

August 11, 2015  
Broken Bow, Nebraska

A meeting of the Mayor and Council of the City of Broken Bow, Nebraska was convened in open and public session at 12:05 P.M. on August 11, 2015 in the Municipal Building at Broken Bow, Nebraska. Present were Mayor Cecil Burt; Council President Chad Schall, Councilmembers Bill Adams, Cody Schmick and Rod Sonnichsen. Absent: None. Notice of the meeting was given in advance thereof as required by law. Advance notice of the meeting was also given to the Mayor and all members of the Council and a copy of their acknowledgment of receipt of such notice is attached to these minutes. Availability of the agenda was communicated in the advance notice to the Mayor and all members of the Council. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

Mayor Burt stated that the Open Meeting Act was posted on the north wall of the Council Chambers.

Mayor Burt led the Council in reciting the Pledge of Allegiance.

Mayor Burt presented the Consent Agenda and stated that the items on the Consent Agenda were approval of the Council Minutes of the July 28, 2015 Council Meeting and approval of claims for the August 11, 2015 Council Meeting:

Payroll – \$68,607.99 and \$60,691.32; EFTPS Online Payment \$22,199.96; State Income Tax WH \$3,139.19; Ag Land ATV \$183.00; Bound Tree \$298.40; Brent Clark \$35.00; Broken Bow Airport Authority \$1,083.33; Broken Bow Chamber of Commerce \$920.00; Broken Bow Municipal Utilities \$8,110.81; Capital One \$122.89; Card Services \$137.29; Car Quest \$13.06; Central Nebraska Medical Clinic \$165.00; Colonial Research \$287.58; Custer Public Power \$32.69; Danko \$1,487.76; Eakes Office Solutions \$202.36; Emergency Medical Products \$872.29; Fire Guard \$735.84; Great Plains \$49.95; Island Supply Welding \$66.52; Lawson Products \$164.69; Mid States \$7,188.86; Paulsen Inc. \$5,252.50; Pentair Aquatic Eco-Systems \$1,044.91; Prachts Ace Hardware \$779.73; Presto X \$96.30; Pristine Cleaning \$1,350.00; Road Safe \$1,730.80; S&L Sanitary \$49.30; SHRM \$190.00; Schaper & White \$1,125.00; Shirts, Signs, Mugs & More \$17.50; Source Gas \$195.82; Steve Scott \$9.19; Trotter Service \$2,413.53; US Bank \$607.94; Unitech \$201.25; Universal Insurance \$593.12; Verizon \$132.54; Verizon \$179.95; Watch Guard \$162.00; Wenquist \$290.00; Whoa & Go \$835.19; Woods & Aitken \$275.00; Mead Lumber \$1,055.22.

It was moved by Councilmember Schall and seconded by Councilmember Adams that the Consent Agenda be approved. Ayes: Schall, Adams, Schmick and Sonnichsen. Nays: None. Motion carried.

Mayor Cecil Burt appointed Cecil R. Burt III to the Broken Bow Planning Commission for a three year term. City Administrator and Council President stated that they had received concerns from the citizens as to the appointment of a relative of the Mayor to a City Board. Mayor Burt informed the Council that the City currently has two vacancies on the Planning Commission and one vacancy on the Board of Adjustment. He also informed the Council that the City has

advertised for these vacancies and requested that any citizen interested in serving as a member on a City Boards to make application for that Board. After further discussion it was moved by Councilmember Sonnichsen and seconded by Councilmember Schall to table the appointment until the next meeting. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Schall, Schmick, Adams and Sonnichsen. Nays: None. Motion carried.

City Administrator Brent Clark presented the final list of renovations and three week bid extension for the renovations to the Broken Bow Bandstand as recommended by the Broken Bow Park Board. Clark stated that the deadline for receiving bids would be extended to September 17<sup>th</sup> with the bid opening at the September 22<sup>nd</sup> Council Meeting. After discussing the recommendation of the Broken Bow Park Board it was moved by Councilmember Schmick and seconded by Councilmember Schall to approve the final list of renovations with the deadline for receiving bids being extended to September 17, 2015. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Adams, Sonnichsen, Schall and Schmick. Nays: None. Motion carried.

City Administrator Brent Clark presented Supplemental Program Agreement #1 between the City of Broken Bow and the State of Nebraska for the Broken Bow 5<sup>th</sup> Avenue Trail Connector Project and stated that this Agreement will designate Angie Neben as the contact person for the City of Broken Bow. After discussing the Agreement, it was moved by Councilmember Schall and seconded by Councilmember Adams that the Supplemental Program Agreement #1 between the City of Broken Bow and the State of Nebraska designating Angie Neben as the contact person for the City of Broken Bow be approved. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Adams, Sonnichsen, Schall and Schmick. Nays: None. Motion carried.

City Administrator Brent Clark presented Resolution 2015-24 authorizing the transferring of Responsible Charge duties to the Nebraska Department of Roads for the 5<sup>th</sup> Avenue Trail Connector Project. It was moved by Councilmember Schall and seconded by Councilmember Sonnichsen that Resolution 2015-24 transferring Responsible Charge duties to the Nebraska Department of Roads for the 5<sup>th</sup> Avenue Trail Connector Project be adopted. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Sonnichsen, Adams, Schall and Schmick. Nays: None. Motion carried.

#### Public Comment Period:

Ellen Mortensen recommended that the Council not set a precedent in determining the approval/non-approval of a board member contingent upon their being relating to a current Mayor, Council or Board member.

Ryan Ward and Lori Barta appeared before the Council to present their concerns regarding a drainage ditch that has been installed in his back yard in the Indian Hills subdivision. Ward presented a proposal to extend the pipe to the city utility easement approximately 20 feet from the east side of his property line. He stated that a retaining wall will be built from removable landscaping blocks with a rock drainage bed added at the discharge site. He also stated that he will construct a removable foot bridge which will allow him access across the ditch to the remainder of his property. Mr. Ward also stated that top soil will be graded to provide positive

drainage away from the houses. After presenting the proposal Mr. Ward was informed that this will be placed on the next council agenda.

At 12:35 P.M. it was moved by Councilmember Schmick and seconded by Councilmember Adams that the Council meeting of the City of Broken Bow be adjourned.

Ayes: Schall, Adams, Sonnichsen and Schmick.

Nays: None.

Motion carried.

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Mayor, Cecil Burt

ATTEST:

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City Clerk, Elaine L. Bayer