

**Broken Bow City Council
Meeting Minutes
April 9, 2019**

The Broken Bow City Council met in regular session on Tuesday, April 9, 2019 at the Broken Bow Library. Notice of the meeting was given in advance thereof as required by publication in the Custer County Chief on April 4, 2019. Availability of the agenda and related materials was communicated in the advanced notice to the Mayor and all members of the Council, as well as, shared with various media outlets. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

Mayor Jonathon Berghorst called the meeting to order at 6:00 P.M., with the following Councilmembers present: Sonnichsen, Miller, Holcomb, and Myers. Absent: None. Mayor Berghorst announced the availability of the open meetings law, followed by the reciting of the Pledge of Allegiance.

Mayor Berghorst read the format for submitting requests for future agenda items.

Moved by Sonnichsen, seconded by Holcomb, to approve the consent agenda for April 9, 2019. Said motion includes approval of Minutes of the March 26, 2019 Council Meeting, Bills to Date, and Fire Department Roster with the deletion of Cameron Collins. Roll call vote: Voting aye: Miller, Holcomb, Sonnichsen, and Myers. Nays: None. Motion carried.

Aflac, \$762.44, \$259.78; Baxter Welding, snow gate, \$1,068.87; Beaver Bearing Co Albion, supplies, \$78.33, \$9.61; Bob's Truck Repair, repairs, \$927.68; Bound Tree Medical, EMS supplies, \$43.68; Broken Bow Airport Authority, monthly payment, \$1,083.33; Broken Bow Ambulance Service, spring conference, \$985.20; Broken Bow Chamber of Commerce, ambulance incentive, \$875.00; Broken Bow Mun Utilities, fuel, \$2,745.87; Broken Bow Municipal Utilities, \$8,745.71; Broken Bow Rural Fire Board, utilities, \$740.39; Capitol One Bank, misc., \$586.04; Card Services, misc., \$477.33; City Flex Benefit Plan, flex, \$116.04; City of Broken Bow – Health Insurance, insurance, \$29,796.59, \$3,852.89; City of Broken Bow Pension Fund, pension, \$1,852.48, \$1,988.46, \$5,829.58; Consolidated Management Co., meals, \$152.02; Custer County Chief, publication, \$289.92; Custer County Treasurer, interlocal payment, \$11,233.49; Custer Public Power, CD Cell Power, \$128.42; Dave Dunkel, meals, \$25.21; Deere Credit Inc., mower lease, \$216.51; EFTPS Online Payment, payroll, \$1,946.96, \$5,639.68, \$8,324.96; Eakes Office Products, supplies, \$166.91; Fairfield Inn & Suites-Kearney, hotel, \$199.90; Family Heritage, \$56.00; Fyr-Tek, adapter, \$431.75; Holcomb Mechanical LLC, ice machine cleaning, \$332.46; Holmes Plumbing & Heating, yard hydrant, \$112.33; Hometown Leasing, copier lease, \$159.18; Jeff Roach, meals & mileage, \$238.40; Kirkpatrick Cleaning Solutions, supplies, \$140.96; Laurie French, mileage & training, \$132.40; Midwest Radar & Equipment, radar calibration, \$240.00; Myers Construction Co, snow removal, \$2,850.00; NMC Exchange LLC, supplies, \$1,623.12; Omaha State Bank, HSA, \$150.00; Overnite Auto, gaskets, \$316.76; Penguin Management, e-dispatch plan, \$2,028.00; Physio Control Inc., data plan, \$208.92; Prachts Ace Hardware, supplies, \$926.35; Pristine Cleaning, LLC, cleaning, \$375.00; S&L Sanitary Service, trash, \$49.30; Sara J. Hulinsky, cleaning, \$1,192.00; State Income Tax WH NE Online Payment, payroll, \$2,484.44; Stephanie Wright, mileage & meals, \$201.80; Steve Scott, postage, \$25.69; Strobes N More, lights, \$224.95, \$1,302.49; T&S Signs, RV Park Signs, \$75.00; Timothy Eggleston, meals, \$26.29; Verizon Wireless, internet, \$132.54; Viaero Wireless, telephone, \$117.54; Village Uniform, rugs & laundry, \$94.44; Wade Kleeb, meals, \$26.84; Wenquist Inc., parts, \$278.20; Bi-Weekly Payroll, payroll, \$48,739.42; Total Bills = \$156,441.85.

Food truck parking along the south side of the square was discussed. As of right now the regulations don't allow for parallel parking on the south side of the square. Police Chief Steve Scott and Street Superintendent Monte Clark will come up with recommendations for the food truck parking on the south side of the Square.

Discussion was held about the Broken Bow Care and Rehabilitation Center closing.

Moved by Sonnichsen, seconded by Holcomb, to open a public hearing at 6:44 pm regarding Ordinance 1198, Water Use Fees. Roll call vote: Voting aye: Miller, Sonnichsen, Myers, and Holcomb. Nays: None. Motion carried. Discussion was held. Moved by Sonnichsen, seconded by Miller, to close the public hearing at 6:45 pm regarding Ordinance 1198, Water Use Fees. Roll call vote: Voting aye: Holcomb, Myers, Sonnichsen, and Miller. Nays: None. Motion carried.

City Clerk Stephanie Wright read the final reading of Ordinance 1198, Water Use Fees.

Moved by Holcomb, seconded by Miller, to approve Ordinance 1198, Water Use Fees. Roll call vote: Voting aye: Myers, Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Holcomb, to open a public hearing at 6:46 pm regarding Ordinance 1199, Sewer Use Fees. Roll call vote: Voting aye: Miller, Sonnichsen, Myers, and Holcomb. Nays: None. Motion carried. Discussion was held. Moved by Sonnichsen, seconded by Miller, to close the public hearing at 6:48 pm regarding Ordinance 1199, Sewer Use Fees. Roll call vote: Voting aye: Holcomb, Myers, Sonnichsen, and Miller. Nays: None. Motion carried.

City Clerk Stephanie Wright read the final reading of Ordinance 1199, Sewer Use Fees.

Moved by Sonnichsen, seconded by Miller, to approve Ordinance 1199, Sewer Use Fees. Roll call vote: Voting aye: Myers, Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Holcomb, seconded by Myers, to approve the use of the Square for the Annual Community Easter Egg Hunt on April 19, 2019. Roll call vote: Voting aye: Holcomb, Myers, Miller, and Sonnichsen. Nays: None. Motion carried.

Moved by Holcomb, seconded by Miller, to approve the interlocal agreement with the Broken Bow Township for use of a dump truck. Roll call vote: Voting aye: Sonnichsen, Myers, Holcomb, and Miller. Nays: None. Motion carried.

Moved by Holcomb, seconded by Myers, to approve the appointment of Doug Sadler to the Board of Adjustment for a five year term ending February 2024. Roll call vote: Voting aye: Miller, Holcomb, Sonnichsen, and Myers. Nays: None. Motion carried.

Moved by Myers, seconded by Sonnichsen, to not approve the appointment of Douglas Daake to the Park Board and to send the applications back to the Park Board for a new recommendation on the open Park Board position. Roll call vote: Voting aye: Miller, Sonnichsen, and Myers. Nays: Holcomb. Motion carried.

Moved by Myers, seconded by Holcomb, to open a public hearing at 7:15 pm regarding Ordinance 1200, Secondary Electric Service Expense and Ownership. Roll call vote: Voting

aye: Miller, Sonnichsen, Myers, and Holcomb. Nays: None. Motion carried. Discussion was held. Moved by Holcomb, seconded by Miller, to close the public hearing at 7:16 pm regarding Ordinance 1200, Secondary Electric Service Expense and Ownership. Roll call vote: Voting aye: Holcomb, Myers, Sonnichsen, and Miller. Nays: None. Motion carried.

Moved by Myers, seconded by Holcomb, to not waive the three readings of Ordinance 1200, Secondary Electric Service Expense and Ownership. Roll call vote: Voting aye: Sonnichsen, Myers, Holcomb, and Miller. Nays: None. Motion carried.

City Clerk Stephanie Wright read the first reading of Ordinance 1200, Secondary Electric Service Expense and Ownership.

Moved by Sonnichsen, seconded by Myers, to open a public hearing at 7:16 pm regarding Ordinance 1201, Utility Locating. Roll call vote: Voting aye: Miller, Sonnichsen, Myers, and Holcomb. Nays: None. Motion carried. Discussion was held. Moved by Sonnichsen, seconded by Holcomb, to close the public hearing at 7:17 pm regarding Ordinance 1201, Utility Locating. Roll call vote: Voting aye: Holcomb, Myers, Sonnichsen, and Miller. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Miller, to waive the three readings of Ordinance 1201, Utility Locating. Roll call vote: Voting aye: Sonnichsen, Myers, Holcomb, and Miller. Nays: None. Motion carried.

Moved by Myers, seconded by Holcomb, to approve Ordinance 1201, Utility Locating. Roll call vote: Voting aye: Myers, Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Holcomb, to open a public hearing at 7:18 pm regarding Resolution 2019-9, Full Circle Irrigation Lot Split. Roll call vote: Voting aye: Miller, Sonnichsen, Myers, and Holcomb. Nays: None. Motion carried. Discussion was held. Moved by Sonnichsen, seconded by Holcomb, to close the public hearing at 7:19 pm regarding Resolution 2019-9, Full Circle Irrigation Lot Split. Roll call vote: Voting aye: Holcomb, Myers, Sonnichsen, and Miller. Nays: None. Motion carried.

Moved by Myers, seconded by Holcomb, to approve Resolution 2019-9. Said resolution approves the lot split at 79779 Highway 2. Roll call vote: Voting aye: Myers, Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Myers, seconded by Sonnichsen, to approve Resolution 2019-10. Said resolution approves payment to JEO Consulting Group in the amount of \$740.00 for the CD Landfill NDEQ Financial Submittal. Roll call vote: Voting aye: Sonnichsen, Myers, Holcomb, and Miller. Nays: None. Motion carried.

Mayor Berghorst opened the floor for comments from the Councilmembers concerning City Departments. City Attorney Jason White asked if anyone had received a letter from the Union about union negotiations. Mayor Berghorst stated that he had received a letter and called Rich at the Union.

Moved by Sonnichsen, seconded by Holcomb, to enter closed session at 7:31 pm to discuss potential litigation. The City representatives that shall remain present during the closed session including the Mayor and City Council are City Attorney Jason White and City Clerk Stephanie

Wright. Roll call vote: Voting aye: Miller, Sonnichsen, Myers, and Holcomb. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Holcomb, to amend the motion to enter closed session at 7:31 pm to discuss potential litigation. The City representatives that shall remain present during the closed session including the Mayor and City Council are City Attorney Jason White, City Clerk Stephanie Wright, and Chris Wickham. Roll call vote: Voting aye: Miller, Sonnichsen, Myers, and Holcomb. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Myers, to adjourn the City Council Meeting at 8:01 p.m. Roll call vote: Voting aye: Sonnichsen, Myers, Holcomb, and Miller. Nays: None. Motion carried.

Jonathon Berghorst, Mayor

ATTEST:

Stephanie M. Wright, City Clerk