

Broken Bow City Council
Meeting Minutes August 13th, 2024

The Broken Bow City Council met in regular session on Tuesday, August 13th, 2024, in the Broken Bow Municipal Auditorium. Notice of the meeting was given in advance thereof by publication in the Custer County Chief, the designated method for giving notice. Advance notice of the meeting, a copy of the Agenda, and related council materials was given to the Mayor and all members of the City 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: Russ Smith and Luke Wassom. Absent: Chris Myers and Paul Holland. Mayor Sonnichsen announced the availability of the Open Meetings Act, followed by reciting the Pledge of Allegiance.

Moved by Smith, seconded by Wassom to approve the consent agenda for August 13, 2024. Said motion includes approval of the Minutes of the August 1, 2024, Council Meeting, Bills to Date, and Approval of Broken Bow Ambulance Service Official Roster. Roll call vote: Voting aye: Smith and Wassom. Nays: None. Motion carried.

911 Custom \$4,130.22, AKRS Equipment-Parks \$1,049.13, Aflac \$458.39, \$157.00, \$100.53, Andy Holland \$30.45, Beaver Bearing Co Albion \$22.54, Bluestreak Equipment, Inc. \$15827.28, Bound Tree Medical \$379.36, Broken Bow Airport Authority \$1083.33, Broken Bow Ambulance Service \$21.87, Broken Bow Animal Hospital \$50.00, Broken Bow Chamber of Commerce \$4055.00, Broken Bow Fire Department \$3000.00, Broken Bow Municipal Utilities \$8070.84, Capital One \$359.03, Card Services \$95.20, Card Services 4834 \$716.54, Card Services 0591 \$3375.71, Card Services 0583 \$26.59, Card Services 0609 \$87.36, Carquest of Broken Bow \$50.82, \$53.15, Century Link \$374.31, Century Link\$ 130.01, Century Link \$70.21, Century Link \$311.34, Century Link \$98.75, City Flex Benefit Plan \$225.00, City of Broken Bow Health Insurance \$3661.81, City of Broken Bow Pension Fund \$2268.16, \$9502.56, \$1099.21, Colonial Insurance \$410.31, \$327.75, \$812.68, Cornerstone Overhead Doors, Inc \$720.00, Credit Management Services \$63.20, Custer County Highway Dept. \$60.75, Custer County Treasurer \$17822.97, Custer Public Power \$50.39, Danko Emergency Equipment Co \$75.00, EFTPS Online Payment \$3270.60, \$8261.85, \$13984.44, EZ IT Solutions \$2765.00, \$80.32, Eakes Office Products \$150.71, \$12357.91, \$128.00, \$136.98, Family Heritage \$25.50, First Response Billing Associates, LLC \$221.58, Frontier Family Pharmacy \$7.98, Fyr-Tek \$906.87, Geared 4 Sports \$106.92, Great Plains Communications \$178.08, \$114.14, Grocery Kart \$129.57, Hometown Leasing \$78.57, Island Supply Welding Co. \$102.40, JEO \$671.25, JW Auto Sales \$31500.00, Jayden Gaffney \$40.00, Kirkpatrick Cleaning Solutions \$1043.00, LMJ3, LLC \$30,000.00, MacQueen Equipment \$98.05, \$369.24, Matheson Tri-Gas Inc \$25.92,

Myers Construction Co \$277573.05, Nebraska Child Support Payment Center \$899.09, Platte Valley Communications \$1551.48, \$1150.96, \$34.50, Power Solutions \$713.85, Presto X Company \$156.56, RT Ace, LLC \$106.27, RT Ace, LLC \$44.97, RT Ace, LLC \$41.99, Ranchland Ford \$2250.85, 37.99, S&L Sanitary Service \$58.30, Safety-Kleen Systems Inc \$202.42, Sara J. Hulinsky \$837.00, Schaper and White Law Firm \$3076.00, State Income Tax WH NE Online Payment \$4055.79, Statewide Collection LLC \$2.77, Stephanie Wright \$642.00, Steve Scott \$103.44, \$39.53, Straight-Line Striping Inc \$3972.10, Sublime Artistry \$540.00, Super Vacuum Manufacturing \$399.42, TSYs Merchant Solutions \$292.71, TX Child Support SDU \$410.23, Tracker Systems \$16.99, Trotter's Whoa & Go West BB \$671.57, Trotter's Whoa & Go West BB \$436.85, Unitech \$953.50, Verizon Wireless \$320.08, Weathercraft \$941.50, Wenquist Inc \$13.49, Wenquist, Inc -Ambulance \$15.36, Wenquist, Inc. \$ 306.68, Bi-Weekly Payroll (7/31/24) \$81,854.17, Total – \$572,763.09.

Under new business, moved by Smith, seconded by Wassom to approve the Annual Audit Report for year ending September 30, 2023. Jeff Oeltjen, of Dana F. Cole went over the Annual Audit Report findings. He explained that the audit was completed later than normal due to changes in city personnel but that he was able to report that the audit was “clean” and that they are confident that the city and its current staff are moving in the right direction. Mayor Sonnichsen further explained that extra time was needed to complete this audit to explore questions that arose, and that working through those items took time. He also thanked Dana F. Cole for their help and City employees for stepping up to get the audit completed. Roll Call Vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried.

Moved by Wassom, seconded by Smith to open a public hearing at 6:17 pm regarding a Class I liquor license for Carmen’s Inc., DBA Tumbleweed Café. Roll Call vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried. City Administrator Dave Schmidt explained that this is a new collaboration between Carmen Bumgarner and the Ax Kickers business in Broken Bow. Carmen Bumgarner further explained that she plans to have a bar on the west end of the her building and will serve food in the evenings from approximately 5:00 pm to 10:30 pm. She feels that this opportunity allows her to serve the public better with her limited staff, allows them to facilitate Christmas parties, and will be a good asset for Broken Bow after games. She said that there will also be a two-drink limit and that the alcohol will only be served on the west end of the building and not in the Tumbleweed Café. Moved by Smith, seconded by Wassom to close public hearing at 6:21 pm. Roll Call vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried.

Moved by Smith, seconded by Wassom to approve the Class I liquor license for Carmen’s Inc., DBA Tumbleweed Café. Roll Call Vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried.

Moved by Wassom, seconded by Smith to approve setting the date of the Budget Workshop for Tuesday, August 27, 2024, at 2:30 pm. Roll Call Vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried.

Moved by Wassom, seconded by Smith to approve Resolution 2024-08, Authorizing the Signing of the Municipal Annual Certification of Program Compliance to the Nebraska Board of Public Roads Classifications and Standards 2024. City Clerk, Jennifer Waterhouse, explained that this is the yearly resolution that allows the City to get Highway Allocation Funds. Roll Call Vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried.

Moved by Smith, seconded by Wassom to open a public hearing at 6:27 PM regarding issuing a conditional use permit to Industrial Tower West allowing them to build a cell phone tower at 44100 Memorial Drive, Broken Bow, Nebraska. Roll Call vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried. Zoning Administrator and Planning Commission member Jacob Holcomb stated that the council had identified some questions that needed further clarification during the July 9th, 2024, City Council Meeting. He said that those have now been addressed and that JEO has changed the plans to require that the future sewer contractor installs shoring and/or trench boxes to be put in place to protect the tower. Theresa Sweigart from Tower West also confirmed that the tower was staying within the same footprint and explained that Tower West has their own construction company that will complete the building of the new tower, and they will erect a cell on wheels that will serve as a temp tower as they bring the old tower down and put a new tower up. Water/Sewer Superintendent Ryan Jones further explained that all the issues he had been previously concerned about have been addressed with the new contractor plans from JEO.

Mayor Sonnichsen thanked JEO and Tower West for the additional information that they provided to help the council make an informed decision. Moved by Wassom, seconded by Smith to exit public hearing at 6:37 PM. Roll Call vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried.

Moved by Smith, seconded by Wassom to approve the conditional use permit for Industrial Tower West allowing them to build a cell phone tower at 44100 Memorial Drive, Broken Bow, Nebraska. Roll Call Vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried.

Moved by Smith, seconded by Wassom to open a public hearing at 6:39 PM regarding issuing a conditional use permit to Justin French allowing him to operate Big Bidz, an online auction service, at 625 North B Street, Broken Bow, Nebraska. Roll Call vote: Voting aye: Smith, and Wassom. 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. He explained that the property is currently zoned as residential and that auction sales are not a permitted use in residential zones. He said that Big Bidz will only use the building as an office, and it will not cause any

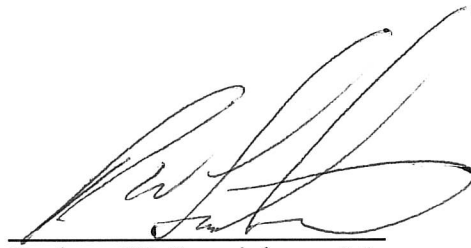
additional traffic to the area and equipment will not be stored at the site. He also explained that the conditional use permit will be valid for the duration of the ownership of the property. Moved by Wassom, seconded by Smith to exit public hearing at 6:41 PM. Roll Call vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried.

Moved by Smith, seconded by Wassom to approve the conditional use permit for Justin French allowing him to operate Big Bidz, an online auction service, at 625 North B Street, Broken Bow, Nebraska. Roll Call Vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried.

During Public Comments, Mayor Sonnichsen read the instructions and expectations for addressing the council during the public comment period. Donnis Hueftle-Bullock of the Custer County Chief asked for clarification regarding excusing the two missing council members from the meeting. Mayor Sonnichsen stated that they hadn't been excused yet but that there was still time to do that if they chose to do so. City Administrator Schmidt also stated that there was a tremendous amount of work that went into getting the audit completed and he thanked Jennifer Waterhouse and LeeAnn Taylor for their work in getting it completed.


Moved by Smith, seconded by Wassom, to excuse the absence of councilmember Holland. Roll call vote: Voting aye: Smith, and Wassom. Nays: None. Motion carried.

Moved by Wassom, seconded by Smith, to adjourn the City Council meeting at 6:46 PM. Roll Call vote: Voting aye: Smith, and Wassom. Nays: None. Motion Carried.



Rodney W. Sonnichsen, Mayor

ATTEST:



Jennifer Waterhouse, City Clerk

