

Council Meetings

October 1, 2024 City Council Meeting

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**ALLIANCE, NEBRASKA
CITY COUNCIL MEETING
Alliance Learning Center
1750 Sweetwater Avenue
October 1, 2024 – 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. New Employee Introductions

B. Alliance Police Department Promotions

C. Proclamation – Public Power Week

D. Consent Calendar

Approval of Minutes, Council Proceedings and Claims

Resolution No. 24-93 – Inter- Departmental Loan Extension

Resolution No. 24-94 – Agreement for BBDC Contribution

Resolution No. 24-95 – Agreement for Chamber of Commerce Contribution

Resolution No. 24-96 – Agreement for KAB Contribution

Resolution No. 24-97 – Agreement for PADD Contribution

Resolution No. 24-98 – Agreement for Heartland Expressway Contribution

Resolution No. 24-99 – Purchase of Snow Blower

Resolution No. 24-100 – Purchase of Landfill Air Burner

Resolution No. 24-101 – Purchase of Refuse Containers

E. Tabled Item - Resolution No. 24-88 – Refuse Rate Increase

Council will discuss Resolution No. 24-88 which includes the amended rates of Solid Waste Disposal and potential contract rate with H & H Sanitation.

F. Resolution No. 24-102 – Airport Amendment #1 to the Engineering Agreement for the Alliance Airport Tw/Apron Rehab Project

Resolution No. 24-102 will accept and approve the amendments to Change Order No. 1 with Simon Contractors and Engineering Contract Amendment No. 1 with M.C. Schaff & Associates, Inc.

G. Discussion Item – Amendment to Ordinance 26-50 (1) One Way Alleys

Council will discuss and determine if an amendment to Ordinance 26-50 is necessary.

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

▪ **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

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



Building the Best Hometown in America®

PROCLAMATION

WHEREAS, We, the citizens of Alliance, Nebraska place high value on local control over community services and therefore have chosen to operate a community-owned, locally controlled, not-for-profit electric utility and, as consumers and owners of our electric utility, have a direct say in utility operations and policies; and,

WHEREAS, The Alliance Electric Department provides our homes, businesses, farms, social service, and local government agencies with reliable, efficient, and cost-effective electricity employing sound business practices designed to ensure the best possible service at not-for-profit rates; and,

WHEREAS, The Alliance Electric Department is a valuable community asset that contributes substantially to the well-being of local citizens through energy efficiency, customer service, environmental protection, economic development, and safety awareness; and,

WHEREAS, The Alliance Electric Department is a dependable and trustworthy institution whose local operation provides many consumer protections and continues to make our community a better place in which to live and work, as well as protecting the global environment.; and,

WHEREAS, That the Alliance Electric Department will continue to work to bring lower-cost, safe, reliable electricity to community homes and businesses just as it has since 1911, the year when the utility was created to serve all the citizens of Alliance; and,

NOW, THEREFORE, the City Council of Alliance, Nebraska, does hereby proclaim:

The week of October 6-12, 2024 as:

Public Power Week

In the City of Alliance, Nebraska, and we urge all citizens to join me in honoring the Alliance Electric Department for its contribution to the community and to make its consumer-owners, policy makers, and employees more aware of its contributions to their well-being and how it makes their lives powerful

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the City of Alliance to be affixed on this 1st day of October in the year of the Lord Two Thousand Twenty-Four.



John McGhehey, Mayor

Building the Best Hometown in America®

City of Alliance ~ P.O. Box D ~ Alliance, NE 69301 ~ 308-762-5400
www.CityOfAlliance.net



CONSENT CALENDAR – OCTOBER 1, 2024

1. **Approval:** Minutes of the Budget Workshop, September 13, 2024, Public Hearing Budget, September 17, 2024, Public Hearing Property Tax Request, September 17, 2024, Regular Meeting, September 17, 2024 and Special Meeting September 26, 2024.
2. **Approval:** Resolution No. 24-93 which will approve the Inter-Departmental Loan Extension.
3. **Approval:** Resolution No. 24-94 which will approve the Agreement of Contribution with Box Butte Development Corporation in the amount of \$78,250 to be paid in quarterly installments.
4. **Approval:** Resolution No. 24-95 which will approve the Agreement of Contribution with Chamber of Commerce in the amount of \$11,000 to be paid in quarterly installments.
5. **Approval:** Resolution No. 24-96 which will approve the Agreement of Contribution with Keep Alliance Beautiful in the amount of \$50,000 to be paid in quarterly installments.
6. **Approval:** Resolution No. 24-97 which will approve the Agreement of Contribution with Panhandle Area Development District in the amount of \$6,581.30 to be paid in one lump sum.
7. **Approval:** Resolution No. 24-98 which will approve the Agreement of Contribution with Heartland Express in the amount of \$2,937.72 to be paid in one lump sum.
8. **Approval:** Resolution No. 24-99 which will the purchase of a Snow Blower from Murphy Tractor and Equipment of Gering, Nebraska, in the amount of \$154,800.
9. **Approval:** Resolution No. 24-100 which will approve the purchase of an Air Burner from Air Burners, Inc., in the amount of \$189,196.78.
10. **Approval:** Resolution No. 24-101 which will approve the purchase of refuse containers from Synder Industries of Lincoln, Nebraska, in the amount of \$96,125.45.

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.

September 13, 2024

ALLIANCE CITY COUNCIL

SPECIAL BUDGET WORKSHOP, FRIDAY, SEPTEMBER 13, 2024

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

The Alliance City Council met in a Special Budget Workshop, September 13, 2024 at 9:00 a.m. in the Alliance Learning Center Community Meeting Room, 1750 Sweetwater Avenue. A notice of meeting was published in the Alliance Times Herald on September 4, 2024. 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 McGhehey opened the September 13, 2024 Special Budget Workshop of the Alliance, Nebraska City Council at 9:00 a.m. Present were Mayor McGhehey, Vice Mayor Mashburn and Council Members Mischnick, Weisgerber, Liptack. Also present were City Manager Sorensen, City Treasurer Baker, and City Clerk Pitt.

- Mayor McGhehey read the Open Meetings Act Announcement.
- Council discussed budget.

Councilman Weisgerber announced he was not in favor for Human Resources Position. And department head raise instead of position.

Vice Mayor Mashburn would like to see benefits to help build succession planning.

Mayor McGhehey asked, “will cutting in other areas allow for Department Heads to get COLA?” City Manager stated “consider compound appreciation. “

Councilman Weisgerber asked, “why can’t we give Department Heads a raise?”

Councilman Liptack informed fellow Councilmembers the following cities and companies statics of personal City of Scottsbluff has 1 Human Resources 1 Human Resources staff with 136 employees, Westco 1 Human Resources 1 Human Resources staff with 222 employees and Box Butte General Hospital 1 Human Resources 2 Human Resources staff with

September 13, 2024

266 employees.

Councilman Mischnick asked Human Resources Director to speak on behalf of Paylocity. Human Resources Director Mayhew explained the position of the Human Resources Department and the Paylocity benefits.

Councilman Mischnick asked, "what will the third person help you do?" Human Resources Director Mayhew replied, "Tammy could off load to a secretary."

Councilman Liptack asked, "why we did not use Caselle?" Human Resources Director Mayhew answered "Paylocity allows employee engagement."

Mayor McGhehey suggested "a hybrid position for City Manager and help with Human Resources." Councilman Mischnick was in favor of the shared position and need to leave position in the budget. Councilman Liptack was as well in favor for a hybrid position. Councilman Weisgerber was not for the hybrid position. Mayor McGhehey stated "it is important for the City Manager to have a secretary.

A motion was made by Mayor McGhehey, seconded by Councilman Mischnick to place a secretary under the City Manager.

Roll call vote with the following results:

Voting Aye: Mischnick, Mashburn and McGhehey.

Voting Nay: Liptack and Weisgerber.

Motion carried.

Councilman Weisgerber asked, "about a COLA for Department Heads." Mayor McGhehey asked, "what are you going to cut?"

Councilman Weisgerber then asked, "why was the Firetruck Purchase brought up again?" Mayor McGhehey replied, "forgot it was already approved." Fire Chief Shoemaker replied, "it is in capital budget – 36-month delivery."

- Last matter for Council was Discuss Negotiation of City Manager Contract. Council at this time entered into a closed session.

A motion was made by Mayor McGhehey, seconded by Councilman Mischnick to enter closed session for Discussion Negotiation of City Manager Contract.

Roll call vote with the following results:

Voting Aye: Mischnick, Liptack, Mashburn, Weisgerber and McGhehey.

September 13, 2024

Voting Nay: None.

Motion carried.

Council and City Manager entered into closed session at 10:00 a.m. The closed session concluded at 11:08 a.m.

The Alliance City Council adjourned the August 19, 2024 Budget Workshop Meeting at 11:14 a.m.

(SEAL)

John McGhehey, Mayor

Shelbi C. Pitt, City Clerk

Complete minutes of the Alliance City Council may be viewed by the public during regular work hours at the City Clerk's Office, 324 Laramie Avenue, Alliance, Nebraska

September 17, 2024

ALLIANCE CITY COUNCIL

SPECIAL MEETING, TUESDAY, SEPTEMBER 17, 2024

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

The Alliance City Council met in a Special Meeting for a Public Hearing, September 17, 2024 at 6:00 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 September 11, 2024. 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 McGhehey opened the September 17, 2024 Special Meeting of the Alliance, Nebraska City Council at 6:00 p.m. Present were Mayor McGhehey, Vice Mayor Mashburn and Council Members Mischnick, Weisgerber and Liptack. Also present was City Manager Sorensen, City Clerk Pitt, City Attorney Selzer and City Treasurer Baker.

- Mayor McGhehey read the Open Meetings Act Announcement.
- The only item on the agenda was the Public Hearing on the Proposed 2024-25 Budget.

Mayor McGhehey stated “Now is the date, time, and place to conduct a Public Hearing on the proposed 2023-25 Budget. The proposed budget contains anticipated and estimated revenues and expenses for the next fiscal year.” The Public Hearing was opened at 6:01 p.m.

Mayor McGhehey invited anyone in the public to speak on behalf of or against the proposed 2024-25 Budget.

Citizen Sheila Walker, 1031 Sweetwater Avenue, Alliance, Nebraska spoke before council asking the council “Employees do not get a raise is that correct?”

Mayor McGhehey replied “incorrect COLA 2.5% exempt employees receive \$1,000”

Shelia Walker responded, “thank you for the clarification.”

September 17, 2024

With no testimony offered, Mayor Jones closed the Public Hearing at 6:06 p.m.

There being no further business, the Alliance City Council adjourned the September 17, 2024, Special City Council Meeting at 6:07 p.m.

(SEAL)

John McGhehey, Mayor

Shelbi C. Pitt, City Clerk

Complete minutes of the Alliance City Council may be viewed by the public during regular work hours at the City Clerk's Office, 324 Laramie Avenue, Alliance, Nebraska.

September 17, 2024

ALLIANCE CITY COUNCIL

SPECIAL MEETING, TUESDAY, SEPTEMBER 17, 2024

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

The Alliance City Council met in a Special Meeting for a Public Hearing, September 17, 2024 at 6:30 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 September 11, 2024. 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 McGhehey opened the September 17, 2024 Special Meeting of the Alliance, Nebraska City Council at 6:30 p.m. Present were Mayor McGhehey, Vice Mayor Mashburn and Council Members Mischnick, Weisgerber and Liptack. Also present was City Manager Sorensen, City Clerk Pitt, City Attorney Selzer and City Treasurer Baker.

- Mayor McGhehey read the Open Meetings Act Announcement.
- The only item on the agenda was the Public Hearing on the Proposed 2024-25 Property Tax Request.

Mayor McGhehey stated “Now is the date, time, and place to conduct a Public Hearing on the proposed 2023-25 Property Tax Request. The proposed budget contains anticipated and estimated revenues and expenses for the next fiscal year.” The Public Hearing was opened at 6:31 p.m.

Mayor McGhehey invited anyone in the public to speak on behalf of or against the proposed 2024-25 Budget.

With no testimony offered, Mayor Jones closed the Public Hearing at 6:32 p.m.

There being no further business, the Alliance City Council adjourned the September 17, 2024, Special City Council Meeting at 6:32 p.m.

September 17, 2024

(SEAL)

John McGhehey, Mayor

Shelbi C. Pitt, City Clerk

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September 17, 2024

ALLIANCE CITY COUNCIL

REGULAR MEETING, TUESDAY, SEPTEMBER 17, 2024

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

The Alliance City Council met in a Regular Meeting, September 17, 2024 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 September 11, 2024. 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 McGhehey opened the September 17, 2024 regular meeting of the Alliance, Nebraska City Council at 7:00 p.m. Present were Mayor McGhehey, Vice Mayor Mashburn and Council Members Mischnick, Weisgerber, and Liptack. Also present were City Manager Sorensen, City Treasurer Baker, City Attorney Selzer and City Attorney and City Clerk Pitt.

- Mayor McGhehey read the Open Meetings Act Announcement.
- The Consent Calendar was the first item on the agenda. A motion was made by Councilman Liptack, seconded by Councilman Mischnick to approve the Consent Calendar as follows:

CONSENT CALENDAR – September 17, 2024

1. Approval: Minutes of the Regular Meeting, September 3, 2024.
2. Approval: Payroll from September 6, 2024 in the total amount of \$387,455.04.
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; \$632,049.19.
4. Approval: Alliance Volunteer Fire Department Roster Update.

September 17, 2024

5. Approval: Cemetery Certificates for Brothers, Roselyn A. and Fisher, Jeffrey A.
6. Approval: Resolution No. 24-85 which will authorize a budget transfer in the amount of \$10,000 from Arsenic Removal Project # 08-52-51-55-941 to Other Chemicals # 08-52-51-46-629 to cover the costs necessary for the chemical arsenic water treatment.

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: Liptack, Mischnick, Weisgerber, Mashburn and McGhehey.

Voting Nay: None.

Motion carried.

- Council next held a Public Hearing on the CBDG Grant Project for Holy Rosary Catholic Church.

Mayor McGhehey stated, “Now is the date, time, and place to conduct a Public Hearing on for the CBDG Grant Project for Holy Rosary Catholic Church.” The Public Hearing was opened at 7:02 p.m.

Mayor McGhehey invited anyone in the public to speak on behalf or against the CBDG Grant – Holy Rosary Catholic Church.

PADD representative Amy Sapp, 1620 Broadway, Scottsbluff, Nebraska, gave a final hearing with a summary.

With no testimony offered, Mayor McGhehey closed the Public Hearing at 7:07 p.m.

- The next item on the agenda for Council was Ordinance No. 2980 on first reading, which was amended to reflect the correct appropriations for the 2024-25 Fiscal Budget Year. The City of Alliance annual appropriation bill for the fiscal year will begin October 1, 2024.

A motion was made by Councilman Weisgerber, seconded by Councilman Mischnick to approve on first reading of Ordinance No. 2980 which follows in its entirety:

ORDINANCE NO. 2980

AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL FOR FISCAL YEAR BEGINNING OCTOBER 1, 2024; TO

September 17, 2024

APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE.

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

Section 1: The City Manager, in accordance with the requirements of Nebraska Revised Statute § 19-646, has submitted a proposed budget statement to the City Council, which statement is attached hereto as Exhibit A and incorporated herein by reference (the “Budget Statement”).

Section 2. A public hearing will be held on the Budget Statement in accordance with the requirements of Nebraska Revised Statute § 13-506. Before the final passage and approval of this Ordinance, the Budget Statement may be amended in accordance with comments received at the public hearing, the property valuations provided by Box Butte County, any action to exceed the allowable growth for restricted funds as determined by law, and as necessary to adjust for any other information gathered by the City before October 1, 2024.

Section 3. In accordance with the requirements of the Nebraska Budget Act and Nebraska Revised Statute § 16-704, the amounts set forth in the attached and incorporated Budget Statement shall be and are hereby recognized as the budget appropriations for the City of Alliance, Nebraska for the fiscal year 2024-2025. The fund descriptions and amounts are as follows:

Fund Description	Amount
General	\$11,306,027
Electric	\$21,359,531
Refuse	\$3,165,899
Sewer	\$778,049
Water	\$3,155,640
Golf Course	\$767,916
Airport Operations	\$3,441,692
Public Transit	\$584,769
Streets	\$2,329,343
RSVP	\$98,137
Museum Exhibit	\$15,000
HUD/Housing	\$150,000
Community Betterment (KENO)	\$39,100
Economic Development	\$742,600
LB 840 Fund	\$510,000
Redevelopment (TIF)	\$1,750,000
Sales Tax Fund	\$2,405,000
Lodging Occupation Tax	\$291,590
Capital Projects Fund	\$502,000
Public Safety Tax	\$599,725

State 911 Funds	\$49,000
General Internal Service	\$2,355,344
Enterprise Internal Service	\$687,533
Health Support Internal Service	\$3,025,850
American Recovery Plan Act Fund	\$588,532
Airport Sinking Fund	<u>\$50,000</u>
Total Appropriations	\$60,748,278

Section 4. Upon final passage and approval of this Ordinance, the Budget Statement is adopted by the City of Alliance Nebraska as the adopted budget statement. A copy of the Budget Statement shall be forwarded as provided by law to the Auditor of Public Accounts, State Capitol, Lincoln, Nebraska, and to the County Clerk of Box Butte County, Nebraska, for use by the levying authority.

Roll call vote with the following results:

Voting Aye: Weisgerber, Mischnick, Mashburn, Liptack and McGhehey.

Voting Nay: None.

Motion carried.

A motion was made by Vice Mayor Mashburn, seconded by Councilman Liptack to suspend the statutory rule requiring three separate readings of Ordinance No. 2980.

Roll call vote to approve Ordinance No. 2980 on final reading with the following results:

Voting Aye: Mashburn, Liptack, Mischnick, Weisgerber and McGhehey.

Voting Nay: None.

Motion carried.

Mayor McGhehey stated, “the passage and adoption of Ordinance No. 2980 has been concurred by a majority of all members elected to the Council, I declare it passed, adopted, and order it published.”

- Next item for Council was Ordinance No. 2982 on first reading, which will allow the City of Alliance with a 75% affirmative vote by Council to exceed the Allowable Growth and Basic Allowable Growth for 2024-25 Fiscal Year Budget by 1%. This does not increase the 2024-25 Fiscal Year Budget; it allows us to increase the unused budget authority for use in future years.

September 17, 2024

A motion was made by Councilman Mischnick, seconded by Vice Mayor Mashburn to approve the first reading of Ordinance No. 2982 which follows in its entirety:

ORDINANCE NO. 2982

AN ORDINANCE ALLOWING FOR EXCEEDING THE ALLOWABLE GROWTH AND BASIC ALLOWABLE GROWTH LIMITS FOR THE 2024-2025 FISCAL YEAR BY ONE PERCENT OF BUDGETED RESTRICTED FUNDS, AND CORRECTING THE ADOPTED BUDGET STATEMENT AND ACCOMPANYING FORMS.

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

SECTION 1. Governmental units are authorized pursuant to State law at Chapter 13, Section 519, to exceed the Allowable Growth (§13-518(1)) and the Basic Allowable Growth (§77-3446) for budgeted restricted funds authority up to an additional one percent, by affirmative vote of the City Council of at least 75%.

SECTION 2. The City Council finds that such limit as provided by Section 13-519 (a) and (b) should be exceeded by one percent.

SECTION 3. An affirmative vote of at least 75% in favor of this increase is hereby cast.

SECTION 4. Section 13-511 allows correction of an adopted budget statement for clerical, mathematical, and accounting errors, which correction does not affect the total amount budgeted by more than one percent or increase the amount required from property taxes. The one percent limit increase is calculated into the current budget statement; however the unused budget authority amount is in need of modification.

SECTION 5. The allowable increase in “restricted funds authority” with the additional 1% of \$83,529.30 and included in the resulting “total restricted funds authority” in the adopted budget ordinance is hereby amended to the amount of \$8,645,329.58

SECTION 6. Those portions of the existing budget ordinance for 2024-2025 are amended accordingly.

SECTION 7. The City Treasurer is authorized to make appropriate changes in the submitted forms for computation of the limit for fiscal year 2024-2025, and transmit those changes to the State Auditor’s office.

SECTION 8. This ordinance shall be in full force and effect from and after its approval, passage, and publication according to law.

Mayor McGhehey at this time read an overview of Ordinance No. 2982.

Roll call vote with the following results:

September 17, 2024

Voting Aye: Mischnick, Mashburn, Weisgerber, Liptack and McGhehey.

Voting Nay: None.

Motion carried.

A motion was made by Councilman Mischnick, seconded by Vice Mayor Mashburn to suspend the statutory rule requiring three separate readings of Ordinance No. 2982.

Roll call vote to approve Ordinance No. 2982 on final reading with the following results:

Voting Aye: Mischnick, Mashburn, Liptack, Weisgerber and McGhehey.

Voting Nay: None.

Motion carried.

Mayor McGhehey stated, “the passage and adoption of Ordinance No. 2982 has been concurred by a majority of all members elected to the Council, I declare it passed, adopted, and order it published.”

- The next item on the agenda for Council was Resolution No. 24-86 which will accept and approve the proposed 2024-25 Property Tax Request, which contains anticipated and estimated revenues and expenses for the next fiscal year.

A motion was made by Vice Mayor Mashburn, seconded by Councilman Mischnick to approve Resolution No. 24-86 which follows in its entirety:

RESOLUTION SETTING THE PROPERTY TAX REQUEST

RESOLUTION NO. 24-86

WHEREAS, Nebraska Revised Statute 77-1632 and 77-1633 provides that the Governing Body of the City of Alliance passes by a majority vote a resolution or ordinance setting the tax request; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

NOW, THEREFORE, the Governing Body of the City of Alliance resolves that:

1. The 2024-2025 property tax request be set at:

General Fund:	\$	1,535,727.60
Bond Fund:	\$	-
MFO/Public Safety:	\$	373,818.00

September 17, 2024

Airport Sinking Fund: \$ 57,692.00

2. The total assessed value of property differs from last year's total assessed value by 1.67 percent.
3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property would be 0.302086 per \$100 of assessed value.
4. The City of Alliance proposes to adopt a property tax request that will cause its tax rate to be 0.307913 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of the City of Alliance will increase (or decrease) last year's budget by -4.01 percent.
6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2024.

Roll call vote with the following results:

Voting Aye: Mashburn, Mischnick, Weisgerber, Liptack and McGhehey.

Voting Nay: None.

Motion carried.

- Next for Council on the agenda was Resolution No. 24-87 which will accept and approve the amended rates to the Water and Sewer Rate Schedule Classification.

A motion was made by Councilman Liptack, seconded by Councilman Mischnick to approve Resolution No. 24-87 which follows in its entirety:

RESOLUTION NO. 24-87

A RESOLUTION AMENDING ALL WATER RATE AND SEWER RATE SCHEDULE CLASSIFICATIONS, REPEALING PORTIONS OF ORDINANCES OR RESOLUTIONS NOT CONSISTENT WITH THE CHANGES HEREIN AND ESTABLISHING AN EFFECTIVE DATE.

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

SECTION 1. Staff has prepared amendments to water rates for submission to the City Council.

SECTION 2. The City Council has received and reviewed the proposed changes and finds such changes to be in the best interest of the City of Alliance and should be therefore adopted

September 17, 2024

pursuant to Division 2, Article IV of the Alliance Municipal Code. All is hereby amended with an effective date of this resolution, in the following particulars:

Within the City limits - Residential Urban and Commercial Urban

Block 1	\$1.557 per 100 cubic feet for the first 600 cubic feet
Block 2	\$1.759 per 100 cubic feet for the next 3500 cubic feet after the Block 1 amount
Block 3	\$2.165 per 100 cubic feet for the next 2500 cubic feet after Blocks 1 and 2
Block 4	\$2.706 per 100 cubic feet for any amount over Blocks 1, 2, and 3

Outside the City limits - Residential Rural and Commercial Rural

Block 1	\$1.713 per 100 cubic feet for the first 600 cubic feet
Block 2	\$1.935 per 100 cubic feet for the next 3500 cubic feet after the Block 1 amount
Block 3	\$2.381 per 100 cubic feet for the next 2500 cubic feet after Blocks 1 and 2
Block 4	\$2.976 per 100 cubic feet for any amount over Blocks 1, 2, and 3

Manufacturing Rate

Manufacturing Rate is \$1.514 per 100 cubic feet.

Industrial Park Rate

The Industrial Park Rate is \$1.692 per 100 cubic feet.

Municipal Rate

The Municipal Rate is \$1.266 per 100 cubic feet, and will not incur a monthly service charge for each account.

Service Charge

There shall be a monthly service charge for each account serviced by Alliance Municipal Water System in the amount of:

<u>Meter Size</u>	<u>Service Charge</u>	<u>Meter Size</u>	<u>Service Charge</u>
5/8"	\$16.61	3"	\$118.97
3/4"	\$16.61	4"	\$152.94
1"	\$16.61	6"	\$226.05
1-1/2"	\$35.84	8"	\$322.83
2"	\$71.66		

SECTION 3. Staff has prepared amendments to sewer rates for submission to the City Council.

SECTION 4. The City Council has received and reviewed the proposed changes and finds such changes to be in the best interest of the City of Alliance and should be therefore adopted pursuant to Sec. 28-448 and Sec. 28-449 of the Alliance Municipal Code. All is hereby amended with an effective date of this resolution, in the following particulars:

The total sewer use charges shall consist of two (2) components: a Customer Charge and the Sewer Use Charge:

1. Customer Charge
 - a. Urban \$3.52 per month
Each residential, commercial and industrial user connected to the sewer system within the corporate limits of the City of Alliance, Nebraska.
 - b. Rural \$3.84 per month
Each residential, commercial and industrial user connected to the sewer system outside of the corporate limits of the City of Alliance, Nebraska.
2. Sewer Use Charge
 - a. Urban \$1.366 per 100 cubic feet of water used per month
 - b. Suburban \$1.506 per 100 cubic feet of water used per monthCustomers that do not have an established sewer use charge will be charged the average sewer charge of other like users.
3. Sanitary Sewer Tap Fee
In order to recover labor and materials for tapping of lines, a tap fee in the amount of \$200.00 shall be charged at the time the City main is tapped.
Tap fees for lines greater than 4 inches will increase at \$50.00 per inch.

SECTION 5. All other ordinances, resolutions, or policies of the City of Alliance not consistent with the amendment made herein are hereby repealed. Provided, however, that the annual adjustment as set forth in Sec.28-263(b) and Sec. 28-449(g) of the Alliance Municipal Code shall not be repealed by this Resolution.

SECTION 6. This resolution shall go into effect as upon its passage, approval, and publication according to law, provided that rate increases shall not take effect until October 1, 2024.

Roll call vote with the following results:

Voting Aye: Liptack, Mischnick, Weiserger, Mashburn and McGhehey.

Voting Nay: None.

Motion carried.

September 17, 2024

- Next up for Council on the agenda was Resolution No. 24-88 which will accept and approve the amended rates of Solid Waste Disposal.

A motion was made by Councilman Mischnick, seconded by Councilman Liptack to approve Resolution No. 24-88 which follows in its entirety:

RESOLUTION NO. 24-88

A RESOLUTION AMENDING DISPOSAL RATES FOR SOLID WASTE AND REPEALING PORTIONS OF ORDINANCES OR RESOLUTIONS NOT CONSISTENT WITH THE CHANGES HEREIN.

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

SECTION 1. Staff has prepared amendments to disposal rates for solid waste for submission to the City Council.

SECTION 2. The City Council has received and reviewed the proposed changes and finds such changes to be in the best interest of the City of Alliance and should be therefore adopted pursuant to Sec. 28-483(a) and 28-484(a) of the Alliance Municipal Code. All such rates are hereby amended effective October 1, 2024, in the following particulars:

Rate Class	Existing Rate	October 1, 2024 New Rates
Residential – City	\$24.15	\$25.36
Commercial – City (3 yard container)	120.10	126.11
Commercial – City (1.5 yard container)	61.49	64.56
Disposal Fee Types		
Asbestos	Not Accepted	Not Accepted
Ashes	72.49	76.11
Brush	22.75	23.89
Construction and Demolition	74.91	78.66
Contaminated Soil	122.25	128.36
Fill	19.89	20.88
Metal	26.99	28.34
Municipal Solid Waste	75.69	79.47
Non-baleable MSW	122.25	128.36
Pallet	Not Accepted	Not Accepted
Shingles	74.91	78.66
Tire – Truck and Tractor	23.96	25.16
Tire – Over 16”	12.10	12.71
Tire – 15” and below	7.46	7.83

White Goods		14.95	15.70
White Goods w/Freon		37.69	39.57
Minimum Fee		10.94	11.49

SECTION 3. All other ordinances, resolutions, or policies of the City of Alliance not consistent with the amendment made herein are hereby repealed. Provided, however, that the annual adjustment as set forth in Sec. 28-483(h) and Sec. 28-484(c) of the Alliance Municipal Code shall not be repealed by this Resolution.

SECTION 4. This resolution shall go into effect as upon its passage, approval, and publication according to law, provided that rate increases shall not take effect until October 1, 2024.

H & H Sanitation representative Troy Hoxworth came before council stating “with the rate increase, the highest rates H & H Sanitation would like a discount for the volume brought in, or some time. Have been in service for 55 years and would like to work something out.”

City Manager Sorensen replied to Troy “this is up to the Council’s degression.”

Councilman Weisgerber asked Troy “how long do you need?”

Troy Hoxworth stated, “they’d need 3 months.”

Vice Mayor Mashburn stated, “this is setting a bad precedence. Not in favor.”

Councilman Mischnick “the city dropped the ball, in favor to delay the pricing.”

City Manager Sorensen “need to get together with Hoxworth to work out a contract.”

Mayor McGhehey “in favor of the delay until January 1, 2025.”

A motion was made by Councilman Liptack, seconded by Councilman Mischnick to table Resolution No. 24-88 until January 1, 2025.

Roll call vote to table action on Resolution No. 24-88 until January 1, 2025 with the following results:

Voting Aye: Liptack, Mischnick, Weisgerber, Mashburn and McGhehey.

Voting Nay: None.

Motion carried.

September 17, 2024

- The next item on the agenda for Council was Resolution No. 24-89 which will accept and approve the changes to the established Golf Fee Schedule and Policies for SkyView Golf Course.

A motion was made by Councilman Mischnick, seconded by Councilman Liptack to approve Resolution No. 24-89 which follows in its entirety:

RESOLUTION NO. 24-89

WHEREAS, The City of Alliance owns and operates a Municipal Golf Course; and

WHEREAS, Fees are required for the upkeep, maintenance and improvement of the golf course; and

WHEREAS, Staff desire to implement new policies and fees at SkyView Golf Course;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the changes to the established Golf Fee Schedule and Policies are hereby authorized. Golf course fees beginning January 1, 2025 shall be amended as follows:

Annual Pass/Memberships	
Single	\$570.00
Single/Plus Adult (residing in same residence)	\$825.00
One Adult/One Child (residing in same residence)	\$650.00
Child or Student (22 years and under/attending school)	\$150.00
Full Family (residing in same residence)	\$975.00

Green Fees	
9 Holes	\$23.00
18 Holes	\$34.00
Punch Card Purchase - 10 Rounds/9 Holes	\$210.00
10 Rounds/18 Holes	\$300.00

Trail Fees	
Daily	\$5.00
Annual	\$85.00

Cart Fees	
9 holes per person	\$11.00
18 holes per person	\$18.00
Annual Cart Rental – Single	\$475.00
Annual Cart Rental – Couple	\$765.00

Cart Storage	\$400.00
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Men's Locker	\$45.00
Women's Locker	\$45.00

Trail Fee Policy:

- Each private golf cart stored at SkyView Golf Course shall have one responsible party. Family members of the responsible party who reside in the same household as the responsible party may utilize the private carts without payment of a trail fee. Golfers that do not reside in the same household as the responsible party shall be responsible for paying either a daily or annual trail fee.

Payment Policy:

- All fees due shall be paid at the SkyView Golf Course Pro Shop.

A motion was made by Mayor McGhehey, seconded by Vice Mayor Mashburn to amend the Full Family Rate from \$1,000 to \$975.00.

Roll call vote to approve Resolution No. 24-89 with amendment to the Full Family Rate to \$975.00 from \$1,000.00 with the following results:

Voting Aye: Liptack, Mischnick, Weisgerber, Mashburn and McGhehey.

Voting Nay: None.

Motion carried.

- Next for Council on the agenda was Resolution No. 24-90 which will accept and approve the amended rates to the Electric Service Rate Schedule.

A motion was made by Vice Mayor Mashburn, seconded by Councilman Mischnick to approve Resolution No. 24-90 which follows in its entirety:

RESOLUTION NO. 24-90

A RESOLUTION AMENDING ALL ELECTRIC RATE SCHEDULE CLASSIFICATIONS, REPEALING PORTIONS OF ORDINANCES OR RESOLUTIONS NOT CONSISTENT WITH THE CHANGES HEREIN AND ESTABLISHING AN EFFECTIVE DATE.
BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALLIANCE, NEBRASKA:

SECTION 1. Staff has prepared amendments to electric rates for submission to the City Council.

SECTION 2. The City Council has received and reviewed the proposed changes and finds such changes to be in the best interest of the City of Alliance and should be therefore adopted pursuant to Division 3, Article III of the Alliance Municipal Code. All is hereby amended with an effective date of this resolution, in the following particulars:

RULES AND REGULATIONS GOVERNING SERVICE ON RESIDENTIAL RATE SCHEDULE (CLASS 1)

1. Urban Residential Rates: (within corporate limits)

October 1, 2024

Monthly Customer Charge

\$21.53

Summer

First 600 kWh @

\$.1064 per kWh

Excess kWh @

\$.1064 per kWh

Winter

First 600 kWh @

\$.1064 per kWh

Excess kWh @

\$.0819 per kWh

2. Rural Residential Rates: (outside corporate limits)

October 1, 2024

\$30.00

Monthly Customer Charge

Summer

First 600 kWh @

\$.1064 per kWh

Excess kWh @

\$.1064 per kWh

Winter

First 600 kWh @

\$.1064 per kWh

Excess kWh @

\$.0819 per kWh

RULES AND REGULATIONS GOVERNING SERVICE ON GENERAL SERVICE RATE SCHEDULE (CLASS 2)

1. General Service Urban Rates Single Phase: (inside corporate limits)

October 1, 2024

\$25.00

Monthly Customer Charge

Summer

All use

\$.1059 per kWh

Winter

All use

\$.1059 per kWh

2. General Service Urban Rates Three Phase: (inside corporate limits)

October 1, 2024

Monthly Customer Charge	\$56.77
<u>Summer</u> All use	\$.1084 per kWh
<u>Winter</u> All use	\$.1084 per kWh

3. General Service Rural Rates Single Phase: (outside corporate limits)

Monthly Customer Charge	<u>October 1, 2024</u> \$27.50
<u>Summer</u> All use	\$.1065 per kWh
<u>Winter</u> All use	\$.1065 per kWh

4. General Service Rural Rates Three Phase: (outside corporate limits)

Monthly Customer Charge	<u>October 1, 2024</u> \$68.51
<u>Summer</u> All use	\$.1135 per kWh
<u>Winter</u> All use	\$.1135 per kWh

RULES AND REGULATIONS GOVERNING SERVICE ON GENERAL SERVICE DEMAND
RATE SCHEDULE (CLASS 3)

1. General Service Demand Urban Rates: (inside corporate limits)

Monthly Customer Charge	<u>October 1, 2024</u> \$68.51
Energy	Summer \$.0868 Winter \$.0868
Demand	Summer \$9.00 Winter \$9.00

2. General Service Demand Rural Rates: (outside corporate limits)

	<u>October 1, 2024</u>
Monthly Customer Charge	\$68.51
Energy	Summer \$.077 Winter \$.077
Demand	Summer \$12.00 Winter \$12.00

RULES AND REGULATIONS GOVERNING SERVICE ON LARGE POWER RATE SCHEDULE (CLASS 4)

1. <u>Large Power Rates:</u>	<u>October 1, 2024</u>
Monthly Customer Charge	\$130.00
Energy	Summer \$.0681 Winter \$.0681
Demand	Summer \$13.00 Winter \$13.00

RULES AND REGULATIONS GOVERNING SERVICE ON IRRIGATION RATE SCHEDULE (CLASS 5)

1. <u>Irrigation Rates:</u>	<u>October 1, 2024</u>
Customer charge per month	\$75.00
Energy	\$.1000 per kWh

Annual Horsepower charges[#]

[#] The following annual horsepower charges will be made available at the discretion of the City:

No Load Control	Summer/Winter \$84.18
One (1) Day per Week Control	\$72.25
Two (2) Day per Week Control	\$57.00
Three (3) Day per Week Control	\$43.00
Four (4) Day per Week Control	\$28.00
Full Load Control	\$14.00

RULES AND REGULATIONS GOVERNING MUNICIPAL SERVICE RATE (CLASS 6)

1. Municipal Rates will be charged on the applicable General Service Rates.

SECURITY LIGHT (CLASS 7)

October 1, 2024

1. Security Light Rates:

<u>Rates - Urban:</u>	
150 W HPS/175 W MV	\$12.04 per month
250 W HPS/MV	\$16.25 per month
400 W	\$24.92 per month
<u>Rates – Rural:</u>	
150 W HPS/175 W MV	\$13.32 per month
250 W HPS/MV	\$17.61 per month
400 W	\$26.28 per month

SECTION 3. All other ordinances, resolutions, or policies of the City of Alliance not consistent with the amendment made herein are hereby repealed. Provided, however, that the annual adjustment as set forth in Sec. 28-159 of the Alliance Municipal Code shall not be repealed by this Ordinance.

SECTION 4. This ordinance shall go into effect as upon its passage, approval, and publication according to law, provided that rate increases shall not take effect until October 1, 2024.

Roll call vote with the following results:

Voting Aye: Mashburn, Mischnick, Liptack, Weisgerber and McGhehey.

Voting Nay: None.

Motion carried.

- The last matter before Council on the agenda was Resolution No. 24-91 which will accept and approve the amended Classification Plan for the 2024/2025 Fiscal Budget Year. The following information was provided:

[RESOLUTION – CLASSIFICATION AND COMPENSATION PLANS

The attached resolution will adopt the Classification and Compensation Plan that will be incorporated as a part of the 2024-25 FY budget. The Compensation Plan includes three categories: Exempt, Non-Exempt, and Fire Employees.

September 17, 2024

The Classification Plan has the following changes from the most recent version approved by the Council:

- **COLA:** Pay Grids reflect a 2.5% increase based on a cost-of-living adjustment for non-exempt employees. Employees classified as “Exempt” will be awarded a one-time of \$1,000 on the first pay period in the new fiscal year.
- **Executive Administrative Assistant/Tourism** – Remove the position from the Classification Plan.
- **Community Development Director** - The Job Description for this position was updated with essential duties that include supervision of code enforcement, city facilities, and IT systems. Education and experience were also modified to account for these added duties. The Pay grade increases from 102 to 104.
- **Metering and Load Control Technician** – The Journey Line Worker job description was modified with additional essential duties, education, and experience to create a specialty focus on metering and load control. The pay grade for this role for one existing individual in the Electric Department will be moved from 227 to 228 to account for the additional responsibilities.
- **Police Captain** – The position was created to provide a streamlined chain of command and provide for high-level administration reporting directly to the Police Chief. It is worth noting that this is not an additional position. The police department is eliminating the second lieutenant position and replacing that position with a Captain. Education and experience and skills expected of this position. The Pay Grade is 106.
- **Exempt Pay Grid** – The Department of Labor (DOL) has made significant updates to the Fair Labor Standards Act (FLSA) regarding exempt employee classifications. These changes impact which employees qualify as exempt pay classification meet the current and proposed classification pay requirements. While there is a proposed effective date of January 1, 2025 (\$58,656/\$28.20), it could be delayed or adjusted depending on legal challenges, public comments, or additional regulatory processes. If the proposal is approved as is, the blue squares will become the starting wage for the identified positions. Those positions will have fewer steps to get to the top of the pay scale. Top pay is not being increased to limit the impact it will have on encroaching on top wages of positions higher on the grid.
- **Nebraska Minimum Wage Increase** – The state of Nebraska has increased the minimum wage to \$13.50 effective January 1, 2024. The current minimum wage is \$12.00. Employees impacted by this change will receive the 2.5% COLA adjustment effective October 1, followed by a minimum wage increase effective January 1, 2025. Wages will be set at \$13.50 until their next evaluation where employees will be placed on the next step of the pay grid. This change impacts 5 employees in the following positions all the General Fund: Library Page, Museum Support Clerk, Nutrition Delivery Driver, and Nutrition Aide. The City anticipates the minimum wage increase will cost \$10,500 annually for regular, year-round employees;

September 17, 2024

however, seasonal employment will be more significant. Those positions will have fewer steps to get to the top of the pay scale. Top pay is not being increased to limit the impact it will have on encroaching on top wages of positions higher on the grid.

RECOMMENDATION: APPROVE RESOLUTION AUTHORIZING THE CLASSIFICATION AND COMPENSATION PLAN FOR 2024-25.]

A motion was made by Councilman Liptack, seconded by Councilman Mischnick to approve Resolution No. 24-91 which follows in its entirety:

RESOLUTION NO. 24-91

WHEREAS, the City Council of the City of Alliance passed and approved Ordinance No. 2980 effective September 17, 2024, providing for the future adoption and amendment to the classification plan and pay schedule by resolution of the City Council.

WHEREAS, the City Manager has proposed a classification plan and compensation schedule for Fiscal Year 2024-2025, which is attached to this Resolution;

WHEREAS, the City Council agrees with the proposals of the City Manager.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Alliance that the Classification Plan attached hereto is hereby adopted for Fiscal Year 2024-2025, effective October 1, 2024.

Roll call vote with the following results:

Voting Aye: Liptack, Weisergerber, Mischnick, Mashburn and McGhehey.

Voting Nay: None.

Motion carried.

The Alliance City Council adjourned the September 17, 2024 City Council Meeting at 7:41 p.m.

(SEAL)

John McGhehey, Mayor

Shelbi C. Pitt, City Clerk

September 17, 2024

Complete minutes of the Alliance City Council may be viewed by the public during regular work hours at the City Clerk's Office, 324 Laramie Avenue, Alliance, Nebraska

September 26, 2024

ALLIANCE CITY COUNCIL

SPECIAL MEETING, THURSDAY, SEPTEMBER 26, 2024

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

The Alliance City Council met in a Special Meeting, September 26, 2024 at 9:00 a.m. in the Alliance Learning Center Community Meeting Room, 1750 Sweetwater Avenue. A notice of meeting was published in the Alliance Times Herald on September 18, 2024. 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 McGhehey opened the September 26, 2024 special meeting of the Alliance, Nebraska City Council at 9:03 a.m. Present were Mayor McGhehey, Vice Mayor Mashburn and Council Members Mischnick, and Liptack. Also present were City Manager Sorensen, City Treasurer Baker, and City Clerk Pitt.

- Mayor McGhehey excused Councilman Weisgerber from the meeting.
- Mayor McGhehey read the Open Meetings Act Announcement.
- The Consent Calendar was the first item on the agenda. A motion was made by Councilman Mischnick, seconded by Vice-Mayor Mashburn to approve the Consent Calendar as follows:

CONSENT CALENDAR – September 26, 2024

1. Approval: Payroll from September 20, 2024 in the total amount of \$284,875.71.
2. 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; \$579,747.59.

September 26, 2024

3. Approval: Resolution No. 24-92 which will authorize a capital budget transfer in the amount of \$10,800 from Capital Outlay-Buildings # 06-51-55-59-915 to Municipal Solid Waste Surcharge # 06-51-55-47-730 to bring GL out of the negative standing and to covers costs of a new invoice from Nebraska Department of Environment and Energy.

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: Mischnick, Liptack, Mashburn and McGhehey

Voting Nay: None.

Motion carried.

The Alliance City Council adjourned the September 26, 2024 City Council Meeting at 9:05 a.m.

(SEAL)

John McGhehey, Mayor

Shelbi C. Pitt, City Clerk

Complete minutes of the Alliance City Council may be viewed by the public during regular work hours at the City Clerk's Office, 324 Laramie Avenue, Alliance, Nebraska

COUNCIL PROCEEDINGS

The Alliance, Nebraska City Council met in a Regular Meeting on Tuesday, September 17, 2024 at 7:00 p.m. Present were Council Members McGhehey, Mashburn, Mischnick, Weisgerber and Liptack.

Council acted on and/or discussed the following items of business:

1. Approved the Consent Calendar. Ayes: All. Motion carried.
2. Conducted a Public Hearing on the CBDG Grant – Holy Rosary Catholic Church.
3. Adopted Ordinance No. 2980, which amended to reflect the correct appropriations for the 2024-25 Fiscal Budget Year the City of Alliance annual appropriation bill for the fiscal year will begin October 1, 2024. Ayes: All. Motion carried.
4. Adopted Ordinance No. 2982, which allows the City of Alliance with a 75% affirmative vote by Council to exceed the Allowable Growth and Basic Allowable Growth for 2024-25 Fiscal Year Budget by 1%. Ayes: All. Motion carried.
5. Approved Resolution No. 24-86, which accepts and approves the proposed 2024-25 Property Tax Request, which contains anticipated and estimated revenues and expenses for the next fiscal year. Ayes: All. Motion carried.
6. Approved Resolution No. 24-87, which accepts and approves the amended rates to the Water and Sewer Rate Schedule Classification. Ayes: All. Motion carried.
7. Tabled Resolution No. 24-88, which accepts and approves the amended rates of Solid Waste Disposal. Ayes: All. Motion carried.
8. Approved Resolution No. 24-89, which accepts and approves the changes to the established Golf Fee Schedule and Policies with the amendment of the Full Family Rate from \$1,000.00 to \$975.00 for Skyview Golf Course. Ayes: All. Motion carried.
9. Approved Resolution No. 24-90, which accepts and approves the amended rates to the Electric Service Rate Schedule. Ayes: All. Motion carried.
10. Approved Resolution No. 24-91, which accepts and approves the amended Classification Plan for the 2024/2025 Fiscal Budget Year.

Meeting adjourned at 7:41 p.m.

John McGhehey, Mayor

(SEAL)

Attest:

Shelbi C Pitt, City Clerk

Complete minutes of the Alliance City Council may be viewed by the public during regular work hours at the City Clerk's Office, 324 Laramie Avenue, Alliance, Nebraska.

COUNCIL PROCEEDINGS

The Alliance, Nebraska City Council met in a Special Meeting on Thursday, September 26, 2024 at 9:03 a.m. Present were Council Members McGhehey, Mashburn, Mischnick and Liptack.

Council acted on and/or discussed the following items of business:

1. Approved the Consent Calendar. Ayes: All. Motion carried.

Meeting adjourned at 9:05 a.m.

(SEAL)

John McGhehey, Mayor

Attest:

Shelbi C Pitt, City Clerk

Complete minutes of the Alliance City Council may be viewed by the public during regular work hours at the City Clerk's Office, 324 Laramie Avenue, Alliance, Nebraska.

Report Criteria:

Invoices with totals above \$0 included.

Paid and unpaid invoices included.

GL Account and Title Vendor Name	Segment Fund Description	Segment Under Dept Invoice Number	Invoice Date	Segment Department Net Invoice Amount	Date Paid
General Fund					
01-31-31-42-294 Conferences, Cont Education	General Fund	Police Administration		Police Department	
FIRSTBANK CARD	FUEL/MEALS/LODGING	LADUKE 09/24	09/01/2024	312.78	
01-31-31-42-294 Conferences, Cont Education	General Fund	Police Administration		Police Department	
FIRSTBANK CARD	FUEL/MEALS/LODGING	LADUKE 09/24	09/01/2024	10.58	
01-31-31-44-444 Natural Gas	General Fund	Police Administration		Police Department	
BLACK HILLS ENERGY	8845 9631 60	SEPTEMBER-	09/17/2024	23.19	09/25/2024
Total Police Administration:				346.55	
01-31-32-42-294 Conferences, Cont Education	General Fund	Police Operations		Police Department	
FIRSTBANK CARD	TRAINING	GRUMBLES 09	08/01/2024	195.00	
01-31-32-42-294 Conferences, Cont Education	General Fund	Police Operations		Police Department	
FIRSTBANK CARD	FUEL/MEALS/LODGING	LADUKE 09/24	09/01/2024	119.00	
01-31-32-43-374 Investigators Expense	General Fund	Police Operations		Police Department	
FIRSTBANK CARD	PUSHOVER LICENSE	PETERSON 09	09/01/2024	5.34	
01-31-32-44-482 NRCNTSVC-Vehicle Repair Mtc	General Fund	Police Operations		Police Department	
RED BEARD GARAGE	UNIT #112 REPAIRS	10828	09/20/2024	544.70	
01-31-32-44-482 NRCNTSVC-Vehicle Repair Mtc	General Fund	Police Operations		Police Department	
RED BEARD GARAGE	UNIT #121 OIL CHANGE	10922	09/20/2024	235.65	
01-31-32-45-511 Office Supplies	General Fund	Police Operations		Police Department	
CARTER'S HOME HARDWARE & AP	TOTES	26059/1	09/20/2024	62.91	
01-31-32-45-531 Uniforms	General Fund	Police Operations		Police Department	
FIRSTBANK CARD	UNIFORMS	PETERSON 09	09/01/2024	23.19	
01-31-32-45-563 Cleaning Supplies	General Fund	Police Operations		Police Department	
IDEAL LINEN INC	TOWELS/MOPS/MATS	11239826	09/24/2024	45.74	
Total Police Operations:				1,231.53	
01-31-33-44-452 Long Distance Expense	General Fund	Police Support Services		Police Department	
QWEST - PHOENIX	TELEPHONE	704621192	09/16/2024	81.00	
Total Police Support Services:				81.00	
Total Police Department:				1,659.08	
01-37-37-44-444 Natural Gas	General Fund	Firefighting		Fire Department	
BLACK HILLS ENERGY	2290 8652 37	SEPTEMBER-	09/17/2024	54.68	09/25/2024
Total Firefighting:				54.68	
Total Fire Department:				54.68	
01-41-44-44-440 Utilities Reimbursed	General Fund	Facility Maintenance		Public Works	
BLACK HILLS ENERGY	8514 7540 93	SEPTEMBER-	09/17/2024	40.09	09/25/2024
Total Facility Maintenance:				40.09	
01-41-46-44-444 Natural Gas	General Fund	Municipal Building		Public Works	
BLACK HILLS ENERGY	8314 2036 34	SEPTEMBER-	09/17/2024	61.99	09/25/2024
01-41-46-59-915 Capital Outlay-Buildings	General Fund	Municipal Building		Public Works	
JEO CONSULTING GROUP INC	CITY HALL ADA DESIGN	154428	09/23/2024	20,428.82	

GL Account and Title Vendor Name	Segment Fund Description	Segment Under Dept Invoice Number	Segment Department Invoice Date	Net Invoice Amount	Date Paid
Total Municipal Building:				20,490.81	
Total Public Works:				20,530.90	
01-71-71-44-444 Natural Gas	General Fund	Parks	Cultural and Leisure		
BLACK HILLS ENERGY	1529 6736 12	SEPTEMBER-	09/17/2024	40.09	09/25/2024
01-71-71-44-444 Natural Gas	General Fund	Parks	Cultural and Leisure		
BLACK HILLS ENERGY	8316 6747 88	SEPTEMBER-	09/17/2024	40.09	09/25/2024
01-71-71-44-444 Natural Gas	General Fund	Parks	Cultural and Leisure		
BLACK HILLS ENERGY	8650 1637 80	SEPTEMBER-	09/17/2024	40.09	09/25/2024
01-71-71-44-444 Natural Gas	General Fund	Parks	Cultural and Leisure		
BLACK HILLS ENERGY	4303 0966 09	SEPTEMBER-	09/17/2024	40.09	09/25/2024
Total Parks:				160.36	
01-71-72-44-444 Natural Gas	General Fund	Senior Center	Cultural and Leisure		
BLACK HILLS ENERGY	8177 7736 40	SEPTEMBER-	09/17/2024	86.29	09/25/2024
Total Senior Center:				86.29	
01-71-75-44-444 Natural Gas	General Fund	Swimming Pool	Cultural and Leisure		
BLACK HILLS ENERGY	4332 1963 21	SEPTEMBER-	09/17/2024	242.00	09/25/2024
Total Swimming Pool:				242.00	
01-71-77-44-444 Natural Gas	General Fund	Library	Cultural and Leisure		
BLACK HILLS ENERGY	8075 2560 61	SEPTEMBER-	09/17/2024	1,737.87	09/25/2024
Total Library:				1,737.87	
Total Cultural and Leisure Services:				2,226.52	
Total General Fund:				24,471.18	
Electric Fund					
05-51-50-44-444 Natural Gas	Electric Fund	Administration	Utility Superintenden		
BLACK HILLS ENERGY	7098 7521 63	SEPTEMBER-	09/17/2024	46.96	09/25/2024
Total Administration:				46.96	
05-51-51-44-481 NRCNTSVC-Other Mach, Equip	Electric Fund	Generation	Utility Superintenden		
JACK'S REFRIGERATION INC	REPAIR A/C	66598	09/20/2024	1,058.48	
Total Generation:				1,058.48	
05-51-53-45-556 Parts-Vehicle, Mach, Equip	Electric Fund	Urban Distribution	Utility Superintenden		
BLOEDORN LUMBER - ALLIANCE	SCREWS/WASHERS	8421238	09/23/2024	44.17	
Total Urban Distribution:				44.17	
Total Utility Superintendent:				1,149.61	
Total Electric Fund:				1,149.61	
Refuse Fund					

GL Account and Title Vendor Name	Segment Fund Description	Segment Under Dept Invoice Number	Segment Department Invoice Date	Net Invoice Amount	Date Paid
06-51-55-44-444 Natural Gas	Refuse Fund	Refuse Disposal	Public Works		
BLACK HILLS ENERGY	7095 5903 91	SEPTEMBER-	09/17/2024	249.94	09/25/2024
Total Refuse Disposal:				249.94	
Total Public Works:				249.94	
06-52-99-58-841 Baler Loan - Principal	Refuse Fund	Debt Services	Public Works		
NEBRASKA BANK	PRINCIPAL	10/15/2024	09/24/2024	25,000.00	
06-52-99-58-841 Baler Loan - Principal	Refuse Fund	Debt Services	Public Works		
PLATTE VALLEY BANK	PRINCIPAL	757126	07/03/2024	10,647.68	
06-52-99-58-842 Baler Loan - Interest	Refuse Fund	Debt Services	Public Works		
NEBRASKA BANK	INTEREST	10/15/2024	09/24/2024	800.00	
06-52-99-58-842 Baler Loan - Interest	Refuse Fund	Debt Services	Public Works		
PLATTE VALLEY BANK	INTEREST	757126	07/03/2024	818.58	
Total Debt Services:				37,266.26	
Total Public Works:				37,266.26	
Total Refuse Fund:				37,516.20	
Water Fund					
08-52-52-43-383 Water Testing Services	Water Fund	Distribution	Public Works		
NE PUBLIC HEALTH ENVIRONMENT	OTHERS TESTING	582169	09/17/2024	1,238.00	
08-52-52-43-383 Water Testing Services	Water Fund	Distribution	Public Works		
NE PUBLIC HEALTH ENVIRONMENT	COLIFORM	582947	09/17/2024	15.00	
08-52-52-43-383 Water Testing Services	Water Fund	Distribution	Public Works		
NE PUBLIC HEALTH ENVIRONMENT	COLIFORM	583097	09/17/2024	91.00	
08-52-52-45-556 Parts-Vehicle, Mach, Equip	Water Fund	Distribution	Public Works		
BERNIES ACE HARDWARE	CONNECTERS/PIPES/TIES	306949	09/20/2024	59.21	
Total Distribution:				1,403.21	
Total Public Works:				1,403.21	
Total Water Fund:				1,403.21	
Golf Course					
21-71-75-44-444 Natural Gas	Golf Course	Golf Course	Cultural and Leisure		
BLACK HILLS ENERGY	8588 2648 38	SEPTEMBER-	09/17/2024	52.19	09/25/2024
21-71-75-44-444 Natural Gas	Golf Course	Golf Course	Cultural and Leisure		
BLACK HILLS ENERGY	7929 1256 65	SEPTEMBER-	09/17/2024	62.72	09/25/2024
Total Golf Course:				114.91	
Total Cultural and Leisure Services:				114.91	
Total Golf Course:				114.91	
Airport					
22-41-43-33-359 Revenue-Miscellaneous State	Airport	Airport Operations	Airport		
PANHANDLE GEOTECHNICAL & EN	ALLIANCE GSA DRINKING	WATER S 0000524374	09/05/2024	3,500.00	
22-41-43-44-444 Natural Gas	Airport	Airport Operations	Airport		
BLACK HILLS ENERGY	6920 6237 05	SEPTEMBER-	09/17/2024	58.24	09/25/2024
22-41-43-44-444 Natural Gas	Airport	Airport Operations	Airport		
BLACK HILLS ENERGY	9862 2110 07	SEPTEMBER-	09/17/2024	43.72	09/25/2024

GL Account and Title Vendor Name	Segment Fund Description	Segment Under Dept Invoice Number	Segment Department Invoice Date	Net Invoice Amount	Date Paid
22-41-43-44-444 Natural Gas	Airport	Airport Operations	Airport		
BLACK HILLS ENERGY	0091 7768 44	SEPTEMBER-	09/17/2024	54.11	09/25/2024
22-41-43-45-544 Small Tools, Equipment	Airport	Airport Operations	Airport		
CARTER'S HOME HARDWARE & AP	SMALL TOOLS/EQUIP	26040/1	09/19/2024	257.94	
22-41-43-45-561 Bldg Maintenance Material	Airport	Airport Operations	Airport		
CARTER'S HOME HARDWARE & AP	BUILDING MAINTENANCE	26041/1	09/19/2024	179.94	
22-41-43-56-911 Runway Rejuvenation	Airport	Airport Operations	Airport		
M.C. SCHAFF & ASSOCIATES INC	ENGINEERING SEAL COAT RUNWA	757125	09/20/2024	14,362.32	
22-41-43-56-911 Runway Rejuvenation	Airport	Airport Operations	Airport		
AMERICAN ROAD MAINTENANCE I	SEAL COAT RUNWAY 12/30 & RUN	757124	07/26/2024	162,728.78	
22-41-43-58-831 W & N Interest	Airport	Airport Operations	Airport		
FIRST NATIONAL BANK	DEBT SERVICE SCHEDULE	10/15/2024	09/24/2024	2,009.25	
Total Airport Operations:				183,194.30	
Total Airport:				183,194.30	
Total Airport:				183,194.30	
Street Fund					
24-41-41-45-543 Small Tools, Equipment	Street Fund	Streets	Public Works		
FARM PLAN	ROLLER FRAMES/COVER	51348518	09/17/2024	24.37	
24-41-41-45-556 Parts-Vehicle, Mach, Equip	Street Fund	Streets	Public Works		
BERNIES ACE HARDWARE	FITTINGS	306890	09/19/2024	15.38	
Total Streets:				39.75	
Total Public Works:				39.75	
Total Street Fund:				39.75	
Adminstration Internal Service					
51-17-17-44-423 Database Subscriptions	Adminstration Intern	MIS	Technology		
CASELLE INC	MAINTENANCE	135265	09/01/2024	21,352.00	
Total MIS:				21,352.00	
Total Technology:				21,352.00	
51-21-21-43-321 Auditing Services	Adminstration Intern	Accounting	Finance		
FIFTH ASSET, INC	SUBSCRIPTION FEE	DB2005727	09/02/2024	5,000.00	
51-21-21-45-526 Other Supplies	Adminstration Intern	Accounting	Finance		
BERNIES ACE HARDWARE	CLAMP HOSES	306927	09/20/2024	2.79	
51-21-21-45-526 Other Supplies	Adminstration Intern	Accounting	Finance		
BERNIES ACE HARDWARE	SWVL ADPTS	306923	09/20/2024	9.58	
Total Accounting:				5,012.37	
Total Finance:				5,012.37	
Total Adminstration Internal Service:				26,364.37	
Grand Totals:				274,253.53	

GL Account and Title Vendor Name	Segment Fund Description	Segment Under Dept Invoice Number	Segment Department Invoice Date	Segment Department Net Invoice Amount	Date Paid
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Dated: _____

Mayor: _____

City Manager: _____

City Treasurer: _____

Report Criteria:

Invoices with totals above \$0 included.

Paid and unpaid invoices included.

RESOLUTION NO. 24-93

WHEREAS, The City of Alliance utilized Electric Fund reserves to provide interim inter-department loans to the General Fund and the Airport Fund to pay for the City's portion of the runway improvements, as well as other items pending payment of FAA grant funds; and

WHEREAS, The original loan terms were extended to March 31, 2024; and

WHEREAS, Staff is requesting an extension of the remaining loan balances through March 31, 2025, at a revised rate of 5.15%.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the interim inter-department loan to the Airport be extended through March 31, 2025, at a revised rate of 5.15%.

PASSED AND APPROVED this 1st day of October, 2024.

John McGhehey, Mayor

(SEAL)

Attest: _____
Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Office, Legal Counsel

RESOLUTION NO. 24-94

WHEREAS, The City of Alliance desires to enter into an Agreement for Contribution with Box Butte Development Corporation for the promotion of economic growth of Alliance and the improvement of the quality of life for all its citizens; and

WHEREAS, Box Butte Development Corporation has requested financial support from the City of Alliance to permit Box Butte Development Corporation to implement its program; and

WHEREAS, The Agreement provides that the City shall make an annual contribution to Box Butte Development Corporation in the amount of Seventy-Eight Thousand Two Hundred Fifty Dollars (\$78,250) to be paid in quarterly installments; and

WHEREAS, The City of Alliance believes that participating in the funding of Box Butte Development Corporation is in the best interest of the citizens of Alliance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is hereby authorized to enter into the Agreement for Contribution with Box Butte Development Corporation and staff is authorized to make payments accordingly.

PASSED AND APPROVED this 1st day of October, 2024.

John McGhehey, Mayor

(SEAL)

Attest: _____
Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Firm, Legal Counsel

RESOLUTION NO. 24-95

WHEREAS, The City of Alliance desires to enter into an Agreement for Contribution with the Chamber of Commerce for the promotion of Alliance and the improvement of the quality of life for all its citizens; and

WHEREAS, The Chamber of Commerce has requested financial support from the City of Alliance to permit the Chamber of Commerce to implement its program; and

WHEREAS, The Agreement provides that the City shall make an annual contribution to the Chamber of Commerce in the amount of Eleven Thousand Dollars (\$11,000) to be paid in quarterly installments; and

WHEREAS, The City of Alliance believes that participating in the funding of the Chamber of Commerce is in the best interest of the citizens of Alliance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is hereby authorized to enter into the Agreement for Contribution with the Chamber of Commerce and staff is authorized to make payments accordingly.

PASSED AND APPROVED this 1st day of October, 2024.

John McGhehey, Mayor

(SEAL)

Attest: _____
Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Office, Legal Counsel

RESOLUTION NO. 24-96

WHEREAS, The City of Alliance desires to enter into an Agreement for Contribution with the Keep Alliance Beautiful for the promotion of Alliance and the improvement of the quality of life for all its citizens; and

WHEREAS, The Keep Alliance Beautiful has requested financial support from the City of Alliance to permit the Keep Alliance Beautiful to implement its program; and

WHEREAS, The Agreement provides that the City shall make an annual contribution to the Keep Alliance Beautiful in the amount of Fifty Thousand Dollars (\$50,000) to be paid in quarterly installments; and

WHEREAS, The City of Alliance believes that participating in the funding of the Keep Alliance Beautiful is in the best interest of the citizens of Alliance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is hereby authorized to enter into the Agreement for Contribution with the Keep Alliance Beautiful and staff is authorized to make payments quarterly.

PASSED AND APPROVED this 1st day of October, 2024.

John McGhehey, Mayor

(SEAL)

Attest: _____
Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Office, Legal Counsel

RESOLUTION NO. 24-97

WHEREAS, The City of Alliance desires to enter into an Agreement for Contribution with the Panhandle Area Development District (PADD) for the promotion of Alliance and the improvement of the quality of life for all its citizens; and

WHEREAS, Panhandle Area Development District (PADD) has requested financial support from the City of Alliance to permit Panhandle Area Development District (PADD) to implement its program; and

WHEREAS, The Agreement provides that the City shall make an annual contribution to the Panhandle Area Development District (PADD) in the amount of Six Thousand Five Hundred Eighty-One and 30/100 Dollars (\$6,581.30) to be paid in one lump sum; and

WHEREAS, The City of Alliance believes that participating in the funding of Panhandle Area Development District (PADD) is in the best interest of the citizens of Alliance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is hereby authorized to enter into the Agreement for Contribution with the Panhandle Area Development District (PADD) and staff is authorized to make such payment.

PASSED AND APPROVED this 1st day of October, 2024.

John McGhehey, Mayor

(SEAL)

Attest: _____
Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Office, Legal Counsel

RESOLUTION NO. 24-98

WHEREAS, The City of Alliance desires to enter into an Agreement for Contribution with the Heartland Expressway for the promotion of Alliance and the improvement of the quality of life for all its citizens; and

WHEREAS, The Heartland Expressway has requested financial support from the City of Alliance to permit the Heartland Expressway to implement its program; and

WHEREAS, The Agreement provides that the City shall make an annual contribution to the Heartland Expressway in the amount of Two Thousand Nine Hundred Thirty-Seven Dollars and 72/100ths (\$2,937.72) to be paid in one lump sum; and

WHEREAS, The City of Alliance believes that participating in the funding of the Heartland Expressway is in the best interest of the citizens of Alliance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the Mayor is hereby authorized to enter into the Agreement for Contribution with the Heartland Expressway and staff is authorized to make the payment accordingly.

PASSED AND APPROVED this 1st day of October, 2024.

John McGhehey, Mayor

(SEAL)

Attest: _____
Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Office, Legal Counsel

Narrative

October 1, 2024



RESOLUTION - APPROVE PURCHASE OF LOADER MOUNTED SNOW BLOWER FROM MURPHY TRACTOR.



Staff has an ongoing evaluation of the effectiveness and method of snow removal in the winter months. One modification to this process has been the addition of a loader mounted snow blower. The projected use is to remove snow from city streets and blow it into open areas where permitted as well as assist in the removal of wind rows or stockpiled snow by loading it into trucks and trailers. This equipment will be used with the existing Street Department wheel loader. Murphy Tractor and Equipment in Gering Nebraska is an authorized dealer of Fair snow blowers.

Murphy Tractor and Equipment provided a quote of \$154,800.00 for a Fair Mfg. Snocrete Snow Blower 842D. This item is a Sourcewell bid with current availability by this November.

RECOMMENDATION: APPROVE PURCHASE OF FAIR MFG. SNOCRETE SNOW BLOWER 842D IN THE AMMOUNT OF \$154,800.00 USING FUNDS FROM GL # 24-41-41-59-950

RESOLUTION NO. 24-99

WHEREAS, The City of Alliance plows and maintains the roads within the City during the winter months; and

WHEREAS, The City of Alliance has an on-going evaluation of the effectiveness and method of snow removal; and

WHEREAS, Staff has identified a modification needed to the process of snow removal; and

WHEREAS, The purchase of a loader mounted snow blower is needed to assist with the snow removal process; and

WHEREAS, Staff believes the purchase of this equipment would be in the best interest of the City in order to provide additional snow removal capacity in the most economical and efficient manner; and

WHEREAS, Funding for this purchase has been budgeted in the 2024-2025 Fiscal Year from Account No. Account No. 24-41-41-59-950.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Alliance, Nebraska, that the staff has authority to purchase the Fair Mfg. Snocrete Snow Blower 842D from Murphy Tractor and Equipment in Gering, NE.

BE IT FURTHER RESOLVED that funding for this purchase is authorized Account No. 24-41-41-59-950 in the total amount of One Hundred Fifty-Four Thousand Eight Hundred Dollars and No/100ths (\$154,800.00).

PASSED AND APPROVED this 1st day of October, 2024.

(SEAL)

John McGhehey, Mayor

Attest:

Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Office, Legal Counsel

Quote Id: 31728410

Prepared For:
CITY OF ALLIANCE



Prepared By: **MIKE BATEMAN**

Murphy Tractor & Equipment
220810 Highway 92
Gering, NE 69341

Tel: 308-436-2177
Mobile Phone: 308-631-3125
Fax: 308-436-7645
Email: mbateman@murphytractor.com

Date: 25 September 2024

Offer Expires: 02 October 2024

Confidential



JOHN DEERE



Quote Summary

Prepared For:

CITY OF ALLIANCE
PO BOX D
ALLIANCE, NE 69301
Business: 308-762-5400
ACCOUNTINGANDFINANCE@CITYOFALLIANCE.NET

Prepared By:

MIKE BATEMAN
Murphy Tractor & Equipment
220810 Highway 92
Gering, NE 69341
Phone: 308-436-2177
Mobile: 308-631-3125
mbateman@murphytractor.com

Quote Id: 31728410
Created On: 25 September 2024
Last Modified On: 25 September 2024
Expiration Date: 02 October 2024

Equipment Summary

FAIR MFG SnoCrete Snow Blower
842D

Qty	Extended
1	

Equipment Total

\$ 154,800.00

Quote Summary

Equipment Total	\$ 154,800.00
SubTotal	\$ 154,800.00
Total	\$ 154,800.00
Balance Due	\$ 154,800.00

Salesperson : X

Accepted By : X

Confidential



JOHN DEERE

Selling Equipment



Quote Id: 31728410 Customer: CITY OF ALLIANCE

FAIR MFG SnoCrete Snow Blower 842D

Hours: 0

Stock Number:

Code	Description	Qty
842D	Snocrete Snow Blower 842D	1

Other Charges

Freight

1

SNOCRETE® SNOW BLOWERS



D MODEL SERIES

Fair

MANUFACTURING, INC.

www.fairmfg.com

(605) 653-3247



SNOCRETE® FEATURES

DURABILITY

The impellers are individually shear pin protected and have bolt-on replaceable ice breaker bars.

These bars bust up the snow and ice while maintaining excellent resilience to foreign objects.

Two-stage designs are highly susceptible to objects buried within the snow. This leads to costly repairs and downtime.

The Snocrete® design is exclusively engineered to hold up to the inevitable reality of encountering objects within the snow.



EASE OF OPERATION

The low-profile engine provides the operator with excellent visibility over the entire width of the machine.

The contoured telescoping spout gradually changes the snow angle to reduce plugging potential and holds a tight snow pattern to minimize dusting.

The compact wireless controls, with joystick spout operation, give the operator the flexibility to quickly transition from loader to blower during operation.



MACHINE LONGEVITY & MAINTENANCE

The exclusive detachable power unit allows the engine compartment and blower head to be uncoupled in a matter of minutes. This provides several benefits from maintenance access to a significantly lower cost of operation and replacement.

Future replacement costs are lower as the blower head can be replaced separately from the power unit.

Downtime is virtually eliminated as blower heads can be interchanged among power units.

Within minutes, service technicians can have complete access to both sides of the engine, aftertreatment, power transmission, and blower head. This saves countless hours of costly component removal.

A large, full width hood allows complete uninhibited access to the engine and aftertreatment.



PAIR YOUR SNOCRETE® WITH A SUPERHA

Save money by tripling your hauling capacity!

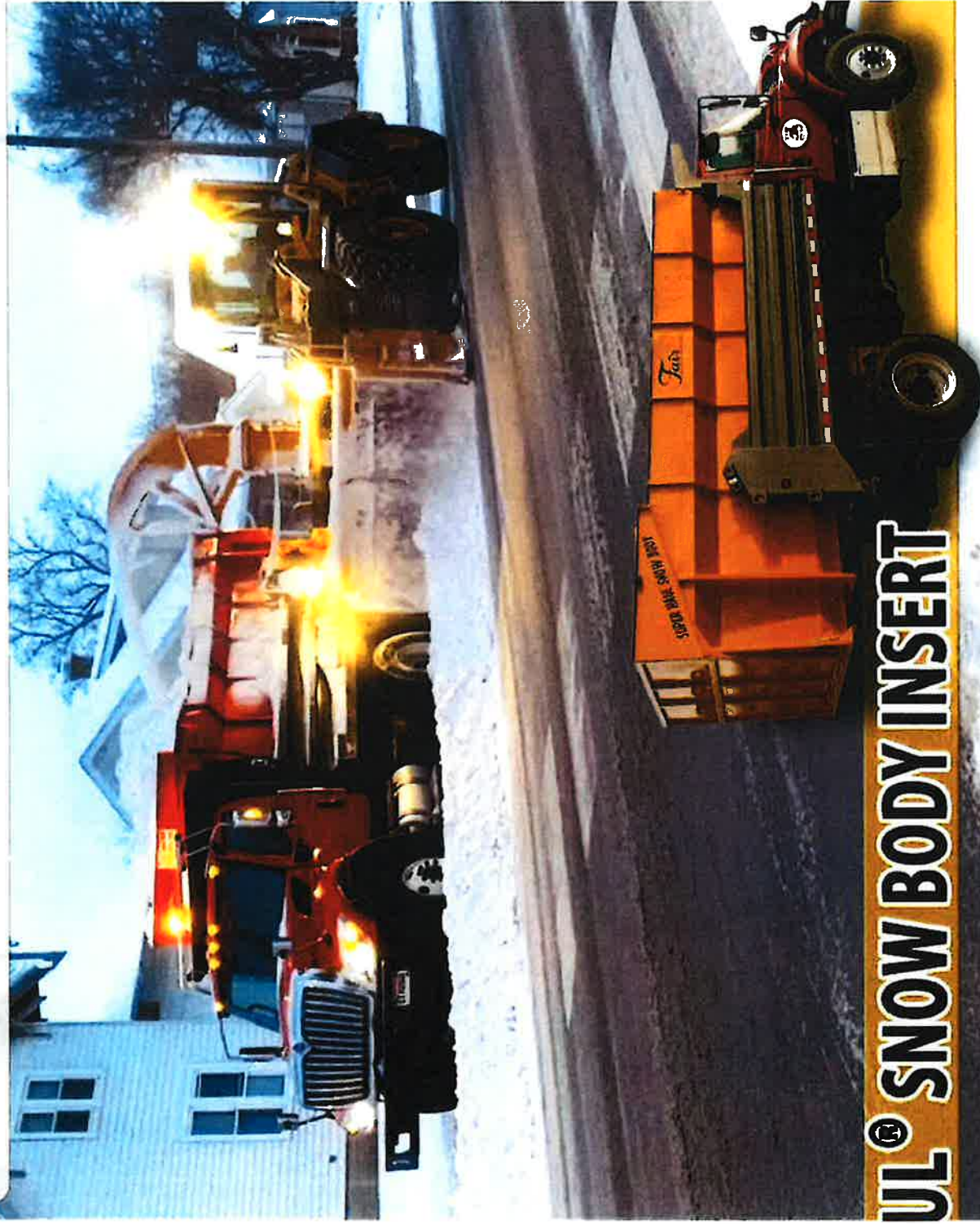
These custom designed truck body inserts help you remove mountains of snow in less time. Simple to install, remove

SNOCRETE® INDUSTRY LEADING PERFORMANCE

The Snocrete® efficient single-stage design blows more tons per horsepower than comparable two-stage designs.

Twin fans blow the snow up the spout in a single motion without having to auger the snow horizontally. This means having more power for heavy windrows and unlimited ground speed in lighter windrows. The twin fans are not limited by the capacity of augers or reels, making them ideal for cutting banks and roadways or powering through dense windrows.

The impellers feature cups that gather the snow into the paddles for discharge, eliminating the need to be fed by augers or reels.



UL® SNOW BODY INSERT

and operate.

SPECIFICATIONS & OPTIONS

Models

Cutting Width

108"

Cutting Height

56"

Weight

9000 lbs.

Engine HP

326 HP -Stage V

Rated Capacity

3200 TPH

Spout

270° Rotation w/ 90°

Telescoping Spout

Controls

Blower Mounted

Control Box with

In-Cab Wireless Remote

842D

96"

48"

7800 lbs.

200 HP -Stage V

2000 TPH

270° Rotation w/ 90°

Telescoping Spout

Blower Mounted

Control Box with

In-Cab Wireless Remote



Side Draft Compensator

Headlights and Flashers

Windrow Extensions

Caster Wheels

Bolt-On Curb Protectors



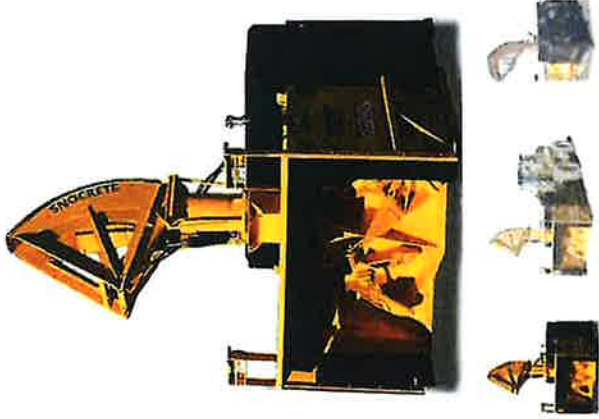
www.fairmfg.com • (605) 653-3247



SNOCRETE® LOADER MOUNT SNOW BLOWERS

842D 948D

Mid-Size Large



SNOCRETE® LOADER MOUNT SNOW BLOWER 842D

**The Most Aggressive and Durable Commercial
Snowblower on the Market**

The 842D Snocrete® is our mid-sized industrial snow blower which easily attaches to wheel loaders and backhoes. This model is ideal for free casting and truck loading.

The Snocrete design is proven tough for over 50 years in the harshest winter conditions. The single stage twin fan design is ready to take on hard packed snow and whatever is hidden beneath with industry leading resistance to foreign objects. An easily detachable power unit, makes this model unique and ready for

quick and easy maintenance as well as significantly lower future replacement costs as the blower head can be replaced separately from the power unit.

The 842D model is our mid-size model. For larger tasks take a look at our powerful **948D large capacity snow blower**. [Compare our loader mount snow blowers](#).

- Efficient Single-Stage Design
- Detachable Power Unit
- Replaceable Ice Breaker Cups
- Telescoping Truck Loading Spout
- Wireless Controls
- Excellent Operator Visibility

FEATURES SPECS VIDEO BROCHURE

— Single-Stage Design

Snocrete's® twin fan single stage design moves more snow per horsepower than the two stage competitors. When the snow hits the fan, the snow is projected directly up the spout in a single fluid motion. In a two-stage design, snow hits the augers and is then carried to the fan where it is projected up the spout. The snow's direction/inertia is changed three times!

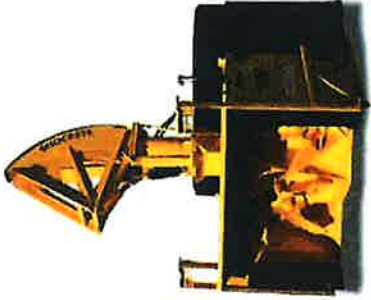


- + Detachable Power Unit
- + Telescoping Truck Loading Spout
- + Replaceable Ice Breaker Cups
- + Bolt On Cutting Edges & Skid Shoes
- + Wireless Joystick Controls
- + D-Series Options
- + Additional Features

COMPARE SNOCRETE® LOADER MOUNT SNOW BLOWERS

842D

Mid-Size Snow Blower



Features 842D

Cutting Width:	96"
Cutting Height:	48"
Weight:	7,800 lbs
Engine HP:	200 HP - Stage V
Rated Capacity:	2000 Tons/Hr
Spout:	270° Rotation with 90° Telescope
Controls:	Wireless

[LEARN MORE >](#)



Narrative

October 1, 2024



RESOLUTION - Approve use of Capital Outlay-Machine, Equipment funds for purchase of Air Burner.



The City of Alliance Landfill has a growing problem with the collection of trees and limbs in the current disposal area. Staff is currently burning material using an Air Burner model S-223 to eliminate green waste. This has been an effective way to dispose of trees and branches but has not kept up with the debris

load received. The proper use of this equipment requires careful observation of the weather conditions and fire danger. An ongoing issue is the cooling of the box between burn cycles. Adding an additional box is a cheaper option than the addition of a chipper or grinder. This would allow for one box to be in the cooling cycle while the other is in the burning cycle. Running two burn cycles could help staff not only eliminate the waste but reduce the fire danger presented. The rotation of a second box has been evaluated and can be loaded and operated with the existing equipment and staff.

The 2020 purchase of this product was \$134,451.65.00, it is currently budgeted at \$189,196.78. This price is increasing to \$208,115.00.00 on October 1st 2024. The Air Burner S223 has been selected as the most appropriate model and is currently available on GSA contract # 47QMCA20D000C.

RECOMMENDATION: APPROVE PURCHASE OF AIR BURNER S223 FOR LANDFILL OPERATIONS IN THE AMMOUNT OF \$ 189,196.78 USING FUNDS FROM GL #06-51-55-59-950

RESOLUTION NO. 24-100

WHEREAS, The City of Alliance Landfill 2024-25 budget included a purchase of an Air Burner; and

WHEREAS, The City of Alliance Landfill is in need of an additional Air Burner to help keep up with the debris loads that are received; and

WHEREAS, Staff is recommending the purchase of the Air Burner from Air Burners, Inc., in the amount of One Hundred Eighty-Nine Thousand One Hundred Ninety-Six Dollars and 78/100ths (\$189,196.78).

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, authorized the purchase of the S223 Air Burner from Air Burners, Inc, in to the amount of One Hundred Eighty-Nine Thousand One Hundred Ninety-Six Dollars and 78/100ths (\$189,196.78).

BE IT FURTHER RESOLVED, payment will be from GL# 06-51-55-59-950 Capital Outlay-Machine, Equipment.

PASSED AND APPROVED this 1st day of October, 2024.

John McGhehey, Mayor

(SEAL)

Attest:

Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Office, Legal Counsel



Proforma Invoice

AIR BURNERS, INC.
4390 SW Cargo Way
Palm City, FL 34990 USA
Phone 772-220-7303

DATE 19-Sep-2024

Our Reference # S223919430

GSA- # 47QMCA20D000C

Bill To:
City of Alliance Landfill
1441 E. Kansas Street
Alliance, NE 69301

Ship To:
City of Alliance Landfill
1441 E. Kansas Street
Alliance, NE 69301

Phone 308-762-2705 Clint Fankhauser
Email cfankhauser@cityofalliance.net

FOB POINT	SHIP DATE	SHIP VIA	PAYMENT TERMS
Palm City, FL	6-8 Weeks	Truck	See Note 1

ITEM	QUANTITY	DESCRIPTION	P/N		AMOUNT USD
1	1	2024 Air Burner Model S223 Refractory Lined Fire Box with Four- cylinder Turbo Diesel Engine 74 HP, HATZ 4H50TIC (Requires no DEF) or equivalent engine; Emissions certified US EPA Tier 4 FINAL; Centrifical clutch	S223	\$ 189,196.78	\$ 189,196.78
2	1	S223 Ash Rake (Optional)	5000-1903	\$ 8,950.00	\$ 8,950.00
3	1	Starter Kit w/Virtual Operator Training (Optional, See Note 5)	5000-2991	\$8,995.00	\$ 8,995.00
4	LOT	Estimated Trucking by Common Carrier (See Notes 1 & 2)	Service	Included	Included
SUBTOTAL					\$ 207,141.78
TOTAL DELIVERED TO DESTINATION AREA					\$ 207,141.78

NOTES:

- Note 1** Payment Terms: Government Terms, 30 days net after receipt of product.
- Note 2** The S223 will be shipped as standard load on a Common Carrier Truck. Unloading cost, if any, at destination is not included in Line Item 4 and is to the account of Buyer.
- Note 3** The optional ash clean-out implement with a universal mount to connect with a bobcat or skidsteer. The ash rake will travel inside the FireBox.
- Note 4** The prices stated in this Quotation are valid for 15 days.
- Note 5** Starter pack includes (1) Onsite training certification course, (1) PM service pack, (1) Thermal ceramic patch compound, (1) Lighting torch
<https://airburners.com/support/operator-training-and-certification/>

We thank you for the opportunity to be of service!

Alexis Kuypers
North America
Sales Manager

We currently have a model S223

From: Alexis Kuypers <akuypers@airburners.com>
Sent: Thursday, September 19, 2024 3:29 PM
To: Clint Fankhauser <CFankhauser@cityofalliance.net>
Subject: Air Burners

Dear Clint,

Thank you for your time today. As I mentioned in our call, our prices will go up 10% on October 1. Since this will be about \$20,000, I wanted to re-quote your machine. The attached quotes are good for 15 days.

Attached, please find the following information, including the quotes, the Spec sheets, our W9, and our wire instructions for making a deposit on the FireBox. Using a wire, rather than sending a check in the mail, will save at least a week off your build time.

Please let me know if you have any questions.

Warm Regards,

Alexis Kuypers
Air Burners Inc.
National Account Manager
Cell 772-274-2515
Office 772-220-7303 X4706
Fax 772-220-7302
www.airburners.com



Proforma Invoice

AIR BURNERS, INC.
4390 SW Cargo Way
Palm City, FL 34990 USA
Phone 772-220-7303

DATE 19-Sep-2024

Our Reference # S223919430

GSA- # 47QMCA20D0000C

Bill To:

City of Alliance Landfill
1441 E. Kansas Street
Alliance, NE 69301

Ship To:

City of Alliance Landfill
1441 E. Kansas Street
Alliance, NE 69301

Phone 308-762-2705 Clint Fankhauser
Email cfankhauser@cityofalliance.net

FOB POINT	SHIP DATE	SHIP VIA	PAYMENT TERMS
Palm City, FL	6-8 Weeks	Truck	See Note 1

ITEM	QUANTITY	DESCRIPTION	PIN	AMOUNT USD
1	1	2024 Air Burner Model S223 Refractory Lined Fire Box with Four-cylinder Turbo Diesel Engine 74 HP, HATZ 4H50TIC (Requires no DEF) or equivalent engine; Emissions certified US EPA Tier 4 FINAL; Centrifical clutch	S223	\$ 189,196.78 \$ 189,196.78
2	1	S223 Ash Rake (Optional)	5000-1903	\$ 8,950.00 \$ 8,950.00
3	1	Starter Kit w/Virtual Operator Training (Optional, See Note 5)	5000-2991	\$8,995.00 \$ 8,995.00
4	LOT	Estimated Trucking by Common Carrier (See Notes 1 & 2)	Service	Included Included
TOTAL DELIVERED TO DESTINATION AREA				SUBTOTAL \$ 207,141.78 \$ 207,141.78

NOTES:

Note 1 Payment Terms: Government Terms, 30 days net after receipt of product.

Note 2 The S223 will be shipped as standard load on a Common Carrier Truck. Unloading cost, if any, at destination is not included in Line Item 4 and is to the account of Buyer.

Note 3 The optional ash clean-out implement with a universal mount to connect with a bobcat or skidsteer. The ash rake will travel inside the FireBox.

Note 4 The prices stated in this Quotation are valid for 15 days.

Note 5 Starter pack includes (1) Onsite training certification course, (1) PM service pack, (1) Thermal ceramic patch compound, (1) Lighting torch

<https://airburners.com/support/operator-training-and-certification/>

We thank you for the opportunity to be of service!

Alexis Kuypers
North America
Sales Manager

Narrative

October 1, 2024



RESOLUTION – Award bid to Snyder Industries, Inc for 2024 purchase of refuse containers.



As part of this year's CIP budget process the need for refuse containers was identified for community. A list is maintained by the Landfill and currently has approximately 90 locations waiting for new refuse containers. Funds for this equipment were added to this years CIP budget and approved. The Public Works Department advertised for bids in accordance with State law and sent bid packets to two vendors. Snyder Industries, Inc was the only bidder to respond. Snyder

Industries has responded to the refuse container bid several times in the past and has been the low bidder. Snyder Industries submitted a bid in the amount of \$87,652.95. Staff would like to add 10, 2 yard tan dumpsters prior to placing an order making the total \$96,125.45 This bid meets the specifications requested and is within the budgeted amount for refuse containers in the CIP.

RECOMMENDATION: APPROVE BID AWARD TO SNYDER INDUSTRIES INC AND PURCHASE OF REFUSE CONTAINERS IN AMMOUNT OF \$96,125.45 FROM GL # 06-41-42-45-526.

RESOLUTION NO. 24-101

WHEREAS, The City of Alliance provides refuse collection and disposal to the residents of the City of Alliance; and

WHEREAS, The City of Alliance needs to supply additional refuse containers to replace containers that have deteriorated and to distribute additional refuse collection containers in the City; and

WHEREAS, The City issued a Request for Bids for refuse containers to two vendors and one bid was received; and

WHEREAS, The bid from Snyder Industries of Lincoln, NE was the lowest responsive, responsible bidder and Staff is recommending the purchase of 100 refuse containers, including lids, hardware and shipping in the amount of Ninety-Six Thousand One Hundred Twenty-Five and 45/100ths Dollars (\$96,125.45); and

WHEREAS, Funding for this purchase has been budgeted within the Refuse Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the bid of Snyder Industries of Lincoln, NE is accepted and the contract is awarded accordingly for the purchase of refuse containers at the bid price of Ninety-Six Thousand One Hundred Twenty-Five and 45/100ths Dollars (\$96,125.45).

BE IT FURTHER RESOLVED that the purchase of the refuse containers will be funded from Account No. 06-41-42-45-526.

PASSED AND APPROVED this 1st day of October, 2024.

(SEAL)

John McGhehey, Mayor

Attest:

Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Office, Legal Counsel

Invitation for Bid

City of Alliance
Attn: Ross Grant
PO BOX D
1313 W 1st St
Alliance, NE 68301
Fax: (308) 762-1191
Office: (308) 762-1907

Date: 9/3/2024

To: REFUSE CONTAINER SUPPLIERS

Please submit your bid on this form, include net costs for the item(s) listed and/or specified below. Please mail this form back in a sealed envelope to the address posted above.

Prices must include transportation to destination, including but not limited to shipping and handling. The City of Alliance reserves the rights to accept or reject all or any part of the bid. Prices must be firm for a minimum of 90 days. In the event of errors in the extension of totals, the unit price shall govern in determining the bidding prices.

Sealed bids will be received up until September 23rd, 2024 at 11:00am MST, at which time the received bids will be publicly opened and read at 1313 W 1st St, Alliance, NE 68301. Any bids received after the above specified date and time will immediately be returned unopened. Right is reserved in the interest of the City of Alliance to reject any and/or all bids. It is the responsibility of the bidder to ensure that their bids will arrive at the designated opening place on time. If there are any questions or concerns please feel free to contact Ross Grant at 308-762-1907.

Quantity	Description	Unit Price	Total
5	3 Yard Tan Containers	\$988.25	\$4,941.25
5	3 Yard Blue Containers	\$988.25	\$4,941.25
80	2 Yard Tan Containers	\$847.25	\$50,835.00
20	2 Yard Blue Containers	\$847.25	\$16,945.00
80	Hooks for Containers	Included	Included
180	Lids	Included	Included
**	Additional Hardware		n/a
Shipping	3 truckloads	\$3,330.15/TL	\$9,990.45
Total			\$87,652.95

Company Name: Snyder Refuse

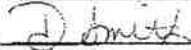
Address: 6940 O Street, Suite 100

City: Lincoln State: NE Zip: 68510

Email: dsmith@snyder.net

Date: September 6, 2024

Name & Title: Deborah Smith, National Account Manager

Signature: 

RESOLUTION NO. 24-88

A RESOLUTION AMENDING DISPOSAL RATES FOR SOLID WASTE AND REPEALING PORTIONS OF ORDINANCES OR RESOLUTIONS NOT CONSISTENT WITH THE CHANGES HEREIN.

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

SECTION 1. Staff has prepared amendments to disposal rates for solid waste for submission to the City Council.

SECTION 2. The City Council has received and reviewed the proposed changes and finds such changes to be in the best interest of the City of Alliance and should be therefore adopted pursuant to Sec. 28-483(a) and 28-484(a) of the Alliance Municipal Code. All such rates are hereby amended effective October 1, 2024, in the following particulars:

		October 1, 2024
Rate Class	Existing Rate	New Rates
Residential – City	\$24.15	\$25.36
Commercial – City (3 yard container)	120.10	126.11
Commercial – City (1.5 yard container)	61.49	64.56
Disposal Fee Types		
Asbestos	Not Accepted	Not Accepted
Ashes	72.49	76.11
Brush	22.75	23.89
Construction and Demolition	74.91	78.66
Contaminated Soil	122.25	128.36
Fill	19.89	20.88
Metal	26.99	28.34
Municipal Solid Waste	75.69	79.47
Non-baleable MSW	122.25	128.36
Pallet	Not Accepted	Not Accepted
Shingles	74.91	78.66

Tire – Truck and Tractor	23.96	25.16
Tire – Over 16”	12.10	12.71
Tire – 15” and below	7.46	7.83
White Goods	14.95	15.70
White Goods w/Freon	37.69	39.57
Minimum Fee	10.94	11.49

SECTION 3. All other ordinances, resolutions, or policies of the City of Alliance not consistent with the amendment made herein are hereby repealed. Provided, however, that the annual adjustment as set forth in Sec. 28-483(h) and Sec. 28-484(c) of the Alliance Municipal Code shall not be repealed by this Resolution.

SECTION 4. This resolution shall go into effect as upon its passage, approval, and publication according to law, provided that rate increases shall not take effect until October 1, 2024.

PASSED AND APPROVED this 17th day of September, 2024.

John McGhehey, Mayor

(SEAL)

Attest: _____

Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Firm, Legal Counsel

Narrative

October 1, 2024



RESOLUTION – AIRPORT TAXIWAY/APRON REHABILITATION PROJECT – CHANGE ORDER #1 AND AMENDMENT #1

The City of Alliance entered into a contract with Simon Contractors in May of 2022 to rehabilitate the Taxiways and Apron. A change order is required by the FAA because the contractor went over on the contracted working days which resulted in liquidated damages. The contract was to be completed in 100 working days but lasted 190 working days. Since a change order is required, it also includes any changes to quantities outside of the contracted amounts. For that reason, this change order includes the deduction for liquidated damages in addition to quantity changes in concrete, paint product, and asphalt. The letter included with the change order explains each specific item.

When this change order is approved M.C. Schaff's engineering agreement needs to be amended to account for the extra construction oversight related to the change order. The amount deducted in liquidated damages from the contractor of \$114,210.00 is the amount of the amendment for M.C. Schaff.

The change order will increase the contract price by \$8,670.00. The current fiscal year budget includes this additional amount with the City of Alliance's 10% match being \$867.00.

**RECOMMENDATION: APPROVE RESOLUTION TO APPROVE CHANGE ORDER #1 ON
AIRPORT TAXIWAY/APRON REHABILITATION AND AMENDMENT #1 ON
ENGINEERING AGREEMENT.**

RESOLUTION NO. 24-102

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

WHEREAS, The City of Alliance entered into a contract with Simon Contractors to rehabilitate the Taxiways and Apron in May 2022; and

WHEREAS, The Federal Aviation Administration requires a change order for the overage of contracted working days which results in liquidated damages; and

WHEREAS, Due to the change order M.C. Schaff & Associates, Inc., Engineering Agreement requires an amendment to account for the extra construction oversite; and

WHEREAS, City Staff is recommending Change Order No. 1 with Simon Contractors and Amendment No. 1 to the Consultant Agreement with M.C. Schaff & Associates, Inc. be approved for the Airport Rehabilitation at the Alliance Municipal Airport.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Alliance, Nebraska, that the Mayor is authorized to sign Change Order No. 1 with Simon Contractors and Amendment No. 1 to the Consultant Agreement between M.C. Schaff & Associates, Inc. in the amount of \$114, 210.00 for liquidated damages and \$8,670.00 for the contract price.

BE IT FURTHER RESOLVED, that staff is authorized to expend the funds as set forth above in accordance with the contract to pay for the engineering services provided by M.C. Schaff & Associates, Inc., of Scottsbluff, Nebraska and Change Order No. 1 with Simon Contractors, of North Platte, Nebraska.

PASSED AND APPROVED this 1st day of October, 2024.

(SEAL)

John McGhehey, Mayor

Attest:

Shelbi C. Pitt, City Clerk

Approved as to Form and Legality:

Simmons Olsen Law Office, Legal Counsel

CHANGE ORDER FORM

Change Order No. _____1_____ AIP Project No. 3-31-0003-025-2022

Name of Airport: Alliance Municipal Airport (AIA), Alliance, Nebraska

Contractor: Simon Contractors, 315 N. Dewey Street, Suite 205, North Platte, NE 69101

The above-named Contractor agrees to make the following change(s) in the plans and/or specifications for the above-designated project:

ADDITIONAL ATTACHED PAGES:

Letter of Recommendation (9/09/2024)
Revised Typical TW-A/TW-C Pavement Cross Section
Table of Bid Items as per Change Order #1

1. Description of change to be made:

a) Revise the following bid items to the proposed Change Order #1 bid items:

Bid Item	Specification	Description	Qty	Unit	C.O. #1 Unit Price	C.O. #1 Total	Over/(Under Run)
3 - Deduct	P-101-5.1	Pavement Removal	710	SY	\$30.00	\$21,300.00	(\$2,700.00)
8 - Deduct	P-209-5.1	6-inch Crushed Base Course	710	SY	\$30.00	\$21,300.00	(\$2,700.00)
9 - Add	P-401-8.1	Asphalt Surface Course	17,575	Ton	\$80.00	\$1,406,000.00	\$130,000.00
11 - Add	P-401-8.3	Asphalt Binder PG 70-28	988	Ton	\$1,080.00	\$1,067,040.00	\$17,280.00
12 - Deduct	P-501-8.1	Concrete Pavement	180	CY	\$950.00	\$171,000.00	(\$19,000.00)
21	P-620-5h	Preformed Pavement Marking – Yellow	400	SF	\$6.00	\$2,400.00	\$0.00
22	P-620-5.2i	Preformed Pavement Marking - Black	320	SF	\$12.00	\$3,840.00	\$0.00
	80-08	Liquidated Damages	90	WD	(\$1,269.00)	(114,210.00)	(\$114,210.00)

2. Reason for ordering change:

Bid Item No. 3 – Pavement Removal

The original/bid documents called for 800 SY of pavement removal. During the design phase this quantity was estimated based upon past projects. Upon completion of the milling operations the field measured pavement removal was 90 SY less than what was estimated. Due to this difference the quantity was reduced by approximately 11.3% +/-.

Bid Item No. 8 – 6-inch Crushed Base Course

The original/bid documents called for 800 SY of base course. During the design phase this quantity was estimated based upon past projects. Upon completion of the removal operations the field measured base course was 90 SY less than what was estimated. Due to this difference the quantity was reduced by approximately 11.3% +/-.

Bid Item No. 9 – Asphalt Surface Course

The original/bid documents called for 15,950 tons of P-401 Asphalt Surface Course. The quantity of asphalt was estimated based upon two equal 1.5-in lifts of asphalt (3-in total depth). The design cross section assumed both taxiways had a typical centerline crown section in the asphalt and the original concrete pavement. The existing taxiway asphalt was placed on the original 7-in +/- of concrete pavement. The original concrete pavement for TW-A and TW-C was constructed in 1943 as a military airbase and no additional information was available on the cross slope of the taxiway concrete below the existing asphalt. During the milling operations it was discovered that the existing concrete was “flat” and did not have a centerline taxiway crown with cross slope on each side. This created the need for an additional 3.5-in of asphalt at the centerline of TW-A and TW-C to reestablish the centerline crown and cross slope. The attached drawing indicates the actual depth of the new asphalt for TW-A and TW-C and the additional asphalt that was needed for the proper centerline crown and cross slope. This additional depth of asphalt at the centerline added approximately 1,625 tons of P-401 Asphalt Surface Course to the project quantities. Due to this difference the amount of P-401 Surface Course was increased by approximately 10.2% +/-.

Bid Item No. 11 – Asphalt Binder PG 70-28

The original/bid documents called for 972 tons of PG0-28 binder for the P-401 Surface Course. Due to additional asphalt surface course needed for the project the PG 70-28 Binder was increased by approximately 1.6% +/-.

Bid Item No. 12 – Concrete Pavement

The original/bid documents called for 200 CY of concrete pavement. During the design phase this quantity was estimated based upon past projects. Upon completion of the base course operations the field measured concrete pavement was 20 CY less than what was estimated. Due to this difference the quantity was reduced by approximately 10% +/-.

Bid Item No. 21 – Preformed Pavement Markings - Yellow

The original/bid documents called for 400 SF of permanent epoxy yellow paint for a “no-taxi” island marking at the intersection of TW-A/B/C. The Contractor was unable to successfully install the epoxy paint material and the Contractor elected to remove the epoxy paint material and install preformed thermoplastic pavement yellow markings. The preformed thermoplastic pavement marking material was in accordance with Item P-620-2.2 Preformed Thermoplastic Airport Pavement Markings AC 150/5370-10H. There was no difference in the quantity or the total price of this item.

Bid Item No. 22 – Preformed Pavement Markings - Black

The original/bid documents called for 400 SF of permanent epoxy black paint for a “no-taxi” island marking at the intersection of TW-A/B/C. The Contractor was unable to successfully install the epoxy paint material and the Contractor elected to remove the epoxy paint material and install preformed thermoplastic pavement black markings. The preformed thermoplastic pavement marking material was in accordance with Item P-620-2.2 Preformed Thermoplastic Airport Pavement Markings AC 150/5370-10H. There was no difference in the quantity or the total price of this item.

Section 80-08 Failure to complete on time (Liquidated Damages) of the specification

Section 80-08 of the general conditions of the specifications called for maximum construction time of 100 working days. The Contractor completed the project in 190 working days. In accordance with Section 80-08, the specifications call for liquidated damage cost of \$1,269.00 for every work day exceeding the 100 working day time frame. The Contractor is being assessed 90 working days of liquidated damages for a total deduct of \$114,210.00 to the contract amount.

3. Settlement for the cost of the above change is to be made as follows:

Bid Item	Description	Bid Quantity	Unit	Bid Unit Price	Bid Total	C.O. #1 Quantity	C.O. #1 Unit Price	C.O. #1 Total	Difference	Add / Deduct
3	Pavement Removal	800	SY	\$30.00	\$24,000.00	710	\$30.00	\$21,300.00	(\$2,700.00)	Deduct
8	6-inch Crushed Base Course	800	SY	\$30.00	\$24,000.00	710	\$30.00	\$21,300.00	(\$2,700.00)	Deduct
9	Asphalt Surface Course	15,950	Ton	\$80.00	\$1,276,000.00	17,575	\$80.00	\$1,406,000.00	\$130,000.00	Add
11	Asphalt Binder PG 70-28	972	Ton	\$1,080.00	\$1,049,760.00	988	\$1,080.00	\$1,067,040.00	\$17,280.00	Add
12	Concrete Pavement	200	CY	\$950.00	\$190,000.00	180	\$950.00	\$171,000.00	(\$19,000.00)	Deduct
21	Preformed Pavement Marking – Yellow	400	SF	\$6.00	\$2,400.00	400	\$6.00	\$2,400.00	\$0.00	
22	Preformed Pavement Marking - Black	320	SF	\$12.00	\$3,840.00	320	\$12.00	\$3,840.00	\$0.00	
	Liquidated Damages	90	WD	\$0.00	\$0.00	90	(\$1,269.00)	(\$114,210.00)	(\$114,210.00)	Deduct

4. Summary of Costs original contract amount Schedules I & II - - \$3,946,000.00
- (Strike one not applying)
- Net (Increase) (~~Decrease~~) of this Change Order - - - - - \$8,670.00
- Total (~~Increase~~) (~~Decrease~~) of all previous Change Orders and Supplemental Agreements - - - - - \$ 0.00
- Total (Increase) (~~Decrease~~) of all Change Orders and Supplemental Agreements to date- - - - - \$8,670.00
- Total New Estimated Contract Costs Schedules I & II - - - - - \$3,954,670.00

5. This change (~~Increases~~) (~~Decreases~~) contract time by 0 working days(s).

Agreed to by:

Simon - Hung Tran
Contr. Auth. Rep.

Proj. Mgr.
Title

9/17/24
Date

Agreed to by:

Sponsor's Auth. Rep.

Title

Date

NOTE: This change order is not effective until approved in writing by NDOT for state projects and NDOT or FAA for federal projects.

Distribution: Sponsor, Contractor, NDOT, FAA (fed. projects only), Engineer

9/09/2024



MCS
FAMILY OF COMPANIES

Engineering Firm | Environmental Consulting Group

providing **Simply Smart Solutions**

www.MCSfamilyofcompanies.com

Nebraska Department of Transportation – Aeronautics Division
1600 Nebraska Parkway
Lincoln, NE 68502
Attn: Anna Lannin, P.E.

September 9, 2024

RE: TW/Apron Rehabilitation Project
Alliance Municipal Airport (AIA)
Alliance, Nebraska
FAA AIP 3-31-0003-025-2022
Proposed Change Order #1

Ms. Lannin:

Submitted is proposed Change Order #1 for the above referenced project. Items included in the change order include:

Bid Item	Specification	Description	Qty	Unit	C.O. #1 Unit Price	C.O. #1 Total	Over (Under Run)
3 - Deduct	P-101-5.1	Pavement Removal	710	SY	\$30.00	\$21,300.00	(\$2,700.00)
8 - Deduct	P-209-5.1	6-inch Crushed Base Course	710	SY	\$30.00	\$21,300.00	(\$2,700.00)
9 - Add	P-401-8.1	Asphalt Surface Course	17,575	Ton	\$80.00	\$1,406,000.00	\$130,000.00
11 - Add	P-401-8.3	Asphalt Binder PG 70-28	988	Ton	\$1,080.00	\$1,067,040.00	\$17,280.00
12 - Deduct	P-501-8.1	Concrete Pavement	180	CY	\$950.00	\$171,000.00	(\$19,000.00)
21	P-620-5h	Preformed Pavement Mrk Yllw	400	SF	\$6.00	\$2,400.00	\$0.00
22	P-620-5.2i	Preformed Pavement Mrk Black	320	SF	\$12.00	\$3,840.00	\$0.00
	80-08	Liquidated Damages	90	WD	(\$1,269.00)	(114,210.00)	(\$114,210.00)
Total - Add						\$8,670.00	

The justification for the proposed change order item listed above is as follows:

Bid Item No. 3 – Pavement Removal

The original/bid documents called for 800 SY of pavement removal. During the design phase this quantity was estimated based upon past projects. Upon completion of the milling operations the field measured pavement removal was 90 SY less than what was estimated. Due to this difference the quantity was reduced by approximately 11.2% +/-.

Bid Item No. 8 – 6-inch Crushed Base Course

The original/bid documents called for 800 SY of base course. During the design phase this quantity was estimated based upon past projects. Upon completion of the removal operations the field measured base course was 90 SY less than what was estimated. Due to this difference the quantity was reduced by approximately 11.2% +/-.

Bid Item No. 9 – Asphalt Surface Course

The original/bid documents called for 15,950 tons of P-401 Asphalt Surface Course. The quantity of asphalt was estimated based upon two equal 1.5-in lifts of asphalt (3-in total depth). The design cross section assumed both taxiways had a typical centerline crown section in the asphalt and the original concrete pavement. The existing taxiway asphalt was placed on the original 7-in +/- of concrete pavement. The original concrete pavement for TW-A and TW-C was constructed in 1943 as a military airbase and no additional information was available on the cross slope of the taxiway concrete below the existing asphalt. During the milling operations it was discovered that the existing concrete was "flat" and did not have a centerline taxiway crown with cross slope on each side. This created the need for an additional 3.5-in of asphalt at the centerline of TW-A and TW-C to reestablish the centerline crown and cross slope. The attached drawing indicates the actual depth of the new asphalt for TW-A and TW-C and the additional asphalt that was need for the proper centerline crown and cross slope. This additional depth of asphalt at the centerline added approximately 1,625 tons of P-401 Asphalt Surface Course to the project quantities. Due to this difference the amount of P-401 Surface Course was increased by approximately 10.2% +/-.

Bid Item No. 11 – Asphalt Binder PG 70-28

The original/bid documents called for 972 tons of PG0-28 binder for the P-401 Surface Course. Due to additional asphalt surface course needed for the project the PG 70-28 Binder was increased by approximately 2% +/-.

Bid Item No. 12 – Concrete Pavement

The original/bid documents called for 200 CY of concrete pavement. During the design phase this quantity was estimated based upon past projects. Upon completion of the base course operations the field measured concrete pavement was 20 CY less than what was estimated. Due to this difference the quantity was reduced by approximately 10% +/-.

Bid Item No. 21 – Preformed Pavement Markings - Yellow

The original/bid documents called for 400 SF of permanent epoxy yellow paint for a "no-taxi" island marking at the intersection of TW-A/B/C. The Contractor was unable to successfully install the epoxy paint material and the Contractor elected to remove the epoxy paint material and install preformed thermoplastic pavement yellow markings. The preformed thermoplastic pavement marking material was in accordance with Item P-620-2.2 Preformed Thermoplastic Airport Pavement Markings AC 150/5370-10H. There was no difference in the quantity or the total price of this item.

Bid Item No. 22 – Preformed Pavement Markings - Black

The original/bid documents called for 400 SF of permanent epoxy black paint for a "no-taxi" island marking at the intersection of TW-A/B/C. The Contractor was unable to successfully install the epoxy paint material and the Contractor elected to remove the epoxy paint material and install preformed thermoplastic pavement black markings. The preformed thermoplastic pavement marking material was in accordance with Item P-620-2.2 Preformed Thermoplastic Airport Pavement Markings AC 150/5370-10H. There was no difference in the quantity or the total price of this item.

Section 80-08 Failure to complete on time (Liquidated Damages) of the specification

Section 80-08 of the general conditions of the specifications called for maximum construction time of 100 working days. The Contractor completed the project in 190 working days. In accordance with Section 80-08 called for liquidated damage cost of \$1,269.00 per work day that exceeded the 100 working day time frame. The Contractor is being assessed 90 working days of liquidated damages for a total deduct of \$114,210.00 to the contract amount.

Based upon the information provided in this letter we recommend approval of proposed Change Order #1 in the amount of **\$8,670.00 (ADD)**. If you have further questions or need additional information, please feel free to contact us.

Respectfully Submitted,

FOR THE FIRM OF
M.C. SCHAFF & ASSOCIATES



Jeff Wolfe

Cc: Steve Whitton P.E., FAA Central Region
Lynn Placek – Airport Manager, AIA
Simon Contractors



M.C. Schaff & Associates, Inc.

818 S Beltline Highway East
Scottsbluff, Nebraska 69361
308-635-1926 Phone 308-635-7807 Fax
www.mcschaff.com

simply smart solutions

Taxiway/Apron Rehabilitation - FAA AIP 3-31-0003-025-2022
Alliance Municipal Airport, Alliance, Nebraska
Actual Quantities to Date 9/09/2024

No.	Description	Unit	Unit Cost	Plan Bid Quantity	Contract Bid Total	Final Installed Quantity	Final Installed Total	Difference (Final - Bid)
Schedule I (90% - FAA / 10% - Sponsor Funding)								
1	Contractor Quality Control Program	LS	\$ 269,896.00	1	\$ 269,896.00	1	\$ 269,896.00	\$ -
2	Mobilization (NTE 10%)	LS	\$ 380,000.00	1	\$ 380,000.00	1	\$ 380,000.00	\$ -
3	Pavement Removal	SY	\$ 30.00	800	\$ 24,000.00	710	\$ 21,300.00	\$ (2,700.00)
4	Cold Milling Existing Pavement	SY	\$ 5.50	78,400	\$ 431,200.00	78,400	\$ 431,200.00	\$ -
5	Remove Aircraft Tie-Down Anchor	EA	\$ 300.00	42	\$ 12,600.00	42	\$ 12,600.00	\$ -
6	Install Aircraft Tie-Down Anchor - No Grounding	EA	\$ 600.00	24	\$ 14,400.00	24	\$ 14,400.00	\$ -
7	Install Aircraft Tie-Down Anchor - w/ Grounding	EA	\$ 800.00	12	\$ 9,600.00	12	\$ 9,600.00	\$ -
8	6-inch Crushed Aggregate Base Course	SY	\$ 30.00	800	\$ 24,000.00	710	\$ 21,300.00	\$ (2,700.00)
9	Asphalt Surface Course	TON	\$ 80.00	15,950	\$ 1,276,000.00	17,575	\$ 1,406,000.00	\$ 130,000.00
10	Asphalt Surface Course for Patching	TON	\$ 300.00	200	\$ 60,000.00	200	\$ 60,000.00	\$ -
11	Asphalt Binder PG 70-28	TON	\$ 1,080.00	972	\$ 1,049,760.00	988	\$ 1,067,040.00	\$ 17,280.00
12	Concrete Pavement	CY	\$ 950.00	200	\$ 190,000.00	180	\$ 171,000.00	\$ (19,000.00)
13	Emulsified Asphalt Tack Coat	GAL	\$ 3.00	17,600	\$ 52,800.00	17,600	\$ 52,800.00	\$ -
14	Temporary Waterborne White Pavement Mrkg	SF	\$ 1.80	100	\$ 180.00	100	\$ 180.00	\$ -
15	Permanent Waterborne White Pavement Mrkg	SF	\$ 2.10	100	\$ 210.00	100	\$ 210.00	\$ -
16	Temporary Waterborne Yellow Pavement Mrkg	SF	\$ 1.00	28,500	\$ 28,500.00	28,500	\$ 28,500.00	\$ -
17	Permanent Waterborne Yellow Pavement Mrkg	SF	\$ 1.15	28,500	\$ 32,775.00	28,500	\$ 32,775.00	\$ -
18	Temporary Waterborne Red Pavement Mrkg	SF	\$ 1.50	230	\$ 345.00	230	\$ 345.00	\$ -
19	Permanent Waterborne Red Pavement Mrkg	SF	\$ 1.80	230	\$ 414.00	230	\$ 414.00	\$ -
20	Permanent Waterborne Black Pavement Mrkg	SF	\$ 1.10	43,400	\$ 47,740.00	43,400	\$ 47,740.00	\$ -
21	Permanent Epoxy Yellow Pavement Mrkg	SF	\$ 6.00	400	\$ 2,400.00	400	\$ 2,400.00	\$ -
22	Permanent Epoxy Black Pavement Mrkg	SF	\$ 12.00	320	\$ 3,840.00	320	\$ 3,840.00	\$ -
23	Pavement Marking Removal	SF	\$ 12.00	100	\$ 1,200.00	100	\$ 1,200.00	\$ -
	Liquidated Damages	WD	\$ (1,269.00)	0	\$ -	90	\$ (114,210.00)	\$ (114,210.00)
Total Schedule I				\$	3,911,860.00	\$	3,920,530.00	\$ 8,670.00

Schedule II (100% - Sponsor Funding)

24	Cold Milling Existing Pavement	SY	\$ 5.50	1,200	\$ 6,600.00	1,200	\$ 6,600.00	\$ -
25	Asphalt Surface Course	TON	\$ 80.00	150	\$ 12,000.00	150	\$ 12,000.00	\$ -
26	Asphalt Binder PG 70-28	TON	\$ 1,080.00	8	\$ 8,640.00	8	\$ 8,640.00	\$ -
27	Emulsified Asphalt Tack Coat	GAL	\$ 3.00	200	\$ 600.00	200	\$ 600.00	\$ -
28	Temporary Waterborne Yellow Pavement Mrkg	SF	\$ 2.50	710	\$ 1,775.00	710	\$ 1,775.00	\$ -
29	Permanent Waterborne Yellow Pavement Mrkg	SF	\$ 2.50	710	\$ 1,775.00	710	\$ 1,775.00	\$ -
30	Permanent Waterborne Black Pavement Mrkg	SF	\$ 2.50	1,100	\$ 2,750.00	1,100	\$ 2,750.00	\$ -
Total Schedule II				\$	34,140.00	\$	34,140.00	\$ -

Total Schedules I & II				\$	3,946,000.00	\$	3,954,670.00	\$ 8,670.00
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M. C. SCHAFF & ASSOCIATES, INC.
 818 SOUTH BELLINE HIGHWAY EAST
 SCOTTSBLUFF, NEBRASKA 69361
 ENGINEERS ♦ PLANNERS ♦ DESIGNERS ♦ LAND SURVEYORS
 PH: 308.635.1926 FAX: 308.635.7807 INTERNET: WWW.MCSCHAFF.COM



PROJECT: FAA AIP 3-31-0003-025-2021
 ALLIANCE MUNICIPAL AIRPORT
 TW - A/C CROSS SECTIONS
 CHANGE ORDER # 1
 CLIENT: CITY OF ALLIANCE, NE

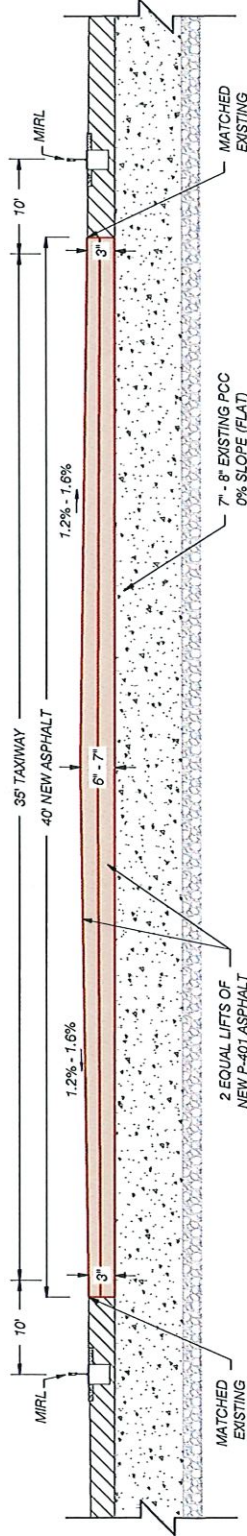
PROJECT NUMBER:
 RM2102240-00
 PROJECT DATE:
 SEPTEMBER 9, 2024
 PROJECT MGR:
 D.A.S.
 PROJECT TEAM:
 D.A.S./J.S.W.

SEAL

DATE
 REVISION

SHEET 1 OF 1

X-1



TYPICAL CONSTRUCTED CROSS SECTION TW - A / C

NOT TO SCALE



MCS
FAMILY OF COMPANIES

Engineering Firm | Environmental Consulting Group

providing **Simply Smart Solutions**

www.MCSfamilyofcompanies.com

Nebraska Department of Transportation – Aeronautics Division
1600 Nebraska Parkway
Lincoln, NE 68502
Attn: Anna Lannin, P.E.

September 9, 2024

RE: TW/Apron Rehabilitation Project
Alliance Municipal Airport (AIA)
Alliance, Nebraska
FAA AIP 3-31-0003-025-2022
Proposed Change Order #1

Ms. Lannin:

Submitted is proposed Change Order #1 for the above referenced project. Items included in the change order include:

Bid Item	Specification	Description	Qty	Unit	C.O. #1 Unit Price	C.O. #1 Total	Over (Under Run)
3 - Deduct	P-101-5.1	Pavement Removal	710	SY	\$30.00	\$21,300.00	(\$2,700.00)
8 - Deduct	P-209-5.1	6-inch Crushed Base Course	710	SY	\$30.00	\$21,300.00	(\$2,700.00)
9 - Add	P-401-8.1	Asphalt Surface Course	17,575	Ton	\$80.00	\$1,406,000.00	\$130,000.00
11 - Add	P-401-8.3	Asphalt Binder PG 70-28	988	Ton	\$1,080.00	\$1,067,040.00	\$17,280.00
12 - Deduct	P-501-8.1	Concrete Pavement	180	CY	\$950.00	\$171,000.00	(\$19,000.00)
21	P-620-5h	Preformed Pavement Mrk Yllw	400	SF	\$6.00	\$2,400.00	\$0.00
22	P-620-5.2i	Preformed Pavement Mrk Black	320	SF	\$12.00	\$3,840.00	\$0.00
	80-08	Liquidated Damages	90	WD	(\$1,269.00)	(\$114,210.00)	(\$114,210.00)
Total - Add						\$8,670.00	

The justification for the proposed change order item listed above is as follows:

Bid Item No. 3 – Pavement Removal

The original/bid documents called for 800 SY of pavement removal. During the design phase this quantity was estimated based upon past projects. Upon completion of the milling operations the field measured pavement removal was 90 SY less than what was estimated. Due to this difference the quantity was reduced by approximately 11.2% +/-.

Bid Item No. 8 – 6-inch Crushed Base Course

The original/bid documents called for 800 SY of base course. During the design phase this quantity was estimated based upon past projects. Upon completion of the removal operations the field measured base course was 90 SY less than what was estimated. Due to this difference the quantity was reduced by approximately 11.2% +/-.

Bid Item No. 9 – Asphalt Surface Course

The original/bid documents called for 15,950 tons of P-401 Asphalt Surface Course. The quantity of asphalt was estimated based upon two equal 1.5-in lifts of asphalt (3-in total depth). The design cross section assumed both taxiways had a typical centerline crown section in the asphalt and the original concrete pavement. The existing taxiway asphalt was placed on the original 7-in +/- of concrete pavement. The original concrete pavement for TW-A and TW-C was constructed in 1943 as a military airbase and no additional information was available on the cross slope of the taxiway concrete below the existing asphalt. During the milling operations it was discovered that the existing concrete was “flat” and did not have a centerline taxiway crown with cross slope on each side. This created the need for an additional 3.5-in of asphalt at the centerline of TW-A and TW-C to reestablish the centerline crown and cross slope. The attached drawing indicates the actual depth of the new asphalt for TW-A and TW-C and the additional asphalt that was needed for the proper centerline crown and cross slope. This additional depth of asphalt at the centerline added approximately 1,625 tons of P-401 Asphalt Surface Course to the project quantities. Due to this difference the amount of P-401 Surface Course was increased by approximately 10.2% +/-.

Bid Item No. 11 – Asphalt Binder PG 70-28

The original/bid documents called for 972 tons of PG0-28 binder for the P-401 Surface Course. Due to additional asphalt surface course needed for the project the PG 70-28 Binder was increased by approximately 2% +/-.

Bid Item No. 12 – Concrete Pavement

The original/bid documents called for 200 CY of concrete pavement. During the design phase this quantity was estimated based upon past projects. Upon completion of the base course operations the field measured concrete pavement was 20 CY less than what was estimated. Due to this difference the quantity was reduced by approximately 10% +/-.

Bid Item No. 21 – Preformed Pavement Markings - Yellow

The original/bid documents called for 400 SF of permanent epoxy yellow paint for a “no-taxi” island marking at the intersection of TW-A/B/C. The Contractor was unable to successfully install the epoxy paint material and the Contractor elected to remove the epoxy paint material and install preformed thermoplastic pavement yellow markings. The preformed thermoplastic pavement marking material was in accordance with Item P-620-2.2 Preformed Thermoplastic Airport Pavement Markings AC 150/5370-10H. There was no difference in the quantity or the total price of this item.

Bid Item No. 22 – Preformed Pavement Markings - Black

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Section 80-08 of the general conditions of the specifications called for maximum construction time of 100 working days. The Contractor completed the project in 190 working days. In accordance with Section 80-08 called for liquidated damage cost of \$1,269.00 per work day that exceeded the 100 working day time frame. The Contractor is being assessed 90 working days of liquidated damages for a total deduct of \$114,210.00 to the contract amount.

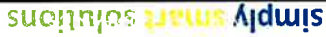
Based upon the information provided in this letter we recommend approval of proposed Change Order #1 in the amount of **\$8,670.00 (ADD)**. If you have further questions or need additional information, please feel free to contact us.

Respectfully Submitted,

FOR THE FIRM OF
M.C. SCHAFF & ASSOCIATES

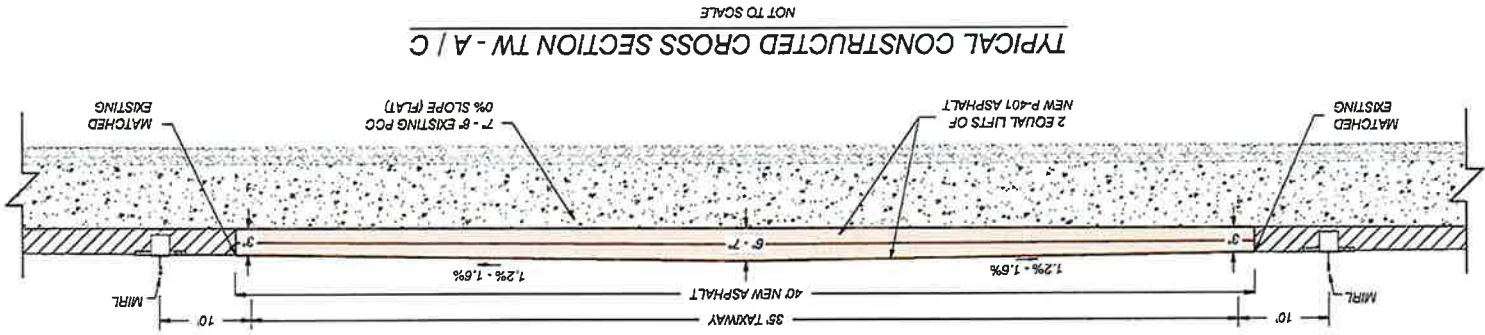

Jeff Wolfe

Cc: Steve Whitton P.E., FAA Central Region
Lynn Placek – Airport Manager, AIA
Simon Contractors



www.mcschaft.com

Taxiway/Apron Rehabilitation - FAA AIP 3-31-0003-025-2022									
Alliance Municipal Airport, Alliance, Nebraska									
Actual Quantities to Date 9/09/2024									
No.	Description	Unit	Unit Cost	Plan Bid Quantity	Contract Bid Total	Final Installed Quantity	Final Installed Total	Difference (Final - Bid)	
Schedule I (90% - FAA / 10% - Sponsor Funding)									
1	Contractor Quality Control Program	LS	\$ 269,896.00	1	\$ 269,896.00	1	\$ 269,896.00	\$ -	
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3	Pavement Removal	SY	\$ 30.00	800	\$ 24,000.00	710	\$ 21,300.00	\$ 2,700.00	
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6	Install Aircraft Tie-Down Anchor - No Grounding	EA	\$ 600.00	24	\$ 14,400.00	24	\$ 14,400.00	\$ -	
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14	Temporary Waterborne White Pavement Mktg	SF	\$ 1.80	100	\$ 180.00	100	\$ 180.00	\$ -	
15	Permanent Waterborne White Pavement Mktg	SF	\$ 2.10	100	\$ 210.00	100	\$ 210.00	\$ -	
16	Temporary Waterborne Yellow Pavement Mktg	SF	\$ 1.00	28,500	\$ 28,500.00	28,500	\$ 28,500.00	\$ -	
17	Permanent Waterborne Yellow Pavement Mktg	SF	\$ 1.15	28,500	\$ 32,775.00	28,500	\$ 32,775.00	\$ -	
18	Temporary Waterborne Red Pavement Mktg	SF	\$ 1.50	230	\$ 345.00	230	\$ 345.00	\$ -	
19	Permanent Waterborne Red Pavement Mktg	SF	\$ 1.80	230	\$ 414.00	230	\$ 414.00	\$ -	
20	Permanent Waterborne Black Pavement Mktg	SF	\$ 1.10	43,400	\$ 47,740.00	43,400	\$ 47,740.00	\$ -	
21	Permanent Epoxy Yellow Pavement Mktg	SF	\$ 6.00	400	\$ 2,400.00	400	\$ 2,400.00	\$ -	
22	Permanent Epoxy Black Pavement Mktg	SF	\$ 12.00	320	\$ 3,840.00	320	\$ 3,840.00	\$ -	
23	Pavement Marking Removal	SF	\$ 12.00	100	\$ 1,200.00	100	\$ 1,200.00	\$ -	
	Liquidated Damages	WD	\$ (1,269.00)	0	\$ -	90	\$ (114,210.00)	\$ 8,670.00	
	Total Schedule I		\$ 3,911,860.00		\$ 3,920,530.00		\$ 8,670.00		



SHEET 1 OF 1
X-1

DATE	REVISION

DETAIL

PROJECT NUMBER: RM210240-00
PROJECT DATE: SEPTEMBER 9, 2024
PROJECT MGR: D.A.S.
PROJECT TEAM: D.A.S./J.S.W.

PROJECT: FAA AIP 3-31-0003-025-2021
ALLIANCE MUNICIPAL AIRPORT
TW & PAVEMENT REHABILITATION
TW - A/C CROSS SECTIONS
CHANGE ORDER #1
CLIENT: CITY OF ALLIANCE, NE

M.C. SCHAFF & ASSOCIATES, INC.
818 SOUTH BELTLINE HIGHWAY EAST
SCOTT'S BLUFF, NEBRASKA 69361
ENGINEERS ♦ PLANNERS ♦ DESIGNERS ♦ LAND SURVEYORS
PH: 308.635-1026 FAX: 308.635-7807 INTERNET: WWW.MCSCHAFF.COM

AMENDMENT NO. 1

To

CONSULTANT AGREEMENT

Airport Improvement Program (AIP) Project No. 3-31-0003-025-2022

Alliance Municipal Airport (AIA)

September 9, 2024

City of Alliance
P.O. Box D
324 Laramie Avenue
Alliance, NE 69301

RE: Alliance Municipal Airport
AIP Project 3-31-0003-025-2022
Amendment No. 1 to Consultant Agreement

Honorable Mayor and City Council:

This amendment revises the Consultant Agreement executed **September 21st, 2021** between the City of Alliance and M.C. Schaff & Associates. The original agreement provided for design, bidding, construction oversight, and close-out services for the “*Taxiway/Apron Rehabilitation Project at the Alliance Municipal Airport*”.

The construction oversight service portion of the agreement was based upon a 100-working day time of construction performance. The construction contract between the City of Alliance and Simon Contractors required the project to be completed within this 100-work day time frame. Section 80-08 of construction contract specifications allows the Owner to collect \$1,269.00 per work day, from the Contractor, for each work day exceeding the 100-work day time limit in liquidated damages. The liquidated damages were determined by the following cost calculation:

Description	Quantity	Unit	Rate	Total
<i>Project Inspector</i>	<i>10</i>	<i>Hr/Day</i>	<i>\$ 81/hr</i>	<i>\$ 810.00</i>
<i>Project Engineer</i>	<i>0.5</i>	<i>Hr/Day</i>	<i>\$ 200/hr</i>	<i>\$ 100.00</i>
<i>Project Manager</i>	<i>2</i>	<i>Hr/Day</i>	<i>\$ 144/hr</i>	<i>\$ 288.00</i>
<i>Clerical</i>	<i>1</i>	<i>Hr/Day</i>	<i>\$71/hr</i>	<i>\$71.00</i>
<i>Total Cost Per Day</i>				<i>\$1,269.00</i>

The liquidated damages allow the Owner the ability to pay the Consultant for additional time needed on construction oversight services.

Simon Contractors completed the project in 190-working days and in accordance with approved Change Order #1 of their contract with the City of Alliance, Simon Contractors was assessed 90-working days of liquidated damages for a total deduct to the construction contract of \$114,210.00 (90 days x \$1,269.00/day).

This Amendment is necessary so that *Section 5: Construction Phase of Section 8: Fees and Charges* of the current agreement can be increased to \$329,486.79 (add of \$114,209.79) for the additional construction oversight working days to complete the project.

Revise the Following Sections:

SECTION 5: CONSTRUCTION PHASE
(INCLUDES OBSERVATION)

Based on estimated **190** Working Days (Construction Contract Time)

Under this phase the Consultant agrees to perform the following services.

- a. Provide consultation and advice to the Sponsor during all construction phases.
- b. Assign a Project Engineer to the project that will periodically observe work in progress, review test reports and provide weekly working day, construction progress and testing reports to the Sponsor, FAA and NDOT. The Consultant will provide written confirmation that all performance tests required by the specifications were conducted and met or exceeded the specifications. The Engineer shall make weekly site visits to the project to review all progress.
- c. Submit a Construction Observation Program at least 10 days prior to preconstruction meeting. The Consultant will comply with FAA AIP Sponsor Guide No. 1030-Construction Management Program.
- d. Participate in preconstruction conferences, per the latest (as of contract date) FAA AIP Sponsor Guide No. 1040-Preconstruction Conference. Submit a formal report of the conference discussions.
- e. Provide field and/or construction surveys and staking, as required under the FAA standard specification General Provision 50-06, including spot checks and final cross sections for establishing pay quantities and as-built plans.
- f. Upon receipt of NDOT/FAA authorization to issue Notice-to-Proceed, the Consultant will issue, for the Sponsor, the Notice-to-Proceed to the Contractor. NDOT/FAA authorization will not be issued until all conditions are met in accordance with FAA AIP Sponsor Guide No. 1050-Notice-to-Proceed.
- g. Provide on-site full-time construction observation in accordance with FAA AIP Sponsor Guide Nos. 1030-Construction Management Program and 1070 –Inspections.
- h. Review and approve shop and erection drawings and all materials data submitted by construction contractors for compliance with design concepts. Review and approve “Buy American” certifications for all products required in accordance with the contract documents.
- i. Prepare and negotiate contract modifications, change orders and supplemental agreements, according to the latest (as of contract date) FAA AIP Sponsor Guide Nos. 1080-Contract Modifications, 1081-Change Orders and 1082-Supplementary Agreements.
- j. Determine amounts owed to construction contractors and process financial documents.
- k. Review compliance with Labor Standards in accordance with FAA AIP Sponsor Guide No. 1060-Labor Provisions. Provide compliance documentation to the Sponsor.
- l. Review compliance with Labor and Civil Rights provisions in accordance with FAA AIP Sponsor Guide No. 1070-Inspections. All compliance records shall be provided to the Sponsor.
- m. Prepare and submit FAA Quarterly Performance Reports.

- n. Prepare and submit weekly progress reports and construction photos to the Sponsor, FAA, and NDOT.
- o. Schedule and attend weekly progress meetings with representatives from the contractor and the Sponsor.

SECTION 8: FEES AND CHARGES

Section 5: Construction Phase. Payment for the items included in Section 5 Construction Phase shall be made based on direct salary, overhead costs and reimbursable expenses incurred plus a fixed payment of **\$24,766.32** and subcontract costs. The schedule of charges and reimbursable expenses is Exhibit C attached and made a part hereto. Labor and general administration overhead percentage shall be supported by a statement of overhead expenses certified by the consultant's auditor or a governmental auditor.

The total charges for Section 5 will not be greater than the "Not-to-Exceed" (NTE) amount of **\$329,486.79**, if 1) the construction work is completed within the construction contract aggregate time allowance; and 2) the scope of work as set forth in Section 1 is not exceeded. If construction contract time is exceeded or the scope of services is increased then the "Not-to-Exceed" amount may be increased by a supplemental agreement to this contract. No payment above the Not-to-Exceed limit shall be made without prior approval of an amendment supported by proper justification.

Payment shall be due monthly for incurred charges and expenses based on detailed invoices. Invoices shall include a pro rata portion of the fixed fee with the final invoice adjusted to include the remaining unpaid balance of the fixed fee.

EXHIBIT C - REVISED
CONSTRUCTION PHASE – ENGINEERING SERVICES (PRIMARY CONSULTANT)
190 WORKING DAYS – ACTUAL CONSTRUCTION TIME

Salary Costs		Classification Hours										
Task	Description	Principal	Engineer	Project Mgr.	Asst Engineer	Surveyor	Surveyor Tech	GIS Tech	Drafting Tech	Field Tech	Clerical	Total
1	1 st Mtg with Owner	4	4	4	4					4		20
2	Submit COP for Review			2	8							10
3	Revise COP			2	8							10
4	Attend Precon Mtg		6	6	6					6		24
5	Attend Progress Mtgs	40		40	40							120
6	Daily Construction Oversight	40	40	166	120					2380	42.5	2788.5
7	Engineer Project Inspections		24									24
8	Review Submittals			8	20							28
9	Field Survey QA Spot Checks					24	60					84
10	Submit FAA Qrt Reports			4								4
11	Submit Wkly Progress Reports			24	24							48
12	Prepare Pay Estimates			8	40							48
13	Payroll Reports/Wage Interview			8	40					8		56
14	Prelim Punch List Review			6	6					6		18
15	Review Final Quantities		2	2	16							20
16	Final Mtg with Sponsor	2	2	2	2							8
Subtotal Hours		86	78	282	334	24	60	0	0	2404	42.5	3310.5
Hourly Rate		\$89.40	\$52.88	\$47.12	\$40.00	\$27.00	\$22.12	\$27.64	\$22.12	\$25.00	\$28.00	
Direct Salary Cost		\$7,688.40	\$4,124.64	\$13,287.84	\$13,360.00	\$648.00	\$1,327.20	\$0.00	\$0.00	\$60,100.00	\$1,190.00	\$101,726.08
199.55%	Indirect Cost	\$15,342.20	\$8,230.72	\$26,515.88	\$26,659.88	\$1,293.08	\$2,648.43	\$0.00	\$0.00	\$119,929.55	\$2,374.65	\$202,994.39
Total Salary Costs		\$23,030.60	\$12,355.36	\$39,803.72	\$40,019.88	\$1,941.08	\$3,975.63	\$0.00	\$0.00	\$180,029.55	\$3,564.65	\$304,720.47
Fixed Fee												\$24,766.32

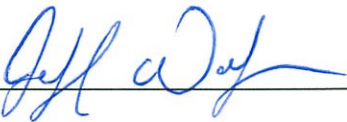
Non-Salary Costs	Quantity	Unit	Rate	Subtotal	Total
Reimbursable Expenses					
Total Construction Costs					\$329,486.79
Subcontracting Expenses	Contract Value	Contract Type	Primed Fixed Fee	Subtotal	Total
Testing (See Exhibit E-2 for unit pricing)					\$36,297.00
Sub-Consultant -					
Sub-Consultant –					
Total Subcontracting Costs					
Total Fee for Construction Administrative Services					\$365,783.79

APPROVALS.

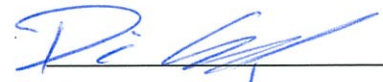
It is understood and agreed that this contract and any subcontracts or supplemental agreements are subject to approval by the Nebraska Department of Transportation – Aeronautics Division and the Federal Aviation Administration before any state or federal funds are obligated.

IN TESTIMONY WHEREOF, the parties hereto have caused this contract amendment to be executed by their duly authorized representatives on this ____ day of _____, 2024, with copies to be filed with the Nebraska Department of Transportation – Aeronautics Division and the Federal Aviation Administration.

M.C. SCHAFF & ASSOCIATES
818 South Beltline Hwy East
Scottsbluff, NE 69361



ATTEST


President

Title

CITY OF ALLIANCE, NEBRASKA
P.O. Box D
324 Laramie Avenue
Alliance, NE 69301

ATTEST

Title

Narrative October 1, 2024



Discussion – Modify ordinance Sec. 26-50 One Way Alleys to allow for two-way traffic.



Terry Curtiss sent a letter requesting a change to the one-way designation of the North South alley between Box butte Ave and Niobrara Ave in the 400 block. This request was submitted in writing and states his reasoning and justification. This alley is currently designated one way by City Ordinance 26-50 (1). The Chief of Police and Public Works Director have both stated there is no know conflict with this requested change.

RECOMMENDATION: AMMEND ORDINANCE 26-50 (1) TO ALLOW TWO-WAY TRAFFIC IN THE ALLEY DESIGNATED.

CURTISS, MORAVEK & CURTISS, PC, LLO

ATTORNEYS AT LAW

**A. JAMES MORAVEK
RETIRED**

**416 NIOBRARA AVENUE
ALLIANCE, NEBRASKA 69301**

**ALAN CURTISS
(1931 — 2000)**

TERRY CURTISS

**308.762.1710
FAX: 308.762.1712
Email: tc3@manvhatslaw.com**

MARISSA L. CURTISS

July 15, 2024

Alliance Police Department
City of Alliance Planning Department
c/o Brent Kusek
P.O. Box D
Alliance, Nebraska 69301

Dear Officials:

I own the building located at 416 Niobrara. It has been a law office since 1957 when the north half of the building was constructed. The neighborhood has changed since the alley between Niobrara and Box Butte was fixed as a one way to the south. It now does not need to be a one way alley to control traffic through a now non-existent parking lot. The flow of traffic through the parking lot for the now non-existent Drake Hotel to 4th Street was important. The café in the Drake had its parking lot on what is now the south half of Rich Otto's building and had significant traffic into it and out of it and the one way alley effectively channeled the traffic to enter off Box Butte and exit onto 4th if not onto Box Butte. The one way prevented congestion at the posted parking lot.

In today's world, the parking lot utilized by the building at 424 Niobrara does not have turnover and with the absence of Simmons Olsen attorneys and clients, the use of the parking lot is minimal. The post office trucks now block the alley for a significant portion of the day, between the morning load out and the semi-truck parked at the dock. With a 53' trailer and a tractor with a sleeper cab, the truck extends so far into the alley you can't get around it without risking a collision with the dumpsters in the alley to go to 4th Street. It is much simpler to go north to 5th. I do so routinely.

The alley was repaved. It is wide enough to meet and pass another vehicle. There is no pedestrian traffic from the west and the "alley" traffic for east side establishments is minimal. There are parking lots areas/carports/garages in some configuration for each building further increasing the space to meet vehicles. This is especially true at 5th Street.

Request is hereby made for elimination of the one way status of the 4th to 5th alley between Box Butte and Niobrara. If you require more than this letter to begin the process, please advise. Thank you for your prompt attention to this matter.

Sincerely,



Terry Curtiss

tc/jbw