

October 20, 2015

ALLIANCE CITY COUNCIL

REGULAR MEETING, TUESDAY, OCTOBER 20, 2015

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

The Alliance City Council met in a Regular Meeting, October 20, 2015 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 October 13, 2015. 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 October 20, 2015 Regular Meeting of the Alliance, Nebraska City Council at 7:00 p.m. Present were Mayor Yeager, Council Members Feldges, Seiler, Jones and Korber-Gonzalez. Also present were City Manager Cox, City Attorney Hoelsing and City Clerk Jines.

- Mayor Yeager read the Open Meetings Act Announcement.
- Council’s first order of business was the introduction of our new City of Alliance employees, Robert Alvarado, Street Maintenance Worker and Monique Jensen, Library Clerk.
- The next agenda item was the Consent Calendar.

Councilman Feldges made a motion, which was seconded by Councilwoman Korber-Gonzalez to approve the Consent Calendar as follows:

CONSENT CALENDAR – OCTOBER 20, 2015

1. Approval: Minutes of the Regular Meeting, October 6, 2015.
2. Approval: Payroll and Employer Taxes for the period September 26, 2015 through October 9, 2015 inclusive: \$179,612.87 and \$12,645.23 respectively.
3. Approval: Claims against all funds of the City of Alliance for the period October 2, 2015 through October 13, 2015 in the amount of \$1,214,570.87.

October 20, 2015

4. Approval: Update of the Alliance Volunteer Fire Department roster by adding Colton Rolls, Rachele Sutton and Brandon Williams.
5. Approval: The *Request for Reserved or Exclusive Use of City Streets* of the Immanuel Lutheran Church to conduct a Halloween “Trunk or Treat” event. This will be the fourth year for this event which will be held on 11th Street between Box Butte and Laramie Avenues. The event will be held on Sunday, October 25th between 2:00 p.m. and 5:00 p.m. A Certificate of Liability Insurance has been provided as required.
6. Approval: Resolution No. 15-103 designating Jeff Wolfe of M.C. Schaff and Associates as the City’s Street Superintendent for 2016.

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

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

- City Manager Cox gave the City Manager’s Report which follows in outline form:
 1. Landfill
 - Dozer was back on Oct 15
 - Baler – Parts didn’t all come in – so work was not
 - New Date: Nov 2 (closed on Halloween 10/31 for cleaning).
 2. Working with Schools– Add Bus & Transit Stop on North side of Grand View Elementary School
 3. Fountain
 - Tried to keep fountain going as late as we could
 - Tomorrow will be shutting down for the season
 - Set a record for keeping it operational so late into the season – last year Sept 15
 4. Volunteer Banquet
 - Decreasing attendees;
 - Last year: Had RSVP’d but didn’t attend
 - Looking at options
 - Discussed providing turkeys
 5. Projects Underway
 - Personnel Policy Manual Rewrite
 - Succession Planning
 6. Projects Coming Up

October 20, 2015

- Civil Service Commission Policies & Procedures
- 7. Pet Friendly Travel – Wiggly Field
 - Marketing & Promotion

Upcoming

- Laing Lake: Agreement to accept grant and engineering
 - SRO Agreement – After School District approves on 10/19
 - Vitalix Lease Agreement
- The next discussion item was the first reading of Ordinance No. 2789, which will adopt the City Council 2016 Meeting Schedule. Council was provided with the following information:

[Council has previously established its meeting calendar as 7:00 p.m. at the Board of Education Meeting Room on the first and third Tuesdays of each month. At first sight, staff does not see any apparent conflicts to our normal scheduling.

Staff would like Council to consider establishing a Special Meeting for the end of our fiscal year for final bill approval and would recommend Friday, September 30th. This has traditionally been a very short meeting in the morning hours to allow the Finance Department to complete year-end payments.

Although set forth by ordinance, Council may alter the established time and date that is to its members' convenience. Should Council wish to make any further changes, amendments may be made to the ordinance.]

A motion was made by Councilwoman Korber-Gonzalez, seconded by Councilman Seiler to approve the first reading of Ordinance No. 2789 which City Clerk Jines read by title and follows in its entirety.

ORDINANCE NO. 2789

AN ORDINANCE ESTABLISHING THE TIME AND PLACE OF REGULAR COUNCIL MEETINGS FOR THE CALENDAR YEAR 2016.

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

SECTION 1. Nebraska Statutes at Section 19-615 provide that ". . . the Council shall meet at such time and place as it may prescribe by ordinance, but not less frequently than twice each month in cities of the first class."

SECTION 2. The City Code provides at Section 2-25, that "The City Council shall hold its regular meeting on the first and third Tuesday of each month. The Council may, by adoption of a calendar each year, establish regular meeting dates other than the first and third Tuesday of each month."

October 20, 2015

SECTION 3. Attached hereto is a "proposed 2016 calendar," which is incorporated herein by reference as if fully set forth.

SECTION 4. The City Council of Alliance, Nebraska shall conduct regular meetings during calendar year 2016 on the dates that are indicated on the attached proposed 2016 calendar at the hour of 7:00 o'clock P.M. at the Board of Education Room, 1604 Sweetwater Avenue, Alliance, Nebraska. The time and place of these meetings may be changed from time to time as provided by law.

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

Motion by Councilman Feldges, seconded by Councilwoman Korber-Gonzalez to suspend the statutory rule requiring three separate readings of Ordinance No. 2789.

Roll call vote to waive the statutory reading with the following results:

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

Voting Nay: None.

Motion carried.

Roll call vote to approve Ordinance No. 2789 on final reading with the following results:

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

Voting Nay: None.

Motion carried.

Mayor Yeager stated, "the passage and adoption of Ordinance No. 2789 has been concurred by a majority of all members elected to the Council, I declare it passed, adopted and order it published."

- The second reading of Ordinance No. 2786, which will approve the Final Plat for Lot 6A, a Replat of Lots 5 and 6, Block 12, Lakefield Addition to the City of Alliance, NE and also part of the unplatted lands in the SW ¼ of Section 24, Township 25 North, Range 48, West of the 6th P.M., Box Butte County, NE was the next discussion item. Council was provided with the following information:

[The City of Alliance is in receipt of an application for a Final Plat from Michael and Sandra McCarthy as well as Jason and Carey Tritle. The Final Plat application is to combine Lots 5 & 6, Block 12, Lakefield Addition to the City of Alliance, and unplatted lands in corporate City limits. The two parcels of land are located at, and directly behind 2741 Laramie Avenue.

October 20, 2015

McCarthys are in the process of transferring ownership of the unplatted lands to Tritles who have been leasing the ground for a garage. Once that transfer is complete, the lands that the garage is on and the property already owned by Tritle must be combined into one lot in order for the garage to be considered a conforming accessory use.

The combination of lots is a process that can be done administratively if there isn't any dedication of new ROW, easements, or changing any street or alley line. Although this plat meets those requirements, the east parcel of land has never been platted and as such is not eligible for an Administrative Replat combining the parcels into one lot.

The property is bordered to the north, west, and south, by R1, Single Family Residential and to the east by R-1a, Single Family Residential. The lots to be platted are zoned R1a and R1. The zoning of the unplatted lands being platted will be changed from R1a to R1 before the Final Plat is approved to eliminate the new lot sitting in two different zoning districts.

The lots to the north, west, and south are residential in use and the lot to the east is zoned residential but is currently undeveloped and more rural in character.

The City of Alliance Planning Commission met at its regular meeting September 8, 2015 and found that the material presented to them was satisfactory. They voted yes on a recommendation to the Alliance City Council for the approval of the Final Plat of Lot 6A, a Replat of Lots 5 and 6, Block 12, Lakefield Addition to the City of Alliance, and also a Part of Unplatted Lands in the Southwest Quarter of Section 24, Township 25 North, Range 48 West of the 6th Principal Meridian, Box Butte County, Nebraska. The first reading of the ordinance was approved at the October 6 Council meeting. It is requested that the third reading of the ordinance be waived.]

A motion was made by Councilman Seiler, seconded by Councilman Jones to approve the second reading of Ordinance No. 2786 which City Clerk Jines read by title and follows in its entirety.

ORDINANCE NO. 2786

AN ORDINANCE APPROVING THE FINAL PLAT OF LOT 6A, A REPLAT OF LOTS 5 AND 6, BLOCK 12, LAKEFIELD ADDITION TO THE CITY OF ALLIANCE, NEBRASKA AND ALSO A PART OF UNPLATTED LANDS IN THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 25 NORTH, RANGE 48 WEST OF THE 6TH P.M., BOX BUTTE COUNTY, NEBRASKA.

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

October 20, 2015

SECTION 1. The City of Alliance has received the application for approval of the Final Plat of Lot 6A, A Replat of Lots 5 and 6, Block 12, Lakefield Addition to the City of Alliance, Nebraska and also a part of unplatted lands in the Southwest Quarter of Section 24, Township 25 North, Range 48 West of the 6th P.M., Box Butte County, Nebraska, from R. Michael McCarthy, Sandra D. McCarthy, Jason L. Tritle and Carey L. Tritle.

SECTION 2. The Planning Commission held a public hearing September 8, 2015, to consider the Final Plat, and after such hearing has recommended approval of the Final Plat.

SECTION 3. The City Council finds that all public improvements that are to be required at this time have been completed. No additional infrastructure or improvements are required at this time. No improvement guarantees are required.

SECTION 4. The City Council finds that the Final Plat contains the information required by Section 113-114 of the Alliance Municipal Code, which is relevant to this request.

SECTION 5. The Final Plat of Lot 6A, A Replat of Lots 5 and 6, Block 12, Lakefield Addition to the City of Alliance, Nebraska and also a part of unplatted lands in the Southwest Quarter of Section 24, Township 25 North, Range 48 West of the 6th P.M., Box Butte County, Nebraska, is hereby approved by the City of Alliance and shall be filed with the County Clerk as provided by city code and state law within 30 days of this approval. The plat map which has been prepared is a part of these proceedings and is attached hereto and is incorporated herein and made a part hereof by reference.

SECTION 6. This ordinance shall be in full force and effect from and after its approval, passage, and publication according to law.

Roll call vote on the second reading of Ordinance No. 2786 with the following results:

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

Voting Nay: None.

Motion carried.

- The second reading of Ordinance No. 2787 which will approve the Rezoning Request of Michael and Sandra McCarthy and Jason and Carey Tritle to rezone a portion of land located east of 2741 Laramie Avenue, from R-1a, Single Family Residential to R-1, Single Family Residential was the next agenda item. Council was provided with the following background information:

[Michael and Sandra McCarthy and Jason and Carey Tritle are requesting to rezone a portion of land from R-1a, Single Family Residential to R-1, Single Family Residential to eliminate a proposed lot, currently going through the platting process, from sitting in two different zoning districts.

October 20, 2015

The land is located east of 2741 Laramie Avenue and is described as Part of Unplatted Lands in the Southwest Quarter of Section 24, Township 25 North, Range 48 West of the 6th P.M. otherwise described by the following metes and bounds description: Beginning at the south east corner of Lot 7, Block 12, Lakefield Addition to the City of Alliance, thence S 17°37'00" E 166.83', thence N 72°23'00" E 85', thence N 17°37'00" W 137.88', thence N 88°48'41" W 89.79' to the point of beginning.

The proposed rezone will not change the front or rear setbacks but side setbacks will be reduced to 3'. The property being rezoned is currently used as a garage by 2741 Laramie Avenue. The rezone would not create any new nonconforming structures, uses, or lots.

The purpose of the rezone is to eliminate proposed Lot 6A from sitting in two different zoning districts. The Preliminary Plat for Lot 6A has gone through two readings of Council without amendment and the Final Plat is starting its way through Council. The purpose of zoning is to evaluate and establish the best use of a particular piece of property and separate incompatible land use types. Zoning does not work well when "spot zoning" occurs and works even worse when the same parcel is governed by two different zoning codes. This rezone would preemptively deal with that situation as the Final Plat of Lot 6A makes its way through the platting process.

Notification Petitions were sent to property owners within a 300' radius of the subject property. The City mailed 16 petitions and as of September 15th, the City had received none of them back.

At the September 8, 2015 Planning Commission meeting, the Commissioners voted to recommend the approval of the rezone of A Part of Unplatted Lands in the Southwest Quarter of Section 24, Township 25 North, Range 48 West of the 6th P.M. from R-1a, Single Family Residential to R-1, Single Family Residential. The ordinance was approved on first reading at the October 6 Council meeting. Council is requested to waive the third reading.]

A motion was made by Mayor Yeager, seconded by Councilman Jones to approve the second reading of Ordinance No. 2787 which City Clerk Jines read by title and follows in its entirety.

ORDINANCE NO. 2787

AN ORDINANCE OF THE CITY OF ALLIANCE, NEBRASKA, DEALING WITH ZONING, AMENDING THE DISTRICT ZONING MAP TO SHOW THAT LOT 6A, A REPLAT OF LOTS 5 AND 6, BLOCK 12, LAKEFIELD ADDITION TO THE CITY OF ALLIANCE, NEBRASKA AND ALSO A PART OF UNPLATTED LANDS IN THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 25 NORTH, RANGE 48 WEST OF THE 6TH P.M., BOX BUTTE COUNTY, NEBRASKA, IS NOW INCLUDED AS A R-1A

October 20, 2015

(SINGLE FAMILY RESIDENTIAL) DISTRICT FROM A R-1 (SINGLE FAMILY RESIDENTIAL) DISTRICT, AND REPEALING PRIOR SECTIONS.

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

SECTION 1. Section 115-76 of the Alliance Municipal Code is amended to provide as follows:

115-76. DISTRICT MAP ADOPTED

(a) Boundaries of the districts, as enumerated in section 115-75 are hereby established as shown on a map prepared for that purpose, which map is hereby designated as the zoning district map; and said map, and all the notations, references and information shown thereon is hereby made as much a part of these regulations as if the same were set forth in full herein. The city planning commission shall keep on file in their offices an authentic copy of said map, and all changes, amendments, or additions thereto.

(b) When definite distances in feet are not shown on the zoning district map, the district boundaries are intended to be along existing street, alley or platted lot lines, or extensions of the same, and if the exact location of such lines is not clear, it shall be determined by the building inspector, due consideration being given to location as indicated by the scale of the zoning district map.

This is to certify that the Zoning District Map described in the Alliance Municipal Code, passed this ____ day of _____, 2015, is now the official Zoning District Map.

SECTION 2. Previously existing Section 115-76, and all ordinances, parts of ordinances, resolutions, and policies of the City of Alliance in conflict with the revisions set forth herein are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its approval, passage, and publication according to law.

Roll call vote on the second reading of Ordinance No. 2787 with the following results:

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

Voting Nay: None.

Motion carried.

- Resolution No. 15-104 which will appoint M.C. Schaff & Associates of Scottsbluff, NE as the Alliance Municipal Airport Planning Consultant, was the next discussion item. Council was provided with the following information:

October 20, 2015

[The City of Alliance solicited statement of qualifications and experience from airport consultants for projects at the Alliance Municipal Airport. The Federal Aviation Administration (FAA) and Nebraska Department of Aeronautics (NDOA) allow airports to select engineers for a term of five years.

The airport received two proposals for consideration on July 14, 2015. The consultants were M.C. Schaff and Associates, Inc. of Scottsbluff, Nebraska and DOWL of Great Falls, Montana. Interviews were conducted with both firms on September 18, 2015. A qualification-based selection process was utilized by a committee of three. Selection criteria included recent experience in airport projects, capability to perform all aspects of projects, reputation, ability to meet schedules within budget, quality of previous airport projects undertaken and consultant qualifications. Fee schedules are not permitted to be considered during the selection process and must not be submitted in the proposals. Fees are negotiated for projects as federal funds become available. The airport is selecting the best-qualified consultant, not the least expensive. NDOA will also complete a cost analysis of any draft agreements on individual projects to confirm that the consultant of choice does not overcharge for their services.

M.C. Schaff's familiarity with the Alliance airport was a primary contributing factor in the committee's recommendation. DOWL has not worked in Nebraska nor the Central Region before and while that is not a prerequisite to selection, local experience would make the firm more appealing. The selection committee is recommending that M.C. Schaff and Associates be selected as the airport consultant for another five-year term.]

A motion was made by Councilman Jones, seconded by Councilman Seiler to approve Resolution No. 15-104 which follows in its entirety:

RESOLUTION NO. 15-104

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

WHEREAS, The Nebraska Department of Aeronautics requires that the Alliance Municipal Airport select a planning consultant who will serve for a period of five years; and

WHEREAS, The City's contract with the current five year planning consultant, M. C. Schaff & Associates has expired; and

WHEREAS, The City issued a Request for Qualifications for a planning consultant services for a five year period of time; and

WHEREAS, Those Requests for Qualifications were opened on July 14, 2015 and publically opened and read; and

October 20, 2015

WHEREAS, An evaluation team reviewed the proposals and made their recommendation;
and

WHEREAS, The Mayor and City Council agree with the recommendations of staff.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that M.C. Schaff and Associates, Inc. of Scottsbluff, NE, be selected as the Alliance Municipal Airport's five year planning consultant.

BE IT FURTHER RESOLVED that staff shall notify M.C. Schaff and Associates, Inc. of their selection as the Alliance Municipal Airport five year planning consultant.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

- The next item before Council were Resolution Nos. 15-105 and 15-106 which will authorize leasing of Building Nos. 2904 and 3212 at the Alliance Municipal Airport. Council was provided with the following information:

[The Alliance Municipal Airport owns 18 storage buildings outside of the fenced airfield. The storage buildings were evaluated in the early 1990's and lease rates established based on the building utility services available and the physical condition of the buildings. These rates were last formally adjusted in 2004. The Consumer Price Index (CPI) has increased over 25% since those rates were last set.

The Airport Director has presented two new leases for the Council's consideration:

- Steve King has expressed an interest in leasing Building 2904. The proposed agreement provides that Mr. King pay the City an amount of \$2,400 annually in return for approximately 3,072 square feet of storage space. This entire building has not been leased out before because Airport used a portion as storage.
- Terry Weisgerber has requested to lease Building 3212. The proposed agreement provides that Mr. Weisgerber pay the City an amount of \$900 annually in return for approximately 1,116 square feet of storage space. This space has remained empty since 2012.

October 20, 2015

Both leases will be for one year with an option for automatic renewal annually thereafter. The negotiated rates represent a twenty-five percent increase over the prior square footage rates. The standard lease agreement form has been reviewed and updated by legal counsel. These two leases will leave the City with no empty storage buildings.]

A motion was made by Councilman Feldges, seconded by Councilwoman Korber-Gonzalez to approve Resolution No. 15-105 which follows in its entirety:

RESOLUTION NO. 15-105

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

WHEREAS, There are buildings which are available for lease to the public; and

WHEREAS, Building 2904 is vacant; and

WHEREAS, Steve King has offered to lease Building 2904 under the terms of the Building Lease which is included in the Council's packet; and

WHEREAS, Staff believes that the terms and provisions of the Building Lease Agreement are fair and equitable and in the City's best interest; and

WHEREAS, City Council agrees that it is in the best interest of the City of Alliance and the Alliance Municipal Airport to enter into a one year lease agreement with automatic annual renewals with Steve King in the initial amount of Two Thousand Four Hundred and No/100ths Dollars (\$2,400.00) per year.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is authorized to execute, on behalf of the City of Alliance, the Building Lease for Building 2904 with Steve King.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

A motion was made by Councilman Feldges, seconded by Councilwoman Korber-Gonzalez to approve Resolution No. 15-106 which follows in its entirety:

RESOLUTION NO. 15-106

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

WHEREAS, There are buildings which are available for lease to the public; and

October 20, 2015

WHEREAS, Building 3212 is vacant; and

WHEREAS, Terry Weisgerber has offered to lease Building 3212 under the terms of the Building Lease which is included in the Council's packet; and

WHEREAS, Staff believes that the terms and provisions of the Building Lease Agreement are fair and equitable and in the City's best interest; and

WHEREAS, City Council agrees that it is in the best interest of the City of Alliance and the Alliance Municipal Airport to enter into a one year lease agreement with automatic annual renewals with Terry Weisgerber in the initial amount of Nine Hundred and No/100ths Dollars (\$900.00) per year.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is authorized to execute, on behalf of the City of Alliance, the Building Lease for Building 3212 with Terry Weisgerber.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

- Council next reviewed Resolution No. 15-107, which will adopt the Title VI Non-Discrimination Plan for the Public Transit Program. Council was provided with the following background information:

[All entities who receive Federal Transit Administration (FTA) grant dollars either directly or through the Nebraska Department of Roads (NDOR) are subject to Title VI of the Civil Rights Act of 1964 and the Department of Transportation's implementing regulations. Under the Civil Rights Act and related statutes, the Public Transit program must ensure that no person shall be excluded from or denied the benefits and services or in any other way be discriminated against on the basis of race, color or national origin.

Some of the specific provisions within the Plan include:

- Notifying public regarding the City's obligation under Title VI via posted notices (in English and Spanish) on the website, the public office and the transit vehicles
- Developing procedures for investigating and tracking Title VI complaints
- Promoting inclusive public participation in the decision-making process regarding projects
- Providing meaningful access to persons of limited English proficiency (LEP)
- Conducting training for transit employees to ensure understanding of the importance of Title VI and the Language Assistance Plan

October 20, 2015

The NDOR has a standard Title VI Non-Discrimination Plan template that has been customized for the Alliance Public Transit program. To meet the compliance requirements, the City Council must approve the Title VI Program by resolution and forward the document for approval to the NDOR.]

A motion was made by Councilman Seiler, seconded by Councilman Feldges to approve Resolution No. 15-107 which follows in its entirety:

RESOLUTION NO. 15-107

WHEREAS, The City of Alliance operates the public transit services for the communities of Alliance and Hemingford; and

WHEREAS, The City of Alliance receives Federal Transit Administration grant dollars either directly from the TRA or through the Nebraska Department of Roads; and

WHEREAS, As a result of receiving these funds, the City's Public Transit Program is subject to Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation's implementing regulations; and

WHEREAS, Under the Civil Rights Act of 1964 and related statutes, the City's Public Transit Program ensures that no person shall, on the grounds of race, color, or national origin, be excluded from participation in, denied the benefits or services of, or be otherwise subjected to discrimination in all programs, services or activities administered by this agency.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the attached Title VI Non-Discrimination Plan for the City's Public Transit Program is hereby adopted.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the Title VI Non-Discrimination Plan on behalf of the City and have the Plan submitted with the Nebraska Department of Roads.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

- The next agenda item was the announcement of the current Board vacancies. The City of Alliance has the following openings at this time: two vacancies on the Board of Adjustment; one vacancy on the A-1 Downtown Improvement Board, with two additional terms expiring the end of this month; A-2 Downtown Improvement Board will have two terms expiring the end of this month; two youth ex-officio positions on the Library Board, and a Hispanic representative on the Police Advisory Board. Anyone interested in serving on these

October 20, 2015

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.

- The final item before Council was the performance evaluation of City Clerk Jines. Councilman Jones moved pursuant to Section 84-1410 Reissue Revised Statutes of Nebraska 1943, that the Alliance City Council hold a closed session for the purpose of the job performance evaluation of City Clerk Jines; and that the Council finds the closed session is necessary to prevent needless injury to the reputation of City Clerk Jines, and she has not requested a public hearing. The motion was seconded by Councilwoman Korber-Gonzalez.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

Council and City Clerk Jines entered into closed session at 7:37 p.m. Clerk Jines was excused from 8:12 p.m. to 8:45 p.m. The closed session concluded at 8:45 p.m. at which time Council returned to open session.

A motion was made by Councilman Seiler, which was seconded by Councilman Feldges to authorize a \$500.00 bonus to City Clerk Jines following a positive performance evaluation.

Roll call vote with the following results:

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

Voting Nay: None.

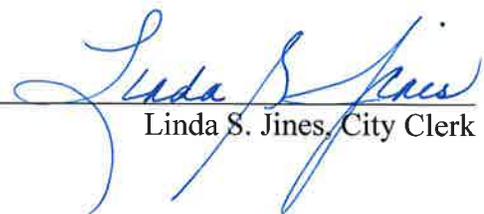
Motion carried.

- Mayor Yeager stated, "there being no further business to come before the Alliance City Council, the meeting is adjourned at 8:46 p.m."

(SEAL)



Ralph Yeager, Mayor



Linda S. Jines, City Clerk