

July 6, 2021

ALLIANCE CITY COUNCIL

REGULAR MEETING, TUESDAY, JULY 6, 2021

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

The Alliance City Council met in a Regular Meeting, July 6, 2021, at 7:00 p.m. in the Alliance Learning Center Community Meeting Room, 1750 Sweetwater Avenue, Alliance, Nebraska. A notice of meeting was published in the Alliance Times Herald on June 30, 2021. 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.

Vice Mayor Mischnick opened the July 6, 2021 regular meeting of the Alliance, Nebraska City Council at 7:00 p.m. Present were Vice Mayor Mischnick, Council members Jones, Bentley and McGhehey. Also present were City Manager Seth Sorenson, Finance Director Waggener, City Attorney Hoelsing and City Clerk Johnson.

- Vice Mayor Mischnick read the Open Meetings Act Announcement.
- The first action for Council was to excuse Mayor Dafney. A motion was made by Vice Mayor Mischnick and seconded by Councilman Jones to excuse Mayor Dafney.

Roll call vote with the following results:

Voting Aye: Mischnick, Jones, Bentley, McGhehey.

Voting Nay: None.

Motion carried.

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

CONSENT CALENDAR – July 6, 2021

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improvements made to municipal parks, golf courses, or other municipally owned areas the Alliance Municipal Code, at Section 16-81 is hereby amended as follows:

"16-81. Unlawful Act.

It shall be unlawful within or upon any municipal park, golf course, or other municipally owned area to:

- (1) Operate any motorized vehicle, including motor bikes and snowmobiles, on any area other than designated parking areas or established streets or lanes. This prohibition shall not apply to the use of motorized golf carts, motorized wheelchairs used by handicapped individuals or of maintenance vehicles when they are used in the line of duty;
- (2) Ice skate or sled upon the ice on any lake thereon except at those times when municipal authorities by proper device indicate that the ice is then satisfactory for use;
- (3) Swim or wade within any lake or fountains at any time;
- (4) Have in one's possession, or to fire any type firearm, including air rifles;
- (5) Have upon the said premises or any horse or other livestock;
- (6) Have any concession in the park without a permit for time and location; or
- (7) Operate or ride any skate, roller-skates, skateboards, bicycles, tricycles, unicycles or any other device having wheels propelled by human power and steered solely by human power other than established streets, lanes, and sidewalks, unless such park, golf course, or municipally-owned area is designated as a skate park or is an area designed for skating, skateboarding, or stunt bicycling."

SECTION 3. That current applicable City Codes of the City of Alliance, Nebraska in conflict to this Ordinance, and all other ordinances or parts of ordinances in conflict herewith, are hereby repealed to the extent of such conflict.

SECTION 6. This ordinance shall be in full force and effect from and after its approval, passage, and publication according to law.

Councilman Jones requested additional signage be placed within the park that prohibits skateboards and bikes on the sunken gardens specifically. In addition, Councilman Jones included the City wants to promote biking and walkability throughout Alliance and feels this

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ordinance reduces accessibility.

Councilman Bentley stated the trail system through the park systems provide safe bike riding for the residents and this ordinance reflects bicycles are banned from the trail since they are within the parks.

A motion was made by Councilman Jones and seconded by Councilman McGhehey to table Ordinance No. 2920 until the next meeting to allow staff to research further.

Roll call vote with the following results:

Voting Aye: Mischnick, Jones, Bentley, McGhehey.

Voting Nay: None.

Motion carried.

- Resolution No. 21-68 which awards the Burlington Avenue Paving Project to Peltz Companies was next on the agenda for Council. The following information was provided:

[Burlington Avenue was identified as part of the 2021 street rehabilitation projects. A bid opening was held on June 9, 2021 for the Burlington Avenue Paving Project at the Alliance Public Works Facility. Eight general contractors received plans and specifications prior to the bid opening, with a total of six bids received on the project:

Bidder	Base Bid Schedule A, B, C	Alternate Bid Schedule A, B, C
Peltz Companies, Alliance NE	\$514,993.0	\$382,353.000
ZLTEP Paving LLC, Alliance NE	\$571,344.00	\$452,634.00
Eric Reichert Construction, Scottsbluff NE	\$462,628.32	No Bid
KL Wood & Co., Alliance NE	\$514,256.00	No Bid
Paul Reed Construction, Gering NE	\$517,210.4007	No Bid
R&J Industries, Alliance NE	\$611,421.00	No Bid
<i>Engineer's Estimate</i>	<i>\$528,513.00</i>	<i>\$561,488.00</i>

The base bid included mobilization, grading, curb & gutter repair, 8-inch concrete pavement, and miscellaneous concrete repairs at the following locations:

- Schedule A Burlington Avenue – 4th Street to Dakota Drive
- Schedule B 5th Street – Burlington East to Existing Pavement
- Schedule C Burlington Avenue North of Dakota Drive
-

The alternate bid allowed the bidders to use 8-inch roller compacted concrete in lieu of 8-inch concrete pavement at the same locations. Staff is recommending the

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- Missouri Ave 3rd Street to 10th Street
- Potash Ave 3rd Street to 10th Street
- Grand Ave 12th Street North to Dead End

The 2021 Street Overlay Project was advertised for three weeks prior to the bid opening on June 9, 2021. Three general contractors received plans, with two contractors submitting a bid for the project. Simon Contractors of Scottsbluff, NE bid the project at \$998,220 with a completion date in May 2022. The engineer and staff have reviewed all bid documents and recommends awarding the contract to Simon Contractors of Scottsbluff, NE in the amount of \$998,220.]

A motion was made by Councilman Jones, seconded by Councilman Bentley to approve Resolution No. 21-69 which follows in its entirety:

RESOLUTION NO. 21-69

WHEREAS, The City has determined what streets in the City of Alliance should be improved by overlaying the roads with asphalt; and

WHEREAS, The City issued a Request for Bids for the 2021 Alliance Overlay Project and two bids were received; and

WHEREAS, The City's engineer, M.C. Schaff & Associates, recommends that the City award the bid to Simon Contractors of Scottsbluff, NE in the amount of Nine Hundred Ninety-eight Thousand Two Hundred Twenty and no/100th Dollars (\$998,220).

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the Mayor is authorized to sign the associated documents for the contract award to Simon Contractors of Scottsbluff, NE in the amount Nine Hundred Ninety-eight Thousand Two Hundred Twenty and no/100th Dollars (\$998,220).

BE IT FURTHER RESOLVED that this project will be funded from CNTSVC-Asphalt Overlay (GL# 24-41-41-51-930).

Roll call vote with the following results:

Voting Aye: Mischnick, Jones, Bentley, McGhehey.

Voting Nay: None.

Motion carried.

- Resolution No. 21-70 awarding the bid to replace the waste conveyor at the Alliance Landfill to Altitude Recycling Equipment, LLC of Aurora Colorado was next on the agenda for Council. The following information was provided:

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[The need to replace the waste conveyor system at the Landfill was identified by staff. Staff has been working with Baker and Associates Inc. to create and process bids for this project.

The City received one bid from Altitude Recycling Equipment LLC, Aurora, Colorado, in the amount of \$198,500. The City originally received a bid in December of 2020 for approximately \$130,000, however the price of steel fluctuates on a weekly basis.

Altitude Recycling Equipment, LLC provided a saving option of \$20,000 that is outlined in a contract as follows:

A 35% deposit is made once the bid is awarded and accepted; 55% due at the time of shipping; and the final 10% due within 30 days of project completion. If the City if agreeable to the contract terms, staff will work with the engineers and legal counsel to negotiate final terms of payment and bond requirements.]

A motion was made by Councilman McGhehey, seconded by Councilman Bentley to approve Resolution No. 21-70 which follows in its entirety:

RESOLUTION NO. 21-70

WHEREAS, The City of Alliance owns and operates the Alliance Landfill; and

WHEREAS, The Landfill has experienced ongoing issues with the waste conveyor; and

WHEREAS, Funds are available in the 2020-21 Fiscal Year Budget for the replacement of the existing waste conveyor at the Landfill; and

WHEREAS, Staff and engineers published an Invitation to Bid for the project, with one bid in the amount of One Hundred Ninety-eight Thousand Five Hundred Dollars and no/100th (\$198,500) received from Altitude Recycling Equipment, LLC of Aurora, Colorado; and

WHEREAS, Council believes it is in the best interest to move forward with the bid of Altitude Recycling Equipment, LLC and enter into a contract for the project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, hereby authorizes the City to enter into a contract with Altitude Recycling Equipment, LLC for the replacement of the waste conveyor at the Alliance Landfill in an amount not to exceed \$198,500.

BE IT FURTHER RESOLVED The Mayor is authorized to sign and execute all contract documents associated with the project.

BE IT FURTHER RESOLVED Funds will be used from Capital Outlay-Machinery and Equipment (GL# 06-51-55-59-950).

Roll call vote with the following results:

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Voting Aye: Mischnick, Jones, Bentley, McGhehey.

Voting Nay: None.

Motion carried.

- Next on the agenda for Council was Resolution No. 21-71 which authorizes the purchase of a 2017 fully equipped Dodge Charger from the City of Center, Colorado Police Department. The following information was provided:

[The Police Department has authored a draft strategic plan for 2021 which includes proposed capital expenditures to increase the number of vehicles in the patrol fleet. The police department now has 11 marked patrol units which brings us closer to address the needs of the community at 14 as proposed in the plan. Two existing administrative unmarked cars were equipped and marked. One old pickup was utilized from the electric department and was marked. Two used equipped vehicles were purchased from the University of Nebraska. The department had been “hot seating” vehicles (a vehicle that never rests and is in use 24 hours a day). Now for example, there is one sergeant’s F150 pickup that went from constant use to only two using it per week. Some officers are still sharing vehicles. We have observed success with the take home vehicles which was used on a call out incident resulting in the apprehension of the suspect who the officers were called out to find. When major incidents occur, some officers are still left to double up or respond in their personal vehicles, especially at shift change.

Proposed in the strategic plan is a take-home car (or car per officer) which has multiple studies showing the following advantages:

- Reduces the vehicle “hot-seating” expenses. Annual maintenance of hot-seated cars averaged about \$7,000 per year while a take-home car averaged \$3,500. Regular maintenance can be scheduled during the officer’s time off eliminating down time.
- Assigned cars have a 30% lower operating cost and longer life expectancy as officers’ care for assigned vehicles better. The vehicles generally have less down time and increased productivity.
- Makes, models and styles of vehicles owned by the department are constantly changing. Rotating different vehicles tends to increase risk of accidents due to unfamiliarity and it is proven there are less accidents with assigned cars.
- Take-home vehicles are viewed as an added benefit for officers and can aid in officer retention.
- Creates the perception of more officers in the City which is a visual deterrent ultimately reducing costs and crime.
- Eliminates use of employees’ personal cars for official business.
- Benefits of take-home cars far outweigh the cost of program implementation (i.e. additional insurance, internet jetpacks, etc.).

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A former patrol vehicle used by Building and Zoning had too high of mileage to be converted back into a patrol car so it has been implemented as an admin car. The third used vehicle anticipated from the University of Nebraska is not available due to vehicle backlog from manufacturers for their new cruiser. In lieu of purchasing the two new vehicles approved in the 2021 budget, this vehicle could be purchased and provide savings for vehicle maintenance expenses. Currently the Center Colorado Police Department has one vehicle available:

2017 Dodge Charger \$12,000 46,903 miles, fully equipped

Installed equipment includes emergency lighting and controls, siren and PA, prisoner cage, and mobile computer dock. To outfit a new car with this equipment is approximately \$10,000 thus saving the City a substantial amount of money.

The proposed resolution would authorize the purchase one (1) 2017 Dodge Charger from the City of Center Colorado for a total of \$12,000. There is no need for new equipment and installation. The approved authority in the police operations budget (Capital Outlay-Vehicles G/L 01-31-32-59-960) was \$82,000. There will remain a balance of unused funds.]

A motion was made by Vice Mayor Mischnick, seconded by Councilman Bentley to approve Resolution No. 21-71 which follows in its entirety:

RESOLUTION NO. 21-71

WHEREAS, The City of Alliance Police Department has a need to add to the current patrol fleet;

WHEREAS, Police Chief Lukens is recommending the purchase of a 2017 Dodge Charger in the amount of Twelve Thousand Dollars and NO/100ths (\$12,000) from the City of Center, Colorado Police Department; and

WHEREAS, The 2017 Dodge Charger is fully equipped with the required safety and emergency equipment and being sold “as is”; and

WHEREAS, Budget Authority is available in Capital Outlay-Vehicles GL# 01-31-32-59-960 to complete the purchase.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that Mayor Dafney be and hereby is authorized to enter into a purchase agreement with the City of Center, Colorado Police Department for the purchase of one 2017 Dodge Charger in the total amount of Twelve Thousand Dollars and NO/100ths (\$12,000).

BE IT FURTHER RESOLVED, that the City Council is authorizing the purchase from the Police Department’s Capital Outlay – Vehicle Account No. 01-31-32-59-960 to allow for the purchase.

Roll call vote with the following results:

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Voting Aye: Mischnick, Jones, Bentley, McGhehey.

Voting Nay: None.

Motion carried.

- Board appointments, resignations and announcements was the last item on the agenda for Council.

A motion was made by Councilman Bentley, seconded by Councilman McGhehey to reappoint Howard Jensen to serve on the Planning Commission with a term ending December 31, 2023.

Roll call vote with the following results:

Voting Aye: Mischnick, Jones, Bentley, McGhehey.

Voting Nay: None.

Motion carried.

A motion was made by Councilman Bentley, seconded by Councilman Jones to reappoint Ray Hielscher to serve on the Planning Commission with a term ending December 31, 2023.

Roll call vote with the following results:

Voting Aye: Mischnick, Jones, Bentley, McGhehey.

Voting Nay: None.

Motion carried.

The City currently has the following board vacancies: One on the A-1 Downtown Improvement Board; Four vacancies on the A-2 Downtown Improvement Board; One vacancy on the Economic Development Plan Citizen Advisory Board; One vacancy on the Economic Development Plan Application Review Board; Two Ex-officio Library members; Three vacancies on the Museum Board; Three vacancies on the Park and Tree Board; One vacancy on the Senior Facility Advisory Board.

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

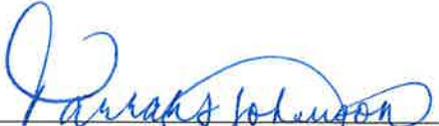
There being no further business before Council, Vice Mayor Mischnick adjourned the meeting at 7:17 p.m.



Brian Mischnick, Vice Mayor

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(SEAL)



Tarrah S. Johnson, 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.