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can leave third graders unable to read proficiently, sixth graders struggling with coursework, and high school students off track for graduation; and,

*WHEREAS*, Chronic absence can be significantly reduced and engagement increased when city leaders, schools, families, and community partners work together to monitor data, nurture belonging in school, and promote regular attendance and routines; and,

*WHEREAS*, Reducing absence results in: Stronger Economy, Better Schools, and Safer Communities,

*NOW, THEREFORE*, the City Council of Alliance, Nebraska, does hereby proclaim:

The Month of September:

## School Attendance Awareness Month

In the City of Alliance, Nebraska, and we urge all citizens to encourage children to attend school regularly.

*IN WITNESS WHEREOF*, I have hereunto set my hand and caused the Great Seal of the City of Alliance to be affixed on this 3<sup>rd</sup> day of September in the year of the Lord Two Thousand Twenty-Four.

● The Consent Calendar was the next item on the agenda. A motion was made by Councilman Liptack, seconded by Councilman Mischnick to approve the Consent Calendar as follows:

### CONSENT CALENDAR – September 3, 2024

1. Approval: Minutes of the Budget Workshop, June 27, 2024 and August 19, 2024 and Regular Meeting, August 20, 2024.
2. Approval: Payroll from August 23, 2024 in the total amount of \$285,501.67.
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; \$1,204,697.31.
4. Approval: Resolution No. 24-80 which will renew the agreement with Nebraska Department of Transportation.
5. Approval: Resolution No. 24-81 which will authorize the City to write-off charges that have remained uncollected over the past year, including Accounts Receivable \$16.00, Utilities Accounts \$28,058.94 and Ambulance Billings \$76,482.26 for a total charge-off amount in \$140,557.20 for the 2023-2024 fiscal year.
6. Approval: Resolution No. 24-82 which will approve the Landfill hours of operation will be changed to closure of the Landfill on Saturday December 1 to April 1, and re-open for

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Saturday operations April through December from 8:30 a.m. to noon, allowing an additional half hour for staff closing operations.

7. Approval: Resolution No. 24-83 which will authorize the City to apply for LWCF Grant.
8. Approval: Resolution No. 24-84 which will award Municipal Hall Janitorial Bid to Melissa Brass in the amount of \$37,520.00 with the contract starting October 1, 2024, upon completion of an initial term of one year, this contract shall automatically renew for successive one-year periods.

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: Weisgerber, Liptack, Mashburn, Mischnick and McGhehey.

Voting Nay: None.

Motion carried.

- The next item on the agenda for Council was to discuss with no action taken on the final and third reading of Ordinance No. 2980 which approves the City of Alliance annual appropriation bill for the fiscal year beginning October 1, 2024.

Mayor McGhehey asked if there was any discussion on Ordinance No. 2980.

Citizen, Brenda Bishop, 712 Big Horn Ave Alliance, NE, spoke before council stressing her disagreement of the need for hiring another person in the Human Resources Department.

- Next up on the agenda for Council was the final and third reading of Ordinance No. 2981 which amends and approves the City of Alliance Municipal Code Article II, title "*City Council Decorum*."

A motion was made by Councilman Weisgerber, seconded by Councilman Liptack to approve the Ordinance No. 2981 on the third reading which amends and approves the City of Alliance Municipal Code Article II, title "*City Council Decorum*." Which follows in its entirety:

#### **ORDINANCE NO. 2981**

**AN ORDINANCE OF THE CITY OF ALLIANCE, NEBRASKA, AMENDING PART I - GENERAL ORDINANCES, CHAPTER 2 – ADMINISTRATION, ARTICLE II. CITY COUNCIL SECTIONS 2-25 THROUGH 2-70 OF THE ALLIANCE MUNICIPAL CODE DEALING WITH CITY COUNCIL MEETINGS, REPEALING PRIOR SECTIONS,**

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**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:**

Section 1. Sections 2-25 through 2-70 of the Alliance Municipal Code are amended to provide as follows:

**“Sec. 2-25. City council meeting; regular.**

(a) *Time.* The city council shall hold its regular meeting on the first and third Tuesday of each month. The city council may, by adoption of a calendar each year, establish regular meeting dates other than the first and third Tuesday of each month. The city council may, by resolution adopted not less than one week prior thereto, change its regular time of meeting. If the day fixed for any regular meeting of the council falls upon a day designated by law as a legal or national holiday, such alternate meeting shall be set by agreement of the councilmembers.

(b) *Place.* Regular meetings of the council shall be held in the meeting room located at 1750 Sweetwater Avenue; provided, that the city council may adjourn any meeting to such other place as it may deem necessary, desirable or convenient for the holding of its session; provided, further, that if such meeting is adjourned to some other place, notice the place of the meeting being held shall be affixed to the door the meeting room.

(Code 1986, § 1-101; Ord. No. 2005, 12-18-1990; Ord. No. 2056, 12-19-1996; Ord. No. 2262 12-19-1996)

State law reference(s) – Authority to fix meeting time and date, R.R.S. 1943, §§ 16-401, 19-615; Open Meetings Act, R.R.S. 1943, § 84-107 et seq.

**Sec. 2-26. Presiding officer.**

The presiding officer shall preserve strict order and decorum at all regular and special meetings of the city council; shall state every question coming before the city council, announce the decision of the city council on all subjects and decide all questions of order, subject, however, to an appeal to the city council, in which event a majority vote of the city council shall govern and conclusively determine such question of order. Such appeal shall be immediately presented and voted upon by the city council. The mayor or other presiding officer shall vote on all questions and shall sign all ordinances and resolutions adopted by the city council during their presence. In the event of the absence of the mayor and vice-mayor, the temporary chairperson shall sign ordinances or resolutions as then adopted.

(Code 1986, § 1-105; Ord. No. 2056, 12-19-1996)

State law reference(s) – Presiding officer designated, R.R.S. 1943, § 19-617.

**Sec. 2-27. Ordinance, resolutions, motions and contracts.**

(a) *Preparation of ordinances.* The city attorney shall, on request of the city manager, city council or any member thereof, prepare any ordinance or resolution.

(b) *Approval of ordinances and resolutions.* Before any ordinance or resolution shall be finally adopted, the city attorney or his authorized assistant shall endorse thereon his approval as to form and legality.

(c) *Prior approval of bonds, contracts, etc.* Before any bond, contract or other legal document binding the city shall be presented to the city council for final approval, the city manager shall approve the same in writing as to the terms thereof, and the city attorney or his authorized assistant shall approve the same as to its form, and shall endorse such approval thereon.

(d) *Ordinances relating to administration.* Any ordinance, except those containing an emergency clause, relating to the duties, powers and functions of any administrative department or office or affecting in any substantial manner the administration of the city government shall, on first reading, be referred by the presiding officer to the city manager for his report and recommendations thereon, unless such ordinance shall have been previously approved by the city manager. Further action on such ordinances not previously approved by the city manager shall be deferred until the next meeting of the city council.

(e) *Procedure for introduction and passage of ordinances.*

(1) Ordinances, resolutions, and other matters or subjects requiring action by the city council may be introduced and sponsored by any member of the city council and by no other person, provided, that the city manager or the city attorney may present ordinances, resolutions and other matters or subjects to the city council, and any city councilmember assumes sponsorship thereof by introducing the same and moving its adoption; otherwise, such matters shall not be considered by the city council.

(2) Upon its introduction, each ordinance may be considered for its first reading, except for emergency ordinances or upon motion sustained to postpone. If such motion for first reading is adopted, the ordinance shall be open for discussion and amendment.

(3) If any ordinance shall have been amended upon any of its readings, it shall be referred to the city attorney for approval as to form as amended before final passage; and if the amendment shall constitute a change in substance, the ordinance, as amended, shall be filed in the office of the city clerk for at least one additional week, after which it shall be placed on the agenda for a subsequent meeting when final action may be taken thereon.

(4) No ordinance, except those making appropriations and those codifying and rearranging existing ordinances, shall relate to more than one subject.

(5) Any resolution may be passed at the meeting at which it is introduced.

(Code 1986, § 1-117; Ord. No. 2056, 12-19-1996)

State law reference(s) – Adoption of ordinances, R.R.S. 1943, §§ 16-403, 16-404; style and publication of ordinances and emergency ordinances, R.R.S. 1943, § 16-405; effective date of ordinances, R.R.S. 1943, § 19-3701; publication of ordinances, R.R.S. 1943, § 18-131,

**Secs. 2-28 – 2-44. Reserved.**

**Sec. 2-45. Agenda, preparation: directions to staff.**

All reports, communications, ordinances, resolutions, contract documents or other matters to be submitted to the city council shall, if possible, be delivered to the city clerk, no later than seven business days, prior to the date and time of each regular city council meeting, whereupon the city clerk shall immediately arrange a list of such matters according to the order of business and furnish each member of the city council, the city manager or designee and the city attorney with a copy of the same prior to the city council meeting and as far in advance of the meeting as time for preparation will permit. None of the foregoing matters shall be presented to the city council by administrative officials, except those of an urgent nature, and the same, when so presented, shall have the written approval of the city manager before presentation.

(Code 1986, § 1-104; Ord. No. 2056, 12-19-996; Ord. No. 2641, 7-16-2009)

**Sec. 2-46. Calling of meetings to order.**

The mayor, or in his absence, vice-mayor or the temporary chairperson shall take the chair precisely at the hour appointed for the city council meeting, and shall immediately call the city council to order. In the absence of the mayor or vice-mayor, the city clerk or their assistant shall call the city council to order, whereupon a temporary chairperson shall be elected by the members of the city council present. Upon the arrival of the mayor or vice-mayor the temporary chairperson shall immediately relinquish the chairperson upon the conclusion of the business immediately before the city council.

(Code 1986, § 1-106; Ord. No. 2056, 12-19-996)

**Sec. 2-47. Order of business**

Promptly at the hour set by law on the day of each regular meeting, the members of the city council, the city clerk, city attorney, and city manager or their assistants shall take their regular stations in the city council chambers, and the business of the city council shall be taken up for consideration and disposition in the following order, unless the city council votes affirmatively to change the order for good cause:

(1) Call to order.

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- (2) Roll call.
- (3) Open Meetings Act announcement.
- (4) Invocation and Pledge of Allegiance.
- (5) New employee introductions.
- (6) Approval of consent calendar.
- (7) Petitions, remonstrances, and communications.
- (8) Introduction of ordinances:
  - a. First reading.
  - b. Second reading and subsequent readings.
  - c. Final passage.
- (9) Introduction and adoption of resolutions.
- (10) Unfinished business.
- (11) New business.
- (12) Miscellaneous.
- (13) Adjournment.

(Code 1986, § 1-108; Ord. No. 2056, 12-19-996)

**Sec. 2-48. Rules of debate.**

(a) *Presiding officer may debate and vote.* The mayor or such other member of the city council as may be presiding may move, second and debate from the chair, subject only to such limitations of debate as are imposed by these rules on all members, and shall not be deprived of any of the rights and privileges of a councilmember by reason of his acting as the presiding officer.

(b) *Getting the floor; improper references to be avoided.* Every member desiring to speak shall address the chair, and upon recognition by the presiding officer, shall confine himself to the question under debate, avoiding all personalities and indecorous language.

- (c) *Interruptions.* A member, once recognized, shall not be interrupted when speaking, unless it is to call him to order as otherwise provided in this article. If a member, while speaking, is called to order, shall be permitted to proceed.
- (d) *Yielding the floor.* A member having the floor shall yield the same for a point of order addressed to the chair, a question of personal privilege raised by any member and an inquiry for information addressed to the chair.
- (e) *Limitation on debate.* The city council may, by a general rule, limit debate or discussion on any matter, or may, by motion adopted at the time, limit debate or discussion on any particular subject or motion, and may, by majority vote of the members present, extend any such limit.
- (f) *Motion to reconsider.* A motion to reconsider any action taken by the city council may be made only on the day such action was taken. It may be made either immediately during the same session or at a recessed or adjourned session thereof. Such motion must be made by one of the prevailing side, but may be seconded by any member, and may be made at any time and have precedence over all other motions or while a member has the floor and it shall be debatable. Nothing in this subsection shall be construed to prevent any member of the city council from making or remaking the same or any other motion at a subsequent meeting of the city council.
- (g) *When remarks of councilmember entered in minutes.* A councilmember may request, through the mayor, the privilege of having an abstract of his statement on any subject under consideration by the city council entered in the minutes. If the city council consents thereto, such statement shall be entered in the minutes.
- (h) *When synopsis of debate entered in minutes.* The city clerk may be directed by the presiding officer with consent of the city council, to enter in the minutes a synopsis of the discussion of any question coming before the city council.
- (i) *Protests by members.* Any member shall have the right to have the reasons for his dissent from or protest against any action of the city council entered in the minutes.

(Code 1986, § 1-111; Ord. No. 2056, 12-19-1996; Ord. No. 2641, 7-16-2009)

**Sec. 2-49. Addressing the council.**

- (a) The presiding officer of the city council shall provide opportunity during city council meetings for discussion by interested persons or their authorized representatives on any city council matter before the city council prior to final passage, provided, that the preference shall be given to any person, who, at least 24 hours prior to the city council meeting, shall have requested opportunity for discussion by written notice directed to the city clerk.
- (b) Any person may direct a written communication to the city council on any matter concerning the city's business by directing the communication to the city council through the city clerk.

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(c) Any person desiring to personally address the city council on any matter not then before it shall notify the city clerk in writing of their desire. Such written notice shall include the name and address of the person making the request, the issue and a description of their concern no later than seven business days prior to the city council meeting at which wishes to appear.

(d) The city staff shall examine every request to determine whether the issue raised can be addressed administratively. If an administrative resolution is determined to be appropriate, the issue shall be delegated to the city manager to attempt to resolve the issue. The city manager may delegate the issue to any department head. If the citizen is not satisfied with the administrative resolution, the citizen may make another written request to be on the agenda for the next regularly scheduled city council meeting. Unless the request is regarding a personnel matter, the city clerk shall place the request on the agenda of the next regular city council meeting; provided that the next regularly scheduled council meeting is not less than five business days from the date of receipt of the request, under the order of the business entitled, "Petitions, Remonstrances and Communications," subject to the requirements of notice under public meetings law. All personnel matters should be referred to the personnel manager or the city manager.

(e) The presiding officer of the city council shall, from time to time, make such rules as may be deemed necessary to fulfill and carry out the intent of the provisions of this section.

(Code 1986, § 1-112; Ord. No. 2056, 12-19-1996)

**Sec. 2-50. Manner of addressing council; time limit.**

Each person addressing the city council, other than city staff, shall step up to a microphone, shall give their name, any organization they are representing, and their address for the record, unless the presiding officer waives the address requirement to protect the security of the individual. Unless further time is granted by the city council, the person shall limit their address to the time limit determined by the presiding officer of the meeting. All remarks shall be addressed to the city council as a body and not to any individual member thereof. No person, other than the members of the city council and the person having the floor, shall be permitted to enter into any discussion, either directly or through a member of the city council, without the permission of the presiding officer. Persons addressing the council are prohibited from addressing audience members and from entering into discussion with members of the audience. No questions shall be asked of a city councilmember or city staff except through the presiding officer. The city council may, from time to time, adopt other rules and regulations regarding the conduct of persons attending meetings.

(Code 1986, § 1-113; Ord. No. 2056, 12-19-1996)

**Sec. 2-51. Decorum.**

(a) *By councilmembers.* While the city council is in session, the members shall preserve decorum and order, and no member shall, by conversation or otherwise, delay or interrupt the proceedings or the peace of the city council, nor disturb any member while speaking, nor refuse to obey the orders of the city council or its presiding officer, except as otherwise provided in this article.

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( b) *By other persons.* No person shall, by conversation or otherwise, delay or interrupt the proceedings or the peace of the city council, nor disturb any member while speaking, nor refuse to obey the orders of the city council or its presiding officer. No person shall make personal, impertinent or slanderous remarks, nor otherwise disturb the order and decorum of any city council meeting. A police officer summoned for that purpose at the direction of the presiding officer, shall remove any person violating the provisions of this subsection.

(Code 1986, § 1-113; Ord. No. 2056, 12-19-1996)

**Sec. 2-52. Persons authorized to be in front of or behind council table.**

No person shall be permitted in front of the city council table in the city council chamber without the express consent of the presiding member. No person other than the members of the city council, the city clerk, city attorney, and city manager, or their assistants, may go behind the council table without the express consent of the presiding member.

(Code 1986, § 1-115; Ord. No. 2056, 12-19-1996)

**Secs. 2-53 – 2-70. Reserved.”**

Section 2. Existing Sections 2-25 through 2-70 of the Alliance Municipal Code are repealed. This Ordinance shall not be construed to affect any cause of action, civil or criminal, existing or actions pending, at the time this Ordinance becomes effective.

Section 3. This Ordinance shall become effective upon its passage and approval as provided by law, and publication shall be in pamphlet form.

Roll call vote with the following results:

Voting Aye: Liptack, Mashburn, Weisgerber, Mischnick and McGhehey.

Voting Nay: None.

Motion carried.

Mayor McGhehey stated, “the passage and adoption of Ordinance No. 2981 has been concurred by a majority of all members elected of the Council, I declare it passed, adopted, and order it published.”

- Last matter before Council was a Board Appointment.

A motion was made by Councilman Mischnick, seconded by Councilman Weisgerber to appoint Ryan Reiber to Economic Development Citizen Advisory Committee Board, with his term ending December 31, 2027.

Roll call vote with the following results:

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Voting Aye: Mashburn, Liptack, Weisgerber, Mischnick and McGhehey.

Voting Nay: None.

Motion carried.

The Alliance City Council adjourned the September 3, 2024 City Council Meeting at 7:15 p.m.

(SEAL)

  
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John McGhehey, Mayor

  
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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