

Council Meetings

June 20, 2023 Council Meeting

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Building the Best Hometown in America®

ALLIANCE, NEBRASKA
CITY COUNCIL MEETING
Alliance Learning Center
1750 Sweetwater Avenue
June 20, 2023 – 7:00 p.m.
AGENDA

- **Call to Order**
- **Roll Call**
- **Invocation and Pledge of Allegiance**
- **Open Meetings Act Announcement**

For the public's reference a copy of the Open Meetings Law has been posted on the northeast corner of this room in the audience area. This posting complies with the requirements of the Nebraska Legislature.

A. Consent Calendar

Approval of Minutes, Council Proceedings, Payroll and Claims
Cemetery Certificate
Amendment to City Manager Contract
Resolution No. 23-45 - Updated Senior Center Renewal Contract
Resolution No. 23-46 – Airport Haying Lease Agreement
Resolution No. 23-47 – Transit Dispatch Software Agreement
Resolution No. 23-48 – Capitol Budget Transfer

B. Proclamation – Terry Jensen Day

C. Resolution No. 23-49 – Comprehensive Plan

Resolution No. 23-49 will accept and approve the updated City of Alliance Comprehensive Plan.

D. Ordinances in conformity with the Comprehensive Plan

1. Ordinance No. 2957 – Chapter 101

Ordinance No. 2957 is on first reading, which will approve amendments to Chapter 101 of the Municipal Code that are in conformity with the updated Comprehensive Plan.

2. Ordinance No. 2958 – Chapter 105

Ordinance No. 2958 is on first reading, which will approve amendments to Chapter 105 of the Municipal Code that are in conformity with the updated Comprehensive Plan.

3. Ordinance No. 2959 – Chapter 107

Ordinance No. 2959 is on first reading, which will approve amendments to Chapter 107 of the Municipal Code that are in conformity with the updated Comprehensive Plan.

4. Ordinance No. 2960 – Chapter 109

Ordinance No. 2960 is on first reading, which will approve amendments to Chapter 109 of the Municipal Code that are in conformity with the updated Comprehensive Plan.

5. Ordinance No. 2961 – Chapter 111

Ordinance No. 2961 is on first reading, which will approve amendments to Chapter 111 of the Municipal Code that are in conformity with the updated Comprehensive Plan.

City of Alliance Goals

Build Excellence Through Warm Communication and Genuine Alliances * Create a Fun Place to Live, Work and Play * Construct Homes and Develop Neighborhoods * Celebrate and Relax In Our Positive and Friendly Hometown * Promote a Strong and Vibrant Community

6. Ordinance No. 2962 – Chapter 113

Ordinance No. 2962 is on first reading, which will approve amendments to Chapter 113 of the Municipal Code that are in conformity with the updated Comprehensive Plan.

E. Resolution No. 23-50 – 2023 Asphalt Paving Project

Resolution No. 23-50 will accept and award Werner Construction, Hastings, Nebraska the 2023 Alliance Pavement Rehabilitation Project, in the total amount of \$1,393,250.00.

F. Public Hearing – Resolution No. 23-51 Land Purchase

Now is the date, time and place to conduct a Public Hearing on the purchase of Lot 3, Resubdivision of Block 1, Homestead Addition to the City of Alliance, Box Butte County, Nebraska. The lot is located southwest corner of E. Kansas Street and Homestead Avenue, Parcel ID 070027269.

Resolution No. 23-51 – Purchase Authorization

Resolution No. 23-51 will authorize the City of Alliance purchase of Lot 3, Resubdivision of Block 1, Homestead Addition to the City of Alliance, Box Butte County, Nebraska, from Edward Salazar, in the amount of \$35,000.00 plus closing costs.

▪ **Motion to Adjourn**

Respectfully submitted,



Shelbi C. Pitt
City Clerk

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

The City Council reserves the right to adjourn into closed session as per Section 84-1410 of the Nebraska Revised Statutes.

City of Alliance Goals

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CONSENT CALENDAR – JUNE 20, 2023

1. Approval: Minutes of the Regular Meeting, June 06, 2023.
2. Approval: Payroll from June 02, 2023 in the total amount of \$366,238.25.
3. Approval: Claims against the following funds: General, General Debt Service, Trust and Agency, Street, Electric, Refuse Collection and Disposal, Sanitary Sewer, Water, Golf Course, Downtown Improvement Districts, R.S.V.P., Keno, and Capital Improvement; \$1,745,421.35.
4. Approval: Rolland Gene and Patricia Ann Skinner Cemetery Certificate.
5. Approval: will approve the amendment to the City Manager's Employee Contract to reflect the \$2,080.00 cost of living increase.
6. Approval: Resolution 23-45 will approve the Agreement with Aging Office for the Senior Center Facility 212 Yellowstone Ave.
7. Approval: Resolution No. 23-46 will approve the haying lease agreement with Josh Frerichs for the remaining three years of a five-year lease agreement.
8. Approval: Resolution No. 23-47 will approve the agreement with NDOT for TripMaster Dispatching Software for the 100% reimbursement of \$48,388.71.
9. Approval: Resolution No. 23-49 will approve the Water/Sewer Department budget transfer in the total amount of \$20,000 from Capital Outlay #08-52-52-59-950 to CTNSVC #08-52-52-44-479, for the repair of Well 2.

NOTE: City Manager Sorensen and City Treasurer Baker have reviewed these expenditures and to the best of their knowledge confirm that they are within budgeted appropriations to this point in the fiscal year.

Any item listed on the Consent Calendar may, by the request of any single Council Member, be considered as a separate item in the Regular Agenda.

June 6, 2023

ALLIANCE CITY COUNCIL

REGULAR MEETING, TUESDAY, JUNE 6, 2023

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

The Alliance City Council met in a Regular Meeting, June 06, 2023 at 7:00 p.m. in the Alliance Learning Center Community Meeting Room, 1750 Sweetwater Avenue. A notice of meeting was published in the Alliance Times Herald on May 31, 2023. 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 provided 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 Jones opened the June 06, 2023 regular meeting of the Alliance, Nebraska City Council at 7:00 p.m. Present were Mayor Jones, Vice Mayor McGhehey and Council Members Mischnick, Andersen, and Mashburn. Also present were City Manager Sorensen, City Attorney Hoelsing, City Treasurer Baker and City Clerk Pitt.

- Mayor Jones read the Open Meetings Act Announcement.
- The Consent Calendar was the next item on the agenda. A motion was made by Councilman Jones and seconded by Councilman McGhehey to remove claim two, and vote on Councilman Mashburn’s conflict claim as it’s own item.

Roll call vote with the following results:

Voting Aye: Jones, Mischnick, McGhehey, Andersen and Mashburn.

Voting Nay: None.

Motion carried

A motion was made by Councilmen Mashburn, which was seconded by Councilman McGhehey to approve the Consent Calendar as follows:

CONSENT CALENDAR – JUNE 6, 2023

June 6, 2023

Approval: Minutes of the Regular Meeting, May 16, 2023.

Approval: Payroll from May 19, 2023 in the total amount of \$253,400.49.

Approval: Claims against the following funds: General, General Debt Service, Trust and Agency, Street, Electric, Refuse Collection and Disposal, Sanitary Sewer, Water, Golf Course, Downtown Improvement Districts, R.S.V.P., Keno, and Capital Improvement; \$2,127,121.93.

Approval: Resolution 23-41 will approve the Agreement with Aging Office for the Senior Center Facility 212 Yellowstone Ave.

Approval: Resolution No. 23-42 will approve a budget transfer for the Alliance Learning Center in the total amount of \$6,700.

Approval: Resolution No. 23-43 will approve a budget transfer to Tourism in the total amount of \$12,700.

NOTE: City Manager Sorensen and City Treasurer Baker have reviewed these expenditures and to the best of their knowledge confirm that they are within budgeted appropriations to this point in the fiscal year.

Any item listed on the Consent Calendar may, by the request of any single Council Member, be considered as a separate item in the Regular Agenda.

Roll call vote with the following results:

Voting Aye: Jones, Mischnick, McGhehey, Andersen and Mashburn.

Voting Nay: None.

Motion carried.

A motion was made by Mayor Jones, seconded by Councilmen Mischnick to approve Councilmen Mashburn's conflict claim in the total amount of \$130.78.

Roll call vote with the following results:

Voting Aye: Jones, Mischnick, McGhehey, Andersen.

Voting Nay: None.

Abstain: Mashburn.

Motion carried.

June 6, 2023

- Next before Council was a Public Comment for the proposed amendment of Ordinance No. 2956 on the final reading, which will amend Section 22-175 and 22-177 of the Alliance Municipal Code in regards to the dates and times fireworks may be legally sold and discharged.

Mayor Jones asked if anyone from the audience was present speak on behalf or against the proposed Ordinance.

With no public comment offered, a motion was made by Mayor Jones to approve the final reading of Ordinance No. 2956, with six days of discharge and sale.

Motion died with lack of a second.

Mayor Jones asked for any discussion or comments from the City Council.

Councilmen Mashburn expressed that the change from 10 days to 5 day was very dramatic and feels that 7 days is a workable compromise.

Councilmen Andersen agreed with Councilmen Mashburn, stating that 7 days seems to be the best compromise after hearing input from various citizens. Thanking all the citizens for coming forward with their comments and concerns.

Councilmen Mischnick stated that he feels for the Veterans and Citizens affected by the fireworks, but 7 days seems more than fair for a compromise.

Mayor Jones commented that he feels if this Ordinance is revisited that the Council should consider an area for fireworks to be discharged for a longer period of time, instead of throughout the entire City.

Vice-Mayor McGhehey expressed his concerns with having only a designated area to discharge fireworks and feels that would a barrier.

A motion was made by Councilmen Mashburn and second by Councilmen Andersen to pass and adopt Ordinance No. 2956 on final reading. City Clerk Pitt read the ordinance by title which follows in its entirety:

ORDINANCE NO. 2956

AN ORDINANCE AMENDING SECTIONS 22-175 AND 22-177 OF THE ALLIANCE MUNICIPAL CODE TO AMEND DATES AND TIMES WHEREIN FIREWORKS MAY BE LEGALLY DISCHARGED; REPEALING EXISTING ORDINANCES, RESOLUTIONS, POLICIES, OR PORTIONS THEREOF NOT CONSISTENT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE.

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

