

Broken Bow City Council
Meeting Minutes April 23rd, 2024

The Broken Bow City Council met in regular session on Tuesday, April 23rd, 2024, in the Broken Bow Municipal Auditorium. Notice of the meeting was given in advance as required by Nebraska statutes. 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: Russ Smith, Luke Wassom, Chris Myers, and Paul Holland. Absent: None. Mayor Sonnichsen announced the availability of the open meetings law, followed by reciting the Pledge of Allegiance.

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

Moved by Myers, seconded by Holland to approve the consent agenda for April 23, 2024. Said motion includes approval of the Minutes of the April 9, 2024, Council Meeting, Bills to Date, and Approval of the Broken Bow Ambulance Official Roster. Roll call vote: Voting aye: Smith, Wassom, Myers, and Holland. Nays: None. Motion carried.

A to Z Lawn Pro \$180.00, Aflac \$477.41, \$157.00, Barco Products \$495.00, Biblionix \$2,090.00, Black Hills Energy \$695.57, Bound Tree Medical \$856.64, Brian Keezer -\$11.40, Broken Bow Airport Authority \$1,083.33, Broken Bow Ambulance Service \$570.00, Broken Bow Municipal Utilities \$5,722.53, Card Services 4834 \$1,880.14, Card Services 0591 \$1,005.03, Card Services 0583 \$1,156.03, Card Services0609 \$350.88, Carquest of Broken Bow \$419.32, Century Link \$472.13, \$786.67, Century Link \$132.23, City Flex Benefit Plan \$225.00, City of Broken Bow - Health Insurance \$4,124.71, City of Broken Bow Pension Fund \$2,278.07, \$9,628.54, \$1,061.12, Colonial Insurance \$389.90, \$323.28, Cooking Light \$25.00, Custer County Treasurer \$17,822.97, EFTPS Online Payment \$2,608.64, \$6,826.61, \$11,154.06, Eakes Office Products \$16.17, Eakes Office Solutions \$58.99, Family Handyman \$20.00, Family Heritage \$25.50, Gateway Motors Inc \$54,006.00, Great Plains Communications \$75.92, \$185.00, Grocery Kart \$17.98, Hire Right Solutions \$301.15, Hometown Leasing \$116.65, \$78.57, Ingram Library Services \$1,583.45, Island Supply Welding Co. \$51.20, JEO - \$7,794.58, Jennifer Jackson \$629.11, Kirkpatrick Cleaning Solutions \$43.38, Matheson Tri-Gas Inc \$12.40, Mead Lumber - \$3,707.02, Mid-States Organized Crime Info. Center \$100.00, Midwest Living \$25.00, Myers Construction Co \$4,366.26, Nebraska Child Support Payment Center \$899.09, Presto X Company \$65.90, RT Ace, LLC \$7.60, RT Ace, LLC \$135.71, \$215.63, Ranchland Ford \$391.90, Register of Deeds \$10.00, Schaper and White Law Firm \$64.00, Sports Illustrated Kids \$65.96, State Income Tax WH NE Online Payment \$3,338.01, Statewide Collection LLC \$2.77, Steve Scott \$120.89, Stryker Sales, LLC \$55,667.52, TX Child Support SDU \$161.54, The Atlantic \$69.95, Trotter Service \$480.77, Trotter Service \$1,290.85, Trotter Service \$2,703.26, Trotter Service \$63.33, Trotter Service \$60.83, Verizon Wireless \$248.85, \$75.78, Wenquist Inc. \$76.69, Whoa & Go West \$8.90, \$23.37, \$595.22, \$290.33, Bi-Weekly Payroll \$63,208.86. Total – 278,567.05.

In other communications, City Administrator, Dave Schmidt congratulated newly certified Officer Christopher Leibert on his graduation from the Nebraska Law Enforcement Training Center. Administrator Schmidt spoke about the ceremony and on behalf of the City of Broken Bow, thanked Officer Leibert for the dedication and hard work that it took to complete the certification.

Under new business, moved by Holland, seconded by Wassom to open a public hearing at 6:04 pm regarding issuing a conditional use permit to Clyde Arnold, located at 2291 Memorial Drive, Broken Bow, Nebraska. Roll Call vote: Voting aye: Smith, Wassom, Myers, and Holland. Nays: None. Motion carried. Zoning Administrator and Planning Commission member Jacob Holcomb stated the conditional use permit came with a recommendation of approval from the planning commission with a couple conditions. One was that they complete the proper permitting for access from the highway

or the alternate drive on Memorial Drive and the second is that the conditional use permit transfers over to AKRS Equipment at the sale of the property. Mayor Sonnichsen stated that although the property is outside of the city limits, it is within the one-mile city jurisdiction. Jeff Ray of JEO Consulting spoke about the overall project and the next step of applying to the Nebraska Department of Transportation for an access permit. He explained that they will evaluate any safety concerns regarding the project and decide if a study needs to be done or not. After that, NDOT will decide if the project is permitted or not. Mr. Ray said that this is the next step in the zoning approval process and if it is not approved by NDOT, an alternative location for the project would have to be found. Moved by Wassom, seconded by Smith to exit public hearing at 6:13 PM. Roll Call vote: Voting aye: Smith, Wassom, Myers, and Holland. Nays: None. Motion carried.

Moved by Myers, seconded by Wassom to approve the conditional use permit for Clyde Arnold, located at 2291 Memorial Drive, Broken Bow, Nebraska. Roll Call Vote: Voting aye: Smith, Wassom, Myers, and Holland. Nays: None. Motion carried.

Discussion was held on potentially approving Resolution 2024-03, sale of Surplus Personal Property of the City of Broken Bow. Administrator Schmidt stated that the bid sheet originally had the vehicle year listed incorrectly on item 2024-03-133. He explained that Chevy Impala has since been corrected to a 2014 and that it is reflected on the bid sheets. At the end of discussion, moved by Smith, seconded by Wassom to approve Resolution 2024-03. Sealed bids must be submitted to the City Clerk by 5:00 pm May 10, 2024. The bids will be opened at the City Council meeting that will be held on Tuesday, May 14, 2024. Roll Call Vote: Voting aye: Smith, Wassom, Myers, and Holland. Nays: None. Motion carried.

Moved by Holland, seconded by Smith to approve the agreement between Broken Bow Ambulance Service and First Response Billing Associates for Broken Bow Ambulance Service billing. Dave Baltz stated that the Broken Bow Ambulance Service has used the same billing company for approximately 15 years and the new partnership will align more with the new ALS service goals and help the program grow in the area of billings, collections, and reporting. Roll Call Vote: Voting aye: Smith, Wassom, Myers, and Holland. Nays: None. Motion carried.

Moved by Smith, seconded by Wassom to open a public hearing at 6:24 pm regarding Ordinance 1281, Providing for the on-sale of alcoholic liquor in the City of Broken Bow. Roll Call vote: Voting aye: Smith, Wassom, Myers, and Holland. Nays: None. Motion carried. Discussion was held. Administrator Schmidt explained that this Ordinance is backing up the on-site sale of alcohol from noon to 10:00 am to accommodate the brunch and noon crowds and will affect approximately three businesses within the city limits. William Butler of Legends Neighborhood Grill spoke about how the change will allow his business to align with the Country Club and Kinkaider and he will be better able to cater to wedding brunches and the out-of-town noon crowds. Moved by Wassom, seconded by Myers to close public hearing at 6:28 pm. Roll Call vote: Voting aye: Smith, Wassom, Myers, and Holland. Nays: None. Motion carried.


After discussing the matter, Councilmember Smith introduced Ordinance No. 1281 entitled "AN ORDINANCE OF THE CITY OF BROKEN BOW, NEBRASKA PROVIDING FOR THE ON-SALE OF ALCOHOLIC LIQUOR IN THE CITY OF BROKEN BOW ON SUNDAYS." and moved that the statutory rule requiring reading on three different days be suspended. Councilmember Wassom 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: Smith, Wassom, Myers, and Holland. 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 the consideration of said Ordinance. Said Ordinance was then read by title and thereafter Councilmember Wassom moved for final passage of the Ordinance, which motion was seconded by Councilmember Myers. The Mayor asked the question, "Shall Ordinance No. 1281 be passed and adopted?" Upon roll call vote, the vote was as follows: Ayes: Smith, Wassom, Myers, and Holland. 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 Holland, seconded by Myers to approve giving temporary authority until July 1st, 2024, to County Supervisor Dwain Bryner to close parking spaces on the east side of the Custer County Courthouse. They will be closed on a “as needed” basis to protect the public from construction hazards and to safely facilitate the stair replacement project. Roll Call Vote: Voting aye: Smith, Wassom, Myers, and Holland. Nays: None. Motion carried.

In the Mayor and Council Comments, Mayor Sonnichsen invited Chief Scott to the podium to introduce newly certified Officer Christopher Leibert. Chief Scott stated that on April 12th, 2024, Officer Leibert completed 15 weeks at the Nebraska Law Enforcement Training Center, and he is now a Nebraska certified police officer for the City of Broken Bow. During public comments, Mona Weatherly spoke on behalf of the Custer County Chief, KCNI-KBBN and KBear 92.3 and invited the public back to the Municipal Auditorium April 24, 2024, at 6:30pm for the media candidate’s forum. She said candidates for both the District 43 Legislative Seat and the Custer County Supervisors will be in attendance and they will be answering questions from the public prior to the primary on May 14, 2024.

Moved by Myers, seconded by Holland, to adjourn the City Council meeting at 6:35 PM. Roll call vote: Voting aye: Smith, Wassom, Myers, and Holland. Nays: None. Motion Carried.


Rodney W. Sonnichsen, Mayor

ATTEST:


Jennifer Waterhouse, City Clerk