

January 16, 2024

ALLIANCE CITY COUNCIL

REGULAR MEETING, TUESDAY, JANUARY 16, 2024

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

The Alliance City Council met in a Regular Meeting, January 16, 2024 at 7:00 p.m. in the Alliance Learning Center Community Meeting Room, 1750 Sweetwater Avenue. A notice of meeting was published in the Alliance Times Herald on January 10, 2024. 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 provided 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 Jones opened the January 16, 2024 regular meeting of the Alliance, Nebraska City Council at 7:00 p.m. Present were Mayor Jones, Vice Mayor McGhehey and Council Members Mischnick, Andersen, and Mashburn. Also present were City Manager Sorensen, City Attorney Swanson and City Clerk Pitt.

- Mayor Jones read the Open Meetings Act Announcement.
- The Consent Calendar was the first item on the agenda. A motion was made by Councilman Mashburn, seconded by Vice Mayor McGhehey to approve the Consent Calendar as follows:

CONSENT CALENDAR – JANUARY 16, 2024

1. Approval: Minutes of the Regular Meeting, January 2, 2024.
2. Approval: Payroll from January 12,2024 in the total amount of \$278,695.84.
3. Approval: Claims against the following funds: 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; \$1,391,241.79.
4. Approval: Alliance Volunteer Fire Department Roster Update.

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5. Approval: Issuance of a check in the amount of \$215.00 payable to Michael Adams in compliance with the City's Cemetery Plot Buy Back Policy.
6. Approval: Resolution No. 24-03 which will authorize the software renewal with GrayKey Technology in the amount of \$30,970.00 from GL # 01-31-32-43-374 Investigators Expense.
7. Approval: Resolution No. 24-04 which will authorize a capital budget transfer in the amount of \$4,500.00 from CNTSVC Other # 05-52-52-44-479 to Herbicides, Pesticides #08-52-52-45-579 to cover the annual tank maintenance cost.
8. Approval: Resolution No. 24-05 which will authorize the City of Alliance Municipal Landfill rate schedule be changed reflecting the pallet collection rate to be included in non-baleable municipal solid waste at \$122.25 per ton.
9. Approval: Resolution No. 24-06 which will authorize a budget transfer in the amount of \$40,000.00 from Conferences, Cont. Education # 22-41-43-42-294 to AOA Ground Maintenance #22-41-43-45-575 to cover the annual maintenance and inspection.

NOTE: City Manager Sorensen and City Treasurer Baker have reviewed these expenditures and to the best of their knowledge confirm 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: Jones, McGhehey, Mischnick, Andersen and Mashburn.

Voting Nay: None.

Motion carried.

- The second item on the agenda for Council was to proclaim for Jordan Hooper Day.

Jordan Hooper was in attendance to receive the proclamation for Jordan Hooper Day and the Key to the City. Councilman Andersen read the following proclamation:

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Proclamation

WHEREAS, THE CITY OF ALLIANCE, NEBRASKA TAKES IMMENSE PRIDE IN RECOGNIZING AND CELEBRATING THE OUTSTANDING ACHIEVEMENTS OF ITS RESIDENTS; AND

WHEREAS, JORDAN HOOPER, A DISTINGUISHED INDIVIDUAL WITH ROOTS IN OUR COMMUNITY, HAS DEMONSTRATED UNPARALLELED DEDICATION, SKILL, AND SPORTSMANSHIP THROUGHOUT HER ILLUSTRIOUS BASKETBALL CAREER AT ALLIANCE HIGH SCHOOL, THE UNIVERSITY OF NEBRASKA, LINCOLN AND PROFESSIONALLY; AND

WHEREAS, JORDAN WAS HONORED AS A TWO-TIME NEBRASKA GATORADE HIGH SCHOOL PLAYER OF THE YEAR IN 2008 AND 2010; AND

WHEREAS, JORDAN WAS RECRUITED TO PLAY FOR THE UNIVERSITY OF NEBRASKA, LINCOLN WHERE SHE STARTED ALL 131 GAMES OF HER HUSKER CAREER FROM 2011 TO 2014, SETTING A UNL CAREER RECORD; AND

WHEREAS, JORDAN HELPED NEBRASKA TO THE MOST SUCCESSFUL THREE-YEAR STRETCH (75-25) IN SCHOOL HISTORY; AND

WHEREAS, HOOPER WAS ONE OF ONLY THREE PLAYERS IN NEBRASKA HISTORY TO ACHIEVE THE COMBINED CAREER MILESTONES OF 2,000 POINTS AND 1,000 REBOUNDS, FINISHING HER COLLEGIATE CAREER WITH 2,357 POINTS AND 1,110 REBOUNDS; AND

WHEREAS, JORDAN HOOPER ACCUMULATED MULTIPLE AWARDS AND HONORS INCLUDING BEING A MEMBER OF THE BIG 12 ALL-FRESHMAN TEAM IN 2011, FIRST-TEAM ALL-BIG TEN IN 2012, 2013, AND 2014, BIG TEN ALL-TOURNAMENT TEAM IN 2012 AND 2014, HONORABLE MENTION ALL-AMERICAN BY BOTH THE WBCA AND THE ASSOCIATED PRESS IN 2012 AND 2013, FIRST-TEAM WBCA ALL-AMERICAN, A FIRST-TEAM SENIOR CLASS ALL-AMERICAN AND BIG TEN PLAYER OF THE YEAR IN

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2014; SHE WAS ALSO A FINALIST FOR THE WADE TROPHY, WOODEN AWARD AND SENIOR CLASS AWARD; AND

WHEREAS, HOOPER WAS ALSO A STANDOUT IN THE CLASSROOM AND COMMUNITY, CLAIMING A TRIO OF ACADEMIC ALL-BIG TEN HONORS AND A BIG TEN SPORTSMANSHIP AWARD IN 2014, EARNING HER BACHELOR'S DEGREE IN PSYCHOLOGY FROM NEBRASKA IN MAY OF 2014; AND

WHEREAS, JORDAN HOOPER WAS THE FIRST PICK OF THE SECOND ROUND, BEING THE 13TH OVERALL PICK IN THE 2014 WNBA DRAFT, BY THE TULSA SHOCK, PLAYING IN THE LEAGUE THROUGH THE 2017 SEASON; AND

WHEREAS, JORDAN HAS REPRESENTED ALLIANCE, NEBRASKA, AND THE UNITED STATES ACROSS THE WORLD, FIRST BY WINNING GOLD AT THE 2013 WORLD UNIVERSITY GAMES, AND THEN BY PLAYING INTERNATIONALLY ACROSS NINE SEASONS WHERE SHE AVERAGED 14.6 POINTS AND OVER 7.8 REBOUNDS PER GAME; AND

WHEREAS, JORDAN HOOPER HAS BROUGHT HONOR AND RECOGNITION TO OUR CITY THROUGH HER EXCEPTIONAL PERFORMANCE, CONTRIBUTING SIGNIFICANTLY TO THE UNIVERSITY OF NEBRASKA'S BASKETBALL LEGACY,

WHEREAS, JORDAN HOOPER'S EXEMPLARY SPORTSMANSHIP, LEADERSHIP, AND COMMITMENT HAVE NOT ONLY MADE HER A STANDOUT ATHLETE BUT ALSO AN INSPIRATION TO ASPIRING INDIVIDUALS WITHIN OUR COMMUNITY; AND

WHEREAS, IN RECOGNITION OF JORDAN HOOPER'S REMARKABLE ACCOMPLISHMENTS, THE CITY OF ALLIANCE PROUDLY DESIGNATES HER AS AN AMBASSADOR FOR THE CITY, SYMBOLIZING THE SPIRIT OF EXCELLENCE THAT OUR COMMUNITY VALUES; AND

WHEREAS, AS A TOKEN OF OUR GRATITUDE AND ESTEEM, THE CITY OF ALLIANCE IS PLEASED TO AWARD JORDAN HOOPER THE KEY TO THE CITY, ACKNOWLEDGING HER AS AN HONORARY RECIPIENT OF THIS SYMBOLIC GESTURE OF OUR COMMUNITY'S HIGHEST HONOR; AND

WHEREAS, TO COMMEMORATE THIS MOMENTOUS OCCASION, THE CITY OF ALLIANCE HEREBY DECLARES THE SEVENTH OF JANUARY, TWO THOUSAND TWENTY-FOUR AS

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"JORDAN HOOPER DAY,"

A DAY DEDICATED TO CELEBRATING HER ACHIEVEMENTS,
RECOGNIZING HER CONTRIBUTIONS, AND EXPRESSING OUR COLLECTIVE
PRIDE IN HER ACCOMPLISHMENTS.

NOW, THEREFORE, I, EARL JONES, MAYOR OF THE CITY OF ALLIANCE,
NEBRASKA, DO HEREBY PROCLAIM THE AFOREMENTIONED
HONORS AND RECOGNITION TO JORDAN HOOPER FOR HER
OUTSTANDING ACHIEVEMENTS IN THE FIELD OF
BASKETBALL AND HER ROLE AS AN AMBASSADOR FOR
OUR CITY.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND CAUSED THE
OFFICIAL SEAL OF THE CITY OF ALLIANCE TO BE AFFIXED
ON THIS THE SIXTEENTH DAY OF JANUARY, IN THE YEAR
OF THE LORD TWO THOUSAND TWENTY-FOUR.

City of Alliance, Nebraska

- Council next held a Public Hearing on the seconding reading of Ordinance No. 2972 which will approve and rezone a 3.88 Tract of land in the Southwest Quarter of Section 26, Township 25 North, Range 48 West of the 6th Principal Meridian, Box Butte County, Nebraska, from Ag, Agriculture, to C-3, Heavy Commercial Zoning. The following information was provided:

**[ORDINANCE – THE REZONE OF A 3.88 TRACT OF LAND IN THE
SOUTHWEST QUARTER OF SECTION 26, TOWNSHIP 25 NORTH,
RANGE 48 WEST OF THE 6TH PRINCIPAL MERIDIAN, BOX BUTTE
COUNTY NEBRASKA, FROM AG, AGRICULTURE, TO C-3, HEAVY
COMMERCIAL ZONING.**

Westco dba Jirdon Agrichemical has submitted an application to rezone a 3.88 Tract of Land in the Southwest Quarter of Section 26, Township 25 North, Range 48 West of the 6th Principal Meridian, Box Butte County Nebraska, from Ag, Agriculture, to C-3, Heavy Commercial Zoning.

The parcel of land is located north of 1520 West 10th Street (21st Century Equipment John Deere). The parcel is currently zoned Ag, Agriculture. It is bordered to the north by M-2, Heavy Industrial zoning, to the west and south

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by C-3 Heavy Commercial, and to the east by Ag, Agriculture zoning. The lot is partially used for dryland farming however Westco has already begun storing items on the lot prior to the rezone being completed. The parcel is bordered by farming to the west and east, ag commodity processing and storage to the north, implement sales and service to the south.

The parcel is approximately 3.88 acres. The proposed rezone will change the front setbacks from 50' to 15', the rear setback from 25' to 15', the side setback from 10' to 7' where it is adjacent to Ag zoning and 0' where it is adjacent to C-3 or M-2 zoning, and the side street setback from 50' to 15'. The property, once combined with the parcel to the west, is adjacent to Nebraska Highway 2 along the west property line. Highway 2 is considered an urban principal arterial road which is the most traffic intense classification in the Comp Plan. West 10th Street is located to the south and is identified as an Urban Minor Arterial, or the second most traffic intense classification in the Plan.

The parcel is located outside of City limits but is bordered by City limits to the south. The bordering neighborhood is identified as the "West Gateway Neighborhood" by the Comprehensive Plan. It has large gaps in its development which is filled by Ag lands. This is obvious and evident by viewing the area from aerial photography. As its name implies, this is the western gateway to the community and its lack of consistent development and modern development detracts from the overall appearance of this area and does not welcome visitors to Alliance. It is also identified as an objective in the Plan that the City should promote development in the Western Gateway that enhances the community's image. A rezone to C-3 would be consistent with the image of the West Gateway as a commercial corridor as identified on Page Land Use 10.

The City of Alliance Planning Commission met at their regular meeting on December 12, 2023 and voted to recommend the City Council approve the rezone of a 3.88 Tract of Land in the Southwest Quarter of Section 26, Township 25 North, Range 48 West of the 6th Principal Meridian, Box Butte County Nebraska from Ag, Agriculture, to C-3, Heavy Commercial Zoning, **contingent upon the receipt by the City of a petition from Westco to annex the subject property, as well as the property the tire shop was constructed on, provided such annexation not be required until January 1, 2025**, after making the following findings of fact:

1. The rezone would not create any nonconforming lot sizes.
2. The rezone would not create any nonconforming building setbacks.
3. There is access to the rezoned portion of parcel once it is combined with the parcel to the west as planned.
4. A rezone to C-3 would be consistent with the image of the West Gateway as a commercial corridor as identified in the Comp Plan.
5. The proposed rezone is adjacent to existing C-3 zoning.
6. City utilities are already available in this location.

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Options:

-Leave the zoning the same and:

1. Westco will need to move the equipment they are currently storing there to a parcel zoned correctly.
2. The parcel will remain fallow or in ag production.

-Change the zoning to a district other than Ag or C-3 which would not accomplish any of the stated goals in the Comp Plan.

-Change the zoning to C-3 for the reasons the Planning Commission made in the findings of fact.

STAFF RECOMMENDATION: HAVING RECEIVED THE REQUIRED PETITION TO ANNEX, STAFF RECOMMENDS THE APPROVAL OF THE ORDINANCE REZONING A TRACT OF LAND IN THE SOUTHWEST QUARTER OF SECTION 26, TOWNSHIP 25 NORTH, RANGE 48 WEST OF THE 6TH PRINCIPAL MERIDIAN, BOX BUTTE COUNTY NEBRASKA, MORE PARTICULARLY DESCRIBED AS:

Referring To The Southwest Corner Of Said Section 26; Thence, Along The West Line Of Said Section, N 00°06'41" E To A Point Of Intersection With The Northerly Right-Of-Way Line Of 10th Street Extended Westerly, Being A Distance Of 33.00 Feet; Thence, Along Said Extended Northerly Right-Of-Way, N 89°56'51" E To A Point Of Intersection With The Easterly Right-Of-Way Line Of Nebraska Highway #2, Being A Distance Of 60.00 Feet, Thence, Continuing Along Said Northerly Right-Of-Way, N 89°56'51" E To The Southwest Corner Of A Tract Of Land As Described In Deed Book 95, Page 467 Of The Box Butte County, Nebraska Deed Records, Being A Distance Of 400.00 Feet; Thence, On The West Line Of Said Tract N 00°06'41" E To The Northwest Corner Of Said Tract, Being A Distance Of 815.00 Feet To The Point Of Beginning; Thence, Along The North Line Of Said Tract, N 89°56'51" E To The Northeast Corner Of Said Tract, Being A Distance Of 425.00 Feet; Thence, Along The Northerly Extension Of The East Line Of Said Tract, N 00°06'41" E To A Point Of Intersection With The Southerly Boundary Of A Tract Of Land As Described In Deed Book 74, Page 85 Of The Box Butte County, Nebraska Deed Records And True Easterly Extension, Being A Distance Of 398.22 Feet; Thence, Along Said Southerly Boundary, S 89°39'11" W, A Distance Of 425.00 Feet; Thence S 00°06'41" W, A Distance Of 398.22 Feet To The True Point Of Beginning, Containing An Area Of 3.88 Acres, More Or Less;

FROM AG, AGRICULTURE, TO C-3, HEAVY COMMERCIAL ZONING.]

Mayor Jones 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 Ordinance No. 2972 and opened the public hearing at 7:08 p.m.

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Mayor Jones invited anyone in the public to speak on behalf or against the proposed Rezoning of a 3.88 Tract of Land in the Southwest Quarter of Section 26, Township 25 North, Range 48 West of the 6th Principal Meridian, Box Butte County, Nebraska, from Ag, Agriculture, to C-3, Heavy Commercial Zoning.

Terry Curtiss, 416 Niobrara Avenue, Alliance, NE, Westco's Attorney, stated that this rezone will now make all of this area Ag, Agriculture and is in favor of this Ordinance being passed.

With no further testimony offered, Mayor Jones closed the Public Hearing at 7:10 p.m.

A motion was made by Mayor Jones, seconded by McGhehey to approve the second reading of Ordinance No. 2972. Which follows in its entirety:

ORDINANCE NO. 2972

AN ORDINANCE OF THE CITY OF ALLIANCE, NEBRASKA, AMENDING THE DISTRICT ZONING MAP TO SHOW THAT A 3.88 ACRE TRACT OF LAND IN THE SOUTHWEST QUARTER OF SECTION 26, TOWNSHIP 25 NORTH, RANGE 48 WEST OF THE 6TH PRINCIPAL MERIDIAN, BOX BUTTE COUNTY, NEBRASKA IS NOW INCLUDED AS C-3 – HEAVY COMMERCIAL DISTRICT FROM AG-AGRICULTURE DISTRICT, REPEALING PRIOR SECTIONS, AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. The Zoning District Map, as set forth and adopted pursuant to section 109-22 of the Alliance Municipal Code, is amended to show the following tract of land is included in a C-3 – Heavy Commercial District from AG – Agriculture District:

A Tract of Land in the Southwest Quarter of Section 26, Township 25 North, Range 48 West of the 6th Principal Meridian, Box Butte County, Nebraska, more particularly described as:

Referring To The Southwest Corner Of Said Section 26; Thence, Along The West Line Of Said Section, N 00°06'41" E To A Point Of Intersection With The Northerly Right-Of-Way Line Of 10th Street Extended Westerly, Being A Distance Of 33.00 Feet; Thence, Along Said Extended Northerly Right-Of-Way, N 89°56'51" E To A Point Of Intersection With The Easterly Right-Of-Way Line Of Nebraska Highway #2, Being A Distance Of 60.00 Feet, Thence, Continuing Along Said Northerly Right-Of-Way, N 89°56'51" E To The Southwest Corner Of A Tract Of Land As Described In Deed Book 95, Page 467 Of The Box Butte County, Nebraska Deed Records, Being A Distance Of 400.00 Feet: Thence, On The West Line Of Said Tract N 00°06'41" E To The Northwest Corner Of Said Tract, Being A Distance Of 815.00 Feet To The

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Point Of Beginning; Thence, Along The North Line Of Said Tract, N 89°56'51" E To The Northeast Corner Of Said Tract, Being A Distance Of 425.00 Feet; Thence, Along The Northerly Extension Of The East Line Of Said Tract, N 00°06'41" E To A Point Of Intersection With The Southerly Boundary Of A Tract Of Land As Described In Deed Book 74, Page 85 Of The Box Butte County, Nebraska Deed Records And True Easterly Extension, Being A Distance Of 398.22 Feet; Thence, Along Said Southerly Boundary, S 89°39'11" W, A Distance Of 425.00 Feet; Thence S 00°06'41" W, A Distance Of 398.22 Feet To The True Point Of Beginning, Containing An Area Of 3.88 Acres, More Or Less;

SECTION 2. This certifies that the Zoning District Map, as set forth and adopted pursuant to section 109-22 of the Alliance Municipal Code, is now the official Zoning District Map dated as of the _____ day of _____, 2024.

SECTION 3. Any previously existing Zoning District Map, ordinances, resolutions, policies, or parts thereof, in conflict with this ordinance are hereby repealed.

SECTION 4. This ordinance shall be in full force and effect following its approval, passage, and publication as provided by law.

Roll call vote with the following results:

Voting Aye: Jones, McGhehey, Mischnick, Andersen and Mashburn.

Voting Nay: None.

Motion carried.

A motion was made by Councilman Mischnick, seconded by Councilman Andersen to suspend the statutory rule requiring three separate readings of Ordinance No. 2972.

Roll call vote to approve Ordinance No. 2972 on final reading with the following results:

Voting Aye: Jones, McGhehey, Andersen and Mashburn.

Voting Nay: None.

Motion carried.

Mayor Jones stated, "the passage and adoption of Ordinance No. 2972 has been concurred by a majority of all members elected to the Council, I declare it passed, adopted, and order it published."

Roll call vote with the following results:

Voting Aye: Jones, McGhehey, Andersen and Mashburn.

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Voting Nay: None.

Motion carried.

- Next item before Council was the first reading of Ordinance No. 2973, which will approve and accept the amendments to the City of Alliance Classification Plan. The following information was provided:

[ORDINANCE - CLASSIFICATION PLAN

Upon approval, the attached ordinance will modify the current Classification Plan.

The Classification Plan has the following changes from the most recent version approved by Council:

- Golf Course Foreman changed to Golf Course Superintendent
- Golf Course Maintenance Worker II changed to Golf Course Assistant Superintendent
- Animal Control/Community Service Officer to Animal Control Officer and Code Enforcement Officer

Golf Course:

With the retirement of Dick Halstead as Golf Course Foreman, and the promotion of Brian Kimmel to that position, the City will be advertising the Maintenance Worker II position at the Golf Course. The current title is inconsistent with industry standards and may cause confusion in the type of work the job performs. This title change will clarify the role and responsibility and assist with appropriate recruitment. After discussion with the PGA of Nebraska, staff is concerned that the current job titles may impact the quality of the candidates for this position.

This modification does not change the essential functions of the job descriptions or pay grades, but staff is requesting that the titles for the two full-time maintenance positions.

Animal Control/Community Service Officer:

City Council authorized a full-time position to perform code enforcement duties. This modification separates job titles with each having a separate job description moving forward.

RECOMMENDATION: APPROVE THE RECOMMENDED CHANGE TO THE CITY OF ALLIANCE CLASSIFICATION PLAN.]

A motion was made by Councilman Mischnick, seconded by Andersen to approve the first reading of Ordinance No. 2973. Which follows in its entirety:

ORDINANCE NO. 2973

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AN ORDINANCE OF THE CITY OF ALLIANCE, NEBRASKA ADOPTING AN AMENDED CLASSIFICATION PLAN BY REMAINING GOLF COURSE FOREMAN, GOLF COURSE MAINTENANCE WORKER II AND ANIMAL CONTROL/COMMUNITY SERVICE OFFICER, REPEALING THE PRIOR CLASSIFICATION PLAN, PROVIDING FOR AN EFFECTIVE DATE AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.

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

WHEREAS, Section 16-310 of R.R.S., 1943 authorizes the Mayor and City Council to establish the compensation for employees and officers by stating that “The officers and employees in cities of the first class shall receive such compensation as the mayor and city council shall fix by ordinance”; and

WHEREAS, There have been revisions in the name and title of Non-Exempt Classifications;

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

Section 1. The attached Classification Plan, marked as Exhibit “A” and incorporated by this reference is adopted Effective January 16, 2024.

Section 2. The prior Classification Plan is now amended and all other Classification Plans and parts of Classification Plans in conflict herewith are repealed.

Section 3. This Ordinance shall be in full become effective from and after its approval, passage and publication according to law.

Roll call vote with the following results:

Voting Aye: Jones, McGhehey, Mischnick, Andersen and Mashburn.

Voting Nay: None.

Motion carried.

A motion was made by Councilman Mischnick, seconded by Councilman Andersen to suspend the statutory rule requiring three separate readings of Ordinance No. 2973.

Roll call vote to approve Ordinance No. 2973 on final reading with the following results:

Voting Aye: Jones, McGhehey, Andersen and Mashburn.

Voting Nay: None.

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Motion carried.

Mayor Jones stated, “the passage and adoption of Ordinance No. 2973 has been concurred by a majority of all members elected to the Council, I declare it passed, adopted, and order it published.”

Roll call vote with the following results:

Voting Aye: Jones, McGhehey, Andersen and Mashburn.

Voting Nay: None.

Motion carried.

- Next for Council on the agenda was Resolution No. 24-07 which will accept the contract agreement with NEO Electrical Solutions to serve as the contractor for the MALSR maintenance and inspections at the Alliance Municipal Airport. The following information was provided:

[RESOLUTION - MALSR MAINTENANCE/ANNUAL INSPECTION CONTRACT

Background: The Alliance Municipal Airport installed a MALSR (Medium Intensity Approach Lighting with Runway Alignment Indicator Lights) for Runway 30 that was commissioned in 2005. (Please see the Inspection sheet to show the lighting system, each square and triangle are lights that make up the MALSR). The City of Alliance and Airport Authority were under the impression that the FAA would take over the maintenance and ownership of this (NAVAID) Navigational Aid once commissioned like other systems on the airfield. The request was made to FAA and declined because the MALSR did not support an ILS (Instrument Landing System). The ILS was commissioned at the airport in 2010 and a request was made to the FAA to take over the ownership of the MALSR. The request was denied because the system did not meet current specifications. Staff has been notified that an FAA annual inspection is required of the MALSR because it currently supports an ILS. FAA does not conduct the inspection but observes the inspection conducted by a certified technician. Staff will look into getting City personnel certified as an option for future years, however right now the fastest route is to hire a company certified to do MALSR inspections.

Staff received contact information for two companies authorized to do MALSR maintenance and inspections, they were NEO Electrical Solutions and DBT Transportation Services. Staff is making the recommendation to contract with NEO Electrical Solutions. This is unknown territory for staff right now and this company was recommended by a number of different states when the Aeronautics division reached out on our behalf. The contract they are proposing includes pricing for an annual and semi-annual inspection of the MALSR. When NEO Electrical Solutions is confident in the airport maintenance staff's ability to conduct all monthly requirements the semi-annual inspection will no longer be required. The first year with NEO Electrical Solutions will be more expensive than DBT Transportation Services, however we will

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receive two site visits for under \$15,000 instead of one visit for \$10,000. The two site visits will allow for a lot of training of our staff. Both contracts include pricing for unplanned maintenance and emergency situations. Ben Melin is the contact person with NEO Electrical Solutions out of Wisconsin. He has been very helpful and has provided us with some documentation and contacts to help us right now, regardless of which company we decided to contract with. DBT Transportation Services has been helpful in discussions with the FAA, however our contact person is no longer with the company and staff has yet to connect with the replacement person.

Airport staff budgeted under Conferences, Continue Education general ledger account \$40,000 for training if needed for MALSR. This amount should cover the first year's contract expense plus any maintenance cost needed in preparation for or resulting from inspections.

This is just the first step in getting the MALSR inspected and certified. The next steps are the FAA assigns an inspector, non-federal data base information gets populated, and Operation and Maintenance manual generated.

RECOMMENDATION: APPROVE THE RESOLUTION TO AUTHORIZE THE MAYOR TO SIGN THE CONTRACT AGREEMENT WITH NEO ELECTRICAL SOLUTIONS.]

A motion was made by Vice Mayor McGhehey, seconded by Mashburn to approve Resolution No. 24-07 which follows in its entirety:

RESOLUTION NO. 24-07

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

WHEREAS, The MALSR maintenance and inspection is vital to keep the Alliance Municipal Airport operational; and

WHEREAS, The City of Alliance believes it is in the best interest of the Municipal Airport to contract with NEO Electrical Solutions for the MALSR inspection and maintenance; and

WHEREAS, The City of Alliance received contact information for two companies authorized to do MALSR maintenance and inspections, with the recommendation of NEO Electrical Solutions.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the Mayor is authorized to sign the contract agreement with NEO Electrical Solutions for the MALSR maintenance and inspections.

Roll call vote with the following results:

Voting Aye: Jones, Mischnick, McGhehey, Andersen and Mashburn.

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Voting Nay: None.

Motion carried.

- The last item for Council was Board appointments.

A motion was made by Councilman Mashburn, seconded by McGhehey to appoint Dick Fankhauser to the Board of Adjustment with a term ending December 31, 2026, to reappoint Evan Mehne to the Board of Adjustment and Planning Commission with a term ending December 31, 2026 for both boards and, to reappoint Denise Clark to the Alliance Housing Authority with a term ending December 31, 2028.

Roll call vote with the following results:

Voting Aye: Jones, McGhehey, Mischnick, Andersen and Mashburn.

Voting Nay: None.

Motion carried.

The Alliance City Council adjourned the January 16, 2024 City Council Meeting at 7:19 p.m.

(SEAL)



Earl Jones, Mayor



Shelbi C. Pitt, 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