

December 6, 2012

ALLIANCE CITY COUNCIL

REGULAR MEETING, THURSDAY, DECEMBER 6, 2012

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

The Alliance City Council met in a Regular Meeting, December 6, 2012 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 November 29, 2012. 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 Feldges opened the December 6, 2012 Regular Meeting of the Alliance, Nebraska City Council at 7:00 p.m. Present were Mayor Feldges, Council Members Benzel, Lewis, Yeager and Seiler. Also present were City Manager Cox, City Attorney Olsen, and City Clerk Jines.

- Reorganization of the City Council was the first item to come before the Council.

City Clerk Jines announced she has received the certification from Box Butte County Clerk Judy Messersmith on the election results and acknowledged Fred Feldges and Wally A. Seiler were elected to the Alliance City Council.

Mayor Feldges conducted the election of President (Ex-officio Mayor). Ballots were cast and signed as follows:

Councilman Benzel voted for Councilman Feldges
Councilman Lewis voted for Councilman Seiler
Councilman Feldges voted for Councilman Feldges
Councilman Seiler voted for Councilman Feldges
Councilman Yeager voted for Councilman Seiler

Councilman Feldges was selected to serve as President (Ex-officio Mayor) of the City of Alliance.

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Mayor Feldges conducted the election of the Vice-Mayor. Ballots were cast and signed as follows:

Councilman Benzel voted for Councilman Yeager
 Councilman Lewis voted for Councilman Seiler
 Councilman Feldges voted for Councilman Lewis
 Councilman Seiler voted for Councilman Seiler
 Councilman Yeager voted for Councilman Seiler

Councilman Seiler was selected to serve as Vice Mayor for the City of Alliance.

- Mayor Feldges read the Open Meetings Act Announcement.
- The second item on the Council's agenda was the Consent Calendar. Councilman Benzel made a motion, which was seconded by Councilman Lewis to approve the Consent Calendar as follows:

CONSENT CALENDAR – DECEMBER 6, 2012

1. Approval: Minutes of the Regular Meeting, November 15, 2012.
2. Approval: Payroll and Employer Taxes for the period October 27, 2012 through November 9, 2012 inclusive: \$169,054.61 and \$11,982.69 respectively; and for the period November 10, 2012 through November 23, 2012 inclusive: \$176,826.30 and \$12,830.15.
3. Approval: Claims against the following funds for the period November 8, 2012 through November 29, 2012: 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; \$1,575,678.21.
4. Approval: Permission for the issuance of a Special Designated Liquor License to the Alliance Volunteer Fire Department for their Annual Bosses Night event. The event will be held on February 1, 2013 at the Alliance Fire Department, 315 Cheyenne Avenue.
5. Approval: Issuance of the following Contractor licenses:

General Contractor	Kent "Charlie" Wolkins
HVAC (Master)	Matthew Gatson, Gaston Heating & Cooling LLC
6. Approval: The issuance of Cemetery Certificates to:

Charles A. Whaley and Chad Whaley, Lot Sixteen (16), Section Three (3), Block Twenty-nine (29), Alliance Cemetery Fourth Addition.

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Charles A. Whaley and Mandy Greve, Lot Fourteen (14), Section Three (3), Block Twenty-nine (29), Alliance Cemetery Fourth Addition.

NOTE: City Manager Cox 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.

Councilman Yeager made an inquiry regarding the status of an Agreement for legal services. City Manager Cox stated we are moving forward in getting an Agreement prepared for Council's consideration.

Roll call vote with the following results:

Voting Aye: Benzel, Lewis, Feldges, Yeager, Seiler.

Voting Nay: None.

Motion carried.

- Presentations were given regarding the Service Excellence Program and the Airport Development and Marketing Reports.

The first year of the Service Excellence Program was reviewed with the following staff members reporting on their department's Do-It projects:

Randy Waggener	On-line bill pay
Eric Lenz	Truck bypass issue
Lynn Placek	Airport snow plan
J.D. Cox	Municipal Building parking issues and phone coverage during high volume events
Mike Hulquist	Public notification of sewer jetting
Stephanie O'Connor	Post card notices
John Kiss	Computer issues and training sessions
Roger Reed	Street light trouble locations
Troy Shoemaker	Blue sheet – shift change information

Oasis Team Project Reports were given by:

Roger Reed	Communications – Code Red Program
Randy Waggener	Awards and Recognition – Awards Program
Linda Jines	Service Standards – Follow-up and notification program for neighbor inquiries/complaints

Dan Griess the Chief Executive Officer of Box Butte General Hospital reported on their Service Excellence Program and the wonderful possibilities with the City and the hospital working together.

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Wally Seiler informed Council of plan to move forward for the next year with Service Excellence. He also announced that he along with J.D. Cox, Stephanie O'Connor, Melinda Cullan, and Kevin Howard will be travelling to New Orleans, LA in January to attend the Annual Conference of Custom Learning Services.

The Airport Development and Marketing Reports were presented by J.D. Cox, City Manager; Lynn Placek, Airport Manager; Dan Griess, Committee Member; and Monica Lee, Great Lakes Airline Representative. The group presented a powerpoint presentation on various aspects of the airports services.

- City Manager Cox provided his report which follows in outline form:
 - The Power Cost Adjustment for electric services was implemented with this month's utility billing at \$0.01
 - The traffic signal at 10th Street and Box Butte Avenue has been repaired
 - Congratulations were extended to Simmons Olsen Law Firm and Bytes Computer for opening offices in Alliance

- The second reading of Ordinance No. 2719, which will adopt the proposed City Council 2013 Meeting Schedule, was the next item presented to Council. City Manager Cox provided the following background information:

[Although by ordinance Council long ago established its meeting calendar as 7:00 p.m. at the Board of Education Office on the first and third Thursdays of each month, this measure will take into account the coming year and the holidays (including an adjustment for July 4). In addition, we have looked ahead and the schedule by its default, will allow for our attendance at the two League Conferences (Feb 25-26 and Oct 9-11), ICMA (Sept 23-26) and Service Excellence (Jan 23-24).

This past year, there was some discussion regarding changing the times of the meetings for the coming year. Although set forth by ordinance, Council meetings are just that and should be set by the members of Council at a time and date that is to its members' convenience. Should Council wish to make a change, amendments may be made to the ordinance by simple motion.

Also, in discussing this matter with staff, due to pressing calendar issues with end of year, we would like to request – if at all possible – if Council could kindly waive the 3rd reading.]

A motion was made by Councilman Seiler, seconded by Councilman Lewis to approve the second reading of Ordinance No. 2719. City Clerk Jines read the Ordinance by title which follows in its entirety:

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ORDINANCE NO. 2719

AN ORDINANCE ESTABLISHING THE TIME AND PLACE OF REGULAR COUNCIL MEETINGS FOR THE CALENDAR YEAR 2013.

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

SECTION 1. Nebraska Statutes at Section 19-615 provide that ". . . the Council shall meet at such time and place as it may prescribe by ordinance, but not less frequently than twice each month in cities of the first class."

SECTION 2. The City Code provides at Chapter 1, Section 101, that "The City Council shall hold its regular meeting on the first and third Thursday of each month. The Council may, by adoption of a calendar each year, establish regular meeting dates other than the first and third Thursday of each month."

SECTION 3. Attached hereto is a "proposed 2013 calendar," which is incorporated herein by reference as if fully set forth.

SECTION 4. The City Council of Alliance, Nebraska shall conduct regular meetings during calendar year 2013 on the dates that are indicated on the attached proposed 2013 calendar at the hour of 7:00 o'clock P.M. at the Board of Education Room, 1604 Sweetwater Avenue, Alliance, Nebraska. The time and place of these meetings may be changed from time to time as provided by law.

SECTION 5. This Ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

Councilman Lewis made a motion to waive the statutory requirement of reading the ordinance on three different dates. The motion was seconded by Councilman Benzel.

Roll call vote to waive the three readings of Ordinance No. 2719 with the following results:

Voting Aye: Lewis, Benzel, Seiler, Yeager, Feldges.

Voting Nay: None.

Motion carried.

Roll call vote on the final reading of Ordinance No 2719 with the following results:

Voting Aye: Seiler, Lewis, Benzel, Yeager, Feldges.

Voting Nay: None.

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Motion carried.

Mayor Feldges stated the passage and adoption of the ordinance was concurred by a majority of all members elected to Council, he declared it passed, adopted and ordered it published.

- The next matter before Council was the final reading of Ordinance No. 2718, which will reduce the size of a utility easement between Lots 10 and 11, Block 5, Lakefield Addition. City Manager Cox provided the following background information:

[Shaun Houchin of Clau-Chin Construction has requested a reduction from 20' to 10' of an utility easement between Lots 10 & 11 of Block 5, Lakefield Addition. A map showing this proposed reduction ("vacation") is at the back of Section "F" of your packet.

Unfortunately, this is a matter where a building permit was issued prior to this matter being resolved and a house then constructed on the north lot (lot #11) which encroached upon said easement. Later, following the arrival of our new planner and his review with legal counsel, we received a legal opinion that cemented the fact that matters such as these could not simply be signed off by staff, but instead require Council approval. I apologize if this places Council in an uncomfortable position, but I concur with this legal opinion and believe we are taking measures to bring clarity and consistency to our processes.

With this background in mind, we have moved to correct the situation. On October 9, the matter was brought before the Planning Commission. A public hearing was held and following no public comments, the Planning Commission unanimously approved the measure for recommendation to Council. All City department heads with infrastructure oversight have signed off on the easement vacation as no one sees there being a problem with this proposal.]

A motion was made by Councilman Yeager, seconded by Councilman Seiler to approve the final reading of Ordinance No. 2718. City Clerk Jines read the Ordinance by title which follows in its entirety:

ORDINANCE NO. 2718

AN ORDINANCE VACATING A PORTION OF EASEMENT LOCATED IN LOT 10 AND LOT 11, BLOCK 5, LAKEFIELD ADDITION TO THE CITY OF ALLIANCE, BOX BUTTE COUNTY, NEBRASKA.

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

SECTION 1. The City of Alliance has been requested to vacate portions of easements located in the North ten feet of Lot 10 and in the South ten feet of Lot 11, Block 5, Lakefield Addition, which easements were originally platted for use as a utility easement.

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SECTION 2. The portions of the easements requested to be abandoned by the City are no longer needed by the City utilities and are not projected to be needed in the future.

SECTION 3. The City of Alliance hereby abandons to the owner of Lot 10 and Lot 11, Block 5, Lakefield Addition, Box Butte County, Nebraska, the following described real estate, formerly platted as utility easements:

The South 5 feet of the North 10 feet of Lot 10 and the North 5 feet of the South 10 feet of Lot 11, Block 5, Lakefield Addition, an addition to the City of Alliance, as surveyed, platted and recorded in Box Butte County, Nebraska, as shown on Exhibit A attached hereto and by this reference incorporated herein.

SECTION 4. The Mayor is authorized to execute the partial disclaimer release which has been provided, and City staff is authorized to file the partial disclaimer and release upon its signing with the Box Butte County Clerk.

SECTION 5. This real estate is not used in the operation of public utilities, and is not a State Armory for the use of the State of Nebraska or the State Armory, as provided in 16-201 R.R.S. Neb. 1943.

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

Roll call vote on the final reading of Ordinance No. 2718 with the following results:

Voting Aye: Yeager, Seiler, Benzel, Feldges, Lewis.

Voting Nay: None.

Motion carried.

Mayor Feldges stated the passage and adoption of the ordinance was concurred by a majority of all members elected to Council, he declared it passed, adopted and ordered it published.

- A Public Hearing was conducted for the purpose of reviewing and considering the most recent Report of the Economic Development Citizen's Advisory Review Committee. Resolution No. 12-97 was also reviewed which approves the recommendation of the Repayment Plan of Nebraska Transport Company to the City of Alliance. City Manager Cox provided the following background information:

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[The City's Economic Development Plan Citizens' Advisory Board (EDPCAB) met on November 7, 2012 to take up the matter of the Nebraska Transportation Company Agreement.

Summary

In 2006, Nebraska Transport Company applied for and was approved for Economic Development Funding (LB840) for the purpose of an addition (loading dock) to their facility at 1449 W Laramie. Provisions of Assistance Provided:

- \$100,000 Loan (Not forgivable)
 - There are no issues of concern as the company has been making payments per the agreement and on-time.
- \$50,000 Forgivable Loan (Forgivable at \$10,000/year for each the company achieves its objective)
 - Per the 2006 Agreement, the Company was required to retain 10 employees;
 - For each year the Company did not retain 10 full-time equivalent employees (FTE), it would forfeit 20% of the forgivable loan;
 - There were stipulations for the forgiveness to occur and the company's ability to meet those are the subject of the matter:

FTE's

At the heart of the concern with the Company's forgivable loan is its retention of FTE's. For further information on this matter, please see the 9/13/2012 memo from Finance Director Randy Waggener included in your packet that describes in detail his findings concerning the NTC reports submitted. In summary, the company retained FTE's in the following manner –

- 2005-2006: 9.96
- 2006-2007: 9.47
- 2007-2008: 9.73
- 2008-2009: 9.96
- 2009-2010: 10.43
- 2010-2011: 8.21

Yet, the language of the 2006 Agreement stated that the calculation of FTE shall be “rounded down to the nearest whole number.”

Per our Economic Development Agreement, the following process was followed:

1. EDPCAB make findings concerning the interpretation and recommendation;
2. EDPARC concur or not concur with the EDPCAB findings;
3. City Manager concurs or does not concur with EDPCAB findings;
4. City Council approves or does not approve the recommended measures and agreement changes;

EDPCAB Action:

When the EDPCAB met on 11/7, it considered these matters and also provided NTC an opportunity to share their thoughts.

- Findings - As a result, the EDPCAB made the following findings:
 - Accepted the reports from NTC as summarized by Finance Director Randy Waggener referenced above;

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- The intent of the agreement should have been 9 FTE's and should be reset to 9, and therefore conclude that NTC complied with 4 of the 5 years of the forgivable loan, which requires a repayment of \$10,000;
- Recommend the new Repayment Agreement should include \$10,000 added to the end of the non-forgivable loan and that the whole settlement is contingent upon the terminal in Alliance remaining open through the extended term of the non-forgivable loan and interest on the \$10,000 be accrued from 11/13/11 at a rate set in the Economic Development Assistance Agreement.
- The Repayment Agreement has been put together to accomplish the items above.

EDPARC Action:

Also, the City's other Economic Development Plan Committee, the Application Review Committee met later in the day on November 7, 2012 and approved concurring with the EDPCAB's findings.

City Manager Action:

I concur with the findings and recommendations of the EDPCAB and the EDPARC and recommend the Agreement for Council's consideration.]

Mayor Feldges stated "now is the date, time and place to conduct a public hearing for the purpose of reviewing and considering the most recent Report of the Economic Development Citizen's Advisory Review Committee. The public hearing was opened at 7:10 p.m.

City Attorney Rick Ediger informed Council regarding the actions of both the Economic Development Plan Citizen's Advisory Board and the Economic Development Plan Application Review Committee. The Council also heard from representatives of Nebraska Transport Co., Inc.: Brent Holliday, President and Wyatt Surber, Chief Financial Officer regarding their proposed Repayment Agreement due to not being able to meet their obligations for one year during their five year funding agreement.

The public hearing was closed at 7:30 p.m.

Councilman Benzel made a motion to approve Resolution No. 12-97 which follows in its entirety. The motion was seconded by Councilman Lewis.

RESOLUTION NO. 12-97

WHEREAS, The voters of the City of Alliance approved an Economic Development Plan which had been adopted by the City Council in 2001, pursuant to the authority of Nebraska Revised Statutes 18-2701 through 18-2738; and

WHEREAS, An Application Review Committee has been appointed by the City Council pursuant to law to review applications for assistance under the Economic Development Plan; and

WHEREAS, The City Council has designated the City Manager as the municipal employee with the responsibility for the administration of the program; and

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WHEREAS, The application of Nebraska Transport Co., Inc., was received for assistance pursuant to the Economic Development Plan, and Nebraska Transport Co., Inc., as a qualifying business pursuant to the requirements of the Economic Development law; and

WHEREAS, The Application Review Committee approved the application of Nebraska Transport Co., Inc., and recommended its adoption by the City Council; and

WHEREAS, The City Council approved the application and City staff prepared an agreement with Nebraska Transport Co., Inc; and

WHEREAS, The Agreement which was approved, was reviewed and addressed by the Economic Development Citizen Advisory and Application Review Committees and it was recommended that Nebraska Transport Co., Inc. repay one-fifth of the Forgivable Loan; and

WHEREAS, City Manager Cox is in agreement with the recommendation of the Economic Development Citizen Advisory and Application Review Committees and has had a Repayment Agreement prepared for one-fifth of the Forgivable Loan of Nebraska Transport Co., Inc.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the Economic Development Assistance Agreement with Nebraska Transport Co., Inc., was reviewed and the Mayor and City staff are authorized to execute a Repayment Agreement on behalf of the City for the repayment of one-fifth of the Forgivable Loan.

Roll call vote on Resolution No. 12-97 with the following results:

Voting Aye: Benzel, Lewis, Seiler, Yeager, Feldges.

Voting Nay: None.

Motion carried.

● The next item for consideration was Resolution No. 12-98, which authorizes Bank of the West, Farmers State Bank, First National Bank North Platte, Great Western Bank, Wells Fargo Bank, and State Farm of Alliance, Nebraska to be depositories for the City of Alliance. City Manager Cox provided the following background information:

[The proposed resolution will reestablish the following banks as authorized depositories for the City of Alliance for 2013, as well as establish State Farm Bank as an authorized depository with limits:

- First National Bank-North Platte
- Bank of the West
- Great Western Bank
- Wells Fargo
- State Farm Bank (limited to \$250,000)

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- Farmer's State Bank]

A motion was made by Councilman Benzel, seconded by Councilman Seiler to approve Resolution No. 12-98 which follows in its entirety:

RESOLUTION NO. 12-98

WHEREAS, Nebraska Revised Statute §16-712 through §16-716 list the specific requirements for the Deposit of City Funds, and;

WHEREAS, The law requires a resolution of the Mayor and City Council authorizing the City Treasurer to purchase Certificates of Deposit from and make time deposits in banks selected as depositories of the City Funds, and;

WHEREAS, Bank of the West, Farmers State Bank, First National Bank North Platte, Great Western Bank, State Farm Bank and Wells Fargo Bank; of Alliance, Nebraska have proposed security arrangements for deposited City Funds in accordance with Nebraska law.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Alliance, Nebraska, that the City Treasurer, acting on behalf of the City of Alliance, Nebraska, is hereby authorized to make purchases of Certificates of Deposit from and to make time deposits in the Bank of the West, Farmers State Bank, First National Bank North Platte, Great Western Bank, State Farm Bank and Wells Fargo Bank in accordance with their proposals and the appropriate Nebraska Statutes in effect at the time of this Resolution.

Roll call vote for Resolution No. 12-98 with the following results:

Voting Aye: Benzel, Seiler, Yeager, Feldges, Lewis.

Voting Nay: None.

Motion carried.

- The next matter before Council was Resolution No. 12-99, which will award M.C. Schaff & Associates the Consultant Agreement for the preliminary pavement evaluation for Runway 12/30 at the Alliance Municipal Airport. City Manager Cox provided the following background information:

[This resolution, which approves M.C. Schaff to complete the preliminary pavement evaluation of Runway 12/30 represents the kick-off to our \$5 million Runway Rejuvenation project.

When the budget was approved, we were hopeful based upon our conversations with the FAA, that things might fall into place that would allow the FAA to bump up our project and complete in 2013. Since that time, we have learned that the FAA is keeping with their original 2014 time frame.

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Runway 12/30 is 9,201 feet long and 150 feet wide. In the past, the FAA has limited its participation to just the first 6,000 feet. However, our Airport Manager, Lynn Placek, has been doing a great job of convincing the FAA to participate in the full runway. Although a final decision has not yet been made, it would appear the FAA is indeed moving in the direction of approving the full runway. We'll keep our fingers crossed while continuing our efforts of supporting our request.

As mentioned above, the budget was approved with the City's 10% participation in the \$5Million Airport Runway project – which represents a budget authority of \$500,000, which we have set aside in the Airport Fund. The cost of this first phase - \$19,563.61, is well within the budget authority existing for this fund. The City will front the full cost of this part, and the FAA will later reimburse.]

A motion was made by Councilman Lewis, seconded by Councilman Benzel to approve Resolution No. 12-99 which follows in its entirety:

RESOLUTION NO. 12-99

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

WHEREAS, As a result of age and natural deterioration the runways are in need of rejuvenation; and

WHEREAS, The Federal Aviation Administration has authorized a cost of study grant in the amount of \$19,563.61, which will be 90% funded by them; and

WHEREAS, The study will assist the Federal Aviation Administration in determining if they will participate in the entire re-surfacing of Runway 12/30 which is 9,201 feet long and 150 feet wide; or if they will continue to only participate in the first 6,000 feet; and

WHEREAS, The M.C. Schaff & Associates, Inc., of Scottsbluff, Nebraska has prepared a Consultant Agreement to provide engineering services for the preliminary pavement evaluation of Runway 12/30; and

WHEREAS, The Mayor and City Council deem it expedient to employ an engineer to provide engineering services for the preliminary pavement evaluation of Runway 12/30 at the Alliance Municipal Airport.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the Mayor is authorized to sign a Consultant Agreement between M.C. Schaff & Associates, Inc., and the City of Alliance to provide for professional services for engineering in the preliminary pavement evaluation of Runway 12/30 at the Alliance Municipal Airport in the amount of \$19,563.61.

BE IT FURTHER RESOLVED, that staff is authorized to expend the funds as set forth above in accordance with the contract to pay for the engineering services provided by M.C. Schaff & Associates, Inc., of Scottsbluff, Nebraska.

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Roll call vote for Resolution No. 12-99 with the following results:

Voting Aye: Lewis, Benzel, Seiler, Feldges.

Voting Nay: Yeager.

Motion carried.

- The Council next reviewed Resolution No. 12-100, which ensures nondiscrimination when receiving Federal funds for Department of Transportation assisted contracts. City Manager Cox provided the following background information:

[The purpose of this resolution is to ensure nondiscrimination when receiving federal funds for Department of Transportation-assisted contracts.

The program is routine, has been approved in the past, and is required to avail us of 90% FAA participation in the Airport Runway Project.]

A motion was made by Councilman Benzel, seconded by Councilman Seiler to approve Resolution No. 12-100 which follows in its entirety:

RESOLUTION NO. 12-100

WHEREAS, The City of Alliance is currently participating in projects in this fiscal year and projected to be next fiscal year with the Department of Transportation funding assistance; and

WHEREAS, Construction projects with over \$250,000 of Department of Transportation assistance require that a Disadvantaged Business Enterprise Program, pursuant to 49 CFR 26 be adopted by the sponsoring agency; and

WHEREAS, A proposed Disadvantaged Business Enterprise Program has been prepared for City Council consideration; and

WHEREAS, The City Council finds that the proposed Disadvantaged Business Enterprise Program to be consistent with the regulations and Federal law and necessary for the use of Federal Department of Transportation funding on certain projects.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the proposed Disadvantaged Business Enterprise Program document concerning the Alliance Municipal Airport is hereby approved and adopted as the Disadvantaged Business Enterprise Program for the City of Alliance.

BE IT FURTHER RESOLVED, that City staff shall give appropriate notification to the Nebraska Department of Aeronautics and the Federal Aviation Administration.

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Roll call vote for Resolution No. 12-100 with the following results:

Voting Aye: Benzel, Seiler, Lewis, Yeager, Feldges.

Voting Nay: None.

Motion carried.

- The final item for Council's approval were Board Appointments.

A motion was made by Councilman Yeager, which was seconded by Councilman Benzel to reappoint Dixie Nelson to the A-1 Downtown Improvement Board for a term which will expire October 31, 2015.

Roll call vote with the following results:

Voting Aye: Yeager, Benzel, Feldges, Lewis, Seiler.

Voting Nay: None.

Motion carried.

A motion was made by Councilman Yeager, which was seconded by Councilman Lewis to appoint Molly McConkey-Vergil to the A-1 Downtown Improvement Board for a term which will expire October 31, 2013.

Roll call vote with the following results:

Voting Aye: Yeager, Lewis, Feldges, Seiler, Benzel.

Voting Nay: None.

Motion carried.

A motion was made by Councilman Yeager, which was seconded by Councilman Lewis to reappoint James Joule as the senior citizen representative on the Police Advisory Board for a term which will expire October 31, 2014.

Roll call vote with the following results:

Voting Aye: Yeager, Lewis, Benzel, Seiler, Feldges.

Voting Nay: None.

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- Mayor Feldges stated, “there being no further business to come before the Alliance City Council, the meeting is adjourned at 9:44 p.m.”

(SEAL)

Fred Feldges, Mayor

Linda S. Jines, City Clerk