

**Broken Bow City Council
Meeting Minutes
April 14, 2020**

The Broken Bow City Council met in regular session on Tuesday, April 14, 2020 via teleconference. Notice of the meeting was given in advance thereof as required by publication in the Custer County Chief on April 9, 2020. 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 Rod Sonnichsen called the meeting to order at 6:04 P.M., with the following Councilmembers present: Holcomb, Schmidt, Myers, and Miller. Absent: None. Mayor Sonnichsen announced the availability of the open meetings law.

Mayor Sonnichsen read the format for submitting requests for future agenda items.

Moved by Holcomb, seconded by Miller, to approve the consent agenda for April 14, 2020. Said motion includes approval of the Minutes of the March 24, 2020 Council Meeting, Bills to Date, and March Treasurer Report. Roll call vote: Voting aye: Holcomb, Schmidt, Miller, and Myers. Nays: None. Motion carried.

ADgraphix, badges, \$78.00; Aflac, \$316.05, \$104.22; American Red Cross, facility fee, \$300.00; Arrow Seed, grass seed, \$10.05; Baxter Welding, grapple fork repairs, \$818.27; Black Hills Energy, gas, \$1,087.08; Bound Tree Medical, supplies, \$286.86; Bow Locksmith, padlocks, \$263.75; Broken Bow Airport Authority, monthly payment, \$1,083.33; Broken Bow Chamber of Commerce, ambulance incentive, \$615.00; Broken Bow Mun Utilities, fuel reimbursements, \$1,391.26; Broken Bow Municipal Utilities, \$9,680.28; Broken Bow Postmaster, stamps, \$275.00; Broken Bow Rural Fire Board, utilities, \$632.03; Capital One, supplies, \$559.59; Card Services, supplies, \$11.97, \$1,938.60; Century Link, telephone, \$659.56; City Flex Benefit, \$166.04; City of Broken Bow – Health Insurance, \$3,397.48; City of Broken Bow Pension Fund, \$1,519.85; \$6,915.82, \$1,406.64; Cole Electric Company, cameras & equipment, \$6,299.00; Colonial Insurance, \$381.91, \$135.10; Custer County Chief, publication, \$720.16; Custer County Treasurer, interlocal payment, \$11,801.52; Custer Public Power, CD Cell Power, \$102.52; Dave Dunkel, CDL & boots, \$233.77; EFTPS Online Payment, payroll, \$1,823.84, \$5,437.50, \$7,798.44; Eakes Office Products, supplies, \$114.80; Family Heritage, \$56.00; Great Plains Communications, internet, \$70.95; Grocery Kart, supplies, \$12.65; Holcomb Pharmacy, supplies, \$26.34; Hometown Leasing, copier lease, \$159.18; Island Supply Welding Co., oxygen, \$73.36; James Zlomke, CDL testing, \$800.00; John Deere Financial, mower lease, \$216.51; Kirkpatrick Cleaning Solutions, paper towels, \$27.28; Matheson Tri-Gas Inc., supplies & oxygen, \$2,350.16; Mead Lumber, supplies, \$112.99; Nebraska Dept of Revenue, Keno License renewal, \$100.00; Nebraska Law Enforcement Training Center, TABE test, \$10.00; Nebraska State Patrol, MACH & TracS annual fee, \$492.00; Northern Safety Co, Inc., supplies, \$364.65; Obrien's True Value, supplies, \$211.54; Omaha State Bank, HSA, \$175.00; Paulsen Inc., concrete, \$479.25; Penguin Management, E dispatch, \$2,028.00; Plains Equipment Group, supplies, \$551.83; Power Solutions, dump truck repair, \$1,351.37; Prachts Ace Hardware, supplies, \$948.91; Pristine Cleaning, \$640.00; Register of Deeds, lien release, \$10.00; S&L Sanitary Service, trash, \$49.30; Sandry Fire Supply LLC, repair bunker pants, \$173.51; Sara J. Hulinsky, cleaning service, \$1,192.00; Schaper and White Law Firm, legal fees, \$4,193.74; State Income Tax WH NE Online Payment, \$2,354.71; Stephanie Wright, software, \$189.77; Steve Scott, postage & supplies, \$51.67; Varney Health Mart, battery, \$6.67; Verizon Wireless, internet & phone, \$423.37; Viera Wireless, telephone, \$102.93; Wade Kleeb, CDL, \$14.86; Wenquist Inc., supplies, \$241.20; Bi-Weekly Payroll, \$45,121.06; Total Bills = \$133,748.05.

Discussion was held regarding the amount charged for fireworks stands in the City.

Discussion was held regarding a temporary bathroom in the square. Park Superintendent Darren Marten informed the Council that using the old ATM building by Great Western Bank would cost approximately \$30,900 to make it a bathroom. A motion was made by Holcomb to not place the temporary bathroom in the square. The motion died from the lack of a second. Moved by Miller, seconded by Schmidt, to postpone voting on the placement of a temporary bathroom in the square until the May 12, 2020 meeting. Roll Call vote: Voting aye: Schmidt, Myers, and Miller. Nays: Holcomb. Motion carried.

Moved by Miller, seconded by Holcomb, to approve the 2019 TIF Report. Roll Call vote: Voting aye: Miller, Holcomb, Schmidt, and Myers. Nays: None. Motion carried.

Moved by Myers, seconded by Miller, to approve the Library Board appointments of Kristine Moninger for a term ending February 2021 and Betsy Smith for a term ending February 2024. Roll Call vote: Voting aye: Myers, Schmidt, Miller, and Holcomb. Nays: None. Motion carried.

Moved by Schmidt, seconded by Holcomb, to approve the Park Board appointments of Russ Smith, Pam Schweitzer, and Pat Powers for a term ending February 2023. Roll Call vote: Voting aye: Holcomb, Schmidt, Miller, and Myers. Nays: None. Motion carried.

Moved by Miller, seconded by Myers, to approve the appointment of Jacob Karmazin to the Broken Bow Health Board. Roll Call vote: Voting aye: Schmidt, Myers, Holcomb, and Miller. Nays: None. Motion carried.

Moved by Miller, seconded by Holcomb, to approve the appointment of Kandi Peters as the Deputy Clerk. Roll Call vote: Voting aye: Miller, Holcomb, Schmidt, and Myers. Nays: None. Motion carried.

Moved by Holcomb, seconded by Myers, to open a public hearing at 6:50 pm regarding Ordinance 1222, Alley Vacation at 1000 South 3rd Avenue. Roll Call vote: Voting aye: Holcomb, Miller, Myers, and Schmidt. Nays: None. Motion carried. Zoning Administrator Stephanie Wright explained that the alley vacation came about because the Methodist Church wanted to build a shed at the parsonage. The parsonage is built across the alley, and after checking, it was discovered that the alley is not vacated. The parsonage is built all the way across the alley so the alley can't be used right now. The Planning Commission recommended this alley vacation. The alley property will become part of the adjoining property owners property, which is the Methodist Church on both sides of the alley. Moved by Holcomb, seconded by Miller, to close the public hearing at 6:55 pm regarding Ordinance 1222, Alley Vacation at 1000 South 3rd Avenue. Roll Call vote: Voting aye: Schmidt, Myers, Holcomb, and Miller. Nays: None. Motion carried.

After discussing the matter, Councilmember Miller introduced Ordinance No. 1222 entitled "AN ORDINANCE PROVIDING FOR THE VACATION OF 129.2 FEET BY 12 FEET OF PLATTED ALLEY WHICH LIES BETWEEN BLOCK 3 AND LOT 6 OF BLOCK 2 IN PLEASANT HILL 2ND SUBDIVISION OF THE CITY OF BROKEN BOW, CUSTER COUNTY, NEBRASKA; PROVIDING FOR THE MANNER OF ASCERTAINMENT OF DAMAGES SUSTAINED BY THE CITIZENS OF THE CITY OF BROKEN BOW, NEBRASKA, OR BY THE OWNERS OF PROPERTY THEREIN BY THE VACATION OF SAID STREET, PROVIDING FOR THE GIVING OF NOTICE TO SAID CITIZENS OR PROPERTY OWNERS OF THE TIME AND PLACE FOR HEARING ON ANY CLAIMS FOR DAMAGES BY REASON OF SAID VACATION, AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT" and moved that the statutory rule requiring reading on three different days be

suspended. Councilmember Schmidt 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: Myers, Schmidt, 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. 1222 be passed and adopted?" Upon roll call vote, the vote was as follows: Ayes: Holcomb, Schmidt, Miller, and Myers. Nays: None. Motion carried. The passage and adoption of said Ordinance having been concurred by a majority of all members of the Council, the Mayor declared the Ordinance adopted.

Moved by Holcomb, seconded by Miller, to open a public hearing at 6:58 pm regarding Ordinance 1223, Amend Section 32.06 Board of Public Works. Roll Call vote: Voting aye: Holcomb, Miller, Myers, and Schmidt. Nays: None. Motion carried. City Attorney Jason White explained the history of the Board of Public Works. He explained that this ordinance does not remove any power from the Board. It clarifies that the City Council is the supervising body of the Board. The Board controls the projects and is the supervisor for Electric and Water Commissioners as it relates to the operation of the utilities. The Mayor is still in charge of the employees and personnel. The Board is in charge of the policies for the utilities. Moved by Holcomb, seconded by Myers, to close the public hearing at 7:10 pm regarding Ordinance 1223, Amend Section 32.06 Board of Public Works. Roll Call vote: Voting aye: Schmidt, Myers, Holcomb, and Miller. Nays: None. Motion carried.

After discussing the matter, Councilmember Holcomb introduced Ordinance No. 1223 entitled "AN ORDINANCE OF THE CITY OF BROKEN BOW, CUSTER COUNTY, NEBRASKA, AMENDING SECTION 32.06: BOARD OF PUBLIC WORKS; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT" and moved that the statutory rule requiring reading on three different days be suspended. Councilmember Miller 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: Schmidt, Myers, Holcomb, and Miller. 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 Miller moved for final passage of the Ordinance, which motion was seconded by Councilmember Holcomb. The Mayor stated the question, "Shall Ordinance No. 1223 be passed and adopted?" Upon roll call vote, the vote was as follows: Ayes: Miller, Holcomb, Schmidt, and Myers. Nays: None. Motion carried. The passage and adoption of said Ordinance having been concurred by a majority of all members of the Council, the Mayor declared the Ordinance adopted.

Moved by Holcomb, seconded by Schmidt, to adjourn the City Council Meeting at 7:14 p.m. Roll call vote: Voting aye: Holcomb, Myers, Miller, and Schmidt. Nays: None. Motion carried.

Rod Sonnichsen, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

