

July 1, 2010

## ALLIANCE CITY COUNCIL

REGULAR MEETING, THURSDAY, JULY 1, 2010

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

The Alliance City Council met in a Regular Meeting, July 1, 2010 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 June 24, 2010. 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 July 1, 2010 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 Interim City Manager 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 Councilwoman Rowley to approve the Consent Calendar which follows in its entirety:

### CONSENT CALENDAR – JULY 1, 2010

1. Approval: Minutes of the Regular Meeting, June 17, 2010.
2. Approval: Payroll and Employer Taxes for the period May 29, 2010 through June 11, 2010 inclusive: \$195,240.59 and \$13,936.20 respectively.

July 1, 2010

3. Approval: Claims against the following funds for the period June 14, 2010 through June 25, 2010: 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; \$612,688.26.

4. Approval: The issuance of the following Contractor Licenses:

Roofing	Doyle Spradlin dba Hometown Roofing Shaun Spangler dba Spangler Roofing Drury Brothers Roofing, Inc. Chad Tracy dba Caliber One, LLC
Repair & Maintenance	Charlie Krantz dba Alliance Seamless Gutter Rick Wayman dba Consolidated Services, Inc.
Master Plumber	Dennis J. Meng dba Merritt, Inc.
Master HVAC & Gas Fitter	Dennis J. Meng dba Merritt, Inc. Jared Wilson dba Z & S Sheet Metal

NOTE: Interim City Manager Miller 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.

Councilman Feldges asked if a charge to Assistant Fire Chief Brad Schrum for Police Department CPR training was billed to the correct department. He was advised that the billing was correct. Councilman Kusek asked if charges for Police Department ammunition was for a year's supply; but he would research the issue and report back through Interim City Manager Miller. Finance Director Benton indicated that he believes the charge was for more than one year's supply. Councilman Kusek questioned several charges for pool uniforms. Interim City Manager Miller advised Council that the City provides a swimming suit, lanyard, whistle, fanny pack and a hat for each lifeguard. Two tee-shirts and shorts are purchased for the cashiers. Any other items must be purchased by the employee.

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 the public hearing and first reading of Ordinance No. 2663 regarding the rezoning application of West Plains Company. Mayor Yeager declared, now is the date, time, and place to conduct a public hearing on the rezoning application of West Plains Company on behalf of the owners of the property Brad Schnell and West Hills Land Company. The public hearing opened at 7:04 p.m. Community Development Director Rick Houck presented Council a brief overview of the project. Councilman Kusek asked if there has

July 1, 2010

been discussion regarding upgrading the railroad crossing. Mr. Houck indicated that no discussion has taken place. Councilman Benzel said that improvements will need to be made to Madison Road.

Mark Kimmel, 6305 Otoe Road addressed Council as part of West Hills Land Company and a local grower, indicating his approval of the project.

Brad Schnell, 2221 CR60 addressed Council in favor of the project.

The public hearing was closed at 7:15 p.m.

Motion by Councilman Kusek, seconded by Councilwoman Rowley to approve Ordinance No. 2663 on first reading. City Clerk Jines read the ordinance by title which follows in its entirety:

#### **ORDINANCE NO. 2663**

AN ORDINANCE AMENDING THE MUNICIPAL CODE, ORDINANCE NO. 1890,  
SPECIFICALLY 10-302, THE ZONING DISTRICT MAP, BY AMENDING THE ZONING  
OF CERTAIN PARCELS OF LAND AS DESCRIBED HEREIN FROM AGRICULTURAL  
(A) TO RAILROAD INDUSTRIAL (M-3).

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

SECTION 1. The City of Alliance has zoning authority pursuant to law which provides procedures for changing the zoning designation of certain parcels of property.

SECTION 2. The application of the City of Alliance, Nebraska, has been received, which requests rezoning of certain parcels of real estate from Agricultural (A) to Railroad Industrial (M-3). The description of the real estate requested to be rezoned is as follows:

All that part of the NE $\frac{1}{4}$ , Section 22, Township 25 North, Range 48, west of the 6<sup>th</sup> P.M., Box Butte County, Nebraska, lying east of the C B & Q Railroad, now Burlington Northern Santa Fe Railroad right of way.

and

The E $\frac{1}{2}$ NW $\frac{1}{4}$ , Section 22, Township 25 North, Range 48, west of the 6<sup>th</sup> P.M., Box Butte County, Nebraska, lying east of the C B & Q Railroad, now the Burlington Northern Santa Fe Railroad right of way.

SECTION 3. Notice has been mailed, published, and posted as required by law regarding the proposed change prior to a public hearing held by the Planning Commission. Fourteen property owners were mailed notice. Three responses were in favor, three responses

July 1, 2010

were opposed because they were concerned that the change would increase their property tax valuation and property taxes.

SECTION 4. After a public hearing held before the Alliance Planning Commission, the Planning Commission recommended approval of the proposed zoning.

SECTION 5. Notice has been given as provided by law for a public hearing by the Alliance City Council, and such a hearing was conducted on July 1, 2010.

SECTION 6. The City Council finds that the proposed zoning change is appropriate for consistent zoning within the zoning jurisdiction of the City of Alliance, Nebraska, and is consistent with the Comprehensive Plan as adopted by the City of Alliance.

SECTION 7. The parcels described herein at paragraph number 2 of this ordinance are hereby rezoned from Agricultural (A) to Railroad Industrial (M-3) as of the effective date of this ordinance.

SECTION 8. Changes to the authentic zoning district map on file in the Planning Commission office shall be made by city staff to reflect this change in zoning designation.

SECTION 9. This ordinance shall be in full force and effect after its passage, approval, and publication according to law.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

- A public hearing regarding a Substandard and Blighted designation of property was the next item on Council's agenda. Mayor Yeager declared, "Now is the date, time, and place to conduct a public hearing on whether property generally along the east side of Highway 385 from 10<sup>th</sup> Street south to the Corporate Limits, along the Corporate Limits south of Kansas Street, including all the area on both sides of 3<sup>rd</sup> Street between Highway 385 and Cody Avenue, and all the land south of 3<sup>rd</sup> Street from Highway 385 east to Cody Avenue, Alliance, Box Butte County Nebraska should be declared a substandard and blighted area in need of redevelopment for the purposes of the Community Development Law." Mayor Yeager opened the Public Hearing at 7:18 p.m. Community Development Director Rick Houck described the definition of Substandard and Blighted and provided an overview of the process. The number of properties over 40 years old and land in the city limits that has remained undeveloped for 40 years are two considerations when determining that an area should be considered substandard and blighted.

Richard Schommer, 1115 Cheyenne Avenue addressed Council against the designation which he feels "doesn't pass the smell test." He indicated the public has the right to know who this is for

July 1, 2010

and that the corporate welfare tax situation is unfair. He said that the taxpayers were already stuck for the demolition on really blighted property such as the Drake Hotel, Alliance Hotel and fairly soon Central School.

June Preiss, 1102 West 2<sup>nd</sup> Street addressed Council and asked why a 40 year old home would be declared substandard and blighted when most of the homes in Alliance are of the same age. She also questioned what will happen to the TIF money if the businesses that utilize it are not successful.

John McGhehey, 1803 Box Butte Avenue addressed Council and thanked them for declaring this property as an “economic development area” which is a terminology that he prefers to the statutory language of blighted and substandard. He indicated that it is unfortunate that the terminology that is in the State Statute must be used because it is not to cast aspersions on anyone’s property that already resides in the area but it is a very important economic development tool. Many communities use Tax Increment Financing, and the only way to get there is to go through the substandard and blighted process. Improvements made to property through TIF are public improvements such as infrastructure which are a continual benefit to the community. Once the public improvement is paid off, the taxes continue to be paid. He said we want to encourage people to invest in our community and build our tax base. If that does not lower our taxes it will at least maintain them at a certain level because the cost for city/county services will go up.

Rachel Gonzalez, 735 Homestead Avenue addressed Council and asked what improvements were made in the three other areas of Alliance that have been declared blighted and substandard. Rick Houck explained that two redevelopment plans have been done which are the Movie Gallery and the Otto Building. Water lines and street improvements were made at Movie Gallery; and public parking, streetscape and drainage improvements, electric and water lines were installed at the Otto Building.

Mr. McGhehey advised Council that Redevelopment Plans are required to qualify for TIF money and they are public information.

Mr. Schommer readdressed Council and stated that if you grant the funding to one person you have to give it to everyone.

The public hearing was closed 7:43 p.m.

Motion by Councilman Kusek, seconded by Councilman Benzel to approve Resolution No. 10-81 declaring the above described property as substandard and blighted and follows in its entirety:

**RESOLUTION NO. 10-81**

*WHEREAS*, By Ordinance passed by the City Council of the City of Alliance, the City of Alliance has created a Community Development Agency pursuant to the Community Development Law of the State of Nebraska; and

July 1, 2010

*WHEREAS*, A survey was conducted at the direction of the City of Alliance by the Panhandle Area Redevelopment District and the City of Alliance entitled *Redevelopment Area Substandard/Blight Survey for the West Alliance Redevelopment Area*; and

*WHEREAS*, Such survey describes certain areas within the City of Alliance as qualifying for designation as substandard and blighted according to the definitions of the Community Development Law; and

*WHEREAS*, The City Council intends to consider the declaration of a certain area within the survey boundaries as substandard and blighted, which area is legally described as follows: A tract of land in Townships 24 and 25 North, Range 48, West of the 6<sup>th</sup> Principal Meridian, Box Butte County, Nebraska, described as follows:

Beginning at the Northwest corner of Section 35, Township 25 North, thence South 33' along the West line of said Section, thence 33' East along a line parallel to the North line of said Section to the point of beginning, thence continuing in a southerly direction along the East right-of-way of State Hwy 2/385 for a distance of 1309.5' to a point on the North right-of-way line of West 6<sup>th</sup> Street, thence Southwesterly 68.5' to the intersection of the South right of way line of West 6<sup>th</sup> Street, and the West line of Section 35, thence South along said Section line to the Southwest corner of said Section, thence Easterly along the South line of Section 35, a distance of 73.47' to the Northwest corner of Section 4, Township 24 North, Range 48 West, thence South along the West line of Section 4 a distance of 301.71', thence East 1496.81' along a line parallel with the North line of Section 4, thence 24.1' South along a line parallel with the West line of said Section, thence continuing along a line parallel with the North line of said Section a distance of 918', thence South along a line parallel with the West line of said Section, thence Northeast along the West right-of-way line of BNSF for a distance of 1451.41', thence West along the South right-of-way line of West Kansas Street for a distance of 865.07', thence 2630.2' North along the West right-of-way line of Cody Avenue to the Northeast corner of Block 1, Syndicate Addition, thence 357.46' along the North line of said Block, thence 733.97' North along a line parallel with the West line of Section 35, thence 420.28' West along a line parallel with the South line of said Section, thence South 193.51' along a line parallel with the West line of said Section, thence 150.02' on a bearing parallel with the South line of said Section, thence South 141.4' along a line parallel with the West line of said Section, thence West 146' along a line parallel with the South line of said Section, thence Northwest to a point intersecting the West right-of-way line of Ramblin' Road 280.33' North of the Southeast corner of the tract of land at 1504/1508 West 3<sup>rd</sup> Street, thence West 220.06' along the North line of said tract, thence 102.5' West Northwest to the Northeast corner of Lot 1, Eagle's Addition, thence 244' along the North line of said Lot, thence North 198.73' along a line parallel with the West line of Section 35, thence West 45.9' along a line parallel with the South line of said Section, thence North 400.69' to the Northeast corner of the tract of land at 2431 Hwy 2, thence North 1649.41' along a line to the West line of said Section to a point intersecting the South right-of-way line of West 10<sup>th</sup>

July 1, 2010

Street, thence West 420' along said line to the point of beginning. Tract of land thus comprising 200 acres, more or less; and

*WHEREAS*, The physical description of said properties is shown on a map which is included in the City Council packets; and

*WHEREAS*, Section 18-2109 of the Community Development Law requires the governing body of the City to submit the question of whether an area is substandard and blighted to the Planning Commission for its review and recommendation prior to making its declaration, and that the Planning Commission is to submit a written recommendation within thirty (30) days of the receipt of such request; and

*WHEREAS*, The Planning Commission met on June 25, 2010 and made a written recommendation that the City Council declare the area to be substandard and blighted; and

*WHEREAS*, The City Council held a public hearing and notice according to Neb. Rev. Stat. Section 18-2115; and

*WHEREAS*, The City Council believes that such areas is substandard and blighted as evidenced by the survey, as shown by conditions such as, but not limited to, the following: areas where there is a predominance of buildings or improvements, whether residential or non-residential in nature, which by reason of dilapidation, deterioration, age, or obsolescence, inadequate provision for ventilation, light, air, sanitation or open spaces, or the existence of conditions which endanger life or property by fire or other causes, or any combination of such factors which is detrimental to the public health, safety, morals, or welfare; areas which by reason of the presence of a substantial number of deteriorated or deteriorating structures, existence of defective or inadequate street layout, faulty lot layout in relation to size, adequacy, accessibility, or usefulness, unsanitary or unsafe conditions, deterioration of site or other improvements, diversity of ownership, improper subdivision or obsolete planning, or the existence of conditions which endanger life or property by fire or other causes, or any combination of such factors, substantially impairs or arrests the sound growth of the community, retards the provision of housing accommodations, or constitutes an economic or social liability and is detrimental to the public health, safety, morals, or welfare in its present condition and use and in which the average age of the residential or commercial units in the area is at least 40 years; and

*WHEREAS*, The City Council believes that it is in the best interest of the City of Alliance and in the best interest of economic development for the area to be declared Substandard and Blighted according to the Community Development Law.

*NOW, THEREFORE, BE IT RESOLVED*, by the Mayor and City Council of Alliance, Nebraska, that the area within the survey boundaries which area is legally described as follows:

July 1, 2010

A tract of land in Townships 24 and 25 North, Range 48, West of the 6<sup>th</sup> Principal Meridian, Box Butte County, Nebraska, described as follows:

Beginning at the Northwest corner of Section 35, Township 25 North, thence South 33' along the West line of said Section, thence 33' East along a line parallel to the North line of said Section to the point of beginning, thence continuing in a southerly direction along the East right-of-way of State Hwy 2/385 for a distance of 1309.5' to a point on the North right-of-way line of West 6<sup>th</sup> Street, thence Southwesterly 68.5' to the intersection of the South right of way line of West 6<sup>th</sup> Street, and the West line of Section 35, thence South along said Section line to the Southwest corner of said Section, thence Easterly along the South line of Section 35, a distance of 73.47' to the Northwest corner of Section 4, Township 24 North, Range 48 West, thence South along the West line of Section 4 a distance of 301.71', thence East 1496.81' along a line parallel with the North line of Section 4, thence 24.1' South along a line parallel with the West line of said Section, thence continuing along a line parallel with the North line of said Section a distance of 918', thence South along a line parallel with the West line of said Section, thence Northeast along the West right-of-way line of BNSF for a distance of 1451.41', thence West along the South right-of-way line of West Kansas Street for a distance of 865.07', thence 2630.2' North along the West right-of-way line of Cody Avenue to the Northeast corner of Block 1, Syndicate Addition, thence 357.46' along the North line of said Block, thence 733.97' North along a line parallel with the West line of Section 35, thence 420.28' West along a line parallel with the South line of said Section, thence South 193.51' along a line parallel with the West line of said Section, thence 150.02' on a bearing parallel with the South line of said Section, thence South 141.4' along a line parallel with the West line of said Section, thence West 146' along a line parallel with the South line of said Section, thence Northwest to a point intersecting the West right-of-way line of Ramblin' Road 280.33' North of the Southeast corner of the tract of land at 1504/1508 West 3<sup>rd</sup> Street, thence West 220.06' along the North line of said tract, thence 102.5' West Northwest to the Northeast corner of Lot 1, Eagle's Addition, thence 244' along the North line of said Lot, thence North 198.73' along a line parallel with the West line of Section 35, thence West 45.9' along a line parallel with the South line of said Section, thence North 400.69' to the Northeast corner of the tract of land at 2431 Hwy 2, thence North 1649.41' along a line to the West line of said Section to a point intersecting the South right-of-way line of West 10<sup>th</sup> Street, thence West 420' along said line to the point of beginning. A tract of land thus comprising 200 acres, more or less

is substandard and blighted pursuant to the Community Development Law for the State of Nebraska.

Roll call vote with the following results:

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

Voting Nay: None.

July 1, 2010

Motion carried.

- The next item to be presented to Council was Resolution No. 10-82 adopting the Policies and Procedures for the Box Butte County RSVP Program.

Motion by Councilman Feldges, seconded by Councilwoman Rowley to approve Resolution No. 10-82 which follows in its entirety:

**RESOLUTION NO. 10-82**

WHEREAS, The City of Alliance is in charge of the Box Butte County RSVP Program; and

WHEREAS, The Program is funded in part by Federal funds; and

WHEREAS, Federal regulations require that the Retired and Senior Volunteer Program (RSVP) have policies and procedures adopted by the City Council; and

WHEREAS, Staff has drafted the Box Butte County RSVP Policies and Procedures; and

WHEREAS, Council believes that the adoption of the policies and procedures is in the best interest of the City of Alliance and Box Butte County RSVP Program.

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of Alliance that the Box Butte County RSVP Policies and Procedures dated June 8, 2010 are adopted as a policy of the City of Alliance.

BE IT FURTHER RESOLVED that the City Manager is authorized to execute any documents necessary to comply with the federal guidelines pursuant to the adopted policy.

Terri Grosz, Box Butte County RSVP Director addressed Council advising them this is not new, it is a guideline of the National and Community Service and for the most part have been our practice. Adoption of the resolution will document our policies and procedures in writing.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

- Resolution No. 10-83 authorizing the use of \$254,000.00 from the Street Contingency Fund for various street projects was the next item for Council's consideration.

July 1, 2010

Motion by Councilman Kusek, seconded by Councilwoman Rowley to approve Resolution No. 10-83 which follows in its entirety:

**RESOLUTION NO. 10-83**

*WHEREAS*, The City of Alliance maintains streets, sidewalks, curbs and gutters; and

*WHEREAS*, Staff has determined additional funds are needed to replace driving lanes, curbs and gutters, patch potholes, perform asphalt chip seal and crack repair and other repairs on the streets, sidewalks, curbs and gutters; and

*WHEREAS*, Staff has requested Street Department Contingency Funds in the amount of Two Hundred Fifty Four Thousand and No/100ths (\$254,000.00) Dollars to fund street, sidewalk, curb and gutter rehabilitation expenses; and

*WHEREAS*, The Street Department system has contingency funds available.

*NOW THEREFORE BE IT RESOLVED* by the Mayor and Council of the City of Alliance, Nebraska that Two Hundred Fifty Four Thousand and No/100ths (\$254,000.00) Dollars shall be transferred from the Street Department Contingency Fund to fund the following:

<b>Location</b>	<b>Description</b>	<b>Cost</b>
Laramie Avenue – 12 <sup>th</sup> to 14 <sup>th</sup>	Replace Driving Lanes	60,000
3 <sup>rd</sup> Street and Hwy 87/Flack Avenue	Replace Driving Lane, Curb and Gutter and Widen Lane	35,000
Project Contingency	Unforeseen Costs and Changes	5,000
South Potash Underpass – South Side	Patch Bad Pothole Area (Mill and Overlay in 2011)	9,800
South Potash Underpass – North Side	Patch Bad Street Areas (Mill and Overlay in 2011)	2,200
4 <sup>th</sup> Street – 100 Blk. East – Alley to Niobrara	Overlay Street	12,000
Kansas Street – Overpass	Taper each apron for smooth transition	8,000
Project Contingency	Unforeseen Costs and Changes	2,000
Laramie Dr., Agate St., Lakefield Drive South, Toedtli Ln, Big Horn Dr., Marvin Cir., Richard Cir., 20 <sup>th</sup> St., 24 <sup>th</sup> St. – Box Butte to Sweetwater Ave., Peterson Ct., Colorado Ave – 1600 Block, Hammond Ln., Grove Ave., 6 <sup>th</sup> St. – Cody to Buffalo Ave, 6 <sup>th</sup> St. – Buffalo Intersection	Asphalt Street Chip Seal/Crack Repair/Street Patch	120,000
	Grand Total	\$254,000

July 1, 2010

*BE IT FURTHER RESOLVED*, That the Finance Director shall transfer Two Hundred Fifty Four Thousand and No/100ths (\$254,000.00) Dollars from the Streets Department Contingency Fund to the appropriate funds to perform the repairs listed.

Councilman Kusek asked if there is a possibility of cost sharing with the Nebraska Department of Roads for the 3<sup>rd</sup> Street and Hwy 87/Flack Avenue portion. He also asked if the intersection is to be included on the 4<sup>th</sup> Street-100 Block East-Alley to Niobrara Avenue portion. Council voiced their support for the street improvement projects, but were concerned about lack of information in some areas and would like more information prior to proceeding.

Roll call vote with the following results:

Voting Aye: None.

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

Motion failed.

- The next item for Council's review was Resolution No. 10-84 authorizing the submittal of an application for a Downtown Revitalization grant through the Department of Economic Development.

Motion by Councilwoman Rowley, seconded by Councilman Benzel to approve Resolution No. 10-84 which follows in its entirety:

#### **RESOLUTION NO. 10-84**

WHEREAS, The City of Alliance recognizes the need for the development and improvement of downtown Alliance to promote economic development in the City; and

WHEREAS, The State of Nebraska Department of Economic Development is accepting applications for funding under the Nebraska Department of Economic Development Community Development Block Grant (CDBG) Downtown Revitalization Grant; and

WHEREAS, The City of Alliance appears to meet the requirements for assistance in completing a planning study that incorporates strategies for reinvigorating the downtown district along Box Butte Avenue in Alliance; and

WHEREAS, The City of Alliance is interested in examining the potential of completing a planning study that incorporates strategies for reinvigorating the downtown district along Box Butte Avenue, in Alliance; and

WHEREAS, The City of Alliance has the funds necessary to meet the twenty five percent (25%) match in the amount of Seven Thousand Five Hundred and No/100ths Dollars (\$7,500.00)

July 1, 2010

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Alliance, Nebraska, that staff is hereby authorized and directed to make an application in the amount of Twenty Two Thousand Five Hundred and No/100ths Dollars (\$22,500.00) for a total amount including the 25% City match of Thirty Thousand and No/100ths Dollars for the Nebraska Department of Economic Development Community Development Block Grant Downtown Revitalization Planning Grant for and on behalf of the City of Alliance.

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 board resignation and three board appointments.

Motion by Councilman Benzel, seconded by Councilman Kusek to accept the resignation of Luis Sanchez from the Alliance Planning Commission.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

Motion by Councilman Benzel, seconded by Councilman Feldges to appoint Terry Christensen to the Library Board for a term expiring June, 2014.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

Motion by Councilman Benzel, seconded by Councilman Feldges to appoint Jazmin Pruneda to the Library Board as a Teen Ex-Officio member for a term expiring June, 2012.

Roll call vote with the following results:

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

July 1, 2010

Voting Nay: None.

Motion carried.

Motion by Councilman Benzel, seconded by Councilwoman Rowley to appoint Kathy Lybarger to the Museum Board for a term expiring May, 2015.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

- By consensus, Council established Monday, July 12, 2010 as the date to conduct an all day Budget Workshop at the Library/Learning Center beginning at 8:30 a.m.
- The last item on Council's agenda was an Executive Session to discuss a personnel matter and contract negotiations.

Councilman Kusek motioned pursuant to Section 84-1410 Reissue Revised Statutes of Nebraska 1943 that the Alliance City Council hold a closed session for the purpose of discussing a personnel matter and contract negotiations. The motion was seconded by Councilman Benzel.

Roll call vote with the following results:

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

Voting Nay: None.

Motion carried.

The closed session began at 8:23 p.m. and ended at 9:44 p.m.

- Mayor Yeager stated, "there being no further business to come before the Alliance City Council, the meeting is adjourned at 9:45 p.m."

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Ralph Yeager, Mayor

(SEAL)

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Linda S. Jines, City Clerk