

Additional information regarding urgency

Staff believes that the time of year and current water demands cause this to be a critical project. Well #5 is not functioning now, Well #7 is producing at a reduced rate, the future production of Well #6 is concerning and Well #2 can only be run while blending with other wells due to its high arsenic level. These facts make the possibility of water restrictions a reality as well as a decrease in fire flow water production if Well #5 is not put back into service as soon as possible. This set of circumstances required immediate action taken and further places us on the edge of an emergency in our water production abilities. For these reasons, staff recommended to the City Manager that immediate action be taken. The City Manager subsequently agreed and authorized emergency repairs be commenced.]

Councilman Jones made a motion to approve Resolution No. 16-69 which was seconded by Councilman Feldges. The resolution follows in full below:

RESOLUTION NO. 16-69

WHEREAS, The City of Alliance authorized competitive quotes to obtain estimates for the repair/rehabilitation of Well No. 5 for the City of Alliance; and

WHEREAS, Three (3) responses were received; and

WHEREAS, Downey Drilling, Inc., of Lexington, Nebraska was selected to perform the services for Well No. 5; and

WHEREAS, Once Well No. 5 was pulled, it was determined that a significant amount of work was needed to once again make the well operational at full capacity and due to timing and problems with other wells, was determined to be an emergency; and

WHEREAS, As the result of the City Manager declaring an emergency, Downey Drilling, Inc. provided an itemized quote of repairs which totaled \$32,797.55 and proceeded with the project.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, ratifies the emergency declaration of the City Manager as a result of the summer water needs and problems with other wells.

BE IT FURTHER RESOLVED that the contract for the repair/rehabilitation of Well No. 5 is hereby awarded to Downey Drilling, Inc. of Lexington Nebraska in the amount of Thirty-two Thousand Seven Hundred Ninety-seven and 55/100^{ths} Dollars, (\$32,797.55).

BE IT FURTHER RESOLVED, that the Water Superintendent is authorized to make field change orders not to exceed five percent (5%) of the total contract amount without further Council approval.

Roll call vote with the following results:

Voting Aye: Korber-Gonzalez, Yeager, Jones, Feldges.

Voting Nay: None.

Motion carried.

- Resolution No. 16-70 which authorizes the City of Alliance to enter into two Engineering Agreements for street repairs was the next agenda item. Council was provided with the following information:

[On March 16 of this year, Council approved Resolution No. 16-41 which authorized the combining of previously identified 6-year projects into the 1-year list. The idea was that the City could obtain the necessary financing and complete all of those projects within one year. That listing of projects is included below. The next step is the engineering of the street projects.

Also during this time period, it was discovered that several street projects also have water lines underneath that have considerable age. For convenience, the two sets of streets have been broken apart:

Streets-Only Projects – Not to Exceed \$104,407.55

<u>Priority (Staff)</u>	<u>Project #</u>	<u>Description</u>	<u>Estimated Cost</u>
1	M-108(182)	Laramie Avenue from 4 th Street to 10 th Street	\$205,000
5	M-108(194)	21 st Street from Box Butte Avenue 600-ft West	\$ 75,000
8	M-108(158)	Emerson Avenue from 25 th Street to 31 st Street	\$200,000
10	M-108(191)	Sweetwater Avenue from 4 th Street to 8 th Street	\$125,000
11	M-108(192)	Niobrara Avenue from 3 rd Street to 10 th Street	\$210,000
13	M-108(178)	Intersection of 18 th Street and Box Butte Avenue	\$150,000

*Streets & Water Projects – Not to Exceed \$195,541.95

<u>Priority (Staff)</u>	<u>Project #</u>	<u>Description</u>	<u>Estimated Cost</u>
2	M-108(183)	Mississippi Avenue from 2 nd Street to 10 th Street	\$250,000
4	M-108(181)	4 th Street from Emerson Avenue to Box Butte Ave	\$180,000
7	M-108(195)	2 nd Street from Potash Avenue to Niobrara Ave	\$205,000
12	M-108(193)	Yellowstone Avenue from 4 th Street to 8 th Street	\$ 75,000

Additional Notes

Two projects that appear on the 1&6 Year Plan were not included in the engineering are as follows:

M-108(196) Buchfinck Avenue from 14th Street to 16th Street \$ 75,000

M-108(190) 18th Street from Colorado Avenue to Emerson Ave \$ 50,000

Buchfinck is a chip seal project and should be completed separately, and the 18th Street project has already been engineered.

* Further discussion of the Streets with Waterlines is included on the following page

The City Water Department has identified several water mains on a priority replacement schedule. The following is a list of areas where the two overlap and a description of the age and type of water line in those locations:

1. Project # M-108(183) Mississippi Avenue from 2nd St. to 7th St. (1916 - 4" main)
Estimated cost (\$400,000)
2. Project # M108(181) Intersection of 4th St. and Big Horn Avenue (1894 - 4" main)
Estimated cost (\$80,000 for conflict area) (\$400,000 for entire project)
3. Project # M-108(195) Intersection of 2nd St. and Yellowstone Avenue (1910 - 4" main) and intersection of 2nd St. and Sweetwater Avenue (1910 - 4" main)
Estimated cost (\$160,000 for conflict area) (\$480,000 for entire project)
4. Project # M-108(193) Yellowstone Avenue from 4th St. to 8th St. (1910 - 4" main)
Estimated cost (\$320,000)

In some of the listed locations the water main through the entire scope of the street project is an issue. In other areas there is only one intersecting area. There should also be consideration for the scope of the projected water main replacement. It may not be of value to only replace the section of water main intersecting with a conflicting street project. It may be necessary to replace the entire identified water main on the replacement priority schedule. The highlighted project is scheduled in the 1&6 Year Water Plan while the others are not. Total estimate to resolve conflict areas is \$960,000.

Timeline

For the asphalt overlays, if approved on June 7, the engineers estimated that design can be completed by the end of July and the project bid in late August (three weeks for advertising). Once bid, the contracts will take 3-4 weeks to complete, construction start will be determined by the contractor, but will probably take one and a half to two months.]

Councilman Korber-Gonzalez made a motion to approve Resolution No. 16-70 which was seconded by Councilman Feldges. The resolution follows in full below:

RESOLUTION NO. 16-70

WHEREAS, The City of Alliance operates and maintains the streets within the community; and

WHEREAS, As a result of age and natural deterioration several streets are in need of repair; and

WHEREAS, The M.C. Schaff & Associates, Inc., of Scottsbluff, Nebraska has prepared two Agreements to provide engineering services, the first is for street improvements which will also involve water improvements in the amount of \$195,541.95 and the second for only street improvements in the amount of \$104,407.55; and

WHEREAS, The Mayor and City Council deem it expedient to employ an engineer to provide engineering services for the necessary street improvements and those that also involve water improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the Mayor is authorized to sign an Agreement between M.C. Schaff & Associates, Inc., and the City of Alliance to provide for professional services for engineering for the following street improvements which involve water improvements in an amount not to exceed \$195,541.95:

Mississippi Avenue from 2nd Street to 10th Street
 4th Street from Emerson Avenue to Box Butte Avenue
 2nd Street from Potash Avenue to Niobrara Avenue
 Yellowstone Avenue from 4th Street to 8th Street

BE IT FURTHER RESOLVED, that that the Mayor is authorized to sign an Agreement between M.C. Schaff & Associates, Inc., and the City of Alliance to provide for professional services for engineering for the following street improvements in an amount not to exceed \$104,407.55:

Laramie Avenue from 4th Street to 10th Street
 21st Street from Box Butte Avenue 600-ft West
 Emerson Avenue from 25th Street to 31st Street
 Sweetwater Avenue from 4th Street to 8th Street
 Niobrara Avenue from 3rd Street to 10th Street
 Intersection of 18th Street and Box Butte Avenue

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

Roll call vote with the following results:

Voting Aye: Korber-Gonzalez, Yeager, Jones, Feldges.

Voting Nay: None.

Motion carried.

- Resolution No. 16-71 approving the Special Designated Liquor License Applications of The Gathering Spot, Players Sports Bar and Sandhillers Bar was the next agenda item. Council was provided with the following information:

[A number of steps have been put into place to facilitate an “entertainment district” for our series of six events known locally as Bands on the Bricks. Our attorneys worked with the attorney for the Nebraska Liquor Control Commission (NLCC) to craft our legislative documents to comply with State law. At the eleventh hour, we learned last week, that the NLCC was unable to process the entertainment district license applications.

Subsequently, on Thursday, June 2, City Attorney Howard Olsen and City Manager J. D. Cox had a conference call with the Executive Director of the Nebraska Liquor Control Commission, Hobert Rupe. During that discussion, Mr. Rupe informed us of his interpretation of State Statute, which was different than ours. He invited us to appeal to the greater NLCC board, but that would prove to be time consuming and detrimental to this year’s event.

As an alternative, Mr. Rupe offered for us to do a modified SDL (waiver of the open container provision) and accomplish the same result.

Very quickly, Historic Main Street began working with the local establishments to complete the necessary paperwork to have this matter before Council for the 6.7 meeting. All other provisions will still be in place as previously discussed and included below.

From Previous Entertainment District Narratives:

In 2015, Alliance experienced “Bands on the Bricks” a downtown community event complete with music, bands, food vendors and beer gardens. This series of six events held last year in the 200 block of Box Butte was well received in the community. The sole regret expressed was that folks had to be “corralled” inside of cattle fences rather than being free to roam about the area to dance, etc. Main Street wishes for a more “family environment,” rather than parents having to sit behind fences to enjoy an alcoholic beverage, while their children are elsewhere.

Therefore, as a next evolution of this downtown community experience, Main Street and City Staff have been researching the possibility of establishing an Entertainment District in the same 200 block of Box Butte for their 2016 series, scheduled to run six weeks from July 1 – Aug 5, 2016.

We have worked with legal counsel, who in turn, has been in conversation with the Nebraska Liquor Control Commission and other legal advisors. The

proposed Code was amended at the direction of Council to include all Commercial zoning districts after the first reading on March 15, 2016.]

Councilman Feldges made a motion to approve Resolution No. 16-71 which was seconded by Councilman Jones. The resolution follows in full below:

RESOLUTION NO. 16-71

WHEREAS, The City Clerk has received applications from Dondon, Inc. dba Players Sports Bar, D-Head, Inc. dba The Gathering Spot and M.R.C. Inc. dba Sandhillers for special designated licenses pursuant to the Nebraska Liquor Control Act; and

WHEREAS, Said act requires the approval of applications by the local governing body prior to such a license being issued by the Nebraska Liquor Control Commission; and

WHEREAS, The applications appear to be complete and meet the statutory requirements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the Applications for Special Designated License of Dondon, Inc. dba Players Sports Bar, D-Head, Inc. dba The Gathering Spot and M.R.C. Inc. dba Sandhillers for July 1, 8, 15, 22, 29 and August 5, 2016 are hereby approved for the premises described in the applications, and the City Clerk shall inform the Nebraska Liquor Control Commission of the approval of the applications, and the Clerk shall deliver the licenses issued by said Commission to the permittees upon receipt of the required fees.

Roll call vote with the following results:

Voting Aye: Korber-Gonzalez, Yeager, Jones, Feldges.

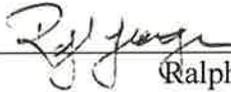
Voting Nay: None.

Motion carried.

- The last item on the agenda was the following board vacancy announcements.

The City has the following openings at this time: two vacancies on the Board of Adjustment; one vacancy on the A-2 Downtown Improvement Board; one vacancy on the Alliance Housing Authority, and two youth ex-officio positions on the Library Board and the Alliance Planning Commission. 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.

- Mayor Yeager stated, “there being no further business to come before the Alliance City Council, the meeting is adjourned at 9:20 p.m.”



Ralph Yeager, Mayor

(SEAL)



Linda S. Jines, City Clerk

