



**CITY OF BROKEN BOW
CITY COUNCIL AGENDA
August 22, 2023 @ 6:00 PM
Municipal Auditorium
314 South 10th Avenue, 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. Individuals who have appropriate items for City Council consideration should complete the Request for Future Agenda Items.

A. Call to Order

B. Open Meetings Act: A current copy of the Open Meetings Act is available and is posted for review by all citizens.

C. Roll Call

D. Pledge of Allegiance

E. Consent Agenda: Council will have consideration of approving the consent agenda items for August 22, 2023, which will include the following:

- a. Approval of Minutes of August 8, 2023, Council Meeting
- b. Approval of City Bills as Posted
- c. Broken Bow Ambulance Service Roster

F. New Business:

- a. **Board Appointment** – Council will have consideration of approving the appointment of Jarrod Conner to the Board of Public Works for a term ending June 2026.
- b. **Set Date for Budget Hearing** – Council will have consideration of setting the date for the Budget Hearing for the 2023-2024 Budget Hearing.
- c. **Resolution 2023-9, Authorizing the Signing of the Municipal Annual Certification of Program Compliance 2023** – Council will have consideration of Authorizing the signature for the Municipal Annual Certification of Program compliance to the Nebraska Board of Public Roads Classifications and Standards 2023.



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- d. Lexington Solid Waste Agency Interlocal Agreement** – Council will have consideration of approving the Interlocal Agreement between the City and the Lexington Area Solid Waste Agency.
- e. Resolution 2023-10, Appointing Representative and Alternate Representative to Lexington Area Solid Waste Agency** – Council will have consideration of approving the appointment of Mayor Rod Sonnichsen as the Representative and City Administrator Dave Schmidt as the Alternate Representative to the Lexington Area Solid Waste Agency.
- f. Resolution 2023-11, Ambulance Standby Fees** – Council will have consideration of approving the new ambulance standby fees for non-school sanctioned events.

G. Mayor and Council Comments

H. Adjournment

The next City Council Meeting will be held on Tuesday, September 12, 2023 @ 6:00 pm.

Upcoming Events:

August 24th – Budget Workshop @ 12:00 pm in the Broken Bow Municipal Auditorium

September 4th – City Offices CLOSED in observance of Labor Day

September 12th – BOPW Meeting @ 12:30 pm in the Broken Bow Municipal Auditorium

September 12th – City Council Meeting @ 6:00 pm in the Broken Bow Municipal Auditorium

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
August 8, 2023**

The Broken Bow City Council met in regular session on Tuesday, August 8, 2023, 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 3, 2023. 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 pm, with the following Councilmembers present: David Baltz, Paul Holland, and Russ Smith. Absent: Chris Myers. 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 Baltz, seconded by Holland, to excuse the absence of Councilmember Myers from the meeting. Roll Call vote: Voting aye: Baltz, Holland, and Smith. Nays: None. Motion carried.

Moved by Baltz, seconded by Holland, to approve the consent agenda for August 8, 2023. Said motion includes approval of the Minutes of July 25, 2023, Council Meeting and City Bills to Date. Roll Call vote: Voting aye: Baltz, Holland, and Smith. Nays: None. Motion carried.

AFLAC, PRE TAX, \$297.08; AFLAC POST TAX, \$38.52; BLACK HILLS ENERGY, \$358.02; BLUE TO GOLD LLC, K9 TRAINING, \$395.00; BOUND TREE MEDICAL, EMS SUPPLIES, \$193.64; BROKEN BOW AMBULANCE SERVICE, SUMMER CONFERENCE ROOM RV PARK, \$178.36; BROKEN BOW CHAMBER OF COMMERCE, AMBULANCE INCENTIVE, \$2,215.00; BROKEN BOW MUNICIPAL UTILITIES, \$9,439.09; CAPITAL ONE, TASER INST TRAINING, \$495.00; CHRISTOPHER SHELBY, 2ND HALF OF SIGN ON BONUS, \$1,500.00; CITY FLEX BENEFIT PLAN, SELECT FLEX-UNREIMBURSED M/D/V, \$145.00; CITY OF BROKEN BOW, HEALTH INSURANCE, \$3,088.40; CITY OF BROKEN BOW PENSION FUND, RETIREMENT LOAN PAYMENT, \$1,821.70; 414H RETIREMENT, \$8,017.50; 457 RETIREMENT, \$742.12; COLONIAL INSURANCE, PRE-TAX, \$428.67; COLONIAL LIFE POST TAX, \$118.72; CUSTER COUNTY CHIEF, \$138.06; CUSTER PUBLIC POWER, CD CELL POWER, \$50.69; EFTPS ONLINE PAYMENT, MEDICARE, \$2,874.80; FEDERAL, \$7,300.65; FICA, \$12,292.46; EZ IT SOLUTIONS, IT SERVICES, \$2,685.00; FAMILY HERITAGE, \$51.00; FAMILY HERITAGE, \$25.50; GREAT PLAINS COMMUNICATIONS, \$70.95; JEO, ENGINEERING FEES, \$4,521.67; KIRKPATRICK CLEANING SOLUTIONS, TRASH LINERS AND PAPER TOWELS, \$838.00; LEAGUE OF NE MUNICIPALITIES, ANNUAL DUES, \$10,561.00; MOTOROLA SOLUTIONS INC., \$500.00; NEBRASKA CHILD SUPPORT PAYMENT CENTER, CHILD SUPPORT-NE, \$433.39; NEBRASKA LAW ENFORCEMENT TRAINING CENTER, RIFLE/FIREARM TRAINING 404(DT), \$160.00; PAPER TIGER SHREDDING, PAPER SHREDDING, \$40.00; PAUL CUNNINGHAM, 2ND HALF OF SIGN ON BONUS, \$1,500.00; RT ACE, CHAINSAW, BATTERIES, \$260.98; SANDRY FIRE SUPPLY LLC, \$1,142.45; SARA J. HULINSKY, CONTRACTED SERVICES, \$837.00; SARGENT PIPE CO, MAINT REPAIR EQUIPMENT, \$75.00; SCHAPER AND WHITE LAW FIRM, LEGAL FEES, \$3,000.00; SOUTHEAST LIBRARY SYSTEM, TRAINING YOUTH SERVICES, \$240.00; STATE INCOME TAX WH NE ONLINE PAYMENT, STATE, \$3,685.02; STEVE SCOTT, SUPPLIES, MEALS, TRAINING, \$47.13; STRAIGHT-LINE STRIPING INC, PAVEMENT

MARKING, \$1,981.60; TSYS MERCHANT SOLUTIONS, CC PROCESSING FEES, \$540.12; TX CHILD SUPPORT SDU, CHILD SUPPORT-TX, \$69.23; VAN DIEST SUPPLY CO, \$4,306.25; VERIZON WIRELESS, TELEPHONE, \$320.08; BI-WEEKLY PAYROLL, \$73,331.23; TOTAL: \$163,351.08

Moved by Smith, seconded by Baltz, to approve the closing of C Street between 9th and 10th Avenues on Sunday, August 27th through Tuesday, August 29th for the Truckers Against Trafficking trailer. Roll Call vote: Voting aye: Smith, Baltz, and Holland. Nays: None. Motion carried.

Moved by Smith, seconded by Baltz, to approve the appointment of Paul Holland as the Custer County Communications Representative. Roll Call vote: Voting aye: Smith and Baltz. Nays: None. Abstain: Holland. Motion carried.

James Callaway of the Broken Bow Authority gave an annual update on the Broken Bow Airport.

Moved by Baltz, seconded by Holland, to approve the Interlocal Agreement between the City and the Airport Authority for the 2023-2024 Budget Year. Roll Call vote: Voting aye: Baltz, Holland, and Smith. Nays: None. Motion carried.

The Mayor and Council had no comments.

Moved by Holland, seconded by Smith, to adjourn the City Council Meeting at 6:14 pm. Roll Call vote: Voting aye: Holland, Smith, and Baltz. Nays: None. Motion carried.

Rodney W. Sonnichsen, Mayor

ATTEST:

Kandi K. Peters, City Clerk

City of Broken Bow

Vendor#	Vendor Name									
Pay#	Post Date	Due Date	Amount	Invoice	Description	Date	PO#	Date	Status	
	Account#	Work Order						Debit	Credit	
AKRS EQUIPMENT										
34336	8/22/2023	8/22/2023	643.53						Posted	
	08-3310.00				maint repair equipment			274.89	0.00	
	09-3310.00				maint repair equipment			368.64	0.00	
								643.53	0.00	
Aflac										
34321	8/16/2023	8/16/2023	297.08						Posted	
	01-1501.00				PRE TAX AFLAC			297.08	0.00	
34322	8/16/2023	8/16/2023	38.52						Posted	
	01-1501.00				AFLAC POST TAX			38.52	0.00	
Al's Lock & Safe Inc										
34374	8/22/2023	8/22/2023	22,155.65						Posted	
	02-3311.00				Safe Repair			22,155.65	0.00	
Baxter Welding										
34337	8/22/2023	8/22/2023	1,198.68						Posted	
	08-3310.00				Steel for Starling Dump Box			1,198.68	0.00	
Beaver Bearing Co Albion										
34338	8/22/2023	8/22/2023	537.69						Posted	
	08-3310.00				Maint Repair Equipment			244.03	0.00	
	09-3310.00				Maint Repair Equipment			293.66	0.00	
								537.69	0.00	
Black Hills Energy										
34339	8/22/2023	8/22/2023	197.66						Posted	
	02-3220.00				Utilities-Gas			197.66	0.00	
Central Nebraska Bobcat										
34340	8/22/2023	8/22/2023	6,869.52						Posted	
	08-3410.00				Angle Broom			4,000.00	0.00	
	09-3410.00				Angle Broom			2,869.52	0.00	
								6,869.52	0.00	
Century Link										
34341	8/22/2023	8/22/2023	586.25						Posted	
	04-3221.00				Police - Basic & Long Distance			289.11	0.00	
	01-3221.00				General -Basic & Long Distance Office			297.14	0.00	
								586.25	0.00	
City Flex Benefit Plan										
34323	8/16/2023	8/16/2023	145.00						Posted	
	01-1501.00				SELECT FLEX-UNREIMBURSED M/D/V			145.00	0.00	
City of Broken Bow - Health Insurance										
34333	8/16/2023	8/16/2023	3,242.70						Posted	
	01-1501.00				HEALTH INSURANCE			3,242.70	0.00	
City of Broken Bow Pension Fund										
34324	8/16/2023	8/16/2023	1,821.70						Posted	
	01-1513.00				RETIREMENT LOAN PAYMENT			1,821.70	0.00	
34325	8/16/2023	8/16/2023	7,738.46						Posted	
	01-1502.00				414H RETIREMENT			7,738.46	0.00	
34326	8/16/2023	8/16/2023	757.83						Posted	
	01-1502.00				457 RETIREMENT			757.83	0.00	
Cole Electric Company										
34342	8/22/2023	8/22/2023	4,831.40						Posted	
	02-3311.00				Confrence Room			4,831.40	0.00	
Colonial Insurance										
34319	8/16/2023	8/16/2023	428.67						Posted	
	01-1501.00				COLONIAL LIFE PRE TAX			428.67	0.00	
34320	8/16/2023	8/16/2023	118.72						Posted	
	01-1501.00				COLONIAL LIFE POST TAX			118.72	0.00	
Custer County Chief										
34343	8/22/2023	8/22/2023	170.19						Posted	
	07-3340.00				newspaper sub			45.00	0.00	
	01-3209.00				advertising			125.19	0.00	
								170.19	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>
	Custer County Treasurer (continued)									
34316	8/22/2023	8/22/2023		29,310.26						Ck# 2332 Printed
	01-3217.00					Communications Interlocal Payment/June			14,655.13	0.00
	01-3217.00					Communications Interlocal Payment/July			14,655.13	0.00
									29,310.26	0.00
	Demco									
34344	8/22/2023	8/22/2023		177.51						Posted
	07-3223.00					supplies			177.51	0.00
	Deterdings									
34345	8/22/2023	8/22/2023		259.42						Posted
	10-3432.00					pool chemicals			259.42	0.00
	EFTPS Online Payment									
34329	8/16/2023	8/16/2023		2,744.40						Posted
	01-1500.00					MEDICARE			2,744.40	0.00
34330	8/16/2023	8/16/2023		6,846.32						Posted
	01-1500.00					FEDERAL MARRIED			3,742.28	0.00
	01-1500.00					FEDERAL SINGLE			2,391.26	0.00
	01-1500.00					Federal Head of Household			162.15	0.00
	01-1500.00					2020 Federal Single			238.61	0.00
	01-1500.00					2020 Federal Married			312.02	0.00
									6,846.32	0.00
34331	8/16/2023	8/16/2023		11,734.72						Posted
	01-1500.00					SOCIAL SECURITY			11,734.72	0.00
	EZ IT Solutions									
34372	8/22/2023	8/22/2023		3,990.00						Posted
	08-3438.00					IT Services			1,995.00	0.00
	09-3438.00					IT Services			1,995.00	0.00
									3,990.00	0.00
	Eakes Office Products									
34373	8/22/2023	8/22/2023		695.15						Posted
	01-3223.00					office supplies			619.85	0.00
	07-3223.00					office supplies			75.30	0.00
									695.15	0.00
	Family Heritage									
34327	8/16/2023	8/16/2023		25.50						Posted
	01-1501.00					FAMILY HERITAGE			25.50	0.00
	Holmes Plumbing & Heating									
34346	8/22/2023	8/22/2023		89.34						Posted
	09-3339.00					tool/flush valve			89.34	0.00
	Ingram Library Services									
34348	8/22/2023	8/22/2023		1,147.04						Posted
	07-3340.00					materials			1,147.04	0.00
	Insurance Aid Services									
34347	8/22/2023	8/22/2023		721.80	23-0430					Posted
	05-3336.00					Insurance Aid Fees			721.80	0.00
	JEO									
34349	8/22/2023	8/22/2023		19,065.00						Posted
	12-4200.00					Eagle Crest Water Sewer Extensions			17,317.50	0.00
	11-3222.00					base map update CD landfill financial subr			1,747.50	0.00
									19,065.00	0.00
	Kirkpatrick Cleaning Solutions									
34350	8/22/2023	8/22/2023		27.65						Posted
	07-3223.00					supplies paper towels			27.65	0.00
	Kya Scott									
34351	8/22/2023	8/22/2023		40.00						Posted
	10-3205.00					Pool Operator Certificate			40.00	0.00
	League of NE Municipalities									
34352	8/22/2023	8/22/2023		1,275.00						Posted
	01-3205.00					Accounting and Finance Conference			1,275.00	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>
	Mead Lumber (continued)									
34353	8/22/2023	8/22/2023			3,347.45					Posted
	02-3311.00					Council Chamber			3,039.18	0.00
	08-3310.00					supplies			308.27	0.00
									<u>3,347.45</u>	<u>0.00</u>
1	Nebraska Child Support Payment Center									
34328	8/16/2023	8/16/2023			433.39					Posted
	01-1503.00					CHILD SUPPORT-NE			433.39	0.00
	Nebraska Department of Agriculture									
34335	8/22/2023	8/22/2023			175.00					Ck# 2334 Printed
	04-3315.00					annual fee to shelter			175.00	0.00
	OBrien's Hardware									
34355	8/22/2023	8/22/2023			99.47					Posted
	08-3310.00					maint repair equip			12.49	0.00
	09-3352.00					toos/ shop equip			86.98	0.00
									<u>99.47</u>	<u>0.00</u>
	Over Drive									
34354	8/22/2023	8/22/2023			2,000.00					Posted
	07-3340.00					e books and digital materials			2,000.00	0.00
	Pavement Repair & Supplies									
34356	8/22/2023	8/22/2023			6,940.00					Posted
	08-3345.00					perma patch			6,940.00	0.00
	Platte Valley Communications									
34357	8/22/2023	8/22/2023			719.90					Posted
	06-3410.00					equipment purchase/ new radio			719.90	0.00
	Presto X Company									
34358	8/22/2023	8/22/2023			65.90					Posted
	07-3311.00					monthly service			65.90	0.00
	Ranchland Ford									
34359	8/22/2023	8/22/2023			498.62					Posted
	05-3310.00					repair to 99-2			498.62	0.00
	S&L Sanitary Service									
34365	8/22/2023	8/22/2023			54.30					Posted
	09-3219.00					trash around the square			54.30	0.00
	Sandry Fire Supply LLC									
34360	8/22/2023	8/22/2023			834.50					Posted
	06-3310.00					yearly service on TNT Jaws			834.50	0.00
	Site One Landscape Supply									
34361	8/22/2023	8/22/2023			145.13					Posted
	08-3416.00					straw mat for levy repair			145.13	0.00
	State Income Tax WH NE Online Payment									
34332	8/16/2023	8/16/2023			3,478.82					Posted
	01-1500.00					STATE MARRIED			2,259.22	0.00
	01-1500.00					STATE SINGLE			1,219.60	0.00
									<u>3,478.82</u>	<u>0.00</u>
	TSYS Merchant Solutions									
34368	8/22/2023	8/22/2023			310.54					Posted
	10-3206.10					cc processing fees			310.54	0.00
	TX Child Support SDU									
34334	8/16/2023	8/16/2023			69.23					Posted
	01-1503.00					CHILD SUPPORT-TX			69.23	0.00
	Taylor Heating & Cooling LLC									
34362	8/22/2023	8/22/2023			2,603.15					Posted
	04-3311.00					repair upstaris ac unit			2,603.15	0.00
	Tim Eggleston									
34363	8/22/2023	8/22/2023			177.35					Posted
	08-3410.01					Boots			177.35	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>
Tracker Systems (continued)										
34364	8/22/2023	8/22/2023		67.96						Posted
	03-3438.00			tracking system					67.96	0.00
Trotter Service										
34366	8/22/2023	8/22/2023		345.43						Posted
	08-3225.00			gas/oil					40.43	0.00
	08-3310.00			maint repair equip					255.00	0.00
	09-3310.00			maint repair equip					50.00	0.00
									<u>345.43</u>	<u>0.00</u>
Trotter's Whoa & Go										
34367	8/22/2023	8/22/2023		14.72						Posted
	06-3225.00			Fuel					14.72	0.00
Universal Insurance										
34371	8/22/2023	8/22/2023		207,927.00						Posted
	01-3207.00			2023-2024 Insurance					206,965.00	0.00
	01-3207.00			2023 Explorers					962.00	0.00
									<u>207,927.00</u>	<u>0.00</u>
Verizon Wireless										
34369	8/22/2023	8/22/2023		324.50						Posted
	05-3221.00			Rescue hot spots					80.02	0.00
	06-3221.00			Andy cell phone					42.84	0.00
	03-3221.00			Handi Bus Phone					35.68	0.00
	08-3221.00			street cell phone					43.10	0.00
	09-3221.00			parks cell phone					42.84	0.00
	01-3221.00			zoning tablet					40.01	0.00
	06-3221.00			fire jet pack					40.01	0.00
									<u>324.50</u>	<u>0.00</u>
Wenquist Inc.										
34370	8/22/2023	8/22/2023		256.76						Posted
	08-3310.00			maint repair equipment					94.54	0.00
	09-3310.00			maint repair equipment					162.22	0.00
									<u>256.76</u>	<u>0.00</u>

360,817.48 57 Non-voided payables listed.

Report Setup

AP - Accounts Payable Listing : Vendor Name

Filter Options

Starting: 8/9/2023

Ending: 8/22/2023

Banks: All

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

All Vendors Selected

Biweekly Payroll \$69,961.90

Check Approval List - GL Account

8/17/2023 4:51:50 PM

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				
Aflac		PRE TAX AFLAC	Health/Life/Acc Insuranc	297.08
Aflac		AFLAC POST TAX	Health/Life/Acc Insuranc	38.52
Century Link			Telephone/Internet	297.14
City Flex Benefit Plan		SELECT FLEX-UNREIMBURSED M/D/V	Health/Life/Acc Insuranc	145.00
City of Broken Bow - Health Insurance		HEALTH INS	Health/Life/Acc Insuranc	3,242.70
City of Broken Bow Pension Fund		414H RETIREMENT	Pension	7,738.46
City of Broken Bow Pension Fund		457 RETIREMENT	Pension	757.83
City of Broken Bow Pension Fund		RETIREMENT LOAN PAYMENT	Loan Payment	1,821.70
Colonial Insurance		COLONIAL LIFE PRE TAX	Health/Life/Acc Insuranc	428.67
Colonial Insurance		COLONIAL LIFE POST TAX	Health/Life/Acc Insuranc	118.72
Custer County Chief		Newspaper Subscription	Printing & Publication	125.19
Custer County Treasurer		communications interlocal	Radio Communications	14,655.13
Custer County Treasurer		communications interlocal	Radio Communications	14,655.13
EFTPS Online Payment		MEDICARE	Payroll Taxes	2,744.40
EFTPS Online Payment		FEDERAL	Payroll Taxes	3,742.28
EFTPS Online Payment		FEDERAL	Payroll Taxes	2,391.26
EFTPS Online Payment		FEDERAL	Payroll Taxes	162.15
EFTPS Online Payment		FEDERAL	Payroll Taxes	238.61
EFTPS Online Payment		FEDERAL	Payroll Taxes	312.02
EFTPS Online Payment		FICA	Payroll Taxes	11,734.72
Eakes Office Products		office supplies	Supplies & Postage	619.85
Family Heritage		FAMILY HERITAGE	Health/Life/Acc Insuranc	25.50
League of NE Municipalities		Accounting and Finance Conference	Training & Meeting Expe	1,275.00
Nebraska Child Support Payment Center		CHILD SUPPORT-NE	Child Support	433.39
State Income Tax WH NE Online Paymei		STATE	Payroll Taxes	2,259.22
State Income Tax WH NE Online Paymei		STATE	Payroll Taxes	1,219.60
TX Child Support SDU		CHILD SUPPORT-TX	Child Support	69.23
Universal Insurance		2023-2024 Insurance	Bonds & WorkmansCorr	206,965.00
Universal Insurance		2023-2024 Insurance	Bonds & WorkmansCorr	962.00
Verizon Wireless		telephone	Telephone/Internet	40.01
			Total General	\$279,515.51
Municipal Building				
Al's Lock & Safe Inc		Safe Repair	Maintenance & Repair B	22,155.65
Black Hills Energy			Utilities	197.66
Cole Electric Company		Maint Repair Building	Maintenance & Repair B	4,831.40
Mead Lumber		Supplies Maint Repair Building	Maintenance & Repair B	3,039.18
			Total Municipal Building	\$30,223.89
Handi Bus				
Tracker Systems		tracking system	IT Expense	67.96
Verizon Wireless		telephone	Telephone/Internet	35.68
			Total Handi Bus	\$103.64
Police				
Century Link			Telephone/Internet	289.11
Nebraska Department of Agriculture		annual fee to shelter	Dog Care	175.00
Taylor Heating & Cooling LLC		repair upstaris ac unit	Maintenance & Repair B	2,603.15
			Total Police	\$3,067.26
Rescue Unit				
Insurance Aid Services	23-0430	april payment	Insurance Aid Fees	721.80
Ranchland Ford		repair to 99-2	Maint/Repair Equipment	498.62
Verizon Wireless		telephone	Telephone/Internet	80.02
			Total Rescue Unit	\$1,300.44
Fire				
Platte Valley Communications		equipment purchase/ new radio	Equipment Purchases	719.90
Sandry Fire Supply LLC		yearly service on TNT Jaws	Maint/Repair Equipment	834.50
Trotter's Whoa & Go		diesel	Gas and Oil	14.72
Verizon Wireless		telephone	Telephone/Internet	42.84
Verizon Wireless		telephone	Telephone/Internet	40.01
			Total Fire	\$1,651.97
Library				

Check Approval List - GL Account

8/17/2023 4:51:50 PM

City of Broken Bow

Page 2 of 2

<u>Vendor Name</u>	<u>Invoice</u>	<u>Invoice Description</u>	<u>Account Description</u>	<u>Amount</u>
Library				
Custer County Chief		Newspaper Subscription	Book Purchases	45.00
Demco		supplies- label protectors, book jackets	Supplies & Postage	177.51
Eakes Office Products		office supplies	Supplies & Postage	75.30
Ingram Library Services		materials books and books on CD/DVD	Book Purchases	1,147.04
Kirkpatrick Cleaning Solutions		Paper Towels	Supplies & Postage	27.65
Over Drive		e books and digital materials	Book Purchases	2,000.00
Presto X Company		monthly service	Maintenance & Repair B	65.90
			Total Library	\$3,538.40
Street				
AKRS EQUIPMENT		Mower Repair	Maint/Repair Equipment	274.89
Baxter Welding		Steel for Starling Dump Truck	Maint/Repair Equipment	1,198.68
Beaver Bearing Co Albion		Equipment Repair	Maint/Repair Equipment	244.03
Central Nebraska Bobcat		Angle Broom	Equipment Purchases	4,000.00
EZ IT Solutions		keyless entry for shop doors	IT Expense	1,995.00
Mead Lumber		Supplies Maint Repair Building	Maint/Repair Equipment	308.27
OBrien's Hardware		Net Equipment Repair	Maint/Repair Equipment	12.49
Pavement Repair & Supplies		perma patch	Road Materials	6,940.00
Site One Landscape Supply		levy reipair	Land & Buildings	145.13
Tim Eggleston		Boots	Safety Equipment	177.35
Trotter Service		equipment repair and Fuel	Gas and Oil	40.43
Trotter Service		equipment repair and Fuel	Maint/Repair Equipment	255.00
Verizon Wireless		telephone	Telephone/Internet	43.10
Wenquist Inc.		Equipment/Repair	Maint/Repair Equipment	94.54
			Total Street	\$15,728.91
Park				
AKRS EQUIPMENT		Mower Repair	Maint/Repair Equipment	368.64
Beaver Bearing Co Albion		Equipment Repair	Maint/Repair Equipment	293.66
Central Nebraska Bobcat		Angle Broom	Equipment Purchases	2,869.52
EZ IT Solutions		keyless entry for shop doors	IT Expense	1,995.00
Holmes Plumbing & Heating		tools/flush valve	Maintenance/Repair Grc	89.34
OBrien's Hardware		Net Equipment Repair	Tools/Shop Equipment	86.98
S&L Sanitary Service		trash removal	Trash Removal	54.30
Trotter Service		equipment repair and Fuel	Maint/Repair Equipment	50.00
Verizon Wireless		telephone	Telephone/Internet	42.84
Wenquist Inc.		Equipment/Repair	Maint/Repair Equipment	162.22
			Total Park	\$6,012.50
Swimming Pool				
Deterdings		pool chemicals	Pool Chemicals	259.42
Kya Scott		Pool Operator Certificate	Training & Meeting Expe	40.00
TSYS Merchant Solutions			Credit Card/POS Service	310.54
			Total Swimming Pool	\$609.96
Sanitation				
JEO		Engineering Fees	Miscellaneous Expense	1,747.50
			Total Sanitation	\$1,747.50
ST Infra/Capital				
JEO		Engineering Fees	Sales Tax Infra Projects	17,317.50
			Total ST Infra/Capital	\$17,317.50
				\$360,817.48

Report Selection: Check Approval List - GL Account
 Date Range Selection: GL Posting Date
 Starting Date: 8/9/2023
 Ending Date: 8/22/2023

Biweekly Payroll \$69,961.90



Broken Bow Ambulance Service

1848 South G Street, Broken Bow, NE 68822

Phone: 308-872-1253 □ Fax: 308-767-2651

Andy Holland, Emergency Service Director

David Baltz EMS Chief

Official Roster Effective on August 22, 2023

1. Doyle Woods	EMT
2. Londa Woods	EMT
3. Andrew C Holland	EMT
4. Bobbie Summerford	EMT
5. Lawrence Stump	EMT
6. Kacey Finney	EMT
7. Chandra Bitterman	EMT
8. Jacob Karmazin	EMT
9. Brandi Hulburt	EMT
10. Rebeka Anderson	EMT
11. Dennis Schiller	EMT
12. David Baltz	EMT
13. Ahren Finney	EMT
14. Cody Neville	Non-Healthcare
15. Mishele Wooters	EMT
16. Wade Williams	EMT
17. Kelvin Kreitman	EMT
18. Lance Oatman	EMT
19. Jess Hightower	EMT
20. Christina Watson	EMT
21. Troy Mack	EMT
22. Tyler Edwards	EMT NEW MEMBER



Application for Appointment

The purpose of this form is to obtain general information for use in the nomination and confirmation process for appointments by the Mayor and to assist the Mayor in making inquiries concerning the qualifications of applicants for appointment. If you have recently prepared a biography or resume, please attach it to this form.

Please complete this form and return it to: City Clerk, PO Box 504, Broken Bow, NE 68822. Fax (308) 872-6885

Name: Jarrod Conner

Home Address: 605 South 6th Ave Broken Bow, NE

Home Telephone: 308-870-6592

Email Address (Optional): Jarrodcon@hotmail.com

Employer: Becton Dickinson

Business Telephone: 308-872-6811

Are you a qualified elector of Broken Bow? Yes

Why do you want to serve on this board?

I feel this will be an opportunity serve my community and be a liaison for the people to this City.

Do you have any conflict of interests in serving on this board? (if yes, please explain)

☐ Yes ☒ No

Please mark the Boards and Commissions you are interested in serving on:

☐ City Council ☐ Park Board ☐ Planning Commission

☐ Library Board ☐ Board of Adjustment ☐ Housing Authority

☒ Board of Public Works ☐ Community Redevelopment Association (CRA)

Jarrod Conner 08 AUG 2023

Return to Agenda

Do not recreate or revise the pages of this document, as revisions and recreations will not be accepted. Failure to return both pages of the original document by the filing deadline (October 31, 2023) may result in the suspension of Highway Allocation funds until the documents are filed.

RESOLUTION

SIGNING OF THE MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE 2023

Resolution No. 2023-9

Whereas: State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and standards; and

Whereas: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include the resolution of the governing body of the municipality authorizing the signing of the certification.

Be it resolved that the Mayor ☒ Village Board Chairperson ☐ of the City of Broken Bow
(Check one box) (Print name of municipality)
is hereby authorized to sign the Municipal Annual Certification of Program Compliance.

Adopted this 22nd day of August, 2023 at Broken Bow Nebraska.
(Month)

City Council/Village Board Members

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

City Council/Village Board Member _____
Moved the adoption of said resolution
Member _____ Seconded the Motion
Roll Call: _____ Yes _____ No _____ Abstained _____ Absent
Resolution adopted, signed, and billed as adopted.

Attest:

(Signature of Clerk)

Do not recreate or revise the pages of this document, as revisions and recreations will not be accepted. Failure to return both pages of the original document by the filing deadline (October 31, 2023) may result in the suspension of Highway Allocation funds until the documents are filed.

**MUNICIPAL
ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE
TO
NEBRASKA BOARD OF PUBLIC ROADS CLASSIFICATIONS
AND STANDARDS
2023**

In compliance with the provisions of the State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requiring annual certification of program compliance to the Board of Public Roads

Classifications and Standards, the City ☒ Village ☐ of the City of Broken Bow
(Check one box) (Print name of municipality)

hereby certifies that it:

- ✓ has developed, adopted, and included in its public records the plans, programs, or standards required by sections 39-2115 and 39-2119;
- ✓ meets the plans, programs, or standards of design, construction, and maintenance for its highways, roads, or streets;
- ✓ expends all tax revenue for highway, road, or street purposes in accordance with approved plans, programs, or standards, including county and municipal tax revenue as well as highway-user revenue allocations;
- ✓ uses a system of revenue and costs accounting which clearly includes a comparison of receipts and expenditures for approved budgets, plans, programs, and standards;
- ✓ uses a system of budgeting which reflects uses and sources of funds in terms of plans, programs, or standards and accomplishments;
- ✓ uses an accounting system including an inventory of machinery, equipment, and supplies;
- ✓ uses an accounting system that tracks equipment operation costs;
- ✓ has included in its public records the information required under subsection (2) of section 39-2520; and
- ✓ **has included in its public records a copy of this certification and the resolution of the governing body authorizing the signing of this certification by the Mayor or Village Board Chairperson.**

Signature of Mayor ☒ Village Board Chairperson ☐ (Required)

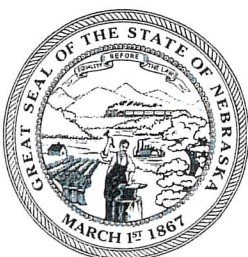
(Date)

Signature of City Street Superintendent (Optional)

(Date)

Return the completed original signing resolution and annual certification of program compliance by October 31, 2023 to:

Nebraska Board of Public Roads Classifications and Standards
PO Box 94759
Lincoln NE 68509



INTERLOCAL AGREEMENT
LEXINGTON AREA SOLID WASTE AGENCY

THIS AGREEMENT is made this 22nd day of August, 2023, by and among the Initial Members shown as signatories below, hereinafter collectively referred to as "Initial Members." The term "Member" or "Members" as used in this Agreement includes the Initial Members and Additional Members approved in accordance with this Agreement. The term "solid waste jurisdiction area" shall have the meaning afforded such term by the Integrated Solid Waste Management Act.

I.

CREATION OF THE SOLID WASTE AGENCY

Pursuant to Sections 13-801 to 13-827 of R.R.S. Neb. 1943, as amended (the "Interlocal Cooperation Act"), the Initial Members hereby create a joint entity which shall be named the Lexington Area Solid Waste Agency (the "Agency") and shall constitute a separate body corporate and politic under the provisions of the Interlocal Cooperation Act. The Agency shall be subject to control by the Members in accordance with the terms of this Agreement. The governing body of each Initial Member shall have approved this Agreement by resolution. A certified copy of each approving resolution shall be kept on file at LASWA offices. The Agency's existence shall commence upon the execution of this Agreement on behalf of each Initial Member shown as a signatory below.

II.

PURPOSES

The purpose of the Agency are as follows:

- a) To make efficient use of the powers of the Members by enabling them to cooperate with each other on a basis of mutual advantage and thereby provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population, and other factors influencing the needs and development of the local communities.
- b) To enable the Members to comply with the mandates of Section 13-2001 to 13-2043 of R.R.S. Neb. 1943, as amended (the "Integrated Solid Waste Management Act"), the Resource Conservation and Recovery Act, any amendments thereto, and the rules and regulations promulgated pursuant to such acts.
- c) To provide or contract for integrated solid waste management facilities and services as approved by the agency board with the landfill to be located adjacent to the Lexington landfill site.

III.
ORGANIZATION

- a) Agency Board: The governing body of the Agency shall be designated as the Agency Board (the "Board"), which shall consist of one representative and one alternate appointed by resolution of the governing body of each Member. Each resolution of appointment shall take effect upon filing of a certified copy of such resolution at the Agency's office.
- b) Voting: Each Member shall have one representative and one vote. The voting Member must be the appointed Members from Municipality.
- c) Quorum: *A quorum of the Board shall consist of thirty-three percent of Active Member Representatives appointed to the Board.*
- d) Majority Vote: Unless otherwise required by this Agreement, any board action shall require an affirmative vote of the majority of the Active Member representative constituting a quorum at a meeting under Article III (c) of this Agreement.
- e) Officers: The Board shall elect a Chairperson, Vice Chairperson, and Secretary-Treasurer at its initial meeting and at its January meeting in each succeeding year, or at the Board's next regular or special meetings in the event a vacancy occurs in any office. Each officer shall serve so long as he or she remains a Member Representative or until his or her successor is chosen, whichever shall first occur.
- f) Board Meetings: The Board shall meet at least annually on the 4th Monday in January of each year and such other regular meetings and at such place as shall be determined in the Bylaws or by vote of the Board. Special meetings of the Board may be called as provided in the Bylaws. The Board may elect to reimburse Members for the expense of attending *each* meeting.
- g) Agency Legal Counsel: The Board may employ legal counsel and may set and approve compensation for such counsel.
- h) Executive Committee: There shall be established an Executive Committee, the Members of which shall be the Board Chairperson, Vice Chairperson, and Secretary-Treasurer and three (3) other members of the Agency Board. At least Three (3) members of the executive committee shall be agency Board members from Gothenburg, Cozad, Lexington, or Dawson County. Each member of the Executive Committee shall have one vote. The Executive Committee shall have such power, authority and duties as the Board may from time-to-time delegate to it, including the authority to approve the payment of claims. It shall report its acts and doings to the Agency Members on a periodic basis, and to the Board at each Board meeting. A quorum of the Executive Committee shall consist of a majority of the voting members thereof.

IV.
DURATION

- a) Additional Member Eligibility: In order to qualify as an additional member, an entity must be either a county, (acting with respect to either the whole or to a designated portion of its solid waste jurisdiction area or territory) located in the State of Nebraska; or a city or village located in the State of Nebraska.
- b) Approval of Additional Members: Additional Members may be added to the Agency upon a three-fourths affirmative vote of all the Member Representatives to the Board. Upon approval of an Additional Member, the Board shall establish policies and procedures governing the time, manner and amount of financial contributions due from such Additional Member. The addition of a Member shall be effective upon the filing at the Agency's office of a resolution adopted by the governing body of such Additional Member approving the terms of this Agreement, any amendments thereto, and the Board's policies and procedures governing financial contributions by such Additional Member.

V.
POWERS

The Agency shall have such powers as are allowed by the Interlocal Cooperation Act, any amendments thereto, the Integrated Solid Waste Management Act, and any amendments thereto including, but not limited to, the powers:

- a) to sue and be sued;
- b) to have a seal and alter the same at pleasure or to dispense with the necessity thereof;
- c) to make and execute contracts and other instruments necessary or convenient to the exercise of its powers, including service agreements as provided by the Integrated Solid Waste Management Act and any amendments thereto;
- d) from time to time, to make, amend, and repeal bylaws, rules, and regulations, not inconsistent with the Interlocal Cooperation Act and this Agreement, to carry out and effectuate its powers and purposes;
- e) to make all necessary rules and regulations governing the use, operation, and control of a facility or system for integrated solid waste management;
- f) to establish just and equitable rates or charges to be paid for the use of integrated solid waste management facilities or systems, including direct charges to each person whose premises are served by said facility or system, tipping charges for persons hauling solid waste to a facility and charges for late payments; if the charges so established by the Agency are not paid when due, the Agency shall have the power to recover such charges in the manner provided by the Integrated Solid Waste Management Act or as otherwise provided by law.
- g) to purchase, plan, develop, construct, equip, maintain, and improve facilities and *systems* for use in solid waste management and may *lease* or acquire land in fee by gift, grant, purchase, or condemnation, as *necessary* for the construction and operation of such a facility or system.

- h) to acquire, hold, use and dispose of the reserves derived from the operation of solid waste management facilities and systems and other moneys of the Agency;
- i) to acquire, hold, use and dispose of other personal property for the purposes of the Agency;
- j) to cause the transfer, diversion, or disposal of solid waste material originating within each Member pursuant to a contract between the Agency and the Member pertinent thereto;
- k) to make or cause to be made studies and surveys necessary or useful and convenient to carrying out the functions of the Agency;
- l) to contract with and compensate consultants for professional services including, but not limited to, architects, engineers, planners, lawyers, accountants, rate specialists, and others found necessary or useful and convenient to the stated purposes of the Agency;
- m) to provide for a system of budgeting, accounting, auditing, and reporting of all Agency funds and transactions, for a depository, and for the bonding of officers and employees;
- n) to consult with representatives of Federal, State, and local agencies, departments and their officers and employees and to contract with such agencies and departments;
- o) to exercise such other powers as are available under the existing law of interlocal agency;
- p) to borrow money, make and issue negotiable bonds, certificates, bond anticipation notes, refunding bonds and notes, all in accordance with Sections 13-808 through 13824 of the Interlocal Cooperation Act, and any amendments thereto, and to secure the payment of such bonds, certificates, refunding bonds and notes or any part thereof by a pledge of any or all of the Agency's net revenues and any other funds which the Agency has a right to, or may hereafter have the right to pledge for such purposes;
- q) to provide in the proceedings authorizing such obligations for remedies upon default in the payment of principal and interest on any such obligations, including, but not limited to, the appointment of a trustee to represent the holders of such obligations in default and the appointment of a receiver of the Agency's property, such trustee and such receiver to have the powers and duties provided for in the proceeding authorizing such obligations;
- r) to receive funds from each Member as payment for providing collection, transfer, diversion, or disposal of domestic solid waste from premises therein; provided, however, that in lieu of or in addition to receiving such funds from Members, the Agency shall have the power to bill each person whose premises are served and to levy tipping charges as described in Article VI, Paragraph (f);
- s) to employ a manager which may exercise such of the Agency's powers as shall be determined by contract;
- t) to hire employees, fix their compensation, benefits, personnel rules, and regulations, and terminate their employment;
- u) to borrow money and accept grants, contributions, or loans from, and to enter into contract, leases, or other transactions with Municipal, County, State or Federal Government;
- v) to require contributions from its Members pursuant to policies and procedures adopted by the Board pursuant to Articles V (c) and VI.

VI.
TECHNICAL COOPERATION FROM MEMBERS

The Members agree to respond to reasonable requests to make local records available to the Agency for the purposes of this Agreement, and to assure that engineers, architects, and consultants hired by the Members release to the Agency materials, data, and other items pertinent to this Agreement.

VII.
BUDGETING

The Board shall prepare a budget based on a fiscal year ending December 31 for the operation of the Agency, the same to be adopted by the Board no later than November 1 of each year. Approval of the budget shall require a majority affirmative vote a quorum. A copy of the budget for the ensuing fiscal year shall be forwarded to each Member no later than the first day of December following its adoption.

VIII.
NOT FOR PROFIT

It is expressly understood that the Agency is a public body acting for and on behalf of the political subdivisions which constitute its Members and is to be operated not for profit. No profit or dividend from the Agency shall insure to the benefit of any individual.

IX.
WITHDRAWAL AND DISSOLUTION

- a) Withdrawal: Any member seeking to withdraw from membership in the Agency shall file in the Agency's office a certified copy of the resolution of the Members governing body approving withdrawal. The withdrawal shall be effective upon such filing, but the withdrawing Member shall not be entitled to any refund of any contributions previously paid to the Agency. Any Member seeking to withdraw that is a party to a service agreement with Agency shall remain bound by such service agreement in accord with its terms.

- b) Dissolution: The Agency may be dissolved only by the adoption of resolutions approving such action by the governing body of each Member, provided that the Agency may not be dissolved until all outstanding bonds, notes, service agreements or other contractual obligations and legal claims shall have been satisfied in full.

- c) Distribution of Assets: Upon dissolution of the Agency, each Member shall become the owner of a fractional undivided; interest in all remaining assets of the Agency. Each Member's undivided fractional interest in such assets shall be determined in accordance with that fraction which is produced by dividing the population of the

Member's solid waste jurisdiction area or the designated portion of such area as provided in Article V by the total population of all Members' solid waste jurisdiction areas, or the designated portion of such areas as provided in Article V. Such population shall be ascertained from the most recent federal census or special federal census, whichever is the latest, for such solid waste jurisdiction areas.

X.

MANNER OF ACQUIRING AND HOLDING PROPERTY

The Board may lease, purchase, or acquire by any means, from Members or from any other source, such real and personal property as is required for the operation of the Agency and for carrying out the purposes of this Agreement. The title to all such property, personal or real, shall be held in the name of the Agency.

All conveyance of real property owned or held in the name of the Agency shall be authorized by resolution of the Board and executed by the Chairperson or Vice Chairperson on behalf of the Agency.

XI

AMENDMENT OF AGREEMENT

This Agreement, except Article II (c), may be amended upon approving resolutions adopted by at least three-fourths of the governing bodies constituting the membership. A certified copy of each approving resolution shall be submitted to and kept on file at the Agency's office

THIS AGREEMENT ADOPTED AND EXECUTED by duly adopted resolution of the governing body on the date and year above stated.

City of Broken Bow
(Typed or printed name of Governmental Subdivision)

BY: _____

Title: _____

ATTEST:

City/Village Clerk/Treasurer

(Two copies of this Agreement are to be executed. One to remain with the Subdivision signing, and the other to be forwarded to the LASWA 76460 HWY 21, Lexington, NE 68850)

7-24-23

BY-LAWS
of
LEXINGTON AREA SOLID WASTE AGENCY

ARTICLE I. OFFICES

The principal office of the Agency in the State of Nebraska shall be located at the LASWA Office at 76460 HWY 21, Lexington, Nebraska. The Agency may have such other offices, either within or without the State of Nebraska, as the Agency Board may designate or as the business of the Agency may require from time to time.

ARTICLE II. AGENCY MEMBER REPRESENTATIVES

SECTION 1. Quarterly Meetings. The quarterly meetings of the Agency Board shall be held on the 4th Monday in the months of January, April, July, and October in each year, beginning with the year 1994, at the hour of 7:00 o'clock P.M. The January meeting of each year shall be for the purpose of electing the Executive Committee and for the transaction of such other business as may come before the meeting. The October meeting of each year shall be for the purpose of setting the annual budget and for the transaction of such other business as may come before the meeting. If the day fixed for the quarterly meeting shall be a legal holiday in the State of Nebraska, such meeting shall be held on the next succeeding business day. If the election of the Executive Committee shall not be held on the day designated herein for the January meeting of the Agency, or at any adjournment thereof, the Agency Board shall cause the election to be held at a special meeting of the Agency as soon thereafter as conveniently may be.

SECTION 2. Special Meetings. Special meetings of the Agency, for any purpose or purposes, unless otherwise prescribed by statute, may be called by the Chairperson, by the Executive Committee, or by the Chairperson at the request of not less than one-third (1/3) of all the Active Member Representatives entitled to vote at the meeting.

SECTION 3. Place of Meeting. The Agency Board may designate any place, either within or without the State of Nebraska unless otherwise prescribed by statute, as the place of meeting for any annual meeting or for any special meeting called by the Agency Board. A waiver of notice signed by Active Member Representatives entitled to vote at a meeting may designate any place, either within or without the State of Nebraska, unless otherwise prescribed by statute, as the place for the holding of such meeting. If no designation is made, or if a special meeting be otherwise called, the place of meeting shall be the Office of the Agency located at 76460 HWY 21, Lexington, Nebraska. The agency may conduct meetings via technological communications methods in accordance with state law.

SECTION 4. Notice of Meeting. Written notice shall comply with all laws of the State of Nebraska in regard to the Open Meeting Act and shall state the place, day and hour of the meeting, and, in case of special meeting, the purpose or purposes for which the meeting is called, shall unless otherwise prescribed by statute, be delivered not less than one (1) nor more than thirty (30) days before the date of the meeting, either personally, or by electronic or standard mail, by or at the direction of the Chairperson or the Secretary/Treasurer, or the persons calling the meeting, to each Active Member Representative of record entitled to vote at such meeting. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail or via e-mail, addressed to the Member Representative at its address as it appears on Agency records, with postage thereon prepaid. In addition, notice complying with State Public Meeting Laws shall be published one (1) time in a legal newspaper within the geographic area of the Agency, at least three (3) days prior to such meeting.

SECTION 5. Voting Lists. The officer or agent having charge of the records of the Agency shall make a complete list of the Active Member Representatives entitled to vote at each meeting of the Agency or any adjournment thereof, arranged in alphabetical order, with the

address of and the number of votes held by each. Such list shall be produced and kept open at the time and place of the meeting and shall be subject to the inspection of any Active Member Representative during the whole time of the meeting for the purposes thereof.

Active Member Representatives are those who have had less than 2 unexcused absences in a row at Agency meetings. After establishing an active membership by attending a meeting the member will be allowed to vote at the next meeting of the agency.

SECTION 6. Quorum. One-third (1/3) of the total Active Member Representatives of the Agency entitled to vote shall constitute a quorum at a meeting of the Agency. If less than majority of the outstanding Active Member Representatives are represented at a meeting, a majority of the Member Representatives so represented may adjourn the meeting from time to time without further notice. At such adjourned meeting at which a quorum shall be present or represented, any business may be transacted which might have been transacted at the meeting as originally noticed. The Member Representatives present at a duly organized meeting may continue to transact business until adjournment, notwithstanding the withdrawal of enough Member Representatives to leave less than a quorum.

SECTION 7. Consent Agenda Calendar. For each regular or special meeting, the Chairperson may designate a part of the agenda as the "consent agendacalendar." This part of the agenda shall include noncontroversial items, including but not limited to minutes of previous meetings, approval of bills and financial reports, executive committee reports, engineering certificates of progress and completion, and similar items. Each such item shall be subject to discussion, and upon request of any voting Active Member Representative shall be withdrawn from the consent agendacalendar. The consent agenda calendar shall then be subject to approval as one agenda item.

Section 8. Public Meetings Law. Unless otherwise provided by law, any action required to be taken at a meeting of the Agency, shall be conducted in compliance with State law pertaining to public meetings.

ARTICLE III. AGENCY BOARD

SECTION 1. Budget. The Agency Board shall be responsible for the setting of the budget for the agency.

SECTION 2. Rates. The Agency Board shall have the general responsibility for the setting of the rates for the agency.

SECTION 3. Compensation for Expenses. Active Member Representatives of the Agency shall receive \$100 for each full board meeting in which that said Agency's designated representative (or alternate) attends. This shall be paid out on a yearly basis to the Agency Member Representative and not the representative.

ARTICLE IV. EXECUTIVE COMMITTEE

SECTION 1. General Powers. The business and affairs of the agency shall be managed by its Executive Committee; except as provided in ARTICLE III. The Executive Committee may on an emergency basis set rates; however said action shall be ratified by the full board at the next scheduled or special meeting of the board; or rates shall return to the rates previously adopted by the full board.

SECTION 2. Tenure and Qualifications. Each member of the Executive Committee shall hold office until the next annual election meeting of the Agency and until his successor shall have been elected and qualified.

SECTION 3. Meetings. The Executive Committee, shall by resolution, set the time and place for the holding of regular meetings to be held monthly without other notice than such resolution, and such notice as required by State Public Meeting Law. Special meetings of the Executive Committee may be called by or at the request of the Board Chairperson or any

two (2) members. The person or persons authorized to call special meetings of the Executive Committee may fix the place for holding any special meeting of the Executive Committee called by them.

SECTION 4. Notice. Notice of any special meeting shall be given at least one (1) day prior thereto by written notice delivered personally, e-mailed, or mailed to each member at his business address. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail so addressed, with postage thereon prepaid. Any member may waive notice of any meeting. The attendance of a member at a meeting shall constitute a waiver of notice of such meeting, except where a member attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened. In addition, notice complying with State Public Meeting Laws shall be published one (1) time in a legal newspaper within the geographic area of the Agency, at least three (3) days prior to such meeting.

SECTION 5. Quorum. A majority of the number of members shall constitute a quorum for the transaction of business at any meeting of the Executive Committee, but if less than such majority is present at a meeting, a majority of the Committee members present may adjourn the meeting from time to time without further notice.

SECTION 6. Manner of Acting. The act of the majority of the members present at a meeting at which a quorum is present shall be the act of the Executive Committee.

SECTION 7. Action Without a Meeting. In the event of an emergency, any action that may be taken by the Executive Committee at a meeting may be transacted in a telephonic/electronic conference if conducted in compliance with the public meeting law of the State of Nebraska.

SECTION 8. Vacancies. Any vacancy occurring in the Executive Committee shall continue until the next quarterly meeting of the Agency, or until a special meeting called for the purpose of filling such vacancy. A Member elected to fill a vacancy shall be elected for the unexpired term of his predecessor in office.

SECTION 9. Compensation for Expenses. By resolution of the Executive Committee, each member may be paid his expenses, if any, of attendance at each meeting of the Executive Committee, and such other expenses as the Executive Committee shall deem appropriate.

ARTICLE V. OFFICERS

SECTION 1. Number. The officers of the Agency and the Executive Committee shall be a Chairperson, a Vice-Chairperson, and a Secretary-Treasurer, each of whom shall be elected by the Agency Board. Such other officers and assistant officers as may be deemed necessary may be elected or appointed by the Agency Board.

SECTION 2. Election and Term of Office. The officers of the Agency to be elected by the Agency Board shall be elected annually by the Agency Board at the January meeting. If the election of officers shall not be held at such meeting, such election shall be held as soon thereafter as conveniently may be. Each officer shall hold office until his successor shall have been duly elected and shall have qualified or until his death or until he shall resign or shall have been removed in the manner hereinafter provided.

SECTION 3. Removal. Any officer or agent may be removed by the Agency Board whenever, in its judgment, the best interests of the Agency will be served thereby, but such removal shall be without prejudice to the contract rights, if any, of the person so removed. Election or appointment of an officer or agent shall not of itself create contract rights.

SECTION 4. Chairperson. The Chairperson shall be the principal executive officer of the Agency and, subject to the control of the Executive Committee, shall in general supervise and control all of the business and affairs of the Agency. The Chairperson shall, when present, preside at all meetings of the Membership and of the Executive Committee. The Chairperson may sign, with the Secretary/Treasurer or any other proper officer of the Agency thereunto authorized by the Executive Committee, any deeds, mortgages, bonds, contracts, or other instruments which the Agency has authorized to be executed, except in cases where the signing and execution thereof shall be expressly delegated by the Agency or by these By-Laws to some other officer or agent of the Agency, or shall be required by law to be otherwise signed or executed; and in general shall perform all duties incident to the office of Chairperson and such other duties as may be prescribed by the agency from time to time.

SECTION 5. Vice-Chairperson. In the absence of the Chairperson or in the event of his death, inability or refusal to act, the Vice-Chairperson shall perform the duties of the Chairperson, and when so acting, shall have all the powers of and be subject to all the restrictions upon the Chairperson. The Vice-Chairperson shall perform such other duties as from time to time may be assigned to him by the Chairperson or by the Agency.

SECTION 6. Secretary/Treasurer. The Secretary/Treasurer shall: (a) Assure that the minutes of the proceedings of the Agency Board and the Executive Committee are taken and saved in one or more books, or by electronic media provided for that purpose; (b) see that all notices are duly given in accordance with the provisions of these By-Laws or as required by law; (c) be custodian of the records and of the seal of the agency and see that the seal of the Agency is affixed to all documents, the execution of which on behalf of the Agency under its seal is duly authorized; (d) keep a register of the post office address of each Member Representative which shall be furnished to the Secretary/Treasurer by such Member Representative; (e) in general perform all duties incident to the office of Secretary/Treasurer and such other duties as from time to time may be assigned to him by

the Chairperson or by the Agency. (f) have charge and custody of and be responsible for all funds and securities of the Agency; (g) receive and give receipts for moneys due and payable to the agency from any source whatsoever, and deposit all such moneys in the name of the agency in such banks, trust companies or other depositories as shall be selected in accordance with the provisions of Article V of these By-Laws; and (h) in general perform all of the duties incident to the office of Secretary/Treasurer and such other duties as from time to time may be assigned to him by the Chairperson or by the Agency. If required by the Agency Board, the Secretary/Treasurer shall give a bond for the faithful discharge of his duties in such sum and with such surety or sureties as the Agency Board shall determine.

ARTICLE VI. CONTRACTS, LOANS, CHECKS AND DEPOSITS

SECTION 1. Contracts. The Agency Board may authorize any officer or officers, agent or agents, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the Agency, and such authority may be general or confined to specific instances.

SECTION 2. Loans. No loans shall be contracted on behalf of the Agency and no evidences of indebtedness shall be issued in its name unless authorized by a resolution of the Agency Board. Such authority may be general or confined to specific instances.

SECTION 3. Checks, drafts, etc. All checks, drafts or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of the Agency, shall be signed by such officer or officers, agent or agents of the Agency and in such manner as shall from time to time be determined by resolution of the Agency Board.

SECTION 4. Deposits. All funds of the Agency not otherwise employed shall be deposited from time to time to the credit of the Agency in such banks, trust companies or other depositories as the Agency Board may select.

ARTICLE VII. INTERPRETATION AND SEPARABILITY

In the event of conflict or inconsistency between these By-laws and the Interlocal Agreement as adopted or as amended, the Interlocal Agreement shall always take precedence. If any section, subsection, clause, phrase or portion of these By-laws is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

ARTICLE VIII. FISCAL YEAR

The fiscal year of the corporation shall begin on the 1st day of January and end on the 31st day of December in each year.

ARTICLE IX. CORPORATE SEAL

The Agency Board shall provide a corporate seal which shall be circular in form and shall have inscribed thereon the name of the Agency and the word "Seal."

ARTICLE X. AMENDMENTS

These By-Laws may be altered, amended or repealed and new By-Laws may be adopted by the Agency Board at any regular or special meeting of the Agency Board.

ADOPTION

Adopted by action of the Agency Board, and to take effect on this ____ of _____, 2023.

Chairperson

This is to certify that the forgoing By-laws of the Lexington Area Solid Waste Agency have been duly adopted at a regularly called meeting of such Agency, at which a quorum was present, and a majority of the Member Representatives present and eligible to vote cast their vote in favor of adoption of said By-laws.

Secretary/Treasurer

7-24-23

RESOLUTION 2023-10

A RESOLUTION APPOINTING REPRESENTATIVE AND ALTERNATE REPRESENTATIVE TO LEXINGTON AREA SOLID WASTE AGENCY

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

WHEREAS, the undersigned political subdivision has previously approved and adopted an Interlocal Agreement, thereby becoming a member of the Lexington Area Solid Waste Agency; and

WHEREAS, it is necessary to adopt a Resolution to appoint a representative to serve on the governing body of the Lexington Area Solid Waste Agency;

NOW, THEREFORE, BE IT RESOLVED that Mayor Rod Sonnichsen residing at 642 Cherry Avenue, Broken Bow, Nebraska 68822, (308)-880-0309; rsonnichsen@cityofbrokenbow.org is hereby appointed as the representative of the undersigned political subdivision to serve on the Agency Board of the Lexington Area Solid Waste Agency, and that City Administrator Dave Schmidt Residing at 1111 South 3rd Avenue, Broken Bow, Nebraska 68822; (308)-870-2921; dschmidt@cityofbrokenbow.org is hereby appointed as alternate representative of the undersigned political subdivision to serve on the Agency Board of the Lexington Area Solid Waste Agency. Such representation to be effective upon the date of this Resolution and will continue until a successor representative has been appointed.

PASSED AND APPROVED this 22nd DAY OF AUGUST 2023.
CITY OF BROKEN BOW, NEBRASKA, CUSTER COUNTY

Rodney W. Sonnichsen, Mayor

ATTEST:

Kandi K. Peters, City Clerk

(S E A L)

RESOLUTION 2023-11

A RESOLUTION ESTABLISHING A POLICY FOR REQUESTED AMBULANCE STANDBY FEES FOR NON-SCHOOL SANCTIONED EVENTS

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

WHEREAS, the City of Broken Bow desires to establish a policy for requested ambulance standby fees for non-school sanctioned events;

WHEREAS, the new fees for requested ambulance standby are \$15.00 per EMT required for three (3) hours minimum. There will be an additional \$15.00 per person per hour over three (3) hours. All payments are to the City of Broken Bow.

NOW, THEREFORE, BE IT RESOLVED that the policy for requested ambulance standby fees for non-school sanctioned events be adopted.

PASSED AND APPROVED this 22nd day of August 2023.

Rodney W. Sonnichsen, Mayor

ATTEST:

Kandi K. Peters, City Clerk

(S E A L)