

August 24, 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 12:04 P.M. on August 24, 2015 in the Municipal Building at Broken Bow, Nebraska. Present were Mayor Cecil Burt; Council President Chad Schall, Councilmembers Cody Schmick and Rod Sonnichsen. Absent: Bill Adams. 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 August 11, 2015 Council Meeting, Minutes of the Budget Workshop, July's Treasurer's Report and approval of claims for the August 24, 2015 Council Meeting:

Absolute Plumbing \$507.23; Aflac \$879.13; Baird Holm \$750.00; Beaver Bearing \$171.43; Bloomberg BusinessWeek \$80.60; Bottom Line Personal \$39.00; Bound Tree Medical \$124.38; Broken Bow Postmaster \$245.00; Carquest of Broken Bow \$161.59; Central I.T., LLC \$41.00; Central NE Medical Clinic \$155.00; Century Link \$1,353.96; City Flex Benefit Plan \$284.37; City of Broken Bow Pension Fund \$8,488.89; Creative Signs \$300.00; Custer County Chief \$711.66; Custer County Transfer Station \$6.00; Deb's Embroidery Shop \$95.92; Demco \$140.93; Dept. Corrections SVCS \$30.00; Deterding \$191.84; Dollar General \$82.75; EFTPS Online Payment \$20,641.56; Emergency Medical Products \$11.35; Family Heritage \$105.13; Garrett Tires & Treads \$138.10; Gateway Motors Inc \$1,757.60; Grand Island Independent \$171.60; Great Plains Communications \$283.80; Grocery Kart \$42.55; Hometown Leasing \$200.17; Imagine Video Productions \$54.00; Ingram Library Services \$904.63; Insurance Aid Services \$1,416.69; Kathleen A Laughlin Chapter 13 Trustee \$70.00; Kearney Hub \$172.85; Kirkpatrick Cleaning Solutions \$55.08; Lawson Products \$422.59; League of Municipalities \$4,983.00; Matheson Tri-Gas Inc \$49.99; Mead Lumber-Broken Bow \$66.27; Michael Todd & Co \$274.59; Mid State Units \$80.00; NSA/POAN Conference \$95.00; National Geographic \$67.00; Nebraska Child Support Payment Center \$209.50; Nebraska Library Association \$465.00; OSA/Computers Plus \$263.73; Obrien's True Value \$97.76; Omaha State Bank \$287.92; Paula Daily \$109.64; Paulsen Inc. \$477.50; Pavement Repair & Supplies \$2,120.00; Plains Equipment Group \$615.00; Prachts Ace Hardware \$14.98; Prairie Schooner \$45.00; Presto X Company \$46.10; Prestine Cleaning \$675.00; Regional Care \$2,249.79; Sentimental Productions \$125.00; Shopko Store \$118.96; State Income Tax WH NE Online Payment \$2,785.17; Steve Scott \$8.03; Sublime Artistry \$87.00; Trotter Service \$392.97; Unitech \$762.00; Varney Healthmart \$7.39; Weathercraft \$379.00; World Book Inc. \$714.00.

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

City Administrator Brent Clark stated he had received no other concerns from the citizens as to the appointment of a relative of the Mayor to a City Board. Councilmember Sonnichsen stated he received a couple of concerns and invited those citizens to the Council Meeting. After further discussion it was moved by Councilmember Schmick and seconded by Councilmember Schall to not appoint Cecil R. Burt III to the Broken Bow Planning Commission for a one year term to fill the vacancy of Rod Pracht. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Schall and Schmick. Nays: Sonnichsen. Motion carried.

Mayor Burt informed the Council that he would like them to recruit citizens to fill the vacancies.

Dawn West, Broken Bow Housing Authority (BBHA) Executive Director, appeared before the Council and presented the 2014 Annual Report for the BBHA. West informed the Council that the Housing Authority is ranked as a High Performer for the year 2014 with a 96% rating. West also requested that the City of Broken Bow approve the PILOT funds in the amount of \$21,711.72 be placed in a joint CD with the City to be designated to street improvements in the remaining areas of housing authority properties. After discussing the matter, it was moved by Councilmember Schall and seconded by Councilmember Schmick to approve the request to approve the PILOT funds in the amount of \$21,711.72 be placed in a joint CD with the City to be designated to street improvements in the remaining areas of housing authority properties. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Schmick, Schall, and Sonnichsen. Nays: None. Motion carried.

Mayor Cecil Burt reappointed Carrie Homan to the Broken Bow Housing Authority for a Five year term. It was moved by Councilmember Sonnichsen and seconded by Councilmember Schall to approve the reappointment of the Mayor. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Schmick, Schall, and Sonnichsen. Nays: None. Motion carried.

Councilmember Schmick asked if the boards that have vacancies on them are able to meet with those who apply to fill the vacancy. City Administrator Brent Clark stated that they do not go before the boards. Councilmember Schmick stated he would like to see the applications go before the respected boards before the council approved them. It was moved by Schmick and seconded by Sonnichsen to have Cecil R. Burt III and Nicole Bailey to go before the Planning Commission Board and Cindy Pearson to go before the Board of Adjustment. Ayes: Schmick, Schall, and Sonnichsen. Nays: None. Motion carried.

Resolution 2015-25 approving the By-Laws as adopted by the Broken Bow Housing Authority was presented to the Mayor and Council. After discussing the By-Laws request it was moved by Councilmember Schall and seconded by Councilmember Schmick to approve the By-Laws of the Broken Bow Housing Authority. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Schall, Sonnichsen and Schmick. Nays: None. Motion carried.

Mayor Cecil Burt appointed Brent Clark as Interim City Clerk until a new one is appointed. It was moved by Councilmember Sonnichsen and seconded by Councilmember Schmick to approve the appointment of the Mayor. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Schmick, Schall, and Sonnichsen. Nays: None. Motion carried.

Mayor Cecil Burt appointed Nancee Coufal as City Treasurer for the remaining term of the Mayor. It was moved by Councilmember Schmick and seconded by Councilmember Schall to approve the appointment of the Mayor. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Schall, Sonnichsen, and Schmick. Nays: None. Motion carried.

Resolution 2015-26 authorizing the City to enter into Intergovernmental Agreement with CNEDD for a one year period with membership fees of \$5,338.50. After discussing the Intergovernmental Agreement request it was moved by Councilmember Schmick and seconded by Councilmember Schall to approve the Intergovernmental Agreement. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Sonnichsen, Schmick, and Schall. Nays: None. Motion carried.

Resolution 2015-27 authorizing payment No. 3 to Myers Construction in the amount of \$304,691.40 for work completed and material stored through August 19, 2015 for the 2014 5th Avenue Street Improvement, Hwy 2 to Memorial Drive was presented to the Council for their approval. It was moved by Councilmember Schall and seconded by Councilmember Schmick that Resolution 2015-27 authorizing payment to Myers Construction in the amount of \$304,691.40 for work completed and material stored through August 19, 2015 for the 2014 5th Avenue Street Improvement, Hwy 2 to Memorial Drive be approved. Ayes: Schmick, Schall, and Sonnichsen. Nays: None. Motion carried.

Resolution 2015-28 authorizing payment No. 1 to Myers Construction in the amount of \$193,429.61 for the Downtown Improvement Project for their approval. It was moved by Councilmember Sonnichsen and seconded by Councilmember Schall that Resolution 2015-28 authorizing payment to Myers Construction in the amount of \$193,429.61 for the Downtown Improvement Project be approved. Ayes: Schall, Sonnichsen, and Schmick. Nays: None. Motion carried.

Resolution 2015-29 authorizing Payment to JEO in the amount of \$490.00 for 80% completion of the Library Renovation Schematic Design. It was moved by Councilmember Schmick and seconded by Councilmember Schall that Resolution 2015-29 authorizing payment to JEO in the amount of \$490.00 for 80% completion of the Library Renovation Schematic Design be approved. Ayes: Sonnichsen, Schmick, and Schall. Nays: None. Motion carried.

City Administrator Brent Clark presented the Sublime Agreement to approve for Hosting/CMS fees for the City of Broken Bow website in the amount of \$87.00 quarterly. It was moved by Councilmember Schmick and seconded by Councilmember Schall that the Sublime Agreement for Hosting/CMS fees for the City of Broken Bow website in the amount of \$87.00 quarterly be approved. Ayes: Schmick, Schall, and Sonnichsen. Nays: None. Motion carried.

Mr. Jake Vasa with JEO presented Change Order No. 2 to be approved from Myers Construction, Inc. for the 5th Avenue Street Improvements in the amount of \$75,595.00. It was moved by Councilmember Schmick and seconded by Councilmember Schall that Change Order No. 2 from Myers Construction, Inc. for the 5th Avenue Street Improvements in the amount \$75,595.00 be approved. Ayes: Sonnichsen, Schmick, and Schall. Nays: None. Motion carried.

At 12:49 P.M. it was moved by Councilmember Schmick and seconded by Councilmember Sonnichsen that the Council meeting of the City of Broken Bow be adjourned.

Ayes: Schall, Schmick and Sonnichsen.

Nays: None.

Motion carried.

Mayor, Cecil Burt

ATTEST:

Interim City Clerk, Brent Clark