**Broken Bow City Council Meeting Minutes March 22, 2022**

The Broken Bow City Council met in regular session on Tuesday, March 22, 2022, 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 March 17, 2022. 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: David Schmidt, Larry Miller, and Chris Myers. Absent: David Baltz. Mayor Sonnichsen announced the availability of the open meetings law, followed by reciting of the Pledge of Allegiance.

Moved by Schmidt, seconded by Myers to approve the absence of Councilmember David Baltz. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried.

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

Moved by Miller, seconded by Schmidt to approve the consent agenda for March 22, 2022. Said motion includes approval of the Minutes of the March 8, 2022, Council Meeting, Bills to Date, and February Treasurer Report. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried.

AFLAC, $402.25, $143.46; ANDERSON AUTO GROUP, $33,708.00; BEAVER BEARING CO ALBION, $35.19; BOB'S TRUCK REPAIR, $227.50; BOOKLIST, $174.95; BROKEN BOW MUN UTILITIES, $2,596.97; CARQUEST OF BROKEN BOW, $1.38; CENTURY LINK,

$742.34; CITY FLEX BENEFIT PLAN, $110.00; CITY OF BROKEN BOW-HEALTH INSURANCE, $2,626.23; CITY OF BROKEN BOW PENSION FUND, $1,673.36, $8,022.52,

$671.47; COLONIAL INSURANCE, $440.30, $118.72; CREDIT MANAGEMENT SERVICES,

$238.36; CUSTER COUNTY CHIEF, $621.24; EFTPS ONLINE PAYMENT, $2,315.68,

$6,167.66, $9,901.48; EZ IT SOLUTIONS, $269.99; EAKES OFFICE PRODUCTS, $564.54; FAMILY HERITAGE, $25.50; FRONTIER FAMILY PHARMACY, $648.01; GARRETT TIRES & TREADS, $23.10; GATEWAY MOTORS INC, $140.69; GREAT PLAINS COMMUNICATIONS,

$70.95; GROCERY KART, $48.43; HISTORY NEBRASKA, $35.00; INGRAM LIBRARY SERVICES, $1,128.57; ISLAND SUPPLY WELDING CO., $66.29; JEO, $32,195.00; KULLY PIPE & STEEL, $488.22; LAURIE FRENCH, $300.00; MUNICIPAL SUPPLY INC., $5,388.94; NEBRASKA DEPT OF ENVIRONMENTAL QUALITY, $40.00; NEBRASKA DEPT OF REVENUE, $100.00; NEBRASKA PASTURE DOOR, $80.00; OBRIEN'S HARDWARE,

$40.16; PLATTE VALLEY COMMUNICATIONS, $202.22; POPULAR MECHANICS, $8.00; POWER SOLUTIONS, $337.75; PRESTO X COMPANY, $54.00; PRISTINE CLEANING, LLC,

$325.00; RT ACE, $5.38; RANCHLAND FORD, $308.29; REGION 26, $70.00; S&L SANITARY SERVICE, $49.30; SANDHILLS CUSTOM CREATIONS, $10.00; SCIENCE NEWS, $59.00; STATE INCOME TAX WH NE ONLINE PAYMENT, $2,898.57; STEVE SCOTT, $68.26; TX CHILD SUPPORT SOU, $69.23; TASTE OF HOME BOOKS, $20.00;

TROTTER SERVICE, $347.22; VERIZON WIRELESS, $634.76; WHOA & GO, WEST, $64.07; Bl-WEEKLY PAYROLL, $55,172.92; TOTAL, $173,296.42

Moved by Miller, seconded by Schmidt, to open a public hearing at 6:02 pm regarding Memorial Drive Project. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried. City Administrator Dan Knoell informed the Council of the two bids that were received for the 2022 Memorial Drive Paving and Storm Sewer Improvements Project. The bids were requested to have amounts for group A, Broken Bow Memorial Drive, and Group B, Traffic Signal. The first bid was received from Beaumont Enterprises, LLC in the amounts of

$1,057,887.00 for Group A; and $88,896.00 for Group B. Making their total bid $1,146,783.00; with a start date of August 15, 2022. The second bid was received from Myers Construction, Inc. in the amounts of $1,009,772.05 for Group A; and $79,139.85 for Group B. Making their total bid $1,088,911.90; with a start date of July 1, 2022. Knoell explained that JEO Consulting Group recommended awarding the 2022 Memorial Drive Paving and Storm Sewer Improvements Group A & B to Myers Construction, Inc. Myers Construction, Inc. Moved by Schmidt, seconded by Miller, to close the public hearing at 6:04 pm regarding Memorial Drive Project. Roll Call vote: Voting aye: Schmidt, Myers, and Miller. Nays: None. Motion carried.

Moved by Miller, seconded by Schmidt to approve the Bid for the Memorial Drive Project, regarding the Memorial Drive Paving and Storm Sewer Improvements to Myers Construction of Broken Bow. Roll Call vote: Voting Aye: Miller and Schmidt. Nays: None. Abstain: Myers.

Motion carried.

Moved by Miller, seconded by Schmidt to approve the Amendment to Owner-Engineer Agreement with JEO Consulting Group, Inc. Roll Call vote: Voting Aye: Miller and Schmidt. Nays: None. Abstain: Myers. Motion carried.

Jeff Oeltjen from Dana F. Cole & Company, LLP reviewed the Annual Audit Report for the year ending September 30, 2021. Moved by Miller, seconded by Myers, to approve the Annual Audit Report for the year ending September 30, 2021. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried.

Moved by Schmidt, seconded by Miller to approve the 2021 Tax Increment Financing (TIF) Annual Report as recommended by the Community Redevelopment Authority (CRA) Board. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried.

Moved by Schmidt, seconded by Myers, to open a public hearing at 6:30 pm, regarding Resolution 2022-3, Resolution calling GO Various Purpose Bonds, Series 2017. Roll Call vote: Voting Aye: Schmidt, Miller, and Myers. Nays: None. Motion carried. Senior Vice President Brad Slaughter of Piper Sandler & Co. discussed the two money saving scenarios regarding 2017 bonds that will be called by the end of this year. Refinancing the bonds can begin 6 months prior to the call date, so discussion will begin in August for the refinancing. Moved by Schmidt, seconded by Miller, to close the public hearing at 6:37 pm regarding Resolution 2022-3, Resolution calling GO Various Purpose Bonds, Series 2017. Roll Call vote: Voting aye: Schmidt, Myers, and Miller. Nays: None. Motion carried.

Moved by Schmidt, seconded by Myers, to approve Resolution 2022-3. Said resolution approves the calling of GO Various Purpose Bonds, Series 2017. Roll Call vote: Voting aye: Schmidt, Miller, Myers. Nays: None. Motion carried.

Moved by Schmidt, seconded by Myers, to open a Public Hearing on Ordinance 1254, Ordinance issuing GO Various Purpose Refunding Bonds, Series 2022 in an amount not to exceed $3,230,000, at 6:39 pm. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried. No discussion was held. Moved by Schmidt, seconded by Myers, to close a Public Hearing on Ordinance 1254, Ordinance issuing GO Various Purpose Refunding Bonds, Series 2022 in an amount not to exceed $3,230,000, at 6:39 pm. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried.

After discussion, Council member Miller introduced Ordinance 1254 entitled "AN ORDINANCE PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION VARIOUS PURPOSE REFUNDING BONDS, SERIES 2022, IN THE AMOUNT OF NOT TO EXCEED THREE MILLION TWO HUNDRED THIRTY THOUSAND DOLLARS ($3,230,000) FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING BONDS OF THE CITY; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR A SINKING FUND AND FOR THE LEVY AND COLLECTION OF TAXES TO PAY SAID BONDS; PROVIDING FOR THE SALE OF THE BONDS AND AUTHORIZING THE CITY TO ENTER INTO A BOND PURCHASE AGREEMENT; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; PROVIDING FOR THE DISPOSITION OF THE BOND PROCEEDS AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM." And moved that the

statutory rule requiring reading on three different days be suspended. Council member Schmidt seconded the motion. The Mayor stated the motion and instructed the Clerk to call the role. The Clerk called the role, and the following was the vote: Ayes: Schmidt, Miller, 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 Council member Schmidt moved for final passage of the Ordinance, which motion was seconded by Council member Myers. The Mayor stated the question, "Shall Ordinance 1254 be passed and adopted?" Upon roll call vote, the vote was as follows: Ayes: 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 Schmidt, seconded by Myers to open a public hearing at 6:41 pm regarding Ordinance 1255, Merging of Offices, Adding the Office of Utility Clerk. Roll call vote: Voting aye, Schmidt, Miller, and Myers. Nays: None. Motion Carried. City Administrator Knoell explained that Katie Hogg has been the Utility Secretary/Bookkeeper for 11 years. Knoell stated making an appointed position of Utility Clerk, in his opinion should have been created long ago. This position will bring her in line with the other positions in the office. Moved by Myers, seconded by Miller, to close the public hearing at 6:43 pm regarding Ordinance 1255, Merging of Offices, Adding the Office of Utility Clerk. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried.

After discussing the matter, Council member Miller introduced Ordinance 1255 entitled "AN ORDINANCE OF THE CITY OF BROKEN BOW, CUSTER COUNTY, NEBRASKA, AMENDING SECTION 31.03: MERGER OF OFFICES; 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. Council member Schmidt seconded the motion. The Mayor stated the motion and instructed the Clerk to call the role. The Clerk called the role, and the following was the vote: Ayes: Schmidt, Miller, 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 Council member Schmidt moved for final passage of the Ordinance, which motion was seconded by Council member Miller. The Mayor stated the question, "Shall Ordinance 1255 be passed and adopted?" Upon roll call vote, the vote was as follows: Ayes: 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 Miller, seconded by Schmidt, to approve the appointment of Katie Hogg as the Utility Clerk. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried.

Moved by Schmidt, seconded by Miller, to open a public hearing at 6:46 pm regarding Ordinance 1256, Amended Wage Ordinance. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried. This ordinance needs amended to add the Utility Clerk. Moved by Schmidt, seconded by Myers, to close the public hearing at 6:47 pm regarding Ordinance 1256, Amended Wage Ordinance. Roll Call vote: Voting aye: Schmidt, Myers, and Miller. Nays: None. Motion carried.

After discussing the matter, Council member Miller introduced Ordinance No. 1256 entitled "AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF BROKEN BOW, NEBRASKA, REGARDING THE SALARIES OF OFFICERS AND EMPLOYEES; PAY PLAN FOR ALL CLASSIFICATIONS WITHIN THE CITY; AND MONTHLY SALARY OR HOURLY

WAGE RANGES FOR EACH INDIVIDUAL CLASSIFICATION" and moved that the statutory rule requiring reading on three different days be suspended. Council member 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: Schmidt, Miller, 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 Council member Schmidt moved for final passage of the Ordinance, which motion was seconded by Council member Miller. The Mayor stated the question, "Shall Ordinance No. 1256 be passed and adopted?" Upon roll call vote, the vote was as follows: Ayes: Schmidt, Miller, and Myers. 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 Schmidt, seconded by Myers to open a public hearing at 6:48 pm regarding Ordinance 1257, No Parking. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried. City Administrator Knoell explained the issues with trucks and trailers parking on the north side of North B Street between 5th and 6th Avenue, where the Broken Bow Municipal Utilities buildings are located. It is very difficult for City employees to find the drivers to have them move, which would make any emergencies that arise more difficult. Knoell explained that this Ordinance would make it easier for the Police Department to aid in the removal of vehicles that are in the way. Knoell recommended for the Council waive the three readings, so signs can get put up immediately. Moved by Schmidt, seconded by Myers, to close the public hearing regarding Ordinance 1257, No Parking, at 6:51 pm. Roll Call vote: Voting aye: Schmidt, Miller, and Myers. Nays: None. Motion carried.

After discussing the matter, Council member Schmidt introduced Ordinance No. 1257 entitled "AN ORDINANCE PROVIDING THAT PARKING ON THE NORTH SIDE OF NORTH B STREET BETWEEN 5TH AVENUE AND 5TH AVENUE, IN THE CITY OF BROKEN BOW, CUSTER COUNTY, NEBRASKA, IS PROHIBITED, PROVIDING FOR PUBLICATION AND EFFECTED DATE AND REPEALING ALL ORDINANCE IN CONFLICT WITH THIS ORDINANCE." and

moved that the statutory rule requiring reading on three different days be suspended. Council member Miller seconded the motion. The Mayor stated the motion and instructed the City Clerk to call the roll. The City Clerk called the roll, and the following was the vote: Ayes: Schmidt, Miller, 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 Council member Schmidt moved for final passage of the Ordinance, which motion was seconded by Council member Miller. The Mayor stated the question, "Shall Ordinance No. 1257 be passed and adopted?" Upon roll call vote, the vote was as follows: Ayes: 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 Myers, seconded by Schmidt, to adjourn the City Cou cil Meeting at 6:52 pm. Roll Call vote: Voting aye: Myers, Schmidt, and Miller. ay . on . Motion carried.

 