

**CITY OF BROKEN BOW
CITY COUNCIL AGENDA
November 12, 2019 @ 6:00 PM
Broken Bow Library
626 South D Street, Broken Bow, NE**

Meeting Procedure

The Public may address specific agenda items at the pleasure of the Mayor. Please come to the podium, state your name and address, and limit your remarks to five minutes or less. Out of respect to City employees, we request that any complaints or criticisms of employees not be aired in a public meeting. Concerns about employees should be brought to the attention of the City Administrator or Mayor. An individual in violation will be declared out of order.

A. Call to Order

- B. Open Meetings Act:** This is an open meeting of the Broken Bow City Council. The City of Broken Bow abides by the Open Meetings Act in conducting business. A copy of the Open Meetings Act is displayed in this room as required by law.

C. Roll Call

D. Pledge of Allegiance

- E. Submittal of Requests for Future Items:** Individuals who have appropriate items for City Council consideration should complete the Request for Future Agenda Items. If the issue can be handled administratively without Council action, notification will be provided. If the item is scheduled for a meeting or study session, notification of the date will be given.

- F. Consent Agenda:** Consideration of approving the consent agenda items for November 12, 2019, which will include the following:

- a. Approval of Minutes of October 22, 2019 Meeting
- b. Approval of Minutes of October 31, 2019 Special Meeting
- c. Approval of Bills as Posted
- d. Approval of Broken Bow Volunteer Fire Department

G. Unfinished Business:

- a. **Public Hearing on Ordinance 1214, Electric Rates** – Consideration of opening a public hearing on Ordinance 1214, Electric Rates.
- b. **Final Reading of Ordinance 1214, Electric Rates**
- c. **Ordinance 1214, Electric Rates** – Consideration of approving Ordinance 1214, Electric Rates.

H. New Business:

- a. **Public Hearing on Ordinance 1216, Amending Section 93.06 Abandonment, Neglect & Mistreatment** – Consideration of opening a public hearing on Ordinance 1216, Amending Section 93.06 Abandonment, Neglect & Mistreatment.
- b. **Waive Three Readings of Ordinance 1216, Amending Section 93.06 Abandonment, Neglect & Mistreatment** – Consideration of waiving the three readings of Ordinance 1216.

****Please click on the letter next to the agenda item to see the information associated with that item.**

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- c. **Ordinance 1216, Amending Section 93.06 Abandonment, Neglect & Mistreatment** – Consideration of approving Ordinance 1216, Amending Section 93.06 Abandonment, Neglect & Mistreatment.
- d. **Public Hearing on Ordinance 1217, ATV/UTV Use for Snow Removal** – Consideration of opening a public hearing on Ordinance 1217, ATV/UTV Use for Snow Removal.
- e. **Waive Three Readings of Ordinance 1217, ATV/UTV Use for Snow Removal** – Consideration of waiving the three readings of Ordinance 1217.
- f. **Ordinance 1217, ATV/UTV Use for Snow Removal** – Consideration of approving Ordinance 1217, ATV/UTV Use for Snow Removal.
- g. **Resolution 2019-26, Employee Appreciation Banquet** – Consideration of approving the expenditures for the Employee Appreciation Banquet.
- h. **Resolution 2019-27, YMCA Support** – Consideration of approving the support of the City of Broken Bow toward the endeavor of a Custer County YMCA.
- i. **Resolution 2019-28, Set Recall Election Date** – Consideration of setting the Recall Election date for Mayor Jonathon Berghorst.
- j. **The following ****grievance hearing is being held per Section 7 of the City of Broken Bow Employee Handbook. The grievant has requested this hearing be held in open session. In fairness to all parties involved, the City of Broken Bow is holding a structured hearing that is not open to any public comment. Because the Mayor of Broken Bow is directly involved with this grievance and no administrator is in place, the president of the City Council will preside over such grievance hearing during the entire time of such hearing. The filed grievance will be read by the City Clerk in its entirety and displayed on available projection within the facility. Podium placement and audio usage will be determined by the presiding official.******
- k. **Comments by Council President Rod Sonnichsen Regarding Grievance Hearing**
- l. **Grievance Hearing for Electrical Superintendent Jeremy Tarr** – Hearing on the Grievance for Electrical Superintendent Jeremy Tarr to remove the Written Reprimand from his personnel file. This hearing is not open to public comment. Both parties will be sworn in under oath and allowed to give testimony. The time allowed for each party to give testimony is 20 minutes. Electrical Superintendent Jeremy Tarr will be first to present, followed by Mayor Jonathon Berghorst. The Board of Public Works may be heard for a total of 20 minutes. Each party will be allowed final statements of 3 minutes. Questions will not be allowed during or within the testimonies.
- m. **Removal of Written Reprimand from Jeremy Tarr's Personnel File** – Consideration of removing the written reprimand from Jeremy Tarr's personnel file.

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- I. Comments by Mayor and Council Members Concerning City Departments.**
- J. Closed Session –** Consideration of entering closed session for the purpose of a strategy session regarding collective bargaining.
- K. Adjournment**

Upcoming Events

- ❖ **November 25 –** Board of Public Works Meeting at 12:30 pm @ Municipal Building

The next City Council Meeting will be on Tuesday, November 26, 2019 @ 6:00 pm @ the Broken Bow Public Library.

The Council will review the above matters and take such action as they deem appropriate. The Council may enter into closed session to discuss any matter on this agenda when it is determined by the Council that it is clearly necessary for protection of the public interest or the prevention of needless injury to the reputation of any individual and if such individual has not requested a public meeting, or as otherwise allowed by law. Any closed session shall be limited to the subject matter for which the closed session was called. If the motion to close passes, immediately prior to the closed session the Mayor shall restate on the record the limitation of the subject matter of the closed session.

**Broken Bow City Council
Meeting Minutes
October 22, 2019**

The Broken Bow City Council met in regular session on Tuesday, October 22, 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 October 17, 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 Miller, seconded by Holcomb, to approve the consent agenda for October 22, 2019. Said motion includes approval of the Minutes of the October 8, 2019 Council Meeting, Bills to Date, September Treasurer Report, and Broken Bow Ambulance Service Roster. Roll call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried.

Aflac, \$762.44, \$259.78, \$287.86; Bon Appetit, subscription, \$20.00; Broken Bow Ambulance Service, EMS student books, \$1,527.77; Broken Bow Mun Utilities, fuel, \$3,418.39; Capitol One Bank, supplies, \$85.56; Carquest of Broken Bow, air nozzle, \$17.59; Central Ne Economic Dev District, membership, \$5,338.50; Century Link, telephone, \$562.30; City Flex Benefit Plan, \$116.04, \$150.00; City of Broken Bow – Health Insurance, \$3,798.69, \$27,728.68; City of Broken Bow Pension Fund, pension, \$2,139.51, \$6,585.68; Custer County Chief, publication, \$672.08; Custer Transfer Station, dump fees, \$8.80; Danko Emergency Equipment Co, freight, \$65.26; Demco, supplies, \$100.85; Dollar General-Regions 410526, supplies, \$25.90; EFTPS Online Payment, payroll, \$1,983.90, \$5,727.44, \$8,482.86; Eakes Office Products, supplies & copies, \$136.47; Embassy Suites, hotel, \$333.90; Family Heritage, \$56.00; Gale/Cengage Learning, subscription, \$275.62; Gary's Super Foods, supplies, \$27.61; General Traffic Controls, traffic signal lights, \$401.84; Grainger, bird repeller, \$296.40; Great Plains Communications, internet, \$70.95, \$1,000.00; IIMC, membership, \$170.00; Ingram Library Services, materials, \$1,913.15; Insurance Aid Services, fees, \$1,149.63; Island Supply Welding Co., oxygen, \$41.22; K. Joan birnie, materials, \$85.63; Kim Blackburn, mileage, \$243.60; Kirkpatrick Cleaning Solutions, supplies, \$41.62; LaQuinta Inns & Suites, hotel, \$293.85; MacQueen Equipment, supplies, \$313.51; Matheson Tri-Gas Inc., argon Co2, \$54.80; Mead Lumber, supplies, \$1,194.74; Megan Svoboda, meals, \$31.65; Michael Frederick, book, \$24.00; Mid American Research Chemical, supplies, \$5,429.25; NSA/POAN Conference, registration, \$75.00; Nebraska Department of Transportation, asphalt millings, \$4,000.00; Nebraska Library Commission, overdrive fee, \$500.00; OSA/Computers Plus, supplies, \$28.99; Obrien's True Value, supplies, \$31.84; Omaha State Bank, HSA, \$150.00; Omaha World Herald, subscription, \$392.43; Paulsen Inc., concrete, \$6,442.58; Penguin Random House, books, \$236.25; Prachts Ace Hardware, supplies, \$332.69; Presto X Company, monthly service, \$49.00; Pristine Cleaning, LLC, cleaning, \$375.00; Read aloud Nebraska Workshop, registration, \$35.00; S & L Sanitary Service, trash, \$49.30; Safelite Fulfillment, Inc., windshield, \$356.17; Sargent Pipe Co, supplies, \$67.43; Schaper and White Law Firm, legal fees, \$75.00; State Income Tax WH NE Online Payment, payroll, \$2,520.29; Stephanie Wright, printer cord, \$7.36; Tapco, freight, \$163.47; Taste of Home, book, \$34.98; Trotter Fertilizer, weed spray, \$413.18; Trotter Service, gasoline, \$1,371.81, \$15.43; Trotter's Whoa & Go, fuel, \$184.50; Vanity Fair, subscription, \$26.00;

Verizon Wireless, telephone, \$143.49; World Book Inc., annual renewal, \$714.00; Bi-Weekly Payroll, \$49,294.25; Total Bills = \$151,536.76.

Moved by Sonnichsen, seconded by Miller, to open a public hearing at 6:02 pm regarding the house located at 631 South 9th Avenue. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried. Justin Russell gave a status update. Police Chief Steve Scott recommended that Mr. Russell be given 6 months to completely finish the house. Moved by Sonnichsen, seconded by Holcomb, to close the public hearing at 6:05 pm regarding the house located at 631 South 9th Avenue. Roll Call vote: Voting aye: Holcomb, Miller, and Sonnichsen. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Miller, to allow Justin Russell an extension of 6 months for completion of remodeling of the house located at 631 South 9th Avenue per the recommendation of Police Chief Steve Scott. 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 6:07 pm regarding Ordinance 1214, Electric Rates. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried. Electric Superintendent Jeremy Tarr explained that the increase will only affect the large power customers. The disconnect fee will also increase from \$60 to \$75. Moved by Sonnichsen, seconded by Holcomb, to close the public hearing at 6:07 pm regarding Ordinance 1214, Electric Rates. Roll Call vote: Voting aye: Holcomb, Miller, and Sonnichsen. Nays: None. Motion carried.

Moved by Holcomb, seconded by Sonnichsen, to not waive the two readings of Ordinance 1214, Electric Rates. Roll Call vote: Voting aye: Sonnichsen, Holcomb, and Miller. Nays: None. Motion carried.

City Clerk Stephanie Wright read the second reading of Ordinance 1214, Electric Rates.

Moved by Holcomb, seconded by Miller, to approve the appointment of Kirk Crawley to the Board of Adjustment for a term ending February 2022. Roll Call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried.

Moved by Sonnichsen, seconded by Holcomb, to open a public hearing at 6:09 pm regarding Ordinance 1211, O'Reilly Administrative Lot Split Subdivision. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried. City Clerk and Zoning Administrator Stephanie Wright explained the subdivision. It has been presented to both the Planning Commission and Board of Public Works, and both Boards recommended the approval of the subdivision. Moved by Sonnichsen, seconded by Miller, to close the public hearing at 6:13 pm regarding Ordinance 1211, O'Reilly Administrative Lot Split Subdivision. Roll Call vote: Voting aye: Holcomb, Miller, and Sonnichsen. Nays: None. Motion carried.

After discussing the matter, Councilmember Sonnichsen introduced Ordinance No. 1211 entitled "AN ORDINANCE OF THE CITY OF BROKEN BOW, NEBRASKA APPROVING THE PLAT OF O'REILLY ADMINISTRATIVE LOT SPLIT SUBDIVISION, INCORPORATING SAID SUBDIVISION INTO THE CITY, AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS APPROVING THE SAME, PROVIDING FOR PUBLICATION AND EFFECTIVE DATE" and moved that the statutory rule requiring reading on three different days be suspended. Councilmember Holcomb 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: Miller, Sonnichsen, and Holcomb. Nays: None. 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 Miller. The Mayor stated the question, "Shall Ordinance No. 1211 be passed and adopted?" Upon roll call vote, the vote was as follows: Ayes: Miller, Sonnichsen, and Holcomb. 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.

Moved by Sonnichsen, seconded by Holcomb, to open a public hearing at 6:14 pm regarding Ordinance 1215, Wellhead Protection Map. Roll Call vote: Voting aye: Miller, Sonnichsen, and Holcomb. Nays: None. Motion carried. Water Superintendent Darren Marten explained that this map shows where water will flow from for the next 50 years. The map will help the NRD with protecting the water. Moved by Sonnichsen, seconded by Miller, to close the public hearing at 6:16 pm regarding Ordinance 1215, Wellhead Protection Map. Roll Call vote: Voting aye: Holcomb, Miller, and Sonnichsen. Nays: None. Motion carried.

After discussing the matter, Councilmember Miller introduced Ordinance No. 1215 entitled "AN ORDINANCE TO THE CITY OF BROKEN BOW, NEBRASKA TO ADD SECTION 51.10: WELLHEAD PROTECTION AREA, OF THE BROKEN BOW MUNICIPAL CODE DESIGNATING A WELLHEAD PROTECTION AREA, AS DRAWN BY THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY, WELLHEAD PROTECTION PROGRAM, DATED SEPTEMBER 2019, TO PROVIDE FOR THE REPEAL OF ORDINANCES INCONSISTENT HERewith; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM" and moved that the statutory rule requiring reading on three different days be suspended. Councilmember Holcomb 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, Miller, and Holcomb. Nays: None. 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 Holcomb moved for final passage of the Ordinance, which motion was seconded by Councilmember Miller. The Mayor stated the question, "Shall Ordinance No. 1215 be passed and adopted?" Upon roll call vote, the vote was as follows: Ayes: Holcomb, Sonnichsen, and Miller. 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 Berghorst opened the floor for comments from the Councilmembers concerning City Departments. There were no comments from the Council. Mona Weatherly from the Chief asked the Mayor some questions.

Moved by Sonnichsen, seconded by Holcomb, to adjourn the City Council Meeting at 6:24 p.m. Roll call vote: Voting aye: Sonnichsen, Holcomb, and Miller. Nays: None. Motion carried.

Jonathon Berghorst, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

**Broken Bow City Council
Special Meeting Minutes
October 31, 2019**

The Broken Bow City Council met in special session on Thursday, October 31, 2019. Notice of the meeting was given in advance thereof as required by law by posting in three public places, Broken Bow Municipal Building, Broken Bow Post Office, and Custer County Courthouse. 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 12:00 P.M., with the following Councilmembers present: Sonnichsen, Miller, and Holcomb. Absent: Myers.

Moved by Holcomb, seconded by Miller, to approve Resolution 2019-25. Said resolution approves the settlement for the Randy Schweitzer lawsuit. Roll call vote: Voting aye: Holcomb, Sonnichsen, and Miller. Nays: None. Motion carried.

Moved by Holcomb, seconded by Miller, to adjourn the City Council Meeting at 12:02 p.m. Roll call vote: Voting aye: Sonnichsen, Holcomb, and Miller. Nays: None. Motion carried.

Jonathon Berghorst, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

<u>Vend#</u>	<u>Vendor Name</u>	<u>Pay#</u>	<u>Post Date</u>	<u>Due Date</u>	<u>Amount</u>	<u>Invoice</u>	<u>Date</u>	<u>PO#</u>	<u>Date</u>	<u>Status</u>
	<u>Account#</u>			<u>Work Order</u>		<u>Description</u>			<u>Debit</u>	<u>Credit</u>
American Legal Publishing										
28522	11/12/2019	11/12/2019		399.00						Posted
	01-3214.00					model ordinances			399.00	0.00
Arrow Seed										
28533	11/12/2019	11/12/2019		59.99						Posted
	10-3339.00					place pack pail			59.99	0.00
Black Hills Energy										
28516	11/12/2019	11/12/2019		376.87						Posted
	04-3220.00					Utilities-Gas			162.82	0.00
	02-3220.00					Utilities-Gas			214.05	0.00
									376.87	0.00
Broken Bow Chamber of Commerce										
28523	11/12/2019	11/12/2019		350.00						Posted
	01-3212.00					membership			350.00	0.00
28530	11/12/2019	11/12/2019		935.00						Posted
	05-3334.00					ambulance incentive			935.00	0.00
Broken Bow Mun Utilities										
28512	11/12/2019	11/12/2019		775.00						Posted
	09-3339.00					electric work in parks			775.00	0.00
28524	11/12/2019	11/12/2019		1,388.47						Posted
	08-3225.00					fuel			291.39	0.00
	06-3225.00					fuel			115.02	0.00
	04-3225.00					fuel			982.06	0.00
									1,388.47	0.00
Broken Bow Municipal Utilities										
28537	11/12/2019	11/12/2019		3,675.92						Posted
	01-3213.00					General - Radio/Weather Station Tower			24.82	0.00
	08-3220.00					Street - Shop Utilities/Trash Removal			353.29	0.00
	04-3220.00					Police - Utilities/Trash Removal			362.67	0.00
	04-3315.00					Police - Dog Pound Utilities			34.70	0.00
	09-3220.00					Park - Utilities/Trash Removal			1,657.59	0.00
	09-3220.00					Park - Shop Utilities/Trash Removal			151.41	0.00
	07-3220.00					Library - Utilities/Trash Removal			471.36	0.00
	02-3220.00					Pub Bldg - Utilites/Trash Removal			455.10	0.00
	11-3360.00					Tree Dump - Utilities			35.90	0.00
	10-3220.00					Swim Pool - Utilities/Trash Removal			129.08	0.00
									3,675.92	0.00
Broken Bow Rural Fire Board										
28528	11/12/2019	11/12/2019		323.19						Posted
	05-3220.00					utilities and internet			143.06	0.00
	06-3221.00					utilities and internet			37.07	0.00
	06-3220.00					utilities and internet			143.06	0.00
									323.19	0.00
Capitol One Bank										
28521	11/12/2019	11/12/2019		107.85						Posted
	04-3205.00					training			85.00	0.00
	04-3221.00					website			9.95	0.00
	04-3205.00					meal for conference			12.90	0.00
									107.85	0.00
Card Services										
28497	10/30/2019	10/30/2019		354.26						Ck# 109 Printed
	08-3310.00					supplies			354.26	0.00
28507	11/7/2019	11/7/2019		221.10						Ck# 117 Printed
	09-3339.00					park supplies			221.10	0.00
Carquest of Broken Bow										
28508	11/12/2019	11/12/2019		205.92						Posted
	04-3223.00					jumper cables/tester			57.47	0.00
	04-3310.00					wiper blades			18.49	0.00
	08-3310.00					air filter and oil			75.83	0.00
	09-3310.00					parts			54.13	0.00
									205.92	0.00

Accounts Payable Detail Listing

City of Broken Bow

<u>Vend#</u>	<u>Vendor Name</u>	<u>Pay#</u>	<u>Post Date</u>	<u>Due Date</u>	<u>Amount</u>	<u>Invoice</u>	<u>Date</u>	<u>PO#</u>	<u>Date</u>	<u>Status</u>
	<u>Account#</u>					<u>Work Order</u>	<u>Description</u>		<u>Debit</u>	<u>Credit</u>
Central Ne Medical Clinic (continued)										
28517	11/12/2019	11/12/2019			55.00					
	03-3222.00					drug test			55.00	Posted 0.00
Century Link										
28511	11/12/2019	11/12/2019			566.16					Posted
	08-3221.00					Street - Basic & Long Distance			33.27	0.00
	04-3221.00					Police - Basic & Long Distance			206.64	0.00
	10-3221.00					Swim Pool - Basic & Credit Card			140.26	0.00
	09-3221.00					Park - Basic & Long Distance			33.28	0.00
	01-3221.00					General -Basic & Long Distance Office			152.71	0.00
									566.16	0.00
City of Broken Bow Pension Fund										
28491	10/30/2019	10/30/2019			352.96					
	01-1513.00					RETIREMENT LOAN PAYMENT			352.96	Ck# 113 Printed 0.00
28492	10/30/2019	10/30/2019			6,593.90					
	01-1502.00					RETIREMENT NEW			6,593.90	Ck# 113 Printed 0.00
28498	10/31/2019	10/31/2019			4,500.32					
	01-1502.00					RETIREMENT NEW			4,500.32	Ck# 113 Printed 0.00
28503	11/4/2019	11/4/2019			1,372.82					
	01-1502.00					Liability - BBHA			1,372.82	Ck# 113 Printed 0.00
Custer County Chief										
28518	11/12/2019	11/12/2019			734.68					Posted
	01-3209.00					publication			601.18	0.00
	09-3209.00					job posting			133.50	0.00
									734.68	0.00
28536	11/12/2019	11/12/2019			35.00					Posted
	01-3209.00					publication			35.00	0.00
Custer Public Power										
28506	11/7/2019	11/7/2019			62.79					Ck# 116 Printed
	11-3220.00					CD Cell Power			62.79	0.00
Deere Credit Inc.										
28526	11/12/2019	11/12/2019			216.51					Posted
	09-3410.00					mower lease			216.51	0.00
EFTPS Online Payment										
28493	10/30/2019	10/30/2019			2,123.76					Ck# 107 Printed
	01-1500.00					MEDICARE			2,123.76	0.00
28494	10/30/2019	10/30/2019			6,492.46					Ck# 107 Printed
	01-1500.00					FEDERAL MARRIED			2,945.34	0.00
	01-1500.00					FEDERAL SINGLE			3,547.12	0.00
									6,492.46	0.00
28495	10/30/2019	10/30/2019			9,080.92					Ck# 107 Printed
	01-1500.00					SOCIAL SECURITY			9,080.92	0.00
28499	10/31/2019	10/31/2019			1,186.44					Ck# 111 Printed
	01-1500.00					MEDICARE			1,186.44	0.00
28500	10/31/2019	10/31/2019			11,757.73					Ck# 111 Printed
	01-1500.00					FEDERAL MARRIED			11,757.73	0.00
28501	10/31/2019	10/31/2019			5,073.08					Ck# 111 Printed
	01-1500.00					SOCIAL SECURITY			5,073.08	0.00
Eakes Office Products										
28513	11/12/2019	11/12/2019			688.40					Posted
	01-3216.00					copies			366.12	0.00
	01-3223.00					supplies			102.10	0.00
	04-3216.00					copies			141.43	0.00
	05-3216.00					copies			39.38	0.00
	06-3216.00					copies			39.37	0.00
									688.40	0.00
Fyr-Tek										
28529	11/12/2019	11/12/2019			1,125.00					Posted
	06-3310.00					pump testing			1,125.00	0.00
Garrett Tires & Treads										
28520	11/12/2019	11/12/2019			648.24					Posted
	04-3310.00					battery oil change brakes 406 impala			648.24	0.00

Accounts Payable Detail Listing

City of Broken Bow

Vend#	Vendor Name	Pay#	Post Date	Due Date	Amount	Invoice	Description	Date	PO#	Date	Status
	Account#			Work Order						Debit	Credit
Gateway Motors Inc (continued)											
28519	11/12/2019	11/12/2019			58.28						
	04-3310.00						oil change 402 impala			58.28	Posted
											0.00
Great Plains Communications											
28535	11/12/2019	11/12/2019			70.95						Posted
	08-3221.00						Internet			35.48	0.00
	09-3221.00						Internet			35.47	0.00
										<u>70.95</u>	<u>0.00</u>
Grocery Kart											
28525	11/12/2019	11/12/2019			15.52						Posted
	01-3223.00						halloween candy			15.52	0.00
Holcomb Mechanical LLC											
28514	11/12/2019	11/12/2019			524.94						Posted
	02-3311.00						furnace repairs			524.94	0.00
Holcomb Pharmacy											
28532	11/12/2019	11/12/2019			110.36						Posted
	05-3338.00						EMS supplies			110.36	0.00
Hometown Leasing											
28527	11/12/2019	11/12/2019			159.18						Posted
	04-3216.00						Copier Lease			92.66	0.00
	07-3216.00						Copier Lease			66.52	0.00
										<u>159.18</u>	<u>0.00</u>
Island Supply Welding Co.											
28531	11/12/2019	11/12/2019			82.44						Posted
	05-3338.00						oxygen			82.44	0.00
Kirkpatrick Cleaning Solutions											
28534	11/12/2019	11/12/2019			54.56						Posted
	02-3223.01						paper towels			27.28	0.00
	06-3223.00						paper towels			27.28	0.00
										<u>54.56</u>	<u>0.00</u>
LaQuinta Inns & Suites											
28515	11/12/2019	11/12/2019			489.75						Posted
	04-3205.00						hotel rooms for conference			489.75	0.00
Med Tech Resource											
28552	11/12/2019	11/12/2019			231.75						Posted
	05-3410.00						extrication gloves 5 pair			231.75	0.00
NMC Exchange LLC											
28509	11/12/2019	11/12/2019			9,012.14						Posted
	08-3310.00						lift group			6,500.00	0.00
	08-3310.00						parts and repairs			2,512.14	0.00
										<u>9,012.14</u>	<u>0.00</u>
Nebraska Dept of Revenue											
28489	10/23/2019	10/23/2019			2,650.00						Ck# 105 Printed
	01-2400.10						keno taxes due			2,650.00	0.00
Nebraska Salt and Grain											
28555	11/12/2019	11/12/2019			4,262.75						Posted
	08-3345.00						ice control salt & ice slicer			4,262.75	0.00
O'Brien's True Value											
28510	11/12/2019	11/12/2019			39.60						Posted
	08-3311.00						hardware & supplies			23.95	0.00
	10-3311.00						hardware & supplies			15.65	0.00
										<u>39.60</u>	<u>0.00</u>
28547	11/12/2019	11/12/2019			31.48						Posted
	04-3311.00						light			31.48	0.00
Paulsen Inc.											
28560	11/12/2019	11/12/2019			5,518.69						Posted
	08-3346.00						gravel			3,772.19	0.00
	08-3425.00						concrete alley behind Bruning			444.50	0.00
	08-3425.00						concrete Hillcrest			1,302.00	0.00
										<u>5,518.69</u>	<u>0.00</u>

Accounts Payable Detail Listing

City of Broken Bow

<u>Vend#</u>	<u>Vendor Name</u>	<u>Pav#</u>	<u>Post Date</u>	<u>Due Date</u>	<u>Amount</u>	<u>Invoice</u>	<u>Date</u>	<u>PO#</u>	<u>Date</u>	<u>Status</u>
	<u>Account#</u>	<u>Work Order</u>	<u>Description</u>	<u>Debit</u>	<u>Credit</u>					
Pentair Aquatic Eco Systems (continued)										
28558	11/12/2019	11/12/2019	976.92							
	09-3430.00		pump repairs	976.92					Posted	
					0.00					
Plains Equipment Group										
28541	11/12/2019	11/12/2019	37.78							
	09-3225.00		parts	37.78					Posted	
					0.00					
Prachts Ace Hardware										
28542	11/12/2019	11/12/2019	370.88							
	02-3311.00		hardware and supplies	35.08					Posted	
	05-3223.00		hardware and supplies	18.36						0.00
	08-3310.00		hardware and supplies	183.30						0.00
	09-3310.00		hardware and supplies	134.14						0.00
				370.88						0.00
28546	11/12/2019	11/12/2019	24.36							
	04-3223.00		postage	24.36					Posted	
					0.00					
Presto X Company										
28540	11/12/2019	11/12/2019	105.93							
	02-3311.00		Pest Service	105.93					Posted	
					0.00					
Pristine Cleaning, LLC										
28548	11/12/2019	11/12/2019	375.00							
	02-3419.01		Cleaning Service	375.00					Posted	
					0.00					
R&S Radiator										
28557	11/12/2019	11/12/2019	249.52							
	09-3310.00		water pump repairs	249.52					Posted	
					0.00					
Register of Deeds										
28504	11/6/2019	11/6/2019	52.00							
	01-3223.20		O'Reilly Subdivision Lot Split Filing	52.00					Ck# 114 Printed	
					0.00					
28505	11/6/2019	11/6/2019	12.00							
	01-3223.20		filing fees O'Reilly	12.00					Ck# 115 Printed	
					0.00					
Roger Albin										
28561	11/12/2019	11/12/2019	314.25							
	05-3338.00		epinephrine	314.25					Posted	
					0.00					
S&L Sanitary Service										
28538	11/12/2019	11/12/2019	49.30							
	09-3219.00		trash around the square	49.30					Posted	
					0.00					
Sara J. Hulinsky										
28550	11/12/2019	11/12/2019	1,192.00							
	07-3419.01		cleaning service	1,192.00					Posted	
					0.00					
Schaper and White Law Firm										
28559	11/12/2019	11/12/2019	1,268.75							
	01-3214.00		legal fees	1,268.75					Posted	
					0.00					
State Income Tax WH NE Online Payment										
28496	10/30/2019	10/30/2019	2,835.71							
	01-1500.00		STATE MARRIED	1,394.63					Ck# 108 Printed	
	01-1500.00		STATE SINGLE	1,441.08						0.00
				2,835.71						0.00
28502	10/31/2019	10/31/2019	2,622.33							
	01-1500.00		STATE MARRIED	2,622.33					Ck# 112 Printed	
					0.00					
Stryker Medical										
28490	10/23/2019	10/23/2019	768.24							
	05-3310.00		cot batteries (to replace voided check)	768.24					Ck# 106 Printed	
					0.00					
Tapco										
28554	11/12/2019	11/12/2019	695.00							
	08-3348.00		pole package	695.00					Posted	
					0.00					
Taylor Heating & Cooling LLC										
28556	11/12/2019	11/12/2019	48.00							
	08-3311.00		boiler repairs	48.00					Posted	
					0.00					
Universal Insurance										
28544	11/12/2019	11/12/2019	525.00							
	01-3207.00		bond/insurance	525.00					Posted	
					0.00					

Accounts Payable Detail Listing

City of Broken Bow

<u>Vend#</u>	<u>Vendor Name</u>	<u>Pay#</u>	<u>Post Date</u>	<u>Due Date</u>	<u>Amount</u>	<u>Invoice</u>	<u>Date</u>	<u>PO#</u>	<u>Date</u>	<u>Status</u>
	<u>Account#</u>					<u>Description</u>			<u>Debit</u>	<u>Credit</u>
V-Bar Sales & Service (continued)										
28553	11/12/2019	11/12/2019		63.25						Posted
	08-3310.00					angle iron, round tube, flat iron			63.25	0.00
Verizon Wireless										
28545	11/12/2019	11/12/2019		280.07						Posted
	04-3221.00					Police Internet for Ipads			280.07	0.00
Viaero Wireless										
28549	11/12/2019	11/12/2019		104.13						Posted
	08-3221.00					telephone			34.71	0.00
	06-3221.00					telephone			17.36	0.00
	05-3221.00					telephone			17.35	0.00
	09-3221.00					telephone			34.71	0.00
									<u>104.13</u>	<u>0.00</u>
Village Uniform										
28539	11/12/2019	11/12/2019		131.91						Posted
	02-3223.01					rugs			100.91	0.00
	05-3332.00					laundry			<u>31.00</u>	<u>0.00</u>
									<u>131.91</u>	<u>0.00</u>
Wenquist Inc.										
28551	11/12/2019	11/12/2019		3.29						Posted
	06-3310.00					turn signal			3.29	0.00
Woods & Aitken LLP										
28543	11/12/2019	11/12/2019		59.00						Posted
	01-3214.00					legal fees			59.00	0.00
					<u>98,315.75</u>	73 Non-voided payables listed.				

Report Setup

AP - Accounts Payable Listing : Vendor Name

Filter Options

Starting: 10/23/2019

Ending: 11/12/2019

Banks: All

Payable Status: Posted, Printed, ACH, Recorded, Voided

All Vendors Selected

Payroll \$ 75,868.46

Check Approval List - GL Account

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City of Broken Bow

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<u>Vendor Name</u>	<u>Invoice</u>	<u>Invoice Description</u>	<u>Account Description</u>	<u>Amount</u>
General				
American Legal Publishing		model ordinances	Legal Fees	399.00
Broken Bow Chamber of Commerce		membership	City Promotions	350.00
Broken Bow Municipal Utilities		utilities	Weather Station Expens	24.82
Century Link		telephone	Telephone/Internet	152.71
City of Broken Bow Pension Fund		RETIREMENT NEW	Pension	6,593.90
City of Broken Bow Pension Fund		RETIREMENT NEW	Pension	4,500.32
City of Broken Bow Pension Fund		BBHA	Pension	1,372.82
City of Broken Bow Pension Fund		RETIREMENT LOAN PAYMENT	Loan Payment	352.96
Custer County Chief		publication	Printing & Publication	601.18
Custer County Chief		publication	Printing & Publication	35.00
EFTPS Online Payment		MEDICARE	Payroll Taxes	2,123.76
EFTPS Online Payment		FEDERAL	Payroll Taxes	2,945.34
EFTPS Online Payment		FEDERAL	Payroll Taxes	3,547.12
EFTPS Online Payment		FICA	Payroll Taxes	9,080.92
EFTPS Online Payment		MEDICARE	Payroll Taxes	1,186.44
EFTPS Online Payment		FEDERAL	Payroll Taxes	11,757.73
EFTPS Online Payment		FICA	Payroll Taxes	5,073.08
Eakes Office Products		copies and supplies	Copier Maint/Expense	366.12
Eakes Office Products		copies and supplies	Supplies & Postage	102.10
Grocery Kart		halloween candy	Supplies & Postage	15.52
Nebraska Dept of Revenue		keno taxes due	KENO Proceeds	2,650.00
Register of Deeds		O'Reilly Subdivision Lot Split Filing	Filing Fees	52.00
Register of Deeds		filing fees O'Reilly	Filing Fees	12.00
Schaper and White Law Firm		legal fees	Legal Fees	1,268.75
State Income Tax WH NE Online Paymei		STATE	Payroll Taxes	1,394.63
State Income Tax WH NE Online Paymei		STATE	Payroll Taxes	1,441.08
State Income Tax WH NE Online Paymei		STATE	Payroll Taxes	2,622.33
Universal Insurance		bond/insurance	Bonds & Insurance	525.00
Woods & Aitken LLP		legal fees	Legal Fees	59.00
			Total General	\$60,605.63
Municipal Building				
Black Hills Energy		gas	Utilities	214.05
Broken Bow Municipal Utilities		utilities	Utilities	455.10
Holcomb Mechanical LLC		furnace repairs	Maintenance & Repair B	524.94
Kirkpatrick Cleaning Solutions		paper towels	Building Cleaning Suppli	27.28
Prachts Ace Hardware		hardware and supplies	Maintenance & Repair B	35.08
Presto X Company		pest service	Maintenance & Repair B	105.93
Pristine Cleaning, LLC			Contracted Services	375.00
Village Uniform		rugs and laundry	Building Cleaning Suppli	100.91
			Total Municipal Building	\$1,838.29
Handi Bus				
Central Ne Medical Clinic		drug test	Miscellaneous Expense	55.00
			Total Handi Bus	\$55.00
Police				
Black Hills Energy		gas	Utilities	162.82
Broken Bow Mun Utilities		fuel	Gas and Oil	982.06
Broken Bow Municipal Utilities		utilities	Utilities	362.67
Broken Bow Municipal Utilities		utilities	Dog Care	34.70
Capitol One Bank		training, website fee, meal for conference	Travel & Meeting Expens	85.00
Capitol One Bank		training, website fee, meal for conference	Travel & Meeting Expens	12.90
Capitol One Bank		training, website fee, meal for conference	Telephone/Internet	9.95
Carquest of Broken Bow		parts	Supplies & Postage	57.47
Carquest of Broken Bow		parts	Maint/Repair Equipment	18.49
Century Link		telephone	Telephone/Internet	206.64
Eakes Office Products		copies and supplies	Copier Maint/Expense	141.43
Garrett Tires & Treads		battery oil change brakes 406 impala	Maint/Repair Equipment	648.24
Gateway Motors Inc		oil change 402 impala	Maint/Repair Equipment	58.28
Hometown Leasing		copier lease	Copier Maint/Expense	92.66
LaQuinta Inns & Suites		hotel rooms for conference	Travel & Meeting Expens	489.75
Obrien's True Value		light	Maintenance & Repair B	31.48
Prachts Ace Hardware		postage	Supplies & Postage	24.36
Verizon Wireless		telephone	Telephone/Internet	280.07
			Total Police	\$3,698.97
Rescue Unit				

Check Approval List - GL Account

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City of Broken Bow

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<u>Vendor Name</u>	<u>Invoice</u>	<u>Invoice Description</u>	<u>Account Description</u>	<u>Amount</u>
Rescue Unit				
Broken Bow Chamber of Commerce		ambulance incentive	Ambulance Driver Incent	935.00
Broken Bow Rural Fire Board		utilities and internet	Utilities	143.06
Eakes Office Products		copies and supplies	Copier Maint/Expense	39.38
Holcomb Pharmacy		EMS supplies	Ambulance Supplies	110.36
Island Supply Welding Co.		oxygen	Ambulance Supplies	82.44
Med Tech Resource		extrication gloves 5 pair	Equipment Purchases	231.75
Prachts Ace Hardware		hardware and supplies	Supplies & Postage	18.36
Roger Albin		epinephrine	Ambulance Supplies	314.25
Stryker Medical		cot batteries (to replace voided check)	Maint/Repair Equipment	768.24
Viaero Wireless		telephone	Telephone/Internet	17.35
Village Uniform		rugs and laundry	Laundry	31.00
			Total Rescue Unit	\$2,691.19
Fire				
Broken Bow Mun Utilities		fuel	Gas and Oil	115.02
Broken Bow Rural Fire Board		utilities and internet	Utilities	143.06
Broken Bow Rural Fire Board		utilities and internet	Telephone/Internet	37.07
Eakes Office Products		copies and supplies	Copier Maint/Expense	39.37
Fyr-Tek		pump testing	Maint/Repair Equipment	1,125.00
Kirkpatrick Cleaning Solutions		paper towels	Supplies & Postage	27.28
Viaero Wireless		telephone	Telephone/Internet	17.36
Wenquist Inc.		turn signal	Maint/Repair Equipment	3.29
			Total Fire	\$1,507.45
Library				
Broken Bow Municipal Utilities		utilities	Utilities	471.36
Hometown Leasing		copier lease	Copier Maint/Expense	66.52
Sara J. Hulinsky		cleaning service	Contracted Services	1,192.00
			Total Library	\$1,729.88
Street				
Broken Bow Mun Utilities		fuel	Gas and Oil	291.39
Broken Bow Municipal Utilities		utilities	Utilities	353.29
Card Services		supplies	Maint/Repair Equipment	354.26
Carquest of Broken Bow		parts	Maint/Repair Equipment	75.83
Century Link		telephone	Telephone/Internet	33.27
Great Plains Communications		internet	Telephone/Internet	35.48
NMC Exchange LLC		lift group and parts	Maint/Repair Equipment	6,500.00
NMC Exchange LLC		lift group and parts	Maint/Repair Equipment	2,512.14
Nebraska Salt and Grain		ice control salt & ice slicer	Road Materials	4,262.75
Obrien's True Value		hardware & supplies	Maintenance & Repair B	23.95
Paulsen Inc.		gravel & concrete	Gravel	3,772.19
Paulsen Inc.		gravel & concrete	Street Construction	444.50
Paulsen Inc.		gravel & concrete	Street Construction	1,302.00
Prachts Ace Hardware		hardware and supplies	Maint/Repair Equipment	183.30
Tapco		pole package	Street Signals/Maintena	695.00
Taylor Heating & Cooling LLC		boiler repairs	Maintenance & Repair B	48.00
V-Bar Sales & Service		angle iron, round tube, flat iron	Maint/Repair Equipment	63.25
Viaero Wireless		telephone	Telephone/Internet	34.71
			Total Street	\$20,985.31
Park				
Broken Bow Mun Utilities		electric work in parks	Maintenance/Repair Gro	775.00
Broken Bow Municipal Utilities		utilities	Utilities	1,657.59
Broken Bow Municipal Utilities		utilities	Utilities	151.41
Card Services		park supplies	Maintenance/Repair Gro	221.10
Carquest of Broken Bow		parts	Maint/Repair Equipment	54.13
Century Link		telephone	Telephone/Internet	33.28
Custer County Chief		publication	Printing & Publication	133.50
Deere Credit Inc.		mower lease	Equipment Purchases	216.51
Great Plains Communications		internet	Telephone/Internet	35.47
Pentair Aquatic Eco Systems		pump repairs	Melham Lake	976.92
Plains Equipment Group		parts	Gas and Oil	37.78
Prachts Ace Hardware		hardware and supplies	Maint/Repair Equipment	134.14
R&S Radiator		water pump repairs	Maint/Repair Equipment	249.52
S&L Sanitary Service		trash around the square	Trash Removal	49.30
Viaero Wireless		telephone	Telephone/Internet	34.71
			Total Park	\$4,760.36
Swimming Pool				

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City of Broken Bow

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<u>Vendor Name</u>	<u>Invoice</u>	<u>Invoice Description</u>	<u>Account Description</u>	<u>Amount</u>
Swimming Pool				
Arrow Seed		place pack pail	Maintenance/Repair Gro	59.99
Broken Bow Municipal Utilities		utilities	Utilities	129.08
Century Link		telephone	Telephone/Internet	140.26
Obrien's True Value		hardware & supplies	Maintenance & Repair B	15.65
			Total Swimming Pool	<u>\$344.98</u>
Sanitation				
Broken Bow Municipal Utilities		utilities	Sanitation Contract	35.90
Custer Public Power		CD Cell Power	Utilities	62.79
			Total Sanitation	<u>\$98.69</u>
				<u><u>\$98,315.75</u></u>

Report Selection: Check Approval List - GL Account
Date Range Selection: GL Posting Date
Starting Date: 10/23/2019
Ending Date: 11/12/2019

Payroll \$75,868.46



Broken Bow Volunteer Fire Department

1848 South G Street., Broken Bow, NE 68822

Phone: 308-872-1253 • Fax: 308-872-2173

Andy Holland, Coordinator

Jason Baum Fire Chief

Official Roster

Effective on November 12, 2019 CITY

- | | | |
|---------------------|--------------------|-------------------|
| 1. Gary Cranwell | 2. Gene Chapin | 3. Ron Price |
| 4. Kem Oatman | 5. Les Manning | 6. Paul Holland |
| 7. Dave Linn | 8. Doug Staab | 9. Andy Holland |
| 10. Ryan Anderson | 11. Jason Baum | 12. Jess Taylor |
| 13. Dustin Spanel | 14. Kris Evans | 15. Dustin Watson |
| 16. Nick Coble | 17. Jeff Pflaster | 18. Lance Oatman |
| 19. Joe Franssen | 20. Zeke Atchison | 21. Andy Taylor_ |
| 22. Pat Zulkoski | 23. Troy Mack_ | 24. Clint Maynard |
| 25. Kelvin Kreitman | 26. Tyler Staab | 27. Caleb Stefka |
| 28. Cody Neville | 29. Bill Hendricks | 30. David Baltz |
| 31. JD White | 32. Reed Schaefer | |

Starting April 2rd 2019

Fire Chief Jason Baum

1 Asst. Chief Kem Oatman

2 Asst. Chief Kris Evans

Fire Captains

Lance Oatman Joe Franssen

Dustin Watson Jeff Pflaster

President Jess Taylor

Vice President Andy Taylor

Secretary Zeke Atchison

Treasurer Ryan Anderson

Highlighted in Red is a new member

JEO Project Status Report

To: City of Broken Bow: Stephanie Wright, City Clerk

Date: November 4, 2019

Report Prepared By: Steve Parr



JEO #	Project	Funding Source #	Status	JEO Action	City Action	Schedule
161356* Adam Rupe	Drinking Water Protection Plan	NDEQ	New map was adopted by the City. JEO working on water quality modeling	Continue work on plan	None	Scheduled completion June 2020
171495* Kevin Kruse	Flood Risk Reduction Project	Local/NRD	Review DRAFT scope for levee closure design with the City	Scoping for levee design	Input on scoping for design phase of levee improvements	Review DRAFT scope with the Mayor
151271.01* Matt Kalin	69kv sub-transmission line reconfiguration from NPPD south substation to 5 th Avenue/C Street	Local	Project Completed	None	None	One Year Warranty expires on 9/23/2020
141430* Jeff Ray	Update Blight Areas	Local	Preparing documents Mayor authorized moving forward.	Prepare legal descriptions and maps	None	Jeff Ray to coordinate schedule w/City Attorney the week of November 4, 2019
170078* Ryan Kavan	South 19 th Street Improvements	Local	Project Completed	None	None	

Note: Items in Red are new from previous report.



CITY OF BROKEN BOW, NEBRASKA

Ordinance No. 1214

AN ORDINANCE OF THE CITY OF BROKEN BOW, NEBRASKA
ESTABLISHING ELECTRIC USE FEES, REPEALING THE SECTIONS OF ALL
PREVIOUS ORDINANCES IN CONFLICT WITH THIS ORDINANCE, AND PROVIDING
FOR PUBLICATION AND EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF
BROKEN BOW, NEBRASKA;

Section 1. That the Municipal Code of the City of Broken Bow, Nebraska be
amended to read as follows:

Electric Service Rates: Classifications of Service: Current Sold by Meter
Measurements Only: Customer Charges. – As a tariff of rates based on monthly consumption
by each customer of electrical energy, measured by an appropriate meter, computed on a one-
meter basis, from the municipal electric distribution system of the City of Broken Bow, Custer
County, Nebraska, the following schedule, as heretofore by resolution of the board of public
works, hereby is established.

Effective January 1, 2020

A. <u>Residential Service RL</u>	City	Rural
	\$21.35	\$30.00
Customer Charge \$/Month		
<u>Winter Rates (Oct-May)</u>		
First 500 kWh @ cents/kWh	\$0.10962	\$0.11872
Over 500 kWh @ cents/kWh	\$0.07962	\$0.08872
<u>Summer Rates (June-Sept)</u>		
kWh @ cents/kWh	City	Rural
	\$0.10962	\$0.11872
B. <u>General Service-GS Single</u>	City	Rural
	\$31.00	\$34.60
Monthly Customer Charge (Single Phase)		
<u>Winter Rates (Oct – May)</u>		
First 2000 kWh @ cents/kWh	\$0.12657	\$0.13270
Next 3000 kWh @ cents/kWh	\$0.08357	\$0.12270
Over 5000 kWh @ cents/kWh	\$0.07857	\$0.11770
<u>Summer Rates (June – Sept)</u>		
First 2000 kWh @ cents/kWh	City	Rural
Next 3000 kWh @ cents/kWh	\$0.12657	\$0.15270
Over 5000 kWh @ cents/kWh\$	\$0.12657	\$0.14270
	\$0.12157	\$0.12270
<u>General Service-GS Three</u>	City	Rural
	\$77.00	\$80.00
Monthly Customer Charge (Three Phase)		
<u>Winter Rates (Oct – May)</u>		
First 2000 kWh @ cents/kWh	\$0.11949	\$0.12439
Next 3000 kWh @ cents/kWh	\$0.08149	\$0.11439
Over 5000 kWh @ cents/kWh	\$0.07649	\$0.10939
<u>Summer Rates (June – Sept)</u>		
First 2000 kWh @ cents/kWh	\$0.11949	\$0.14829
Next 3000 kWh @ cents/kWh	\$0.11949	\$0.12829
Over 5000 kWh @ cents/kWh	\$0.10949	\$0.10829

C. <u>Irrigation IR</u>		Summer	Winter
Monthly Customer Charge (Single Phase)		\$46.85	\$46.85
Monthly Customer Charge (Three Phase)		\$68.00	\$68.00
KVA Charge \$/KVA installed			
First 2000 kWh @ cents/kW		\$0.17338	\$0.17338
Next 3000 kWh @ cents/kWh		\$0.12338	\$0.12338
Over 5000 kWh @ cents/kWh		\$0.12338	\$0.12338
D. <u>Municipal – MS</u>			
Monthly Customer Charge (Single Phase)		\$22.00	
Monthly Customer Charge (Three Phase)		\$35.00	
 <u>Winter Rates (Oct – May)</u>			
First 8000 kWh @ cents/kWh		\$0.09408	
Over 8000 kWh @ cents/kWh		\$0.07908	
 <u>Summer Rates (June – Sept)</u>			
First 8000 kWh @ cents/kWh		\$0.10408	
Over 8000 kWh @ cents/kWh		\$0.09408	
E. <u>Large Power & Industrial</u> (for Accounts with metered demands of 100 KW or more)		City	Rural
Customer Charge \$/Month		\$550.00	\$600.00
 <u>Winter Rates (Oct - May)</u>			
Demand Charge @ \$/kW		\$14.50	\$15.25
Energy Charge @ cents/kWh		\$0.05415	\$0.05415
 <u>Summer Rates (June - Sept)</u>			
Demand Charge @ \$/kW		\$15.25	\$17.00
Energy Charge @ cents/kWh		\$0.06063	\$0.06063

The demand charge shall be based upon the maximum integrated kilowatt load determined by the meter for the billing monthly billing period, and will be Either a., b., or c., whichever is higher:

- a. The maximum demand occurring the billing period
- b. 65 percent of the highest demand established for bills in the previous 23 months
- c. 100 KW

The monthly bill will be as follows for accounts disconnected from service:
 Customer Charge + Demand, including b) or c) of the demand charge, applicable for 23 months following disconnection of service + Energy Charge + All Riders (as applicable) + Service Fees (as applicable) + Sales Tax (if applicable).

For Accounts that are metered at Primary voltage but take service from multiple city owned secondary transformers there shall be a monthly \$0.170 per KVA facilities charge for the multiple transformer service.

The billed kW demand shall be adjusted when the metered power factor (PF) is less than 95%. The metered KW will then be multiplied by the ratio of (95% / PF%), where PF% is the metered power factor expressed as a percentage.

F. <u>Area Lights</u>		Not Metered
	Metered	
50 Watt, LED, \$/Month	\$8.20	\$10.14

G. PRODUCTION COST ADJUSTMENT, (PCA): ALL RATES INCLUDED HEREIN ARE SUBJECT TO PRODUCTION COST ADJUSTMENT. The Board of Public Works, at its sole option, may include any deviation in costs, either as a credit or adder, to all service under these rates. The adjustment may be calculated in accordance with standard utility policies and shall include adjustment for losses.

Other Terms and Conditions:

1. Payments Due, Disconnection Charges and Deposits Required:

Monthly billed accounts are due by the 10th of each month. Delinquent accounts will be subject to a 5% late charge.

All rate schedules will be billed at gross and will be considered delinquent payments after the 10th of the month. Customers who have not paid their utility bills by the 10th of the month shall receive, in writing, a disconnect notice under the procedures of the Nebraska State Statutes.

Applicable service charges, whether disconnect is actually made or not, for non-payment of bill shall be a \$75.00 service charge for Monday through Friday 8:00 AM – 5:00 PM and \$120.00 service charge for after hours, weekends and holidays.

Disconnects and reconnections by the same customer made before a 12-month period from the disconnect request shall carry a service charge of all monthly Customer and Demand charges and fees for the months during the disconnection before re-reconnection is performed.

The utility service deposit will be \$100.00 for owners of residential properties. All other rentals, **apartments and small commercial accounts require a \$250.00 deposit. For larger services the deposit shall be 1.5 times the average of the last 12 months of typical use billing.**

II. Customers Beyond City Limits

Service Beyond Corporate Limits General Rules

The City of Broken Bow, Custer County, Nebraska, by resolution of its Board of Public Works shall have the power and authority to contract with any person, persons, association or corporation, to sell electric current for light, heat and power purposes beyond its corporate limits when, in the judgment of its board of public works, it is beneficial to the city to do so. The cost or expense of extending the electric service lines beyond city borders shall be paid by the customer or, subject to the provisions of the statute by the city. For furnishing electric service beyond its corporate limits, subject to the above conditions, said city, through its board of public works, may establish rates with such person, persons, association or corporation, including municipalities, without regard to the rates specified in the foregoing schedule; provided, however, that the rate made shall be uniform so far as it affects the users of equal amounts of current under such contracts under similar conditions.

III. Discrimination

Section 1. No electric current shall be furnished to any customer other than as provided in this section, and there shall be no discrimination in rates as between customers using equal amounts of current for the same purpose under the same conditions.

Section 2. That the appropriate state and local sales tax be billed to all customers.

Section 3. That this ordinance shall take effect and be in force with the January 2020 Meter readings.

Section 4. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 5. This ordinance shall be in full force and effect from and after its approval and publication as provided by law.

Passed and approved this 12th day of November 2019.

Jonathon Berghorst, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

Return to Agenda

**CITY OF BROKEN BOW
ORDINANCE NO. 1216**

AN ORDINANCE OF THE CITY OF BROKEN BOW, CUSTER COUNTY, NEBRASKA, AMENDING SECTION 93.06: ABANDONMENT, NEGLECT AND MISTREATMENT; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BROKEN BOW, NEBRASKA:

Section 1. That Section 93.06 of the Municipal Code be amended to read as follows:

§ 93.06 ABANDONMENT, NEGLECT AND MISTREATMENT.

(A) *Definitions.* For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ABANDON. To leave any animal in one's care, whether as owner or custodian, for any length of time without making effective provision for its food, water or other care as is reasonably necessary for the animal's health.

ANIMAL. Any vertebrate member of the animal kingdom. **ANIMAL** does not include an uncaptured wild creature or a livestock animal as defined in this section.

BOVINE. A cow, an ox or a bison.

CRUELLY MISTREAT. To knowingly and intentionally kill, maim, disfigure, torture, beat, mutilate, scald, or otherwise inflict harm upon any animal.

CRUELLY NEGLECT. To fail to provide any animal in one's care, whether as owner or custodian, with food, water or other care as is reasonably necessary for the animal's health.

HUMANE KILLING. The destruction of an animal by a method which causes the animal a minimum of pain and suffering.

LAW ENFORCEMENT OFFICER. Any member of the State Patrol, any county or deputy sheriff, any member of the police force of the city or any other city or village or any other public official authorized by the city or any other city or village to enforce state or local animal control laws, rules, regulations or ordinances.

LIVESTOCK ANIMAL. Any bovine, equine, swine, sheep, goats, domesticated cervine animals, ratite birds or poultry.

POLICE ANIMAL. A horse or dog owned or controlled by the state or any county, city, or village for the purpose of assisting a law enforcement officer in the performance of his or her official enforcement duties.

(Neb. RS 28-1008)

(B) *Enforcement Powers; immunity.*

(1) Any law enforcement officer who has reason to believe that an animal has been abandoned or is being cruelly neglected or cruelly mistreated may seek a warrant authorizing entry upon private property to inspect, care for or impound the animal.

(2) Any law enforcement officer who has reason to believe that an animal has been abandoned or is being cruelly neglected or cruelly mistreated may issue a citation to the owner as prescribed in Neb. RS 29-422 to 29-429.

(3) Any law enforcement officer acting under this section shall not be liable for damage to property if the damage is not the result of the officer's negligence.
(Neb. RS 28-1012)

(C) Violation.

(1) A person who intentionally, knowingly, or recklessly abandons, cruelly neglects, or cruelly mistreats an animal is guilty of an offense.

(2) A person commits harassment of a police animal if he or she knowingly and intentionally teases or harasses a police animal in order to distract, agitate or harm the police animal for the purpose of preventing such animal from performing its legitimate official duties.
(Neb. RS 28-1009)

(3) A person living within the area of the city zoned for residential purposes or upon property predominately used for residential purposes shall not slaughter any livestock animal or confine or impound any such animal prior to slaughter.

Penalty, see § 10.99

Statutory reference:

Authority to prohibit cruelty to animals, see Neb. RS 17-138

Exemptions, see Neb. RS 28-1013

Serious illness or injury to animal; death of animal; felony, see Neb. RS 28-1008 and 28-1009

Section 2. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect and be in full force and effect from and after its passage, approval and publication as provided by law.

Passed and approved this 12th day of November, 2019.

Jonathon Berghorst, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

**CITY OF BROKEN BOW
ORDINANCE NO. 1217**

AN ORDINANCE OF THE CITY OF BROKEN BOW, CUSTER COUNTY, NEBRASKA, AMENDING CHAPTER 73: PROVIDING FOR THE OPERATION OF ALL-TERRAIN VEHICLES AND UTILITY TYPE VEHICLES WITHIN THE CORPORATE LIMITS UNDER CERTAIN CIRCUMSTANCES; TO IMPOSE RESTRICTIONS ON THE USE OF ALL-TERRAIN VEHICLES OR UTILITY TYPE VEHICLES; TO ESTABLISH PENALTIES FOR VIOLATION; TO REPEAL ALL ORDINANCES IN CONFLICT; AND TO PROVIDE A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BROKEN BOW, NEBRASKA:

SECTION 1: Amending Chapter 73 of the Municipal Code of Broken Bow, Nebraska as follows:

CHAPTER 73: ALL-TERRAIN VEHICLES AND UTILITY TYPE VEHICLES

§73.01 DEFINITIONS.

For the purpose of Chapter 73 the following definitions shall apply unless the context clearly indicates or requires a different meaning.

All-Terrain Vehicle. Any motorized off-highway vehicle which (a) is fifty (50) inches or less in width, (b) has a dry weight of nine hundred (900) pounds or less, (c) travels on no less than four (4) non-highway tires, (d) is designed for operator use only with no passengers or is specifically designed by the original manufacturer for the operator and one passenger, (e) has a seat or saddle designed to be straddled by the operator, and (f) has handlebars or any other steering assembly for steering control. (Neb. Rev. Stat. 60-6,355)

Street or Highway. The entire width between the boundary limits of any street, road, avenue, boulevard, or way which is publicly maintained when any part thereof open to the use of the public for purposes of vehicular travel. (Neb. Rev. Stat. 60-624)

Utility Type Vehicle. Any motorized off-highway vehicle which (a) is not less than forty-eight (48) inches nor more than seventy-four (74) inches in width, (b) is not more than one hundred sixty (160) inches, including the bumper in length, (c) has a dry weight of not less than six hundred fifty pounds (650 lbs.) nor more than two thousand pounds (2,000 lbs.), (d) travels on four (4) or more non-highway tires, and (e) is equipped with a steering wheel and bench or bucket type seating designed for at least two (2) people to sit side by side. Utility type vehicle does not include all-terrain vehicles, golf cart vehicles, or low-speed vehicles. (Neb. Rev. Stat. 60-135.01, 60-358.01 and 60-6,355)

§73.02 OPERATION.

(A) An all-terrain vehicle or utility type vehicle may be operated on streets and highways within the corporate limits of the City only if the operator and the vehicle comply with the provisions of this section.

(B) An all-terrain vehicle and a utility type vehicle may be operated only between the hours of sunrise and sunset and shall not be operated at a speed in excess of 30 miles per hour or the posted speed limit, whichever is less. When operating an all-terrain vehicle or utility type vehicle as authorized in

subsection (A) of this section, the headlight and taillight of the vehicle shall be on and the vehicle shall be equipped with a bicycle safety flag which extends not less than five feet above ground attached to the rear of such vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than thirty square inches and shall be day-glow in color.

(C) It shall be unlawful for any person to operate, or be in actual physical control of any all-terrain or utility type vehicle upon the traveled portion of any public roadway within the corporate limits of the City except as specifically authorized and permitted under the terms of this ordinance.

(D) Any person operating an all-terrain or utility type vehicle as authorized in subsection (B) of this section shall:

- (a) Be at least eighteen (18) years of age.
- (b) Have a valid Class O operator's license.
- (c) Have a permit issued by the Broken Bow Police Department permitting operation within the corporate limits of the City.
- (d) Have liability insurance coverage for the all-terrain vehicle or utility type vehicle while operating the all-terrain vehicle or utility type vehicle on a street or highway. The person operating the all-terrain vehicle or utility type vehicle shall maintain proof of such insurance with the vehicle and shall provide proof of insurance coverage to any peace officer requesting such proof within five (5) days of such a request.
- (e) Operators of all-terrain vehicles must wear a helmet approved for operation of a motorcycle.
- (f) No passengers are allowed on an all-terrain vehicle.

(E) Every ATV and UTV shall be equipped with:

- (a) At least one working headlight and taillight.
- (b) A working brake light.
- (c) At least one rearview mirror.
- (d) A working seatbelt on utility type vehicle.
- (e) A bicycle safety flag in compliance with §73.02 (B) of this ordinance.
- (f) A brake system maintained in good operating condition.
- (g) A muffler system in good working condition properly attached to the all-terrain or utility type vehicle which reduces the noise of operation of the motor to the minimum necessary for operation. The muffler shall not be audible for a distance of more than five hundred (500) feet. No person shall use a muffler cutout, by-pass, straight pipe, or similar device on an all-terrain vehicle or utility type vehicle.

(h) A United States Forest Service-qualified spark arrester.

(g) Two working turn signals.

(F) ATVs and UTVs may be operated for snow removal within the corporate limits of the City of Broken Bow for 72 hours after the cessation of a snow event. Each ATV or UTV shall be equipped with:

(a) A bicycle safety flag in compliance with §73.02 (B) of this ordinance.

(b) A brake system maintained in good operating condition.

(c) An adequate muffler system in good working condition.

(d) A United State Forest Service-qualified spark arrester.

(FG) All-terrain vehicles and utility type vehicles may be operated without complying with subsections (B) and (D) of this section on streets and highways in parades, which have been authorized, by the State of Nebraska or any department, board, commission, or political subdivision of the state.

(GH) An all-terrain or utility-type vehicle shall not be operated on any controlled-access highway with more than two (2) marked traffic lanes, and the crossing of any controlled-access highway with more than two (2) marked traffic lanes shall not be permitted. Subsections (A) through (F) and (H) of this section authorize and apply to operation of an all-terrain or utility type only on a street or highway other than a controlled-access highway with more than two (2) marked traffic lanes.

(HI) Subject to subsection (GH) of this section, the crossing of a street or highway shall be permitted by an all-terrain or utility type vehicle without complying with subsections (A) and (GH) of this section only if:

(a) The crossing is made at an angle of approximately ninety degrees to the direction of the street or highway and at a place where no obstruction prevents a quick and safe crossing.

(b) The vehicle is brought to a complete stop before crossing the shoulder or roadway of the street or highway.

(c) The operator yields the right-of-way to all oncoming traffic that constitutes an immediate potential hazard.

(d) In crossing a divided highway, the crossing is made only at an intersection of such highway with another highway.

(e) Both the headlight and taillight of the vehicle are on when the crossing is made.

(Neb. Rev. Stat. 60-6,356)

73.03 PERMIT

(A) In order to obtain a permit to operate an all-terrain or utility type vehicle within the corporate limits of the City, an applicant must make an annual application therefor at the office of the Police Department

and provide the following information:

- (a) Name and address of the applicant.
- (b) Proof of insurance for the all-terrain or utility-type vehicle(s) to be operated within the City by the applicant.
- (c) Valid Class O operator's license issued by the State of Nebraska.
- (d) Year, make, model, color, engine size, and vehicle identification number (VIN) of the utility type vehicle(s) to be operated within the City by the applicant.

(B) In addition, the all-terrain or utility type vehicle must pass inspection by a person designated by the City to insure that the vehicle meets the requirements in §73.02 (E).

(C) Upon compliance with sections (A) and (B) herein, and payment of an application fee of \$30.00 for initial permit and a \$25.00 annual renewal fee, with fees may be amended from time to time by resolution of the City Council, the Police Department shall issue the applicant a permit to operate the designated vehicle(s) within the corporate limits of the City and one (1) permit plate which are equal in size to a vehicle license plate issued by the State of Nebraska to attach to the rear of the vehicle.

(D) Permits to operate the vehicle shall be valid from the date of issuance until midnight on the 31st day of December of the year for which the permit is issued.

(E) The permit plate shall be prominently displayed on the rear fender or similar component of the operator's all-terrain or utility type vehicle.

§73.04 TRAFFIC REGULATIONS

The operator of an all-terrain or utility type vehicle within the corporate limits of the City shall comply with, and is subject to, all traffic regulations of the City and the State of Nebraska, including but not limited to, those laws, ordinances, or regulations pertaining to the operation or being in actual physical control of a motor vehicle while under the influence of alcoholic liquor or of any drug. When making turns within the roadways and at intersections, the operator shall use the appropriate hand signals as designated by the State of Nebraska Rules of the Road.

§73.05 VIOLATION AND REVOCATION OF PERMIT

Violations of these provisions shall be punishable as set forth in Section 10.99 of the Broken Bow City Code. In addition, any person receiving three (3) or more citations within a twelve (12) month period shall, upon conviction of the third or subsequent offense, have his or her permit to operate an all-terrain or utility type vehicle with the City limits revoked for a period of one (1) year from the date of conviction. Upon completion of the revocation period, said person must reapply for a permit in order to operate an all-terrain or utility type vehicle within the City limits.

SECTION 2: Any other ordinance or Section passed and approved prior to passage, approval and publication of this ordinance which are in conflict with these provisions are repealed.

SECTION 3: The effective date of this ordinance shall be December 1st, 2018.

Passed and approved this 12th day of November 2019.

Jonathon Berghorst, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION 2019-26

**RESOLUTION AUTHORIZING TO SET VALUES TO BE
EXPENDED FOR THE 2019 CITY APPRECIATION
BANQUET**

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BROKEN BOW, NEBRASKA: as follows:

WHEREAS, the City of Broken Bow respects as well as appreciates the services provided by elected officials, appointed officials, employees, and volunteers, and the City wants to showcase all these individuals for their efforts to improve the quality of life for Broken Bow; and

WHEREAS, LB 734 provides that the local government sets a dollar limitation for the value expended on any plaques, token items, certificate of achievements, and awards; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BROKEN BOW, NEBRASKA: that the limits be established as follows:

- Meals & Beverages not to exceed \$1,250
- Years of Service Awards not to exceed \$40.00 per plaque

PASSED AND APPROVED this 12th day of November, 2019.

Jonathon Berghorst, Mayor

ATTEST:

Stephanie M. Wright, City Clerk
(S E A L)

RESOLUTION 2019-27

**RESOLUTION AUTHORIZING THE SUPPORT OF THE
CUSTER COUNTY YMCA**

WHEREAS, there is a desire to promote healthy living in the communities of Custer County, and

WHEREAS, the Custer County YMCA Steering Committee has been formed and has found the YMCA to be a program benefitting our community's overall health;

WHEREAS, a Custer County YMCA would fit the recreation needs expressed in the Broken Bow Comprehensive Plan; and

WHEREAS, the youth programs and adult programs alike would benefit from having the coordination of events and activities that a YMCA provide; and

NOW THEREFORE, the City Council of Broken Bow, Nebraska does herewith pledge their support, endorsement, and cooperation for the Custer County YMCA.

PASSED AND APPROVED this 12th day of November, 2019.

Jonathon Berghorst, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2019-28

**RESOLUTION SETTING THE DATE FOR A RECALL
ELECTION FOR MAYOR JONATHON BERGHORST**

BE IT RESOLVED AS FOLLOWS BY THE MAYOR AND COUNCIL OF THE CITY OF
BROKEN BOW, NEBRASKA:

WHEREAS, a petition has been filed with the County Clerk of Custer County,
Nebraska requesting the recall of Jonathon Berghorst, Mayor of the City of Broken Bow,
Nebraska; and

WHEREAS, according to a letter received from the County Clerk of Custer
County, Nebraska on Tuesday, November 5, 2019, sufficient signatures have been verified on
the recall petition, and according to the filing clerk, the recall petition has been found to be
sufficient; and

WHEREAS, the ballot shall read as follows:

Shall Jonathon Berghorst be removed from the office of Mayor?

☐ Yes

☐ No

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF
THE CITY OF BROKEN BOW, NEBRASKA that pursuant to Nebraska Revised Statute §32-
1306, the governing body of the City of Broken Bow does hereby order an election to be held
on January 14, 2020, which date is not less than fifty (50) nor more than eighty (80) days after
the notification of Mayor Jonathon Berghorst.

BE IT RESOLVED FURTHER that a copy of this resolution be given to the County Clerk
of Custer County, Nebraska, and that the County Clerk shall run the election.

BE IT RESOLVED FURTHER that the recall election held pursuant to this resolution
shall conform to Neb. Rev. Stat. §32-1301 et seq.

BY ORDER OF THE MAYOR AND COUNCIL OF THE CITY OF BROKEN BOW,
NEBRASKA this 12th day of November, 2019.

Jonathon Berghorst, Mayor

ATTEST:

Stephanie M. Wright, City Clerk
(S E A L)

The foregoing resolution was presented and after discussion, it was moved by _____ and seconded by _____ that said Resolution be adopted, and upon toll call vote, the City Council voted as follows:

AYES: _____

NAYS: _____

ABSENT: _____

The Mayor then declared said motion duly carried and said Resolution adopted this 12th day of November, 2019.