

DECEMBER 17, 2019

## ALLIANCE CITY COUNCIL

REGULAR MEETING, TUESDAY, DECEMBER 17, 2019

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

The Alliance City Council met in a Regular Meeting, December 17, 2019, at 7:00 p.m. in the Board of Education Meeting Room, 1604 Sweetwater Avenue, Alliance, Nebraska. A notice of meeting was published in the Alliance Times Herald on December 11, 2019. 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 the publication of the notice to the time of the meeting.

Mayor Dafney opened the December 17, 2019 regular meeting of the Alliance, Nebraska City Council at 7:00 p.m. Present were Mayor Dafney, Council Members Jones, Reynolds and Bentley. Also present were City Manager Sprock, City Attorney Hoelsing and Deputy City Clerk Johnson.

- Mayor Dafney read the Open Meetings Act Announcement.
- The first action by Council was a motion made by Councilman Jones to excuse Councilman Mischnick from the meeting as he was not feeling well. The motion was seconded by Councilman Bentley.

Roll call vote with the following results:

Voting Aye: Dafney, Jones, Reynolds, Bentley.

Voting Nay: None.

Motion carried.

- Council was next introduced to our new employee Kelli Ambrose – Account Clerk I, Utility Office. Promotions were announced for Kirsten McCracken to Dispatch Supervisor and Jessica Kaye – Public Safety Dispatcher and Evidence Specialist.

DECEMBER 17, 2019

- The Consent Calendar was the next matter before Council. A motion was made by Councilman Bentley, seconded by Councilman Reynolds to approve the Consent Calendar as follows:

CONSENT CALENDAR – DECEMBER 17, 2019

1. Approval: Minutes of the Regular Meeting, December 3, 2019 and the Special Meeting, December 10, 2019.
2. Approval: Payroll Costs for the period November 16 through 29, 2019; \$332,882.02.
3. Approval: Claims against the following funds for the period of November 27 through December 11, 2019: 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; \$1,382,156.09.
4. Approval: Issuance of a Cemetery Certificate to Bobbi Ann Zerck for the West Half (W½) Lot Eighteen (18), Section One (1), Block Twenty-one (21), Alliance Cemetery Fourth Addition.
5. Acceptance: Certificate of Completion for the 2018 Miscellaneous Water Repairs Contract with K. L. Wood and Co., Inc.
6. Acceptance: Certificate of Completion for the 2018 Miscellaneous Street and Storm Drain Repairs Contract with K. L. Wood and Co., Inc.
7. Approval: Resolution No. 19-117 approving the 2020 Maintenance Agreement No. 3 with the Nebraska Department of Transportation. This Agreement defines the maintenance responsibilities of the City and NDOT for State highways within the city limits.

NOTE: City Manager Sprock 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 vote with the following results:

Voting Aye: Dafney, Jones, Reynolds, Bentley.

Voting Nay: None.

Motion carried.

- Resolution No. 19-118 was the next item on the agenda for Council's consideration. This resolution will authorize the City to enter into a lease with the State of Nebraska, Department of

DECEMBER 17, 2019

Labor for space in the Library/Learning Center. The following information was provided to Council:

[The City of Alliance approved the Amended Memorandum of Agreement last week with WNCC for the South portions of the Library facility. As part of that Amended Memorandum of Agreement, WNCC agreed to release approximately 700 square feet in Room 013 to the City of Alliance. Previously, WNCC had been subleasing Room 013 to the State of Nebraska, Department of Labor, for its Workforce Development office, at a square footage rate higher than that charged to WNCC under the Memorandum of Agreement.

As part of the Amended Memorandum of Agreement, the lease with the State of Nebraska, Department of Labor will allow the City to directly lease Room 013, and the rental rate will recoup the revenue lost from the reduction in square footage under the Memorandum of Agreement. The termination provisions will likewise provide the City an opportunity to terminate this lease should WNCC elect to re-rent Room 013 upon 12 months' notice.]

A motion was made by Councilman Jones seconded by Councilman Bentley to approve Resolution No. 19-118 which follows in its entirety:

RESOLUTION NO. 19-118

*WHEREAS*, The City of Alliance, Nebraska owns and operates the Alliance Library/Learning Center; and

*WHEREAS*, The State of Nebraska, Department of Labor would like to enter into a Lease with City of Alliance for Room 13, 13A, 13B, and 13C in the basement of the Library/Learning Center; and

*WHEREAS*, The Council believes it would be in the best interest of the citizens of Alliance to enter into said Lease.

*NOW, THEREFORE, BE IT RESOLVED* by the Mayor and Council of the City of Alliance, Nebraska, that Mayor Mike Dafney is hereby authorized to execute the Lease Agreement with the State of Nebraska, Department of Labor for the use of space in the Library/Learning Center.

Roll call vote with the following results:

Voting Aye: Dafney, Jones, Reynolds, Bentley.

Voting Nay: None.

Motion carried.

DECEMBER 17, 2019

- Next for Council was Resolution No. 19-119 which is a Memorandum of Understanding with Box Butte County in regards to their request for assistance with sidewalk and curb repairs, along with new street lighting from the City. The following information was provided:

[The City Attorney worked with the County Attorney to draft a Memo of Understanding (MOU) that allows the City to partner with the County in its renovations and repairs to the Court House campus. City staff reviewed the County's renovation plans and are comfortable partnering with the County by paying for curb and gutter replacement and a portion of the new street light improvements. This MOU establishes the responsibilities for these enhancements along the County's portion of the east curb strip of Box Butte Avenue. The project covered in the MOU includes sidewalk repair and improvement, curb and gutter replacement, construction of a new water service line and installation of new street lighting to match the existing downtown fixtures.

The MOU requires that the County will be responsible for contracting all of the work for this project (i.e., sidewalk, curb and gutter, lighting and waterline). Therefore, the City would reimburse the County for portions of the project, as stated in the MOU (i.e., curb and gutter and part of the new lighting). The City will not pay for sidewalk replacement or construction of a new water service line.

The renovation and repair project includes completely replacing the curb strip along the east side of Box Butte Ave from 5th Street to 6<sup>th</sup> Street, which includes replacing the curb and gutter. The replacement of curb and gutter, within the city limits, is the City's responsibility. Therefore, staff requested a cost estimate from M.C. Schaff & Associates on replacement of the curb and gutter along this curb strip (see attached letter). Based on that assessment, staff is comfortable contributing \$17,000 to the County to pay for the City's portion of the cement work. The City would use budgeted funds from the Streets Concrete Street Repair line item (\$50,000 available for FY 2019/2020) to pay for the contribution.

As laid out in the MOU, the County will work with a contractor for installation of new street lighting on the east side of the 500 block to match the existing downtown streetscape. The County's portion of the lighting improvements includes streetlights, materials and labor. The City would reimburse the County for conduit, fittings, wire and a timer on/off switch. The design of the lighting improvements has not been generated. Therefore, the City's cost for this portion of the project is unknown, but the price is not expected to be excessive. These costs would be paid for from the Electric Urban Distribution Budget (e.g., Street Light or System Rebuild line item).

City staff sees the Renovation and Repair Project as an opportunity to partner with the County to improve the functionality and aesthetics of the downtown corridor. The proposed MOU is meant to provide guidelines on how the City will support this project.]

A motion was made by Councilman Reynolds, seconded by Councilman Bentley to

DECEMBER 17, 2019

approve Resolution No. 19-119 which follows in its entirety:

RESOLUTION NO. 19-119

*WHEREAS*, Box Butte County has requested the City of Alliance enter into a Memorandum of Understanding for improvements within the Courthouse vicinity; and

*WHEREAS*, Box Butte County is in the process of planning, bidding and constructing renovations and repairs to its Courthouse; and

*WHEREAS*, As part of this project, the Box Butte County Commissioners would like to incorporate infrastructure improvements to the surrounding property; and

*WHEREAS*, The proposed Memorandum of Understanding outlines the responsibilities of both the City and County for the financial and labor responsibilities being requested of the City by Box Butte County.

*NOW, THEREFORE, BE IT RESOLVED*, by the Mayor and City Council of Alliance, Nebraska, that the Mayor is authorized to sign the Memorandum of Understanding between the City of Alliance, Nebraska and Box Butte County, Nebraska relating to Box Butte County's renovations and repairs to its Courthouse and surrounding property.

Roll call vote with the following results:

Voting Aye: Dafney, Jones, Reynolds, Bentley.

Voting Nay: None.

Motion carried.

- Board appointments and announcements were the last item on the agenda.

A motion was made by Mayor Dafney, seconded by Councilman Jones to re-appoint Stephen Brittan to the Board Adjustment and it was recommended that his appointment coincide with his Planning Commission term and as such would be for two years expiring December 31, 2021.

Roll call vote with the following results:

Voting Aye: Dafney, Jones, Reynolds, Bentley.

Voting Nay: None.

Motion carried.

DECEMBER 17, 2019

A motion was made by Mayor Dafney, seconded by Councilman Jones to re-appoint Clay Messersmith to the Board of Adjustment for a three-year term expiring December 31, 2022.

Voting Aye: Dafney, Jones, Reynolds, Bentley.

Voting Nay: None.

Motion carried.

A motion was made by Mayor Dafney, seconded by Councilman Bentley to re-appoint Rich Arndt to the Planning Commission with a term expiring December 31, 2022.

Voting Aye: Dafney, Jones, Reynolds, Bentley.

Voting Nay: None.

Motion carried.

A motion was made by Mayor Dafney, seconded by Councilman Bentley to re-appoint Vickie Stenson-Mattox to the Planning Commission with a term expiring December 31, 2022.

Voting Aye: Dafney, Jones, Reynolds, Bentley.

Voting Nay: None.

Motion carried

There being no further business before Council, Mayor Dafney adjourned the meeting at 7:10 p.m.

  
Mike Dafney, Mayor

(SEAL)

  
Tarrah S. Johnson, Deputy City Clerk

Complete minutes of the Alliance City Council may be viewed by the public during regular work hours at the City Clerk's Office, 324 Laramie Avenue, Alliance, Nebraska.