballfield.

BE IT FURTHER RESOLVED that the signage will be for a five year period through calendar year 2022 at which time the signage will be removed, unless permission to continue the signage has been submitted and approved by City Council.

Roll call with the following results:

Voting Aye: Yeager, Jones, Korber-Gonzales, Mischnick, Reynolds.

Voting Nay: None.

Motion carried.

- Resolution No. 18-63 which will revise the One and Six Year Street Improvement Plan to include 16th Street between Buchfinck Avenue and Emerson Avenue was now before Council for consideration. Council was provided with the following background information:

[The City is required to prepare and submit an annual street plan to the Nebraska Board of Public Roads. The City submitted our plan by the March 1 deadline. Following our approval of the plan the Council requested consideration of adding 16th Street between Buchfinck and Emerson Avenues to the plan. M.C. Schaff & Associates of Scottsbluff, NE as our certified streets superintendent, looked at the condition of 16th Street and has recommended it be included within the plan. Revising the One and Six Year Plan to include 16th Street will allow it to be included within the bidding process for this year.]

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A motion was made by Mayor Yeager, seconded by Councilman Reynolds to approve Resolution No. 18-63 which follows in its entirety.

RESOLUTION NO. 18-63

WHEREAS, The Nebraska Law requires that the City of Alliance approve and submit with the Board of Public Roads Classifications and Standards, any changes to the current Alliance One and Six Year City Street Improvement Plan; and

WHEREAS, The City of Alliance desires to change the current One and Six Year Plan; and

WHEREAS, The City of Alliance desires to add Project No. M-108(168) for improvements to 16th Street from Buchfinck Avenue to Emerson Avenue to the current One and Six Year Plan; and

WHEREAS, The Project No. M-108(168) was submitted to the Council and examined by the City Council at a regular meeting conducted on May 15, 2018; and

WHEREAS, Council believes the project is appropriate and should be approved for the current One and Six Year Plan.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the One and Six Year City Street Improvement Plan be revised to include Project No. M-108(168) prepared by the City of Alliance Department of Public Works is hereby approved and the City staff is authorized to forward the Revised Plan to the Board of Public Roads and Classifications and Standards.

Roll call with the following results:

Voting Aye: Yeager, Jones, Korber-Gonzales, Mischnick, Reynolds.

Voting Nay: None.

Motion carried.

- Next before Council was the Authorization to Proceed with an Agreement with Box Butte Development Corporation for Tourism Services. Staff has been working with the BBDC regarding the potential for them to expand the services they provide the City to include Tourism and event promotions. A proposed budget has been developed for Council's consideration to move forward.

A motion was made by Councilman Korber-Gonzales, seconded by Councilman Reynolds to approve the Agreement with Box Butte Development Corporation for Tourism Services.

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Roll call with the following results:

Voting Aye: Yeager, Jones, Korber-Gonzales, Mischnick, Reynolds.

Voting Nay: None.

Motion carried.

- The next matter before Council was Board announcements.

Currently we have vacancies on the Board of Adjustment, Downtown Improvement Districts A-1 and A-2, Economic Development Plan Citizen Advisory Board, two junior ex-officio members of the Library Board, Museum Board, Park and Tree Board and Planning Commission. Anyone interested in serving on these Boards should contact the City Clerk's Office. Information on all the City Boards is also available on our website, www.cityofalliance.net.

- The final item on Council's agenda was the performance evaluation of the City Manager.

Councilman Jones motioned pursuant to Section 84-1410 Reissue Revised Statutes of Nebraska 1943, that Council finds it necessary to enter into a closed session to conduct the job performance evaluation of the City Manager; and that the Council finds the closed session is necessary to prevent needless injury to the reputation of City Manager Kuckkahn, and he has not requested a public hearing. The motion was seconded by Councilman Mischnick.

Roll call with the following results:

Voting Aye: Yeager, Jones, Korber-Gonzales, Mischnick, Reynolds.

Voting Nay: None.

Motion carried.

Council and City Manager Kuckkahn entered into closed session at 7:12 p.m. The closed session concluded at 8:13 p.m. at which time the Council returned to open session.

A motion was made by Councilman Jones, seconded by Councilman Reynolds to include a 2% Cost of Living increase in the proposed budget to be awarded to City Manager Kuckkahn in October, the same time as other employees.

Roll call with the following results:

Voting Aye: Yeager, Jones, Korber-Gonzales, Mischnick, Reynolds.

Voting Nay: None.

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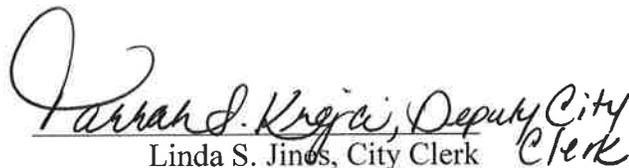
Motion carried.

- Mayor Yeager stated, "there being no further business to come before the Alliance City Council, the meeting is adjourned at 8:15 p.m."



Ralph Yeager, Mayor

(SEAL)



Linda S. Jinos, City Clerk

