

**ALLIANCE, NEBRASKA
CITY COUNCIL MEETING
School Board Meeting Room
1604 Sweetwater Avenue
May 17, 2012 - 7:00 p.m.
AGENDA**

- **Call to Order**
- **Roll Call**
- **Open Meetings Act Announcement**
For the public's reference a copy of the Open Meetings Law has been posted on the north wall of this room in the audience area. This posting complies with the requirements of the Nebraska Legislature.
- **Invocation and Pledge of Allegiance**

A. Introduction of Newly Promoted Sergeant Dominick Peterson of the Alliance Police Department

B. Consent Calendar

C. City Manager's Report

D. Presentation of Street Report by Public Facilities Director Lenz

**E. Public Hearing – Rezoning Application of Tom and Tammy Fletcher
Ordinance No. 2706**

Now is the date, time and place to conduct a public hearing on the rezoning application of Tom and Tammy Fletcher. The Fletcher's are requesting to change Lot 2, Block 2, Grovefield Addition of the City of Alliance from R-3 Multi-Family Residential to C-3 Highway Commercial. The property is commonly addressed as 1242 14th Street. The Alliance Planning Commission at their Regular Meeting, May 8, 2012 recommended approval of the rezoning.

**F. Ordinance No. 2705 – Third Reading
Sale of Property to Thomas R. and Tammy L. Fletcher**

This Ordinance will approve a lot sale to Thomas R. And Tammy L. Fletcher for Lot 2, Block 2, Grovefield Addition to the City of Alliance. The purchase price for the lot was determined using the current lot pricing resolution for a total of \$8,884.75. A copy of the executed *Agreement for Sale of Real Estate* has been included in your packet. A down payment of \$500.00 has been received. The Fletcher's purchase is contingent upon the property being rezoned from residential to commercial.

**G. Ordinance No. 2702 – Third Reading
Municipal Code Amendment – Limited Time Parking in Designated Places**

This ordinance is before Council on third reading. Ordinance No. 2702 will implement a two hour parking restriction around the Central Park Fountain and will include the west one-half of the north side of 10th Street between Niobrara and Sweetwater Avenues, and the east side of Niobrara Avenue between 10th and 11th Streets.

**H. Ordinance No. 2703 –Third Reading
Municipal Code Amendment – Zoning Regulations/Allowing Churches within Commercial Districts**

Ordinance No. 2703 is before Council on third reading and will amend the zoning regulations to allow churches as a permitted use in commercially zoned C-0, C-1, C-2 and C-3 areas. The Alliance Planning Commission discussed this issue at their February and March meetings and has made the recommendation to approve the proposed amendment.

† Added by addendum to agenda 24 hours prior to the meeting

**I. Ordinance No. 2704 –Third Reading
Municipal Code Amendment – Rezoning Request of Wes and Angy Fancher**

Ordinance No. 2704 is before Council on third reading. The proposed ordinance will approve the rezoning application of Wes and Angy Fancher for the Southwest Quarter of Section 31, Township 25 North, Range 47 West of the 6th P.M., Box Butte County, Nebraska. The property is currently zoned as a C-3 Highway Commercial District and is being proposed to change to an M-2 Heavy Industrial District. The Alliance Planning Commission has recommended Council approve the proposed rezoning.

**J. Public Hearing - Conditional Use Permit
Resolution No. 12-33**

Now is the date, time and place to conduct a Public Hearing on the application of Wes and Angy Fancher for a Conditional Use Permit to operate a RV Park on a tract of land in the SW ¼, Section 31, Township 25 North, Range 47 of the 6th P.M., Box Butte County, Nebraska which is located on East Kansas Street commonly addressed 304 Woolrich Road. The Alliance Planning Commission at their regular meeting, May 8, 2012 recommended approval of the Conditional Use Permit with no special conditions. Resolution No. 12-33 has been prepared for Council's consideration and will approve the request with two special conditions: (1) the installation of fire hydrants as required by the Alliance Fire Chief and (2) an annual review by staff to ensure a safe and well kept facility.

**K. Public Hearing - Fresh Start Manager's Application of Amanda R. Hanson
Resolution No. 12-34**

Now is the date, time and place to conduct a Public Hearing to consider and approve the appointment of Amanda R. Hanson as the liquor license manager for Fresh Start located at 610 East 3rd Street, Alliance, NE. Material included for Council's review are the application, background report from Police Chief Kiss and the check list per Section 53-132 of the Nebraska State Statutes. Ms. Hanson has been advised to be in attendance.

L. Resolution No. 12-35 – Gift Acceptance from the Alliance Spartans

Resolution No. 12-35 will accept a batting cage unit for placement at the Bower Shankland Baseball Field being donated by the Alliance Spartans. Following Council's last meeting, staff met with a representative of the Alliance Spartans and determined that fencing was not essential in protecting the equipment. The nets on the cage can be cranked up on all four sides after every use and will hang over 10 feet above the ground. Once the nets are retracted the cranks are removed and all that is accessible are the six posts.

M. Resolution Nos. 12-36 and 12-37 – Economic Development Agreements for Box Butte Development Corporation

Resolution Nos. 12-36 and 12-37 will approve the Economic Development Assistance Agreement between the City of Alliance and Box Butte Development Corporation which are being recommended by J.D. Cox as the Program Administrator. The Agreements have been approved by the Economic Development Plan Application Review Committee (EDPARC). Copies of the proposed Agreements have been included in the packet for Council's consideration.

N. Resolution No. 12-38 – Engineer Selection for Sweetwater Avenue

Resolution No. 12-38 will authorize staff to negotiate an Agreement with the firm of M.C. Schaff & Associates of Scottsbluff, Nebraska to produce final construction plans and specifications to improve Sweetwater Avenue from 18th Street to 25th Street for submittal to Council. The City received three proposals for this work, with M.C. Schaff & Associates submitting the most appropriate proposal.

O. Resolution No. 12-39 – Preliminary Engineering Agreement for Downtown Streetscape

This resolution will authorize the City of Alliance to enter into a Professional Service Agreement with Baker & Associates, Inc. to perform the preliminary engineering, environmental documentation and final design services for the Box Butte Avenue Historical Lighting and Box Butte Avenue Streetscape Project. The City's share for the preliminary engineering is \$46,913.86. The Historical Lighting component of the project is 80% Federal funded and 20% locally funded; the Streetscape component is 100% locally funded.

† Added by addendum to agenda 24 hours prior to the meeting

P. Resolution No. 12-40 – Preliminary Engineering Agreement for 10th Street Project and Trail

This resolution will authorize the City of Alliance to enter into a Professional Service Agreement with M.C. Schaff & Associates to perform the preliminary engineering and environmental documentation for the 10th Street, Box Butte to Flack Avenue Project. The City's share for the preliminary engineering is \$31,793.32 which is 20% of the project.

Q. Resolution No. 12-41 – Refuse Truck Purchase

Resolution No. 12-41 will award the purchase of a refuse collection truck to Floyd's Truck Center, Inc. of Scottsbluff, NE in the amount of \$133,515; which includes a \$45,000 trade-in allowance. Floyd's Truck Center was the sole bidder and provided three bid options. Staff is recommending Option 1 - the purchase of a 2013 Freightliner Chassis with 2012 ImPac Refuse Body. Public Facilities Director Lenz has provided a detailed memorandum regarding this purchase which has been made part of the packet for Council's review.

R. Resolution No. 12-42 – Contract Extension for K. L. Wood

Due to circumstances beyond the control of the contractor, the City of Alliance is requesting an extension to the Concrete Rehabilitation Contract for an additional sixty days. The contract is with K. L. Wood and Company and has approximately \$39,000 remaining. Staff would like to proceed with our planned projects. Resolution No. 12-42 will authorize a sixty day extension to the Concrete Rehabilitation Contract with K. L. Wood and Company.

S. Resolution No. 12-43 – Interlocal Agreement with Alliance Public Schools District No. 0006

Resolution No. 12-43 will authorize the City to enter into an Interlocal Cooperation Agreement for the provision of goods and services with the Alliance Public Schools District No. 0006. A copy of the Agreement is included in the packet for your review.

T. Resolution No. 12-44 – WING Task Force Memorandum of Understanding

This resolution will approve the Memorandum of Understanding which continues authorizing support to the WING Task Force with the assignment of an Alliance officer to the Task Force 80% of their time. Alliance has provided this support since 2000. The WING Task Force was initiated to identify, investigate, and prepare prosecutable cases against major drug trafficking organizations and criminal investigations surrounding narcotics and violent crime that affect Western Nebraska. The anticipated expense of this support is \$36,381.44 with \$32,381.44 having been budgeted. The shortfall of funds will be absorbed within the Police Department's authorized budget authority.

U. Resolution No. 12-45 – Hiring Confirmation

Resolution No. 12-45 is requesting the hiring of a seasonal employee and making a full disclosure of the hiring of a family member. This is being done in compliance with Section 49-1499.04 of the Nebraska State Statutes.

V. Board Appointments

The City has received interest from James Girard and Thomas Price to be re-appointed to the Museum Board for terms ending May 31, 2017. Copies of their information sheets are attached for Council's reference.

The City of Alliance currently has vacancies on the Board of Adjustment, A-1 and A-2 Downtown Improvement Boards, Temporary Community Garden Committee, the Economic Development Plan Citizen Advisory Board, Golf Course Advisory Board and the Housing Authority. There are also terms which will be expiring on the Library Board in June. 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.

W. West Plains Grain Report & Discussion

City Manager Cox is preparing an outline of the various issues which are part of the West Plains Grain Project which will be distributed at the meeting. This document is being prepared to assist Council with this discussion to ensure all concerns are addressed.

† Added by addendum to agenda 24 hours prior to the meeting

X. Recap Actions

- **Adjournment**

Respectfully submitted,

Linda S. Jines
City Clerk