

June 5, 2018

ALLIANCE CITY COUNCIL

REGULAR MEETING, TUESDAY, JUNE 5, 2018

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

The Alliance City Council met in a Regular Meeting, June 5, 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 30, 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 June 5, 2018 Regular Meeting of the Alliance, Nebraska City Council at 7:00 p.m. Present were Mayor Yeager, Council Members Korber-Gonzalez, Mischnick, Jones and Reynolds. Also present were City Manager Kuckkahn, Assistant City Manager/Finance Director Waggener, City Attorney Shaver and Deputy City Clerk Krejci.

- Mayor Yeager announced the Open Meetings Act was available for the public and posted on the north wall of the audience area.
- The first agenda item was the introduction of new City employees Courtney LaMont, Utilities Billing Clerk; Jorgen Johnson, Finance Department Intern; and MaKylee Kaping, Police Department Intern.
- The next item on Council’s agenda was the Consent Calendar. A motion was made by Councilman Korber-Gonzalez, seconded by Councilman Mischinick to approve the Consent Calendar as follows:

CONSENT CALENDAR – JUNE 5, 2018

1. Approval: Minutes of the Regular Meeting, May 15, 2018.

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2. Approval: Payroll Costs for the period May 5, 2018 through May 18, 2018: \$209,170.41.
3. Approval: Claims against the following funds for the period of May 10, 2018 through May 30, 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: \$1,141,361.90.
4. Approval: The issuance of the following Contractor licenses:

| | |
|----------------------|---------------------------------------|
| Roofer | Hilario Torres dba Tri-State Carports |
| Repair & Maintenance | Compass Roofing |
5. Approval: The issuance of the following Cemetery Certificates:

The West Half (W½) Lot Thirteen (13), Section Nine (9), Block Eighteen (18), Third Addition to the Alliance Cemetery to John A. Moore and Micki J. Moore.

The West Half (W½) Lot Twelve (12), Section Nine (9), Block Eighteen (18), Third Addition to the Alliance Cemetery to Rick Wayman and Kathy Wayman.

Acceptance of a Quitclaim Deed from Fay Short-Bull to the City of Alliance, for the South Half of the Northwest Quarter (S½NW¼) Lot Thirty-one (31), Section Eleven (11), Block Nineteen (19), Third Addition to the Alliance Cemetery.
6. Approval: The recommendation to the Nebraska Liquor Control Commission for the issuance of a Special Designated (Liquor) License to the U.S. Junior Chamber of Commerce Alliance Jaycees to conduct a beer garden during Heritage Days, July 19-21, 2018 between the hours of 5:00 p.m. and 1:00 a.m. each day. The event will be held in the Ken and Dales Restaurant parking lot, 123 West 3rd Street.
7. Approval: The recommendation to the Nebraska Liquor Control Commission for the issuance of a Special Designated (Liquor) License to D-Head, Inc. dba The Gathering Spot for July 19-21, 2018 between the hours of 11:00 a.m. and 1:00 a.m. This is for additional space in their backyard during Heritage Days.

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.

Voting Nay: None.

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Motion carried.

- The next matter before Council was a Public Hearing on the Rezoning Application of Rodney Blakemen. Following the Public Hearing, Ordinance No. 2859 was introduced on first reading, which will approve the Rezone Application. Council was provided with the following background information:

[Virgil and Geraldine Blakeman have submitted an application to rezone the eastern most 290.5' of Block 2, Corrected Plat of Blakeman Subdivision, so they may combine it with Block 1, Corrected Plat of Blakeman Subdivision located to the north. Block 1 is owned by their son Rodney Blakeman.

They have submitted a plat and an application for an Administrative Subdivision to combine the tract and Block 1.

The tract of land is located at the northwest corner of the intersection of Ramblin Road and West 6th Street. Block 1 is currently used as a private storage garage. The portion of Block 2 requested to be rezoned is vacant land. The uses are not proposed to change. A rezone is necessary to prevent the proposed new lot from being located in two different zoning districts.

The rezone will change the side setback from 5' to 0', the front setback from 25' to 15', the side street setback from 15' to 20', and the rear setback from 25' to 15'. The M-2, Heavy Industrial zoning district does not have any minimum lot size requirements.

The City of Alliance Comprehensive Plan identifies this area as the West Side Neighborhood. The neighborhood is generally defined as having mixed uses, none more dominant than the other. The land use is not proposed to be changed so the rezone doesn't conflict with the Plan identification of this neighborhood.

The City of Alliance Planning Commission, at their regular meeting on May 8, 2018 voted to recommend the City Council approve the rezone from R-4, Residential Mobile Home Park to M-2, Heavy Industrial, for the eastern most 290.5 feet of Block 2, Corrected Final Plat of Blakeman Subdivision finding that:

1. The proposed rezone is adjacent to existing M-2 Heavy Industrial Zoning and would not constitute a spot zone.]

Mayor Yeager stated "now is the date, time, and place to conduct a Public Hearing to hear support, opposition, criticism, suggestions, or observations of the taxpayers relating to the Rezoning Application of Rodney Blakeman opened the public hearing at 7:04 p.m.

Community Development Director Kusek discussed with Council the zoning history of this property and stated this would be an appropriate zoning for the property.

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Hearing no further testimony, the Public Hearing closed at 7:06 p.m.

A motion was made by Councilman Mischnick to approve the first reading of Ordinance No. 2859. Councilman Jones seconded the motion. Deputy Clerk Krejci read the ordinance by title.

ORDINANCE NO. 2859

AN ORDINANCE OF THE CITY OF ALLIANCE, NEBRASKA, DEALING WITH ZONING, SETTING FORTH CONDITIONS FOR PASSAGE, AND AMENDING THE DISTRICT ZONING MAP TO SHOW THAT THE EASTERN MOST 290.5' OF BLOCK 2, CORRECTED FINAL PLAT OF BLAKEMAN SUBDIVISION, A PART OF THE NORTHWEST QUARTER OF SECTION 35, TOWNSHIP 25 NORTH, RANGE 48 WEST OF THE 6TH PRINCIPAL MERIDIAN, BOX BUTTE COUNTY, NEBRASKA, OTHERWISE DESCRIBED AS: BEGINNING AT THE SOUTHEAST CORNER OF BLOCK 1, CORRECTED FINAL PLAT OF BLAKEMAN SUBDIVISION, THENCE S 00°27'15" W A DISTANCE OF 109.5 FEET, THENCE S 89°57'32" W A DISTANCE OF 290.5 FEET, THENCE N 00°27'15" E A DISTANCE OF 109.5 FEET, THENCE N 89°57'32" E A DISTANCE OF 290.5 FEET TO THE POINT OF BEGINNING IS NOW INCLUDED AS A M-2, (HEAVY INDUSTRIAL) DISTRICT FROM A R-1, RESIDENTIAL MOBILE HOME PARK DISTRICT, AND REPEALING PRIOR SECTIONS.

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

SECTION 1. Section 115-76 of the Alliance Municipal Code is amended to provide as follows:

115-76. DISTRICT MAP ADOPTED

- (a) Boundaries of the districts, as enumerated in section 115-75 are hereby established as shown on a map prepared for that purpose, which map is hereby designated as the zoning district map; and said map, and all the notations, references and information shown thereon is hereby made as much a part of these regulations as if the same were set forth in full herein. The city planning commission shall keep on file in their offices an authentic copy of said map, and all changes, amendments, or additions thereto.
- (b) When definite distances in feet are not shown on the zoning district map, the district boundaries are intended to be along existing street, alley or platted lot lines, or extensions of the same, and if the exact location of such lines is not clear, it shall be determined by the building inspector, due consideration being given to location as indicated by the scale of the zoning district map.
- (c) This is to certify that the Zoning District Map described in the Alliance Municipal Code, passed this ____ day of June, 2018, is now the official Zoning District Map.

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SECTION 2. Previously existing Section 115-76, and all ordinances, parts of ordinances, resolutions, and policies of the City of Alliance in conflict with the revisions set forth herein are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its approval, passage, and publication according to law.

Roll call with the following results:

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

Voting Nay: None.

Motion carried.

- The Entertainment District License Applications for events within the City's Iron Horse District, were the next items for Council's review.

A Public Hearing on the Entertainment District Application of Box Butte Development Corporation to operate an Entertainment District in the 200 Block of Box Butte Avenue was the first application for review. Following the Public Hearing, Resolution No. 18-65 was presented to Council which will approve the Application.

Mayor Yeager stated "now is the date, time, and place to conduct a Public Hearing to hear support, opposition, criticism, suggestions, or observations of the taxpayers relating to the Entertainment District Application of Box Butte Development and opened the public hearing at 7:08 p.m.

Box Butte Development Director Chelsi Herian was in attendance to discuss events within the Entertainment District and answer questions of Council. She stated they have contracted the services of Elizabeth Fritzler to coordinate the 2018 Bands on the Bricks series.

Attorney Shaver asked Ms. Herian who will be responsible for "abandoned" to ensure they are not consumed by minors? Ms. Herian stated their volunteers are responsible for the disposal of drinks left unattended.

Hearing no further testimony, the Public Hearing closed at 7:12 p.m.

A motion was made by Councilman Korber-Gonzalez, seconded by Councilman Reynolds to approve Resolution No. 18-64 which follows in its entirety.

RESOLUTION NO. 18-64

WHEREAS, The Alliance City Council adopted Ordinance No. 2800 amending the Alliance Municipal Code to include a provision for the establishment of an Entertainment District; and

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WHEREAS, The City of Alliance is in receipt of an Application for an Entertainment District from Box Butte Development Corporation; and

WHEREAS, The Box Butte Development Corporation has requested an Application to have an Entertainment District in the 200 block of Box Butte Avenue; and

WHEREAS, The Alliance City Council has conducted the required Public Hearing at their regular meeting, June 5, 2018 for an Entertainment District Application from Box Butte Development Corporation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the City Clerk is hereby authorized to issue an Entertainment District Permit for a six-year period to Box Butte Development Corporation for the 200 block of Box Butte Avenue.

Roll call with the following results:

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

Voting Nay: None.

Motion carried.

Council next held a Public Hearing for the Entertainment Liquor License Application of DonDon Inc. dba Player's Sports Bar. Following the Public Hearing, Resolution No. 18-65 was considered, which will approve the License.

Mayor Yeager stated "now is the date, time, and place to conduct a Public Hearing to hear support, opposition, criticism, suggestions, or observations of the taxpayers relating to the Entertain District Liquor License Application of DonDon Inc. dba Player's Sports Bar and opened the public hearing at 7:13p.m.

Jay Lulow, 209 Box Butte Avenue, owner of Player's Sports Bar, was in attendance to answer questions of Council. Mr. Lulow explained to Council all individuals will be carded at the entrance and will receive a colored band specific to Player's Sports Bar. He also stated that each bar involved will have their own designated cups and bands. Mr. Lulow also stated drinks are limited to one per person at time of order.

Hearing no further testimony, the Public Hearing closed at 7:17 p.m.

A motion was made by Councilman Jones, seconded by Councilman Mischnick to approve Resolution No. 18-65 which follows in its entirety.

RESOLUTION NO. 18-65

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ALLIANCE, NEBRASKA:

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On June 5, 2018 the matter of the Class E Liquor License application of DonDon Inc. dba Players Sports Bar, Alliance, NE, came on for consideration by the Council.

The following exhibits were offered and received:

- Exhibit 1 - Application of DonDon Inc. dba Players Sports Bar, 209 Box Butte Avenue, Alliance
- Exhibit 2 - City Council checklist for Section 53-132 R.R.S. (1984).

Witnesses were sworn and testimony was received in support of the Class E Liquor License at the public hearing on this date from Tina Lulow. Police Chief Kiss testified on behalf of the City of Alliance.

Upon consideration of the evidence and the criteria to be considered by the City Council pursuant to law, the City Council finds as follows:

Applicant complies with the provisions of Section 53-131.01 R.R.S. (2003).

Applicant has met its burden with regard to the checklist that is provided by Section 53-132 R.R.S. (1984) and demonstrates a willingness and ability to properly manage the liquor license held by DonDon Inc. dba Players Sports Bar, in conformance to the rules and regulations of the Nebraska Liquor Control Act.

Based on the above findings, the City Council recommends to the Nebraska Liquor Control Commission that the Class E Liquor License Application of DonDon Inc. dba Players Sports Bar, at the premise described in the application. The applicant is a current holder of a Class C Liquor License.

City Clerk shall transmit a copy of this Resolution to the Commission.

Roll call with the following results:

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

Voting Nay: None.

Motion carried.

The next Public Hearing was for the Entertainment Liquor License Application of MRC Inc. dba Sandhillers Saloon. Following the Public Hearing, Resolution No. 18-66 was considered, which will approve the License.

Mayor Yeager stated "now is the date, time, and place to conduct a Public Hearing to hear support, opposition, criticism, suggestions, or observations of the taxpayers relating to the Entertain District Liquor License Application of MRC Inc. dba Sandhillers Saloon and opened the public hearing at 7:18 p.m.

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Diana Mundt, owner of Sandhillers, was in attendance to answer questions of Council. Ms. Mundt explained wrist bands colors will be different for each establishment to ensure every person is carded at each bar.

Hearing no further testimony, the Public Hearing closed at 7:20 p.m.

A motion was made by Councilman Mischnick, seconded by Councilman Reynolds to approve Resolution No. 18-66 which follows in its entirety.

RESOLUTION NO. 18-66

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ALLIANCE, NEBRASKA:

On June 5, 2018 the matter of the Class E Liquor License application of MRC Inc. dba Sandhillers Saloon, Alliance, NE, came on for consideration by the Council.

The following exhibits were offered and received:

- Exhibit 1 - Application of MRC Inc. dba Sandhillers Saloon, 207 Box Butte Avenue, Alliance
- Exhibit 2 - City Council checklist for Section 53-132 R.R.S. (1984).

Witnesses were sworn and testimony was received in support of the Class E Liquor License at the public hearing on this date from Diana Mundt. Police Chief Kiss testified on behalf of the City of Alliance.

Upon consideration of the evidence and the criteria to be considered by the City Council pursuant to law, the City Council finds as follows:

Applicant complies with the provisions of Section 53-131.01 R.R.S. (2003).

Applicant has met its burden with regard to the checklist that is provided by Section 53-132 R.R.S. (1984) and demonstrates a willingness and ability to properly manage the liquor license held by MRC Inc. dba Sandhillers Saloon, in conformance to the rules and regulations of the Nebraska Liquor Control Act.

Based on the above findings, the City Council recommends to the Nebraska Liquor Control Commission that the Class E Liquor License Application of MRC Inc. dba Sandhillers Saloon, at the premise described in the application. The applicant is a current holder of a Class C Liquor License.

City Clerk shall transmit a copy of this Resolution to the Commission.

Roll call with the following results:

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

Voting Nay: None.

Motion carried.

- Resolution No. 18-67 granting approval to Box Butte Development Corporation for the use of the Iron Horse Entertainment District on various dates during the month of July 2018, was the next item on the agenda.

A motion was made by Councilman Mischnick, seconded by Councilman Korber-Gonzalez to approve Resolution No. 18-67 which follows in its entirety.

RESOLUTION NO. 18-67

WHEREAS, The City of Alliance has received a request from Box Butte Development Corporation (promotional association) to use the Iron Horse (Entertainment) District to conduct the Bands on the Bricks events; and

WHEREAS, The events are a live band concert series for families, with the audience bringing their own lawn chairs; and

WHEREAS, Box Butte Development Corporation is requesting the closure and use of barricades for the closure of 200 block of Box Butte Avenue (Iron Horse Entertainment District); and

WHEREAS, The request is for the closures to take place between 4:00 p.m. and 10:00 p.m. on the following dates: July 6th, 13th, 21st, and 27th, 2018 and between 4:00 p.m. and 12:00 a.m. (midnight) on July 20th, 2018; and

WHEREAS, City Council believes allowing the closure for the Bands on the Bricks events will have a positive impact for the citizens of Alliance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the request of Box Butte Development Corporation to conduct the Bands on the Bricks events between 4:00 p.m. and 10:00 p.m. on the following dates: July 6th, 13th, 21st, and 27th, 2018 and between 4:00 p.m. and 12:00 a.m. (midnight) on July 20th, 2018 within the Iron Horse (Entertainment) District is approved.

BE IT FURTHER RESOLVED that Box Butte Development Corporation is required to provide a Certificate of Liability Insurance in the amount of \$1,000,000 naming the City of Alliance as an additional insured prior to the events.

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. 18-68 which will authorize the purchase of 40 refuse containers from Synder Industries of Lincoln, NE in the amount of \$25,690 was the next matter before Council. Council was provided with the following background information:

[The Public Works Department advertised for bids in accordance with State law for the purchase of refuse containers. Bids were solicited to meet the ongoing requirement for additional and replacement refuse containers. Requests were issued to three different suppliers with only one bidder responding, Snyder Industries, Inc. The bid received from Snyder Industries, Inc. is for 40 trash containers and hardware in the amount of \$25,690. The bid meets the specifications requested. There is \$45,000 included in the 2017-18 budget in Capital Outlay-Machinery and Equipment (GL#06-41-42-59-950) for refuse container replacement.]

A motion was made by Councilman Korber-Gonzalez, seconded by Councilman Mischnick to approve Resolution No. 18-68 which follows in its entirety.

RESOLUTION NO. 18-68

WHEREAS, The City of Alliance provides refuse collection and disposal to the residents of the City of Alliance; and

WHEREAS, The City of Alliance needs to supply additional refuse containers to replace containers that have deteriorated and to distribute additional refuse collection containers in the City; and

WHEREAS, The City issued a Request for Bids for refuse containers to three vendors and one bid was received; and

WHEREAS, The bid from Snyder Industries of Lincoln, NE is the lowest responsive, responsible bidder and Staff is recommending the purchase of 40 tan trash containers, including lids, hardware and shipping in the amount of Twenty-five Thousand Six Hundred Ninety and no/100ths Dollars (\$25,690.00); and

WHEREAS, Funding for this purchase has been budgeted within the Refuse Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the bid of Snyder Industries of Lincoln, NE is accepted and the contract is awarded accordingly for the purchase of refuse containers at the bid price of Twenty-five Thousand Six Hundred Ninety and no/100ths Dollars (\$25,690.00).

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BE IT FURTHER RESOLVED that the purchase of the refuse containers will be funded from Capital Outlay-Machinery and Equipment Account No. 06-41-42-59-950.

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. 18-69 which will award the Storm Jetting and Inspection Project to Midlands Contracting dba Johnson Service Company of Kearney, NE in the amount of \$49,375. Council was provided with the following background information:

[The Public Works Department advertised for bids in accordance with State law for storm sewer drain jetting and inspections. The City received one bid for the project. Our engineer, M.C. Schaff and Associates, Inc. reviewed the bid submittal and made a recommendation to accept the proposal from Johnson Service Company of Kearney, NE in the amount of \$49,375.

This item was budgeted for in this fiscal year in the amount of \$50,000 in the GL#24-41-41-44-479 (CNTSVC Other).]

A motion was made by Councilman Reynolds, seconded by Councilman Mischnick to approve Resolution No. 18-69 which follows in its entirety.

RESOLUTION NO. 18-69

WHEREAS, The City of Alliance owns and maintains the storm sewer drainage system for the residents of the City of Alliance; and

WHEREAS, The City of Alliance desires to have the storm sewer drainage system jetted and inspected; and

WHEREAS, The City issued a Request for Bids for 2018 Storm Jetting and Inspection Project and one bid was received; and

WHEREAS, The bid from Midlands Contracting Inc. dba Johnson Service Company of Kearney, NE is the lowest responsive, responsible bidder and our engineer is recommending the contract award in the amount of Forty-nine Thousand Three Hundred Seventy-five and no/100ths Dollars (\$49,375.00); and

WHEREAS, Funding for this purchase has been budgeted within the Street Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the Mayor is authorized to signed the associated documents for the contract award

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to Midlands Contracting Inc. dba Johnson Service Company of Kearney, NE in the amount of Forty-nine Thousand Three Hundred Seventy-five and no/100ths Dollars (\$49,375.00).

BE IT FURTHER RESOLVED that this project will be funded from CNTSVC Other Account No. 24-41-41-44-479.

Roll call with the following results:

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

Voting Nay: None.

Motion carried.

- Resolution No. 18-70 which will award the Miscellaneous Water Repairs Project to K.L. Wood in the amount of \$152,360 was the next item for Council's consideration. Council was provided with the following background information:

[The Public Works Department advertised for bids in accordance with State law for miscellaneous water system repairs. Two bids were received for the project. Our engineers, M.C. Schaff and Associates, Inc. have recommended an award to K.L. Wood & Company, of Alliance in the amount of \$152,360.

This item was not budgeted for in this fiscal year and will require authorization for the use of the Water System Contingency Fund which has \$200,000. If approved a transfer will be made from GL#08-52-52-47-791 (System Contingency) to GL#08-52-52-59-970 (Capital Outlay-Other Improvements). Although replacements are not usually capitalized, due to the size of the project Finance Director Waggener believes it is warranted.]

A motion was made by Councilman Jones, seconded by Councilman Mischnick to approve Resolution No. 18-70 which follows in its entirety.

RESOLUTION NO. 18-70

WHEREAS, The owns and operates the Water Distribution System within the City of Alliance; and

WHEREAS, The Alliance City Council allocated \$200,000.00 within the Water System Contingency Fund for fiscal year 2017-18; and

WHEREAS, The City of Alliance prepared an Invitation to Bid for the 2018 Alliance Miscellaneous Water Repairs and received two bids; and

WHEREAS, The lowest, responsive and responsible bidder for the 2018 Alliance Miscellaneous Water Repairs was K.L. Wood & Company of Alliance, Nebraska in the amount

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of One Hundred Fifty-two Thousand Three Hundred Sixty and/100ths Dollars (\$152,360.00); and

WHEREAS, A transfer from Water System Contingency GL#08-52-52-47-791 to Capital Outlay-Other Improvements GL#08-52-52-59-970 will be needed to proceed with the project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is hereby authorized to enter into a contract with K.L. Wood & Company of Alliance, NE in the amount of One Hundred Fifty-two Thousand Three Hundred Sixty and/100ths Dollars (\$152,360.00) for the 2018 Alliance Miscellaneous Water Repairs and sign all associated documents.

BE IT FUTHER RESOLVED that the use of Water System Contingency Funds (08-52-52-47-791) for the 2018 Alliance Miscellaneous Water Repairs Project in the amount of \$152,360.00 is hereby authorized.

Roll call with the following results:

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

Voting Nay: None.

Motion carried.

- The next agenda item was Resolution No. 18-71 which will authorize the City of Alliance to enter into a Purchase Agreement with Next Generation Properties of Nebraska, LLC for Block 1, Wheeler Addition. Council was provided with the following background information:

[City of Alliance staff has negotiated a Purchase Agreement with Next Generation Properties of Nebraska, LLC for the purchase of the former Bomgaars retail building located on Block 1, Wheeler Addition, an Addition to the City of Alliance, Box Butte County, Nebraska, commonly addressed as 1200 Flack Avenue. By purchasing this facility, the Public Transit Program and Parks Department will transfer office operations, equipment storage and other daily operations to the 1200 Flack Avenue location. Staff believes this is the best cost saving option for this project and recommends the approval of the Purchase Agreement.]

A motion was made by Councilman Mischnick, seconded by Councilman Korber-Gonzalez to approve Resolution No. 18-71 which follows in its entirety.

RESOLUTION NO. 18-71

WHEREAS, The City of Alliance owns and operates various park facilities throughout the community and operates the Box Butte County Public Transit Program; and

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WHEREAS, The City desires to provide a facility to serve as a bus barn for the Public Transit operations and a Parks Shop for daily operations, office staff and vehicle storage; and

WHEREAS, The City Council has authorized staff to negotiate a Purchase Agreement with Next Generation Properties of Nebraska, LLC for Block 1, Wheeler Addition, an Addition to the City of Alliance, Box Butte County, Nebraska, more commonly known as 1200 Flack Avenue; and

WHEREAS, City of Alliance staff and Next Generation Properties of Nebraska, LLC have agreed on a Purchase Agreement for the conveyance of 1200 Flack Avenue in the amount of Three Hundred Twenty-five Thousand Dollars and no/100ths (\$325,000.00); and

WHEREAS, The City Council believes the purchase of said real estate located at 1200 Flack Avenue in the amount of Three Hundred Twenty-five Thousand Dollars and no/100ths (\$325,000.00) is the best cost saving option to provide this type of facility.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, approves the Real Estate Purchase Agreement in the amount of Three Hundred Twenty-five Thousand Dollars and no/100ths (\$325,000.00) with Next Generation Properties of Nebraska, LLC for the purchase of Block 1, Wheeler Addition, an Addition to the City of Alliance, Box Butte County, Nebraska, more commonly known as 1200 Flack Avenue.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to signed all of the associated documents related to this purchase.

Roll call with the following results:

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

Voting Nay: None.

Motion carried.

- Council next conducted a general discussion on the City's primary metering policy.

Electric Superintendent Kirby Bridge stated the City's code needs to be more specific on where responsibilities lie in regards to primary metering. Different issues have arose which is causing concern as these were not budgeting expenses and he seeks Councils recommendation on if the City or the business customer is responses for installation and maintenance costs. Electric Superintendent Bridge also shared that companies who seek to hire other vendors for initial installation, needs to involve they City so the Electric Department is familiar with the equipment and will have knowledge in how to repair.

Council discussed they would like the City to cover costs for installation and maintenance as it is an economic development incentive. Councilman Mischnick stated he would like to see service rates altered, in order for the City to recuperate costs. Council

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instructed staff to have legal draft an ordinance and present it to Council at their June 19th meeting.

- Council next discussed the current code which prohibits bicycle use within the downtown area.

Council directed staff to prepare an ordinance repealing the bicycle use prohibition and present it at the June 19th meeting.

- The next agenda item was the establishment of a Budget Workshop.

Council chose to conduct a Budget Workshop on July 24th at 6:00 p.m. in the Library meeting rooms.

- The final matter before Council were Board appointments and announcements.

A motion was made by Councilman Reynolds, seconded by Council Mischnick, to appoint Madison Gibson as the student representative to the Police Advisory Board.

Roll call with the following results:

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

Voting Nay: None.

Motion carried.

A motion was made by Councilman Korber-Gonzalez, seconded by Council Mischnick, to appoint Anthony Wilcox the Museum Board with a term expiring May 31, 2020 and to the Park and Tree Board with an expiration of February 28, 2021.

Roll call with the following results:

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

Voting Nay: None.

Motion carried.

A motion was made by Councilman Reynolds, seconded by Council Korber Gonzalez, to appoint Terry Christensen to the Museum Board with a term expiring May 31, 2020

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, Park and Tree Board and Planning Commission. Anyone

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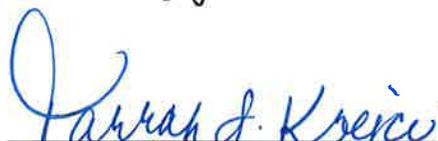
interested in serving on these Boards should contact the City Clerk's Office. Information on all the City Boards is also available on our website, www.cityofalliance.net.

- Mayor Yeager stated, "there being no further business to come before the Alliance City Council, the meeting is adjourned at 8:16 p.m."



Ralph Yeager, Mayor

(SEAL)



Tarrah S. Krejci, Deputy City Clerk