

March 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 12:00 Noon on March 24, 2015 in the Municipal Building at Broken Bow, Nebraska. Present were Mayor Cecil Burt; Council President Chad Schall; Councilmembers Cody Schmick, Bill Adams, 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 March 10, 2015 regular meeting; approval of request for SDL for McFarland Family Farms LLC for SDL to cater a Wine Sampling/Tasting at Ortello Dale located at 421 South 9th Avenue on Friday, April 24th, 2015 between the hours of 4:00 P.M. and 8:00 P.M.; approval of Addition to Licensed Premises for the G4C LLC/Cobblestone Hotel and Suites located at 2570 South 27th Avenue, Broken Bow, Custer County NE; approval of claims for the March 24, 2015 council meeting:

Elaine L. Bayer 1,422.37; Angie M. Neben 788.04; Nancee M. Coufal 1382.63; Monte A. Clark 1,484.29; Evan June 1,059.91; Jeff Roach 650.25; Michael Burnett 993.25; David V. Dunkel 881.27; Ryan L. Anderson 1,237.99; Carol A. Allen 937.60; Andrew C. Holland 748.63; Daniel B. Anderson 1,440.43; Randy Schmidt 1,469.23; Paula A. Daily 784.65; Amy L. White 36.37; Marvin L. Coble 255.27; Larry W. Miller 1,208.19; Doug Staab 1,293.06; Dennis Brakeman 1,432.76; Mike J. Kaminski 1,062.58; Quinton N. Bolejack 1,205.86; Darrren Marten 1,432.53; Tom Eberle 1,264.18; Craig Cranwell 1,277.68; Randy Schweitzer 1,233.21; Phillip J. Winter 1,198.19; Ryan C. Jones 1,261.04; Katie Hogg 851.32; Steve Scott 1,580.79; Karen J. Birnie 1,119.18; Megan D. Svoboda 897.09; Kimberly J. Blackburn 918.44; Yvonne S. Webster 139.94; Connie J. Peterson 212.11; Teresa E. Buhlmann 88.38; Jeffery Schaaf 1,695.21; Jess Taylor 138.52; Bill Blackburn 138.52; Butch Brunken 138.52; Danny R. Schall 195.00; Dalen R. Wood 1,350.18; Tiffany Wood 1,161.32; Shawn R. Denney 1,334.75; Daniel V. Hanson 1,362.57; Samuel J. Rendon 266.90; Gene Chapin 138.52; Jeff Berghorst 1,011.79; Cecil R. Burt Jr. 773.43; Chad Schall 484.84; William R. Adams 484.84; Jacob A. Porter 382.47; Brent E. Clark 2,676.48; Rod W. Sonnichsen 484.84; Cody Schmick 484.84; Wes Province 138.52; Aflac 2,345.16; City Flex Benefit Plan 568.74; City of Broken Bow Pension Fund 18,844.12; EFTPS Online Payment 17,991.75; Family Heritage 210.25; Nebraska Child Support Payment Center 209.50; Omaha State Bank 2,625.84; Regional Care 26,455.77; State Income Tax WH 2,58.83; 911 Custom 2,500.70; ASK Supply 186.46; Andy Holland 16.59; BCN Telecom 102.40; Bow Glass LLC 65.00; Central IT LLC 165.00; Century Link 667.06; CitiBusiness Card 9.95; Danko

Emergency Equipment Co. 61.80; Dollar General 55.05; Eakes Office Products 121.32; Electrical Engineering & Equipment 1,660.70; Gateway Motors 526.16; Great Plains Communications 49.95; Hometown Leasing 111,26; Hometown Leasing 88.91; Ingram Library Services 918.20; Insurance Aid Services 1,675.22; Justice Arms 189.00; Marriott Cornhusker Hotel 238.00; Matheson Tri-Gas Inc. 89.03; Mead Lumber-Broken Bow 2,901.49; Mid State Units 80.00; Mother Earth News 63.00; Nebraska Center for the Book 25.00; Nebraska Library Association 130.00; Nebraska Water Environment Assoc. 100.00; OSA/Computers Plus 119.61; Omnigraphics Inc. 202.23; Paula Daily 9.29; Plains Equipment Group 160.48; Prachts Ace Hardware 110.41; Presto X Company 43.50; Productivity Plus Account 975.91; Schaper and White 1,335.00; Taste of Home 14.98; Taste of Home 30.98; This Old House 20.00; Titan Machinery 61.95; Two Reds Automotive 42.80; US Bank Equipment Finance 303.97; Universal Insurance 245.00; Verizon Wireless 180.44; Wenquist Inc. 694.88; Whoa & Go-West 221.89.

It was moved by Councilmember Schall and seconded by Councilmember Sonnichsen that the consent agenda be approved as presented. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Sonnichsen, Schmick, Adams and Schall. Nays: None. Motion carried.

Ron Starzec of NPPD appeared before the Mayor and Council and presented them with an update on the Muddy Creek-Ord 115k V Project stating that the purpose of this project is to improve the voltage support and overload conditions that can occur in this area. He also informed the Council that they are having public meetings to obtain input regarding alternative substation sites. Their goal is to have this project completed by the summer of 2018.

City Administrator Bren Clark discussed the options for custodial services for the Broken Bow Municipal Building and Library. He had received quotes from Pristine and Kirkpatrick for options on cleaning schedules versus hiring a part time/full time person. After discussing the quotes, it was moved by Councilmember Schmick and seconded by Councilmember Sonnichsen to approve the quote from Pristine Cleaning for cleaning the Municipal Building and the Broken Bow Library three times a week in the amount of \$16,200.00 for a six month period. The Mayor stated the motion. Upon roll call the vote was as follows: Adams, Sonnichsen, Schall and Schmick.

City Auditor Dan Zach presented the audit report for fiscal year 2013-2014. Zach informed the Council that the audit is based on review of council minutes; Property/Liability Insurance Coverage; Bank Confirmations for all accounts; Confirmation of all county, state and federal revenue sources received by the City; Payroll testing; Disbursement Testing; Review of Pension Account; confirmation of any pending lawsuits against the City and testing funds for correct coding. City Auditor Dan Zach informed the Council that this was a clean audit and stated that the City had not exceeded the budgeted amounts. It was moved by Councilmember Schall and seconded by Councilmember Adams to accept the audit report as presented. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Schmick, Adams, Schall and Sonnichsen. Nays: None. Motion carried.

City Administrator Brent Clark informed the Council that the City had property that should be deemed as surplus and approve the sale of such property and be sold to the general public at auction. After discussing the matter, it was moved by Councilmember Schall and seconded by Councilmember Schmick that Resolution 2015-6 be adopted: a resolution deeming personal

property owned by the City of Broken Bow as surplus property and authorizing the sale to the general public at an auction to be held on April 16th, 2015 at C Street Auction. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Schall, Sonnichsen, Adams and Schmick

City Engineer Steve Parr presented an Agreement with Terracon Consultants for Horizontal Directional Drilling for the Water Main Project located at South 9th Avenue and South B Street and at South 10th Avenue between South B Street and South C Street. Parr stated that the US Army Corps of Engineers required the City to provide them with the maximum and minimum allowable pressure than can be developed in the annular space during the directional drilling in order to reduce the potential for hydraulic fracture. It was noted that the basic geotechnical services will be provided for a fee of \$8,000 with addition services charged at \$120.000 per hour for Project Engineer and \$175.00 per hour for a Principal Engineer. After discussing the Agreement, it was moved by Councilmember Schall and seconded by Councilmember Sonnichsen that the Agreement with Terracon Consultants be approved as presented. The Mayor stated the motion. Upon roll call the vote was as follows: Schmick, Sonnichsen, Schall and Adams.

City Engineer Steve Parr presented proposed change orders for the 5th Avenue Improvement Project.

- The first proposed Change Order was for 5th Avenue-Highway 2 to South B Street for the removal of additional paving and changing the off street parking from 9” paving to 7” paving in the amount of \$80,221.00
- Second proposed Change Order was for 5th Avenue-Highway 2 to South B Street: 5th Avenue and North C Street which would provide for the removal of the sidewalk and steps and construction of a retaining wall and rebuilding the steps with a handrail in the amount of \$47,088.00
- Third proposed Change Order was for 5th Avenue and North C Street: 5th Avenue-Memorial Drive. This Change order would provide for the removal of the asphalt surfaced, existing concrete, walk and driveway in the amount of \$53,911.00.

City Engineer Steve Parr also informed the Council that there had been an error on the bid form. The plan specified the quantified amount of concrete as square yards and the bid form requested the amount in square feet which resulted in an error of \$61,132. After discussing the error, Councilmember Schmick requested that JEO consider absorbing a portion of the error.

After discussing the Change Orders it was moved by Councilmember Adams and seconded by Councilmember Schall that the Change Order for 5th Avenue-Highway 2 to South B Street in the amount of \$80,221.00 and Change Order for 5th Avenue to Memorial Drive in the amount of \$53,911.00 be approved. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: Adams, Sonnichsen, Schmick and Schall. Nays: None. Motion carried.

Street Superintendent Dan Anderson presented a Usage Policy for the Broken Bow Ball Fields as recommended by the Broken Bow Park Board. Anderson stated that this policy was to clarify the guidelines to be used for ball field requests. After discussing the policy, it was moved by Councilmember Sonnichsen and seconded by Councilmember Schmick that the Usage Policy for the Broken Bow Ball Fields be approved as recommended by the Broken Bow Park Board. The

Mayor stated the motion. Upon roll call the vote was as follows: Schmick, Adams, Schall, Sonnichsen

City Administrator Brent Clark requested that the Council select a date for a Council retreat. He stated that he would send some tentative dates to the Council.

Mayor Burt stated that the next regular meeting of the Mayor and City Council will be held on Thursday, April 14, 2015 at 12:00 Noon in the Council Chambers of the Broken Bow Municipal Building.

At 1:30 P.M. it was moved by Councilmember Adams and seconded by Councilmember Schick that the Council meeting of the City of Broken Bow be adjourned.

Ayes: Schall, Adams, Schmick and Sonnichsen.

Nays: None.

Motion carried.

Mayor, Cecil Burt

ATTEST:

Elaine L. Bayer, City Clerk