

**Broken Bow City Council
Meeting Minutes
August 25, 2020**

The Broken Bow City Council met in regular session on Tuesday, August 25, 2020 in the Broken Bow Municipal Auditorium. Notice of the meeting was given in advance thereof as required by publication in the Custer County Chief on August 20, 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 6:00 P.M., with the following Councilmembers present: Jacob Holcomb, Chris Myers, Larry Miller, and David Schmidt. Absent: None. Mayor Sonnichsen announced the availability of the open meetings law, followed by reciting of the Pledge of Allegiance.

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

Moved by Schmidt, seconded by Miller, to approve the consent agenda for August 25, 2020. Said motion includes approval of the Minutes of the August 11, 2020 Council Meeting, Minutes of August 18, 2020 Budget Workshop, Bills to Date, and July Treasurer Report. Roll call vote: Voting aye: Holcomb, Schmidt, Miller, and Myers. Nays: None. Motion carried.

AFLAC, pre-tax, \$295.89; post-tax, \$104.22, BBHA, \$85.06; Arrow Seed, turf mix, \$8.90; Beaver Bearing Co., supplies, \$51.50. Bottom Line Personal, materials & magazine, \$41.73; Broken Bow Rural Fire Board, fire station building permit, \$97,557.77; City Flex Benefit Plan, select flex-unreimbursed M/D/V, \$166.04; City of Broken Bow, Health Insurance, \$3,211.30, \$24,323.55; City of Broken Bow Pension Fund, retirement, \$7,761.90; Colonial Insurance, \$578.02; Custer County Hiway Dept, culvert & band, \$510.15; Demco, book cart, \$506.21; Deterdings, pool chemicals, \$311.76; Dollar General, supplies, \$77.70; EFTPS Online Payment, Medicare, \$2,169.96, Federal, \$5,800.76, Social Security, \$9,278.48; Eakes Office Products, copy contract, \$153.64; Family Heritage, \$56.00; Ingram Library Services, materials, \$2,401.17; Insurance Aid Services, \$1,357.88; K. Joan Birnie, Reimbursement, \$372.30; Mead Lumber, supplies, \$373.79; Nebraska Law Enforcement Training Center, \$135.00, Nebraska Library Commission, materials \$132.00; Omaha State Bank, HSA, \$175.00; Pavement Repair & Supplies, Perma-Patch, \$2,150.00, Presto X Company, monthly service, \$51.00, Pristine Cleaning, LLC, cleaning service, \$375.00; Ranchland Ford, \$166.54; Recorded Books, Inc., database, \$119.94; State Income Tax WH NE Online Payment, \$2,624.87, Steve Scott, Reimbursement, \$58.20; This Old House, materials & magazine, \$25.00; Trotter Fertilizer, Mountaineer, Immerse 90/10; \$372.60; Trotter Service, gasoline, tire repair \$1,055.47; Universal Insurance, renewal of Life Insurance for Broken Bow Ambulance, \$1,169.28; Verizon Wireless, \$144.88; Village Uniform, rugs & cleaning supplies, \$120.29; Western Nebraska Newspapers, Help Wanted Street Superintendent, \$300.00; Biweekly Payroll, \$55,908.71; Total Bills = \$222,639.46

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

Moved by Miller, seconded by Schmidt, to approve the reappointment of Lola Chapin to the Housing Authority Board for a term ending June 2025. Roll Call vote: Voting aye: Miller, Holcomb, Schmidt, and Myers. Nays: None. Motion carried.

Moved by Myers, seconded by Holcomb, to approve the reappointment of Chad Schall to the Board of Public Works for a term ending June 2024. Roll call vote: Voting aye: Holcomb, Schmidt, Myers, and Miller. Nays: None. Motion carried

Moved by Holcomb, seconded by Miller, to approve a motion to: 1) approve amendments to the "Articles of Incorporation" and "Bylaws" of the League of Nebraska Municipalities by voting "for" Proposed Actions 1, 2, and 3 on the attached "Regular Member Ballot"; 2) authorize the Mayor to sign the "Regular Member Ballot"; and 3) return both pages of the "Regular Member Ballot" to the League by no later than 5 pm CT, October 1, 2020. Roll call vote: Voting aye: Miller, Holcomb, Schmidt, and Myers. Nays: None. Motion carried

Moved by Schmidt, seconded by Holcomb, to set Tuesday, September 8, 2020, at 5:00 pm as the date of the Budget Hearing. Roll call vote: Voting aye: Schmidt, Myers, Miller, and Holcomb. Nays: None. Motion carried

Moved by Holcomb, seconded by Schmidt, to open a public hearing at 6:07 pm regarding Ordinance 1227 – Amending Tobacco Age. Roll Call vote: Voting aye: Holcomb, Miller, Myers, and Schmidt. Nays: None. Motion carried. This ordinance will provide that the legal minimum age for use or purchase of tobacco products (including cigarettes, electronic nicotine delivery systems, and other tobacco products) will be 21 years of age. The Legislature has changed the minimum age from 19 years of age to 21 years of age. State enforcement of the new minimum age of 21 years old can begin on October 1, 2020. Moved by Holcomb, seconded by Schmidt, to close the public hearing at 6:12 pm regarding the Ordinance 1227 – Amending Tobacco Age. Roll Call vote: Voting aye: Schmidt, Myers, Miller, and Holcomb. Nays: None. Motion carried.

After discussing the matter, Councilmember Miller introduced Ordinance No. 1227 entitled "AN ORDINANCE OF THE CITY OF BROKEN BOW, CUSTER COUNTY, NEBRASKA, AMENDING SECTION 133.20: USE OF TOBACCO BY MINORS, SECTION 133.21 SALE OF TOBACCO TO MINORS & SECTION 133.22: MISREPRESENTATION BY MINOR TO OBTAIN TOBACCO; TO REPEAL ALL ORDINANCES IN CONFLICT; AND TO PROVIDE 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 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, Holcomb, Schmidt, and Myers. 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, with the effective date of October 1, 2020, which motion was seconded by Councilmember Schmidt. The Mayor stated the question, "Shall Ordinance No. 1227 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 the majority of all members of the Council, the Mayor declared the Ordinance adopted.

Moved by Holcomb, seconded by Myers, to adjourn the City Council Meeting at 6:13 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