

**Broken Bow City Council
Meeting Minutes
December 27th, 2016**

The Broken Bow City Council met in regular session on Tuesday, December 27th, 2016. Notice of the meeting was given in advance thereof as required by law. 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 Burt called the meeting to order at 12:01 P.M., with the following Councilmembers present: Sonnichsen, Neth, Myers, and Holcomb. Absent: None. Following the pledge of allegiance, Mayor Burt announced the availability of the open meetings law.

Moved by Neth, seconded by Sonnichsen, to approve the consent agenda for December 27th, 2016. Said motion includes approval of Minutes of the December 13th Council Meeting, Bills to Date, and November Treasurer's Report. Roll call vote: Voting aye: Neth, Holcomb, Sonnichsen, and Myers. Nays: none. Motion carried.

Aflac \$912.11, \$124.32; Broken Bow Airport Authority \$1,083.33; Broken Bow Mun Utilities \$660.93; Capital One Bank \$1,090.72; Cardmember Services \$1,261.21; Central Plains Library System \$20.00; Century Link \$740.67; City Flex Benefit Plan \$132.29; City of Broken Bow – Health Insurance \$3,786.83; City of Broken Bow Pension Fund \$1,702.95, \$6,929.24, \$99.14; Creative Services of New England \$164.95; Creative Signs \$94.00; Custer County Chief \$262.54; Custer County Clerk \$330.00; Custer County Treasurer \$10,387.49; EFTPS Online Payment \$2,113.76, \$6,874.16; \$9,038.06, \$40.70, \$81.24, \$174.04; Eakes Office Products \$153.19; Family Heritage \$56.00; Hometown Leasing \$200.17; Ingram Library Services \$1,367.02; J.P. Cooke Co \$81.86; Jeff Roach \$100.00; KCNI/KBBN \$50.00; Lawson Products \$377.14; Loup Basin RC&D Council \$100.00; Mead Lumber \$152.60; Mid State Engineering & Testing \$1,005.50; Nancee Coufal \$60.00; NEDA \$100.00; Nebraska Child Support Payment Center \$460.00; Nebraska Library Commission \$117.00; Nebraska State Bank \$12,000.00; Nebraska State Historical Society \$35.00; North Platte Telegraph \$171.60; OSA/Computers Plus \$30.02; Omaha State Bank \$319.25; Omaha World Herald \$155.74; Presto X Company \$89.60; Pristine Cleaning, LLC \$325.00; Province Plumbing \$560.47; Register of Deeds \$1.75; Squier Septic Service \$170.00; State Income Tax WH NE Online Payment \$2,473.74, \$26.72; Temple Display LTD \$1,106.46; Trotter Service \$1,528.42; US Bank Equipment Finance \$329.44; V-Bar Sales & Service \$189.21; Verizon Wireless \$30.02; Woods & Aitken LLP \$840.00; Bi-Weekly Payroll \$54,222.66; Total Bills = \$127,090.26.

Moved by Neth, seconded by Myers, to approve Resolution 2016-71. Said resolution renames West End Road to Thomas Road. Roll call vote: Voting aye: Holcomb, Myers, Neth, and Sonnichsen. Nays: none. Motion carried.

Moved by Holcomb, seconded by Sonnichsen, to appoint JEO Consulting Group, Inc. as the City Engineer for 2017. Roll call vote: Voting aye: Holcomb, Sonnichsen, and Neth. Nays: none. Abstain: Myers. Motion carried.

Moved by Neth, seconded by Holcomb, to approve going out for bids for the construction/remodel at the Broken Bow Library. Roll call vote: Voting aye: Sonnichsen, Myers, Neth, and Holcomb. Nays: none. Motion carried.

Moved by Sonnichsen, seconded by Neth, to approve Resolution 2016-76. Said resolution approves payment #22 to JEO Consulting Group Inc. in the amount of \$22,740.75 for work completed on the 2015 Downtown Improvements through December 2, 2016. Roll call vote: Voting aye: Holcomb, Neth, and Sonnichsen. Nays: none. Abstain: Myers. Motion carried.

Moved by Neth, seconded by Holcomb, to approve Resolution 2016-77. Said resolution approves payment #11 to Myers Construction Inc. in the amount of \$931,057.90 for work completed on the 2014 Downtown Improvements

through November 30, 2016. Roll call vote: Voting aye: Holcomb, Sonnichsen, and Neth. Nays: none. Abstain: Myers. Motion carried.

Moved by Sonnichsen, seconded by Neth, to open a public hearing at 12:27 p.m. on Ordinance 1156, Alcoholic Beverages, Hours of Sales. Roll call vote: Voting aye: Neth, Myers, Holcomb, and Sonnichsen. Nays: none. City Administrator Brent Clark explained that this was just a clarification of two previous ordinances that the City has already. This clarifies off-sale and on-sale alcohol sales. The times did not change. Moved by Sonnichsen, seconded by Myers, to close the public hearing at 12:29 p.m. Roll call vote: Voting aye: Holcomb, Sonnichsen, Neth, and Myers. Nays: none. Motion carried.

After discussing the matter, Councilmember Holcomb introduced Ordinance No. 1156 entitled "AN ORDINANCE OF THE CITY OF BROKEN BOW, NEBRASKA AMENDING TITLE XI BUSINESS REGULATIONS, CHAPTER 111, SECTION 111.48 OF THE BROKEN BOW MUNICIPAL CODE AS IT RELATES TO ALCOHOLIC BEVERAGES, HOURS OF SALE" and moved that the statutory rule requiring reading on three different days be suspended. Councilmember Sonnichsen seconded the motion. The Mayor stated the motion and instructed the Clerk to call the roll. The Clerk called the roll and the following was the vote: Ayes: Sonnichsen, Myers, and Holcomb. Nays: Neth. Motion carried. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule was declared suspended for consideration of said Ordinance. Said Ordinance was then read by title and thereafter Councilmember Sonnichsen moved for final passage of the Ordinance, which motion was seconded by Councilmember Myers. The Mayor stated the question, "Shall Ordinance No. 1156 be passed and adopted?" Upon roll call vote, the vote was as follows: Ayes: Neth, Holcomb, Sonnichsen, and Myers. Nays: None. Motion carried. The passage and adoption of said Ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the Ordinance adopted and the Mayor in the presence of the Council signed and approved the Ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto.

Mayor Burt opened the floor for comments from the Mayor and Councilmembers concerning City Departments. There were no comments.

Mayor Burt opened the public comment section of the meeting for those in attendance. There were no comments

Moved by Neth, seconded by Sonnichsen, to enter closed session at 12:32 p.m. for the purpose of discussing possible litigation. The City representatives that shall remain present during the closed session including the Mayor and City Council are City Attorney Jason White, City Administrator Brent Clark, and City Clerk Stephanie Wright. The Mayor stated the motion. Roll call vote: Voting aye: Neth, Sonnichsen, Holcomb, and Myers. Nays: none. Motion carried.

Moved by Sonnichsen, seconded by Neth, to exit out of closed session at 2:04 p.m. from the purpose of discussing potential litigation and union negotiations. Roll call vote: Voting aye: Holcomb, Myers, Neth, and Sonnichsen. Nays: none. Motion carried.

Moved by Neth, seconded by Sonnichsen, to adjourn the City Council Meeting at 2:05 p.m. Roll call vote: Voting aye: Holcomb, Neth, Myers, and Sonnichsen. Nays: none. Motion carried.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk