

May 7, 2009

# ALLIANCE CITY COUNCIL

REGULAR MEETING, THURSDAY, MAY 7, 2009

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

The Alliance City Council met in a Regular Meeting, May 7, 2009 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 April 30, 2009. 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 Yeager opened the May 7, 2009 Regular Meeting of the Alliance, Nebraska City Council at 7:00 p.m. Present were Mayor Yeager, Council Members Kusek, Benzel, Rowley and Feldges. Also present were City Manager Caskie, City Attorney Miller and City Clerk Jines.

- Mayor Yeager read the Open Meetings Act Announcement.
- The first item on Council’s agenda was the Consent Calendar.

Motion by Councilman Benzel, seconded by Councilman Kusek to approve the Consent Calendar which follows in its entirety:

### CONSENT CALENDAR – MAY 7, 2009

1. Approval: Minutes of the Regular Meeting, April 16, 2009 and the Special Meeting, April 16, 2009.
2. Approval: Payroll and Employer Taxes for the period April 4, 2009 through April 17, 2009 inclusive: \$164,998.59 and \$11,675.94 respectively.

May 7, 2009

3. Approval: Claims against the following funds for the period April 13, 2009 through May 4, 2009: 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; \$1,073,929.66.
4. Approval: Issuance of a Cemetery Certificate to Dominick A. Peterson and Anna M. Peterson for the East One Half (E1/2) Lot Eleven (11), Section Four (4), Block Two (2), Original Plat to the Alliance Cemetery.
5. Approval: The City's sponsorship of the Nic Gasseling Softball Tournament which will be held at the Hal Murray Softball Complex on Monday, May 25, 2009. The Alliance Police and Fire Departments will promote seat belt usage with displays and demonstrations. Proceeds from this event will go to the Nic Gasseling Memorial Scholarship.
6. Approval: *Request for Reserved or Exclusive Use of City Streets* for The Animal Center on Saturday, June 13, 2009 beginning at 10:30 a.m. The Animal Center will be conducting their annual "Doggie Dash," the event will start at the former Skateland parking lot, proceed east on Otoe Road to CR58, then north ½ mile to The Animal Center. A copy of the request and the Insurance Certificate have been made part of the Council's packet.
7. Approval: The *Request for Reserved or Exclusive Use of City Streets* of the Cattle Capital Shrine Club for the closure of 12<sup>th</sup> Street between Niobrara and Sweetwater Avenues on May 31<sup>st</sup>. The Club will be hosting their annual circus and the street will be used to house animals. Approval will be contingent on receiving the appropriate Certificate of Insurance by May 22, 2009.
8. Approval: The Request of the Route 385 Cruisers for the Annual Car Show and Rod Run events on Saturday, June 6<sup>th</sup> and Sunday, June 7<sup>th</sup>. The Club would once again like to host their dance at the Airport within a hangar, with alcohol being catered by the VFW. The car show will be held in Central Park and the Club is requesting the street closure of Yellowstone Avenue between 9<sup>th</sup> and 10<sup>th</sup> Streets and 9<sup>th</sup> Street between Yellowstone and Niobrara Avenues.
9. Approval: Resolution No. 09-52 granting the issuance of a Special Designated Liquor License to Kloch's Liquor for an event being held at the Knight Museum and Sandhills Center on Saturday, June 27, 2009.

May 7, 2009

10. Approval: The following contractor licenses:

Repair & Maintenance	Bruce A. Cook, dba BC Maintenance & Repair Dale Burton, dba B & D Rentals, Inc. Paul Lockhart, dba Rising Star Construction, Inc. Rick Ridenour, dba R & A Services Urbano Moreno, dba Moreno Construction
Limited & Specialty	Virgil Kohler, dba Kohler Underground Sprinklers
Journeyman Plumber	Chris Camp, dba Faris Plumbing
General Contractor	Brian C. Thompson dba Coleman Industrial Const. Stewart W. Rusch, dba Rusch's General Contracting, LLC Freddie Serda, dba L & S Construction Shawn Houchin, dba Clau-Chin Construction
Master VHAC	Greg Sanders, dba Jack's Refrigeration
Gas Fitter	Greg Sanders, dba Jack's Refrigeration Jock H. Faris, dba Faris Plumbing
Master Plumber	Jock H. Faris, dba Faris Plumbing

NOTE: City Manager Caskie has reviewed these expenditures and to the best of her knowledge confirms that they are within budgeted appropriations to this point in the fiscal year.

Roll call vote with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzel, Feldges.

Voting Nay: None.

Motion carried.

- The next item on Council's agenda was a proclamation.

Councilman Benzel read the proclamation for Electrical Safety Month which follows in its entirety:

**Proclamation**  
**Electrical Safety Month**  
May 2009

May 7, 2009

*WHEREAS*, Hundreds of people die and thousands are injured each year in electrical accident;

*WHEREAS*, There are, on average, 860 civilian deaths annually related to home fires caused by electrical distribution, appliances and equipment, and heating and air conditioning systems;

*WHEREAS*, More than three people are electrocuted in the home and five more in the workplace each month;

*WHEREAS*, Property damage due to home fires caused by electrical distribution, appliances and equipment, and heating and air conditioning systems amounts to nearly \$1.6 billion annually;

*WHEREAS*, Following basic electrical safety precautions can help prevent injury or death to thousands of people each year;

*WHEREAS*, Citizens are encouraged to check their home and workplace for possible electrical hazards to help protect lives and property,

*WHEREAS*, Citizens are encouraged to test their smoke detectors and ground fault circuit interrupters monthly and after every major electrical storm;

*WHEREAS*, The efforts of the Electrical Safety Foundation International and the U.S. Consumer Product Safety Commission promote and educate the public about the importance of respecting electricity and practicing electrical safety in the home, school and workplace; and

*WHEREAS*, *Alliance Electrical Department* is actively helping to move this effort forward in order to reduce the number of electric accidents;

*NOW, THEREFORE*, On behalf of the Alliance City Council, We hereby proclaim the month of May as

#### Electrical Safety Month

This month observes the importance of establishing and practicing electrical safety habits in the home, school and workplace to decrease electrical hazards, injuries, property damage and to prevent deaths. And call upon the people of Alliance to conduct electrical safety checks of their homes, schools and workplaces.

- The first reading of Ordinance No. 2640 amending the Alliance Municipal Code by adding Section 3-313 in Chapter 3 – Traffic Regulations was the next item to come before Council.

May 7, 2009

Motion by Councilman Feldges, seconded by Councilwoman Rowley to approve Ordinance No. 2640 on first reading. City Clerk Jines read the ordinance by title which follows in its entirety:

**ORDINANCE NO. 2640**

AN ORDINANCE AMENDING THE ALLIANCE MUNICIPAL CODE BY ADDING SECTION 310.01, ARTICLE 3 AT CHAPTER 3, RELATING TO SECURING LOADS IN OR ON ANY VEHICLE; AND REPEALING EXISTING PROVISIONS OF CITY CODE NOT CONSISTENT HEREWITH.

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

SECTION 1. The City of Alliance has prohibitions and regulations for operation of vehicles to provide for public safety and welfare and to regulate traffic flow on City streets highways and alleys.

SECTION 2. To regulate the securing of loads in or on any vehicle on any city street, highway or alley the Alliance Municipal Code at Chapter 3, shall be amended to include Article 3, Section 310.01 as follows:

3-310.01. SECURING LOADS IN OR ON ANY VEHICLE.

It shall be unlawful for any vehicle to be driven or moved on any street, highway, or alley unless such vehicle is so constructed or loaded as to prevent its contents from dropping, sifting, leaking or otherwise escaping from the vehicle.

Any person who operates, drive or moves any vehicle in violation of this ordinance and the contents of the vehicle drop, sift, leak or otherwise escape from said vehicle shall be responsible for all damages occurring to other persons or property as a result of his or her negligence. Said person shall also be responsible for cleaning any street, highway or alley of any item which drops, sifts, leaks or otherwise escapes onto any street, highway or alley.

All persons violating this provision shall be penalized as provided in 12-101 of this Code.

SECTION 4. That current applicable City Codes of the City of Alliance, Nebraska, and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

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

Roll call vote with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzal, Feldges.

May 7, 2009

Voting Nay: None.

Motion carried.

- The next item on Council's agenda was Resolution No. 09-53 adopting the Capital Improvement and Capital Equipment Plans for fiscal year 2009-2010.

Motion by Councilman Kusek, seconded by Councilwoman Rowley to approve Resolution No. 09-53 which follows in its entirety:

**RESOLUTION NO. 09-53**

*WHEREAS*, The City of Alliance staff has completed a process of working with various City Departments, the Planning Commission, and City Council, to compose a Capital Improvements/Capital Equipment Plan for the upcoming fiscal year, 2009-2010; and

*WHEREAS*, The City Council has received the recommendation of the Alliance Planning Commission with regard to the current proposed Capital Improvements/Capital Equipment Plan; and

*WHEREAS*, The City Manager has reviewed and approved the proposed schedule of capital purchases for the 2009-2010 fiscal year.

*NOW, THEREFORE BE IT RESOLVED*, by the Mayor and City Council of Alliance, Nebraska, that the proposed Capital Improvements/Capital Equipment Plan, which is currently before the City Council and which has been approved and recommended by the Planning Commission, is hereby adopted as the Capital Improvements/Capital Equipment Plan for the City of Alliance, Nebraska, for the 2009-2010 fiscal year.

*BE IT FURTHER RESOLVED*, that City staff is authorized to proceed with preparing the specifications for the proposed purchases and obtain prices as required by law or policy.

Motion by Councilman Kusek, seconded by Councilman to amend the Capital Improvement Plan to include a well at the golf course in the amount of \$80,000.00.

Roll call vote on the amendment with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzel, Feldges.

Voting Nay: None.

Motion carried.

May 7, 2009

Councilman Benzel questioned a line item of \$100,000.00 for the rodeo arena since a rodeo did not take place in 2008. City Manager Caskie explained the City expects to receive \$75,000 from fundraising efforts.

Dixie Nelson, Chamber of Commerce Director, 2423 Rainbow Acres advised Council that several events are slated to take place at the arena this summer. Several committees are being formed to spearhead the events and work closely with the City.

Councilwoman Rowley questioned the need for laptop computers for Council members. City Manager Caskie advised Council the cost of paper and manpower may come close to the amount for the computers.

Roll call vote on Resolution No. 09-53 as amended with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzel, Feldges.

Voting Nay: None.

Motion carried.

- Resolution No. 09-54 declaring the City of Alliance an official entrant in the Nebraska Community Improvement Program was the next item to be brought before Council.

Motion by Mayor Yeager, seconded by Councilwoman Rowley to approve Resolution No. 09-54 which follows in its entirety:

#### **RESOLUTION NO. 09-54**

WHEREAS, Local municipal and county government must provide leadership for improving community and economic development efforts; and

WHEREAS, Community and economic development needs can best be determined and solved through a cooperative effort between elected officials and the citizens they represent; and

WHEREAS, The Nebraska Community Improvement Program, administered by the Nebraska Department of Economic Development, has been reviewed and found to be a means to improve our community; and

WHEREAS, The Alliance City Council herewith pledges their full support, endorsement, and cooperation in carrying out the requirements of the NCIP.

NOW THEREFORE BE IT RESOLVED, that the Alliance City Council urges its citizens to join this effort and hereby declares this City to be an official entrant in the NCIP for the year of 2009.

May 7, 2009

Roll call vote with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzel, Feldges.

Voting Nay: None.

Motion carried.

- The next item for Council's discussion was Resolution No. 09-55 authorizing the use of Lots 12, 13, and 14, Block 10, Lakefield Addition for a community garden.

Motion by Councilwoman Rowley, seconded by Councilman Benzel to approve Resolution No. 09-55 which follows in its entirety:

### **RESOLUTION NO. 09-55**

*WHEREAS*, The City of Alliance owns Lots 12, 13 and 14, Block 10, Lakefield Addition which are vacant and could be utilized as community gardens; and

*WHEREAS*, A desire has been expressed for the City to develop community gardens within the City of Alliance; and

*WHEREAS*, Water is available from a fire hydrant, which will need a backflow device and a water meter attached to the hydrant; and

*WHEREAS*, The City Parks Department has indicated that if approved it will provide a tiller and tractor to prepare the soil for planting; and

*WHEREAS*, The Community Development Department has prepared community garden rules, a copy of which is included in the Council packet; and

*WHEREAS*, The staff has provided Council with a proposed budget for the establishment and maintenance of the Community Gardens and is requesting funding from Community Betterment Funds; and

*WHEREAS*, The Council finds that the community gardens are in the best interest of the City of Alliance, as they can help to develop a sense of community and help provide for the residents by providing a economical way to grow produce.

*NOW, THEREFORE, BE IT RESOLVED* by the Mayor and City Council of the City of Alliance, Nebraska, that the Community Development Department is authorized to establish a community garden on Lots 12, 13 and 14, Block 10, Lakefield Addition to the City of Alliance, Box Butte County, Nebraska.

May 7, 2009

*BE IT FURTHER RESOLVED* that the rules established by the Community Development Department which are included in the Council packet are approved and adopted for all participants and visitors to the community gardens.

*BE IT FURTHER RESOLVED* that the proposed budget is hereby adopted and approved and staff is authorized to expend the sums from the departments as identified and to expend the sum of Seven Hundred Fifty and No/100ths (\$750.00) from Community Betterment to establish and maintain the community gardens.

Community Development Director Richard Houck provided Council with a brief explanation of the community garden process.

Roll call vote with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzel, Feldges.

Voting Nay: None.

Motion carried.

- The next item on Council's agenda was Resolution No. 09-56 authorizing the submittal of a grant application to Save America's Treasures for funding to be committed to the Box Butte Avenue Streetscape Project.

Motion by Councilman Benzel, seconded by Councilwoman Rowley to approve Resolution No. 09-56 which follows in its entirety:

#### **RESOLUTION NO. 09-56**

*WHEREAS*, The City of Alliance is developing a plan to redo the streetscape in downtown Alliance to restore its historic appearance; and

*WHEREAS*, The National Parks Service is receiving applications for funds under the Save America's Treasures grant; and

*WHEREAS*, City of Alliance streetscape is eligible for the enhancement funds and is authorized to apply for the enhancement funds; and

*WHEREAS*, The City will have a cost sharing or matching requirement but said funds can be budgeted in the next budget to meet any grant that might be awarded; and

*WHEREAS*, The Community Development Director has requested authority to make an application to the National Parks Service under the Save America's Treasures; and

*WHEREAS*, City Council finds it is in the best interest of the City of Alliance to apply for the grant.

May 7, 2009

*NOW, THEREFORE, BE IT RESOLVED* by the Mayor and City Council of the City of Alliance, Nebraska, that staff is authorized to file an Intent to Apply form and make final application for funding from the National Parks Service under the Save America's Treasures grant.

Roll call vote with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzel, Feldges.

Voting Nay: None.

Motion carried.

- Resolution No. 09-57 was the next item for Council's discussion which will award the Grand Avenue Water Main Replacement Project to K.L. Wood & Co.

Motion by Councilman Feldges, seconded by Councilman Benzel to approve Resolution No. 09-57 which follows in its entirety:

#### **RESOLUTION NO. 09-57**

*WHEREAS*, The City of Alliance is responsible for the maintenance of the City water mains in the City of Alliance; and

*WHEREAS*, Staff has determined that the water main on Grand Avenue between 10<sup>th</sup> Street and 12<sup>th</sup> Street needs to be replaced; and

*WHEREAS*, Seven (7) Invitations were issued, and four (4) responses were received; and

*WHEREAS*, The bid of K.L. Wood d/b/a K.L. Wood & Co., a partnership, located in Alliance, Nebraska appears to be the lowest, responsive, and responsible bid.

*NOW, THEREFORE, BE IT RESOLVED*, by the Mayor and City Council of Alliance, Nebraska, the Mayor is authorized to enter into a contract with K.L. Wood a general partner of K.L. Wood & Co., of Alliance, Nebraska to replace the four inch water main with eight inch water main on Grand Avenue from 10<sup>th</sup> Street to 12<sup>th</sup> Street for an amount not to exceed Sixty Six Thousand and Two Hundred Seventy and 40/100ths Dollars (\$66,270.40) subject to terms and conditions of the bid.

*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.

*BE IT FURTHER RESOLVED*, that City staff shall notify the successful bidder so that land can be possessed by the successful bidder according to the bid specifications.

May 7, 2009

Roll call vote with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzel, Feldges.

Voting Nay: None.

Motion carried.

- The next item for Council's consideration was Resolution No. 09-58 awarding the Street and Sidewalk Rehabilitation Project to Peltz Construction for an additional year.

Motion by Councilman Kusek, seconded by Councilwoman Rowley to approve Resolution No. 09-58 which follows in its entirety:

**RESOLUTION NO. 09-58**

*WHEREAS*, The City of Alliance authorized competitive quotes to obtain bids for streets, sidewalk, curb, and gutter rehabilitation pursuant to bid number 4310-08-10; and

*WHEREAS*, The bid of Peltz Construction, Inc., a Nebraska Corporation, of Alliance, Nebraska was the lowest, responsive, and responsible bid; and.

*WHEREAS*, The Contract authorized the City to negotiated year or years of the contract; and

*WHEREAS*, Peltz Construction, Inc., a Nebraska Corporation, of Alliance, has agreed to honor their current contract item costs for an additional contract term; and

*WHEREAS*, The Staff is requesting authority to renew the contract for an additional year.

*NOW, THEREFORE, BE IT RESOLVED*, by the Mayor and City Council of Alliance, Nebraska, the contract for alley and street rehabilitation with Peltz Construction, Inc., of Alliance, Nebraska is hereby extended for an additional one year term under the same unit prices in quoted in the bid, subject to variation in jobs as specified by the City.

*BE IT FURTHER RESOLVED*, that the Mayor is authorized to sign the contract with Peltz Construction, Inc., to extend the contract for the Street and Sidewalk Rehabilitation for another year.

*BE IT FURTHER RESOLVED*, that City staff shall notify the successful bidder so that work can proceed according to the bid specifications.

Roll call vote with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzel, Feldges.

May 7, 2009

Voting Nay: None.

Motion carried.

- Resolution No. 09-59 awarding the Alley Rehabilitation Project to Peltz Construction in an amount not to exceed \$45,000.00 was the next item on Council's agenda.

Motion by Mayor Yeager, seconded by Councilman Benzel to approve Resolution No. 09-59 which follows in its entirety:

**RESOLUTION NO. 09-59**

*WHEREAS*, The City of Alliance has authorized competitive quotes to obtain bids for alley rehabilitation pursuant to bid number 4310-09-03; and

*WHEREAS*, Eight (8) Invitations were issued, and four (4) responses were received; and

*WHEREAS*, The bid of Peltz Construction, Inc., a Nebraska Corporation, of Alliance, Nebraska appears to be the lowest, responsive, and responsible bid based on unit prices in the amount of \$23,950.00.

*NOW, THEREFORE, BE IT RESOLVED*, by the Mayor and City Council of Alliance, Nebraska, the contract for bid number 4310-09-03 is hereby awarded to Peltz Construction, Inc., of Alliance, Nebraska in an amount not to exceed \$45,000.00, subject to variation in jobs as specified by the City, at the unit prices quoted in the bid.

*BE IT FURTHER RESOLVED*, that the Mayor is authorized to sign the contract with Peltz Construction, Inc., for the Alley Rehabilitation as determined by the work completed at the unit prices quoted in the bid.

*BE IT FURTHER RESOLVED*, that City staff shall notify the successful bidder so that work can proceed according to the bid specifications.

Roll call vote with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzel, Feldges.

Voting Nay: None.

Motion carried.

- The next item to be presented to Council was Resolution No. 09-60 awarding the Airport Runway Seal Coat Construction Project to Hi-Lite Markings, Inc. of Adams Center, NY.

May 7, 2009

Motion by Councilwoman Rowley, seconded by Councilman Benzel to approve Resolution No. 09-60 which follows in its entirety:

**RESOLUTION NO. 09-60**

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

*WHEREAS*, There are runways on the Alliance Municipal Airport that need to be treated by applying a seal coat; and

*WHEREAS*, The City authorized the Nebraska Department of Aeronautics to act as the City of Alliance Municipal Airport's agent for the application of the seal coat on the runway; and

*WHEREAS*, Invitations to Bid were published and bids were opened; and

*WHEREAS*, The bid of Hi-Lite Markings Inc., of Adams Center, New York appears to be the lowest, responsive, and responsible bid in the amount of Five Hundred Ninety nine Thousand Seven Hundred Eighty Eight and 60/100ths Dollars (\$599,788.60); and

*NOW, THEREFORE, BE IT RESOLVED* by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is authorized to enter into a contract with the Hi-Lite Markings Inc., of Adams Center, New York for the Alliance Municipal Airport Project No 3-31-0003-12/13.

*BE IT FURTHER RESOLVED*, The Public Facilities Director is authorized to make field change orders not to exceed five percent (5%) of the total contract amount without further Council approval for a total amount of Six Hundred Twenty Nine Thousand Seven Hundred Seventy Seven and 60/100ths (\$629,777.60) Dollars.

*BE IT FURTHER RESOLVED* that the contract with Hi-Lite Markings Inc., of Adams Center, New York is contingent upon approval and funding by the Federal Aviation Administration and the Nebraska Department of Aeronautics of the Alliance Municipal Airport Project No 3-31-0003-12/13.

Dave Schaff, representative of M.C. Schaff and Associates advised Council reference checks were conducted and jobs completed in Minot, ND and Wyoming were done satisfactorily.

Roll call vote with the following results:

Voting Aye: Yeager, Rowley, Kusek, Benzel, Feldges.

Voting Nay: None.

Motion carried.

May 7, 2009

- The last item on Council's agenda was Resolution No. 09-61 adopting the Bleacher Use Policy which establishes a fee schedule and use criteria for City owned bleachers.

Motion by Councilman Benzel, seconded by Councilman Feldges to approve Resolution No. 09-61 which follows in its entirety:

**RESOLUTION NO. 09-61**

*WHEREAS*, The City of Alliance is interested in developing the community of Alliance and Box Butte County; and

*WHEREAS*, The City of Alliance utilized Community Betterment funds to purchase portable and towable bleachers for the use of the City; and

*WHEREAS*, The City desires to allow residents of the City and Box Butte County to utilize or rent the bleachers for public and private events; and

*WHEREAS*, City staff has drafted a Bleacher Rental Policy and a Bleacher Rental Agreement for Council's review; and

*WHEREAS*, Council finds that the Bleacher Rental Policy and Bleacher Rental Agreement are appropriate and should implemented.

*NOW, THEREFORE, BE IT RESOLVED* by the Mayor and City Council of the City of Alliance, Nebraska, that the Bleacher Rental Policy, which is attached hereto and incorporated herein by this reference, is hereby adopted and approved as an official policy of the City of Alliance.

*BE IT FURTHER RESOLVED* that the Bleacher Rental Agreement, which is attached hereto and incorporated herein by this reference, is hereby adopted and approved for use in renting or utilizing the bleachers by residents of the City of Alliance and Box Butte County.

*BE IT FURTHER RESOLVED* that the City staff is authorized to implement the Bleacher Rental Policy and Bleacher Rental Agreement.

City Manager Caskie advised Council the intent was to allow community use of the bleachers. The bleachers have been rented for private events. Councilman Benzel voiced his concern for allowing the bleachers to be used outside the City.

Roll call vote with the following results:

Voting Aye: Yeager, Rowley, Kusek, Feldges.

Voting Nay: Benzel.

Motion carried.

May 7, 2009

- Mayor Yeager stated, “there being no further business to come before the Alliance City Council, the meeting is adjourned at 8:22 p.m.”

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Ralph Yeager, Mayor

(SEAL)

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Linda S. Jines, City Clerk