

**Broken Bow City Council  
Meeting Minutes  
August 27, 2019**

The Broken Bow City Council met in regular session on Tuesday, August 27, 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 August 22, 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, and Holcomb. Absent: Myers. 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 Holcomb, seconded by Miller, to approve the consent agenda for August 27, 2019. Said motion includes approval of Minutes of the August 12, 2019 Workshop Minutes, Minutes of the August 13, 2019 Council Meeting, Bills to Date, and July Treasurer's Report. Roll call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried.

ATCO, liberator 600, \$284.25; Aflac, \$762.44, \$259.78, \$287.86; American Red Cross, CPR classes, \$30.00; Arrow Seed, turfmix, \$31.99; Baxter Welding, grapple hydraulic cylinder, \$286.74; Beaver Bearing Co Albion, pulley & bearing, \$83.05; Black Hills Energy, utilities, \$181.79; Bob's Truck Repair, adjust clutch & brakes, \$80.00; Bottom Line Personal, renewal, \$41.73; Bound Tree Medical, EMS supplies, \$694.14; Brodart Co., plastic patron cards, \$160.00; Broken Bow Chamber of Commerce, ambulance incentive, \$1,245.00; Broken Bow Mun Utilities, mower lease, \$14,309.22; Card Services, screen, \$35.98; Carquest of Broken Bow, supplies, \$115.48; Century Link, telephone, \$85.49; City Flex Benefit Plan, \$116.04, \$150.00; City of Broken Bow – Health Insurance, \$3,852.89; City of Broken Bow Pension Fund, pension, \$2,139.57, \$6,284.40; Deb's Embroidery Shop, shirts & embroidery, \$383.92, \$33.00; Discover, renewal, \$26.70; EFTPS Online Payment, payroll, \$2,174.96, \$6,051.50, \$9,299.62; Eakes Office Products, copies, \$118.89; Family Heritage, \$56.00; Heiman Fire Equipment, EMS gear, \$4,831.60; Ingram Library Services, materials, \$1,000.27; Island Supply Welding Co., oxygen, \$41.22; James Zlomke, CDL license test, \$160.00; K. Joan Birnie, materials & DVDs, \$240.18; Kim Stoddard, mileage, \$75.40; Martha Stewart Living, renewal, \$25.00; Matheson Tri-Gas, argon, \$54.26; Mead Lumber, hardware, \$32.49; Melham Medical Center, DUI ER visit, \$611.92; Nancee Coufal, CO2 & smoke detectors, \$126.10; National Geographic, subscription, \$47.48; Nebraska Dept of Agriculture, pound license, \$175.00; Nebraska Library Commission, CAT Express renewal, \$132.00; OSA/Computers Plus, supplies, \$197.43; Obrien's True Value, supplies, \$11.28; Omaha State Bank, HSA, \$150.00; Pavement Repair & Supplies, perma patch, \$2,150.00; Prachts Ace Hardware, supplies, \$111.03; Presto X Company, monthly service, \$49.00, \$49.00; Prime Plumbing, floor drains, \$120.00; Pristine Cleaning, LLC, cleaning, \$375.00; Productivity Plus Account, hardware, \$42.09; Reams Sprinkler Supply, sprinkler supplies, \$311.06; State Income Tax WH NE Online Payment, payroll, \$2,635.92; Stephanie Wright, mileage & Handibus expense, \$320.73; Steve Scott, postage, \$31.84; Sublime Artistry, website hosting, \$87.00; Taste of Home Books, subscription, \$24.98; The Atlantic, renewal, \$25.00; Timothy Eggleston, CDL, \$14.86; Trotter Fertilizer, fertilizer/spray, \$760.73; Trotter Service, gasoline & repair, \$622.26; Trotter's Whoa & Go, fuel, \$351.38;

Wenquist Inc., supplies, \$801.85; Woods & Aitken LLP, legal fees, \$472.00; Bi-Weekly Payroll, \$55,107.10; Total Bills = \$122,036.89.

Moved by Holcomb, seconded by Sonnichsen, to excuse Councilman Chris Myers from the meeting. Roll call vote: Voting aye: Miller, Holcomb, and Sonnichsen. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Holcomb to open a public hearing at 6:02 pm regarding the condemnation and demolition of the property located at 631 South 9<sup>th</sup> Avenue. Roll Call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried. Property owner Justin Russell stated that he has closed up the windows and obtained a demo permit for the porch. He would like to make this a remodel project. Police Chief Steve Scott stated people have been concerned with the look of the house and the owner of the property next to it has lost sales because of the house. The house needs to be presentable within 60 days. Moved by Sonnichsen, seconded by Holcomb, to close the public hearing at 6:05 pm regarding the condemnation and demolition of the property located at 631 South 9<sup>th</sup> Avenue. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Miller, seconded by Holcomb, to revisit the progress on the property located at 631 South 9<sup>th</sup> Avenue at the October 22, 2019 meeting. Roll Call vote: Voting aye: Holcomb, Miller, and Sonnichsen. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Miller, to open a public hearing at 6:07 pm regarding Ordinance 1206, Water Rates. Roll Call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried. Water Superintendent Darren Marten presented the rate changes. Moved by Sonnichsen, seconded by Miller, to close the public hearing at 6:08 pm regarding Ordinance 1206, Water Rates. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Holcomb, to not waive the two readings of Ordinance 1206, Water Rates. Roll Call vote: Voting aye: Sonnichsen, Holcomb, and Miller. Nays: None. Motion carried.

City Clerk Stephanie Wright read the second reading of Ordinance 1206, Water Rates.

Moved by Sonnichsen, seconded by Holcomb, to open a public hearing at 6:09 pm regarding Ordinance 1207, Sewer Rates. Roll Call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried. Sewer Superintendent Darren Marten presented the rate changes. Moved by Sonnichsen, seconded by Holcomb, to close the public hearing at 6:10 pm regarding Ordinance 1207, Sewer Rates. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Miller, to not waive the two readings of Ordinance 1207, Sewer Rates. Roll Call vote: Voting aye: Sonnichsen, Miller, and Holcomb. Nays: None. Motion carried.

City Clerk Stephanie Wright read the second reading of Ordinance 1207, Sewer Rates.

Moved by Sonnichsen, seconded by Holcomb to open a public hearing at 6:11 pm regarding Ordinance 1208, Amending Section 33.09: Public Participation. Roll Call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried. City Clerk Stephanie Wright

explained the changes of removing the word officials and adding the language of unless permitted by the presiding officer. Moved by Sonnichsen, seconded by Miller, to close the public hearing at 6:13 pm regarding Ordinance 1208, Amending Section 33.09: Public Participation. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Holcomb, seconded by Sonnichsen, to waive the two readings of Ordinance 1208, Amending Section 33.09: Public Participation. Roll Call vote: Voting aye: Miller, Holcomb, and Sonnichsen. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Miller, to approve Ordinance 1208, Amending Section 33.09: Public Participation. Roll Call vote: Voting aye: Holcomb, Miller, and Sonnichsen. Nays: None. Motion carried.

Moved by Holcomb, seconded by Miller, to approve the use of Melham Park for a bonfire on October 1, 2019. Roll Call vote: Voting aye: Sonnichsen, Holcomb, and Miller. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Miller, to approve the closure of 9<sup>th</sup> Avenue from the Middle School to South D Street and South D Street between South 8<sup>th</sup> Avenue and South 9<sup>th</sup> Avenue and use of the Square for the Community Pep Rally on October 4, 2019. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Holcomb, to approve the use of the Square and blocking off the parking on the east side of the Square on October 31, 2019 for the Trunk or Treat Around the Square. Roll Call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried.

Moved by Holcomb, seconded by Miller, to approve the closure of South D Street from South 10<sup>th</sup> Avenue to South 7<sup>th</sup> Avenue and use of the Square for the Parade of Lights on December 2, 2019. Roll Call vote: Voting aye: Sonnichsen, Holcomb, and Miller. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Miller, to approve the purchase of materials, with a cost not to exceed the budgeted amount, for a picnic shelter at Melham Park. Roll Call vote: Voting aye: Miller, Holcomb, and Sonnichsen. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Miller, to open a public hearing at 6:32 pm regarding Resolution 2019-18, Amended 2018-2019 Budget. Roll Call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried. City Treasurer Nancee Coufal explained the items that need to be amended in the budget. Those items are the extra expenses of the new police officer, more grant money for the new Handibus, and repairs at the power plant. Moved by Sonnichsen, seconded by Holcomb, to close the public hearing at 6:34 pm regarding Resolution 2019-18, Amended 2018-2019 Budget. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Miller, to approve Resolution 2019-18. Said resolution approves amending the 2018-2019 Budget. Roll Call vote: Voting aye: Sonnichsen, Miller, and Holcomb. Nays: None. Motion carried.

Mayor Berghorst opened the floor for comments from the Councilmembers concerning City Departments. Councilmember Sonnichsen stated that he received a grievance with a request for a public hearing. He will pursue that tomorrow. Mayor Berghorst stated that he didn't say that the Utility Board or any other Board was a waste.

Moved by Sonnichsen, seconded by Holcomb to enter into closed session at 6:36 pm for the purpose of a strategy session regarding collective bargaining, to include the Mayor and City Council, City Attorney Jason White, City Clerk Stephanie Wright, and City Treasurer Nancee Coufal. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Holcomb, to exit closed session at 7:26 pm from the purpose of a strategy session regarding collective bargaining. Roll Call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Holcomb, to adjourn the City Council Meeting at 7:27 p.m. Roll call vote: Voting aye: Sonnichsen, Holcomb, and Miller. Nays: None. Motion carried.

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Jonathon Berghorst, Mayor

ATTEST:

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Stephanie M. Wright, City Clerk