

- 2016-1 Comp Plan Blight Study
- 2016-2 Blight and Substandard Determination
- 2016-3 JEO-2015 Downtown Improvements
- 2016-4 One and Six Year Approval
- 2016-5 Downtown Improvements
- 2016-6 Preliminary Package
- 2016-7 Comp Plan Blight Study
- 2016-8 Blight and Substandard Determination
- 2016-9 Myers Construction 5th Ave
- 2016-10 JEO-2015 Downtown Improvements
- 2016-11
- 2016-12 M Kaelin Lot Split
- 2016-13 Comp Plan Blight Study
- 2016-14 JEO-2015 Downtown Improvements
- 2016-15
- 2016-16
- 2016-17 Downtown Improvements
- 2016-18 Comp Plan Blight Study
- 2016-19 Downtown Improvements
- 2016-20 Call Swimming Pool Bonds
- 2016-21 JEO-2015 Downtown Improvements
- 2016-22 Professional Ambulance Sales
- 2016-23 Comp Plan Blight Study
- 2016-24 Blight and Substandard Determination
- 2016-25 JEO-2015 Downtown Improvements
- 2016-26 JEO-5th to Memorial
- 2016-27 Comp Plan Blight Study
- 2016-28 Blight and Substandard Determination
- 2016-29 Downtown Improvements
- 2016-30 5th Avenue Connector Trail
- 2016-31 JEO-2015 Downtown Improvements
- 2016-32 Custer County Construction
- 2016-33 Comp Plan Blight Study
- 2016-34 Blight and Substandard Determination
- 2016-35 Creative Sites playground equipment
- 2016-36 Richardson Lot Split
- 2016-37 JEO-2015 Downtown Improvements
- 2016-38 Downtown Improvements
- 2016-39 Sale of Surplus Property
- 2016-40
- 2016-41 New Employee Handbook
- 2016-42 Comp Plan Blight Study
- 2016-43 Disposal of Surplus Property
- 2016-44 Hunt Lot Split
- 2016-45 JMMMMC Lot Split
- 2016-46 JEO-2015 Downtown Improvements
- 2016-47 JEO-5th to Memorial

2016-48 Downtown Improvements
2016-49
2016-50 Broken Bow Election
2016-51 Amend Budget FY 2015-2016
2016-52 Additional 1% for Restricted Funds\
2016-53 Setting the Property Taxx
2016-54 Carry Forward Unused Budget
2016-55 Comp Plan Zoning
2016-56 Sale of Surplus Property
2016-57 JEO-2015 Downtown Improvements
2016-58 Downtown Improvements
2016-59 JEO-Library Design
2016-60 Finney Lot Split
2016-61 Broken Bow Pool site Visit
2016-62 Disposal of Surplus Property
2016-63
2016-64 JEO-Library Design
2016-65
2016-66 JEO-2015 Downtown Improvements
2016-67 Comp Plan Zoning
2016-68 JEO-2015 Downtown Improvements
2016-69 Plaques
2016-70 JEO-Library Design
2016-71 Change West end of Road to Thomas
2016-72 Cornerstone Estates Lot Split
2016-73 Amend Employee Handbook
2016-74 Comp Plan Zoning
2016-75 JEO-Library Design
2016-76 JEO-2015 Downtown Improvements
2016-77 2014 downtown improvements

RESOLUTION 2016-1

**RESOLUTION AUTHORIZING PAYMENT #4 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 4 for work performed for 85% completed work of Envision and 30% completed work on Project Management on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through December 18, 2015.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$3,837.50 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$3,837.50.

PASSED AND APPROVED this 12th day of January, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-2

**RESOLUTION AUTHORIZING PAYMENT #1 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 1 for work performed for 30% completed work of Blight Study and Redevelopment Plan on the Broken Bow Blight and Substandard Determination Study No. 10 completed through December 18, 2015.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$2,325.00 for the Broken Bow Blight and Substandard Determination Study No. 10.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$2,325.00.

PASSED AND APPROVED this 12th day of January, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2013-10

**RESOLUTION AUTHORIZING PAYMENT #11 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 12 for work performed for 12% completed work of Construction Services, 52% of Additional Lighting Design for 10th Avenue, D Street and Downtown Park, USACOE Flood Control Permitting, and RPR Services completed through January 8, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$9,051.25 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$9,051.25.

PASSED AND APPROVED this 16th day of February, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

**CITY OF BROKEN BOW
RESOLUTION 2016-4**

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

Section 1. That the City Council of the City of Broken Bow, Nebraska, hereby accepts and approves the One and Six Year Street Improvement Plan for the City of Broken Bow, Nebraska, as presented by City Street Superintendent Monte Clark.

It was moved by Councilmember _____ and seconded by Councilmember _____ that the above resolution be adopted and the roll being called the same was the vote:

Ayes: Adams, Schall, Sonnichsen and Neth.

Nays: None.

Passed and approved this 26th day of January, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-5

RESOLUTION AUTHORIZING PAYMENT TO
MYERS CONSTRUCTION, INC.

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

WHEREAS, Myers Construction, Inc. has submitted Application for Payment No. 3 for the 2014 Downtown Improvement Project in the amount of \$64,061.67 for materials and labor.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Myers Construction, Inc. the amount of \$64,061.67 for Payment No. 3.

PASSED AND APPROVED this 26th day of January 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-6

APPROVAL OF PRELIMINARY PLANS, SPECIFICATIONS, AND ESTIMATES (PS&E)

City of Broken Bow

Whereas: City of Broken Bow (City) and State entered into an LPA Program Agreement for State to assist City in the development and construction of an LPA Federal-aid transportation project;

Whereas: The State or the design consultant has developed the project plans to the point where they are ready to submit to State's PS & E Section for final edits for a bid letting;

Whereas: The LPA Program Agreement requires the city to review the preliminary PS & E package and either request modification or approve them as acceptable at this stage;

Whereas: City wishes to approve the preliminary PS & E package as prepared.

Be It Resolved by the City Council of the City of Broken Bow that:

The Mayor, Cecil Burt, is hereby authorized to sign the bottom of this resolution and submit it to the State signifying the City's approval of the preliminary PS & E package.

NDOR Project Number: ENH-21(27)

NDOR Control Number: 61548

NDOR Project Description: Broken Bow 5th Avenue Connector Trail

Adopted this 16th day of February, 2016 at Broken Bow, Nebraska.

The City Council of the City of Broken Bow, Nebraska

Council President Chad Schall

Councilmember William Adams

Councilmember Rod Sonnichsen

Councilmember Neal Neth

Board/Council Member _____

Moved the adoption of said resolution

Member _____ Seconded the Motion

Roll Call: _____ Yes _____ No _____ Abstained _____ Absent

Resolution adopted, signed and filed as adopted

CITY OF BROKEN BOW
Cecil Burt

Mayor

Attest:

Signature City Clerk

RESOLUTION 2016-7

**RESOLUTION AUTHORIZING PAYMENT #5 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 5 for work performed for 100% completed work of Profile, 95% completed work of Envision, 5% completed work of Achieve and 50% completed work on Project Management on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through January 22, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$3,462.50 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$3,462.50.

PASSED AND APPROVED this 16th day of February, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-8

RESOLUTION AUTHORIZING PAYMENT #2 TO
JEO CONSULTING GROUP, INC.

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 2 for work performed for 50% completed work of Blight Study and Redevelopment Plan on the Broken Bow Blight and Substandard Determination Study No. 10 completed through January 22, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$1,550.00 for the Broken Bow Blight and Substandard Determination Study No. 10.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$1,550.00.

PASSED AND APPROVED this 16th day of February, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-9

**RESOLUTION ACCEPTING RECOMMENDATION OF
ACCEPTANCE AND AUTHORIZING FINAL PAYMENT #7
TO MYERS CONSTRUCTION, INC.**

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

WHEREAS, Myers Construction, Inc. has submitted a Recommendation of Acceptance and Application for Payment No. 7 for the 2014 5th Avenue Street Improvement Project, Hwy 2 to Memorial Drive for work completed through January 20, 2016.

WHEREAS, Myers Construction, Inc. has completed the 2014 5th Avenue Street Improvement Project, Hwy 2 to Memorial Drive as per the Recommendation of Acceptance and is entitled to Payment in the amount of \$248,723.92 for the 2014 5th Avenue Street Improvement Project, Hwy 2 to Memorial Drive.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: declaring the 2014 5th Avenue Street Improvement Project, Hwy 2 to Memorial Drive complete and authorizing the City to sign all necessary documentation for the final payment and pay Myers Construction Inc. \$248,723.92.

PASSED AND APPROVED this 16th day of February, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2013-10

**RESOLUTION AUTHORIZING PAYMENT #11 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 12 for work performed for 12% completed work of Construction Services, 52% of Additional Lighting Design for 10th Avenue, D Street and Downtown Park, USACOE Flood Control Permitting, and RPR Services completed through January 8, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$9,051.25 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$9,051.25.

PASSED AND APPROVED this 16th day of February, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-12

RESOLUTION APPROVING LOT SPLIT

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

WHEREAS, the owner of the real estate, described on the plat attached hereto, has petitioned for a split of said real estate into parcels; and,

WHEREAS, said real estate lies within the city's zoning jurisdiction of the City of Broken Bow, Custer County, Nebraska; and,

WHEREAS, the division and sale of a portion of said real estate as described on the attached plat, exhibit A, should be allowed without the necessity of a subdivision of the real estate.

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

That the lot split of the above described premises is hereby approved.

PASSED AND APPROVED this 15th day of March, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie Wright, City Clerk
(S E A L)

RESOLUTION 2016-13

**RESOLUTION AUTHORIZING PAYMENT #6 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 6 for work performed for 100% completed work of Envision and 60% completed work of Achieve on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through February 19, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$4,775.00 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$4,775.00.

PASSED AND APPROVED this 15th day of March, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2013-14

**RESOLUTION AUTHORIZING PAYMENT #14 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 13 for work performed for 17% completed work of Construction Services, USACOE Flood Control Permitting, and RPR Services completed through March 4, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$12,207.00 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$12,207.00.

PASSED AND APPROVED this 15th day of March, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-17

**RESOLUTION AUTHORIZING PAYMENT TO
MYERS CONSTRUCTION, INC.**

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

WHEREAS, Myers Construction, Inc. has submitted Application for Payment No. 5 for the 2014 Downtown Improvement Project in the amount of \$267,088.48 for materials and labor.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Myers Construction, Inc. the amount of \$267,088.48 for Payment No. 5.

PASSED AND APPROVED this 29th day of March 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-18

**RESOLUTION AUTHORIZING PAYMENT #6 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 7 for work performed for 100% completed work of Achieve, 10% completed work of Implementation, and 50% completed work of Project Management on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through March 18, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$3,725.00 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$3,725.00.

PASSED AND APPROVED this 12th day of April, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-19

**RESOLUTION AUTHORIZING PAYMENT TO
MYERS CONSTRUCTION, INC.**

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

WHEREAS, Myers Construction, Inc. has submitted Application for Payment No. 6 for the 2014 Downtown Improvement Project in the amount of \$432,615.49 for materials and labor.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Myers Construction, Inc. the amount of \$432,615.49 for Payment No. 6.

PASSED AND APPROVED this 12th day of April 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

DRAFT COPY ONLY

RESOLUTION NO. 2016-20

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

Section 1. That the following bonds, in accordance with their option provisions, are hereby called for payment on June 1, 2016, after which date interest on the bonds will cease:

Swimming Pool Bonds, dated March 24, 2011, in the principal amount of \$2,595,000, numbered as they are shown on the books and records of the Paying Agent and Registrar, maturing in the principal amount and bearing CUSIP numbers as follows:

<u>Principal Amount</u>	<u>Maturity Date</u>	<u>CUSIP No.</u>
\$145,000	June 15, 2017	112128 GS6
150,000	June 15, 2018	112128 GT4
150,000	June 15, 2019	112128 GU1
160,000	June 15, 2020	112128 GV9
165,000	June 15, 2021	112128 GW7
170,000	June 15, 2022	112128 GX5
175,000	June 15, 2023	112128 GY3
185,000	June 15, 2024	112128 GZ0
190,000	June 15, 2025	112128 HA4
200,000	June 15, 2026	112128 HB2
905,000	June 15, 2030	112128 HC0

Section 2. These bonds are to be paid at the office of the City Treasurer in Broken Bow, Nebraska, as Paying Agent and Registrar.

Section 3. A true copy of this Resolution shall be filed by the City Clerk with the Paying Agent at least thirty (30) days prior to call date and the Paying Agent is hereby irrevocably instructed to take appropriate action to mail notice to the registered owner at least thirty (30) days prior to the call date.

PASSED AND APPROVED this _____ day of _____, 2016.

ATTEST:

By _____
Mayor

City Clerk
(SEAL)

RESOLUTION 2016-25

**RESOLUTION AUTHORIZING PAYMENT #15 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 15 for work performed for 32% completed work of Construction Services, 72% Additional Lighting Design for 10th Avenue, D Street and Downtown Park, 58% Additional Lighting Design for 10th Avenue, C Street to BNSF, and RPR Services completed through May 6, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$16,576.00 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$16,576.00.

PASSED AND APPROVED this 24th day of May, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-22

**RESOLUTION AUTHORIZING PAYMENT TO
PROFESSIONAL AMBULANCE SALES AND SERVICES**

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

WHEREAS, Professional Ambulance Sales and Services has submitted an Invoice for Payment for the 2016 Ford F450 Type I Horton Ambulance in the amount of \$193,026.00.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Professional Ambulance Sales and Service in the amount of \$193,026.00 for the 2016 Ford F450 Type I Horton Ambulance.

PASSED AND APPROVED this 10th day of May 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-23

**RESOLUTION AUTHORIZING PAYMENT #8 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 8 for work performed for 55% completed work of Project Management on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through April 22, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$125.00 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$125.00.

PASSED AND APPROVED this 10th day of May, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-24

**RESOLUTION AUTHORIZING PAYMENT #3 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 3 for work performed for 60% completed work of Blight Study and Redevelopment Plan on the Broken Bow Blight and Substandard Determination Study No. 10 completed through April 22, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$775.00 for the Broken Bow Blight and Substandard Determination Study No. 10.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$775.00.

PASSED AND APPROVED this 10th day of May, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-25

**RESOLUTION AUTHORIZING PAYMENT #15 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 15 for work performed for 32% completed work of Construction Services, 72% Additional Lighting Design for 10th Avenue, D Street and Downtown Park, 58% Additional Lighting Design for 10th Avenue, C Street to BNSF, and RPR Services completed through May 6, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$16,576.00 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$16,576.00.

PASSED AND APPROVED this 24th day of May, 2016.

Cecil Burt, Mayor

ATTEST:

Brent Clark, City Administrator

(S E A L)

RESOLUTION 2016-26

**RESOLUTION AUTHORIZING PAYMENT #10 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Application for Pay Request No. 10 for work performed for 7% completed work of Post Construction through May 6, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$500.00 for the Broken Bow 5th Ave – Hwy 2 to Memorial Project.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$500.00.

PASSED AND APPROVED this 24th day of May, 2016.

Cecil Burt, Mayor

ATTEST:

Brent Clark, City Administrator

(S E A L)

RESOLUTION 2016-27

**RESOLUTION AUTHORIZING PAYMENT #9 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 9 for work performed for 15% completed work of Implementation on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through May 20, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$312.50 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$312.50.

PASSED AND APPROVED this 14th day of June, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-34

**RESOLUTION AUTHORIZING PAYMENT #5 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 5 for work performed for 80% completed work of Blight Study and Redevelopment Plan on the Broken Bow Blight and Substandard Determination Study No. 10 completed through June 24, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$387.50 for the Broken Bow Blight and Substandard Determination Study No. 10.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$387.50.

PASSED AND APPROVED this 12th day of July, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-38

**RESOLUTION AUTHORIZING PAYMENT TO
MYERS CONSTRUCTION, INC.**

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

WHEREAS, Myers Construction, Inc. has submitted Application for Payment No. 8 for the 2014 Downtown Improvement Project in the amount of \$524,885.76 for materials and labor.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Myers Construction, Inc. the amount of \$524,885.76 for Payment No. 8.

PASSED AND APPROVED this 26th day of May 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION

SIGNING OF A PROFESSIONAL CONSTRUCTION SERVICES AGREEMENT

City of Broken Bow

Resolution No. _____

Whereas: City of Broken Bow is developing a transportation project for which it intends to obtain Federal funds;

Whereas: City of Broken Bow as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project;

Whereas: City of Broken Bow and Miller & Associates, Inc. wish to enter into a Professional Construction Engineering Services Agreement to provide construction engineering services for the Federal-aid project.

Be It Resolved: by the City Council of the City of Broken Bow, Nebraska that:

Cecil Burt, Mayor of the City of Broken Bow, is hereby authorized to sign the attached construction engineering services agreement between the City of Broken Bow, Nebraska and Miller & Associates, Inc.

NDOR Project Number: ENH-21(27)

NDOR Control Number: 61548

NDOR Project Description: Broken Bow 5th Avenue Connector Trail

Adopted this _____ day of _____, 2016 at _____, Nebraska.
(Month)

The City Council of the City of Broken Bow, Nebraska

Board/Council Member _____

Moved the adoption of said resolution

Member _____ Seconded the Motion

Roll Call: _____ Yes _____ No _____ Abstained _____ Absent

Resolution adopted, signed and filed as adopted

Attest:

Signature City Clerk

RESOLUTION 2016-31

**RESOLUTION AUTHORIZING PAYMENT #16 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 16 for work performed for 40% completed work of Construction Services, 100% Additional Lighting Design for 10th Avenue, D Street and Downtown Park, 100% Additional Lighting Design for 10th Avenue, C Street to BNSF, and RPR Services completed through June 10, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$26,898.15 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$26,898.15.

PASSED AND APPROVED this 28th day of June, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-32

**RESOLUTION AUTHORIZING PAYMENT TO
CUSTER COUNTY CONSTRUCTION, INC.**

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

WHEREAS, Custer County Construction, Inc. has submitted an Invoice for Payment for renovation work on the bandstand in the amount of \$31,442.00.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Custer County Construction, Inc. in the amount of \$31,442.00 for renovation of the bandstand.

PASSED AND APPROVED this 28th day of May 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-33

**RESOLUTION AUTHORIZING PAYMENT #10 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 10 for work performed for 25% completed work of Implementation on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through June 24, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$625.00 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$625.00.

PASSED AND APPROVED this 12th day of July, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-34

**RESOLUTION AUTHORIZING PAYMENT #5 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 5 for work performed for 80% completed work of Blight Study and Redevelopment Plan on the Broken Bow Blight and Substandard Determination Study No. 10 completed through June 24, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$387.50 for the Broken Bow Blight and Substandard Determination Study No. 10.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$387.50.

PASSED AND APPROVED this 12th day of July, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-35

**RESOLUTION AUTHORIZING PAYMENT TO
CREATIVE SITES, LLC**

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

WHEREAS, Creative Sites, LLC has submitted an Invoice for Payment for playground equipment in the downtown square in the amount of \$45,486.00.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Creative Sites, LLC in the amount of \$45,486.00 for playground equipment in the downtown square.

PASSED AND APPROVED this 12th day of July 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-36

RESOLUTION APPROVING LOT SPLIT

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

WHEREAS, the owner of the real estate, described on the plat attached hereto, has petitioned for a split of said real estate into parcels; and,

WHEREAS, said real estate lies within the city's zoning jurisdiction of the City of Broken Bow, Custer County, Nebraska; and,

WHEREAS, the division and sale of a portion of said real estate as described on the attached plat, exhibit A, should be allowed without the necessity of a subdivision of the real estate.

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

That the lot split of the above described premises is hereby approved.

PASSED AND APPROVED this 26th day of July, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie Wright, City Clerk

(S E A L)

RESOLUTION 2016-37

**RESOLUTION AUTHORIZING PAYMENT #17 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 17 for work performed for 42% completed work of Construction Services, and RPR Services completed through July 8, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$13,721.25 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$13,721.25.

PASSED AND APPROVED this 26th day of July, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-38

**RESOLUTION AUTHORIZING PAYMENT TO
MYERS CONSTRUCTION, INC.**

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

WHEREAS, Myers Construction, Inc. has submitted Application for Payment No. 8 for the 2014 Downtown Improvement Project in the amount of \$524,885.76 for materials and labor.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Myers Construction, Inc. the amount of \$524,885.76 for Payment No. 8.

PASSED AND APPROVED this 26th day of July 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

**CITY OF BROKEN BOW
RESOLUTION 2016-40**

Councilmember _____ introduced a resolution granting the sale of personal property and setting the value at less than \$5,000.00.

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

Section 1. The Mayor and Council find and determine that personal property owned by the City of Broken Bow Water and Sewer Department is deemed surplus property and said property shall be sold to the general public at Big Iron Auction. A listing of said personal property is made a part of this resolution:

- 1985 Chevy D30 Military Pickup

Section 2. Notice of the sale of said property shall be posted within the City as required by law.

Section 3. Councilmember _____ seconded the motion. Upon roll call vote the following was:

Ayes: _____

Nays: _____

Motion carried.

Dated this 9th day of August, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION 2016-41

**RESOLUTION AUTHORIZING APPROVAL OF
CITY OF BROKEN BOW EMPLOYEE HANDBOOK**

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

WHEREAS, it is the policy of the City of Broken Bow to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations; and

WHEREAS, the Mayor and Council has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREFORE, BE IT RESOLVED that these personnel policies and procedures shall apply to all City appointees and employees. In the event there is a conflict between these rules and any collective bargaining agreement, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that this employee manual is intended to provide guidelines covering public service by City employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the City of Broken Bow.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the City shall operate under the legal doctrine known as “employment at will.”

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Broken Bow that the attached Employee Manual be adopted.

PASSED AND APPROVED this 8th day of August 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-51

**RESOLUTION AUTHORIZING PAYMENT #12 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 12 for work performed for 50% completed work of Implementation and 20% of Zoning and Subdivision Update on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through July 21, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$1,717.50 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$1,717.50.

PASSED AND APPROVED this 13th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

**CITY OF BROKEN BOW
RESOLUTION 2016-64**

Councilmember _____ introduced a resolution granting the sale of personal property and setting the value at less than \$5,000.00.

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

Section 1. The Mayor and Council find and determine that personal property owned by the City of Broken Bow has been deemed surplus property and said property shall be given away and if the property is not gone in thirty (30) days it will be disposed of at the Custer Transfer Station. A listing of said personal property is made a part of this resolution:

- 365 Used Folding Chairs

Section 2. Notice of the sale of said property shall be posted within the City as required by law.

Section 3. Councilmember _____ seconded the motion. Upon roll call vote the following was:

Ayes: _____
Nays: _____
Motion carried.

Dated this 25th day of October, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION 2016-44

RESOLUTION APPROVING LOT SPLIT

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

WHEREAS, the owner of the real estate, described on the plat attached hereto, has petitioned for a split of said real estate into parcels; and,

WHEREAS, said real estate lies within the city's zoning jurisdiction of the City of Broken Bow, Custer County, Nebraska; and,

WHEREAS, the division and sale of a portion of said real estate as described on the attached plat, exhibit A, should be allowed without the necessity of a subdivision of the real estate.

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

That the lot split of the above described premises is hereby approved.

PASSED AND APPROVED this 23rd day of August, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie Wright, City Clerk

(S E A L)

RESOLUTION 2016-45

RESOLUTION APPROVING LOT SPLIT

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

WHEREAS, the owner of the real estate, described on the plat attached hereto, has petitioned for a split of said real estate into parcels; and,

WHEREAS, said real estate lies within the city's zoning jurisdiction of the City of Broken Bow, Custer County, Nebraska; and,

WHEREAS, the division and sale of a portion of said real estate as described on the attached plat, exhibit A, should be allowed without the necessity of a subdivision of the real estate.

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

That the lot split of the above described premises is hereby approved.

PASSED AND APPROVED this 23rd day of August, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie Wright, City Clerk

(S E A L)

RESOLUTION 2016-52

**RESOLUTION AUTHORIZING PAYMENT #19 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 19 for work performed for 69% completed work of Construction Services, and RPR Services completed through September 9, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$44,113.75 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$44,113.75.

PASSED AND APPROVED this 27th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-47

**RESOLUTION AUTHORIZING PAYMENT #11 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Application for Pay Request No. 11 for work performed for 36% completed work of Post Construction through August 5, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$2,040.00 for the Broken Bow 5th Ave – Hwy 2 to Memorial Project.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$2,040.00.

PASSED AND APPROVED this 23rd day of August, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-48

**RESOLUTION AUTHORIZING PAYMENT TO
MYERS CONSTRUCTION, INC.**

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

WHEREAS, Myers Construction, Inc. has submitted Application for Payment No. 9 for the 2014 Downtown Improvement Project in the amount of \$574,543.22 for materials and labor.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Myers Construction, Inc. the amount of \$574,543.22 for Payment No. 9.

PASSED AND APPROVED this 23rd day of August 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

EXTRACT FROM MINUTES OF MEETING
OF THE CITY COUNCIL
OF THE CITY OF BROKEN BOW, NEBRASKA

A meeting of the Mayor and City Council of the City of Broken Bow, Nebraska, was called to order in open and public session at 12:00 p.m., on Tuesday, August 23, 2016, in the Council Chambers, City Hall, 314 South 10th Avenue, Broken Bow, Nebraska. The meeting was called to order by the Mayor, Cecil Burt. The City Clerk, Stephanie Wright, recorded the minutes, and on roll call the following Council Members answered present: Chad Schall, Neal Neth, William Adams, and Rod Sonnichsen. Absent were: None.

Notice of the meeting was given in advance thereof by publication or posting, said form of notice being the City's designated method for giving notice, an affidavit of publication or certificate of posting being attached to these minutes. Advance notice of this meeting was also given to the Mayor and all Council Members. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council Members. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

At the beginning of the meeting the Mayor publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held.

After discussion, Council Member Schall introduced the following resolution:

RESOLUTION NO. _____

BE IT RESOLVED by the Mayor and City Council of the City of Broken Bow, Nebraska (the “**City**”) as follows:

Section 1. The Mayor and City Council find and determine as follows:

(a) The City approved at a _____ election held on _____, 20____ (the “**20__ Election**”) a sales and use tax in the amount of one and one-half percent (1 ½%) (the “**Existing Sales Tax**”) upon the same transactions within the City on which the State of Nebraska is authorized to impose a tax pursuant to the Local Option Revenue Act (Sections 77-27,142 to 77-27,148, inclusive, Reissue Revised Statutes of Nebraska, as amended, the “**Local Option Act**”), and the City currently is authorized pursuant to the Local Option Act, based upon the favorable vote of the qualified electors of the City at the 20__ Election, to impose such Existing Sales Tax upon the same transactions within the City on which the State of Nebraska is authorized to impose a tax;

(b) The City is authorized to impose an additional one-half percent (½%) sales tax (the “**Additional Sales Tax**”) for public infrastructure projects in and for the City, including acquisition, construction or improvement of buildings, equipment and vehicles for law enforcement, fire protection and emergency medical services (the “**Project**”), which is hereby found to be a public infrastructure project consisting of buildings and capital equipment used in the operation of municipal government and equipment necessary for the provision of municipal services, so long as certain statutory requirements related to an interlocal agreement are satisfied;

(c) Pursuant to Section 77-27,142(3) and the Nebraska Interlocal Cooperation Act, Sections 13-801 et seq. (the “**Interlocal Cooperation Act**”), the City and Broken Bow Rural Fire Protection District 1 (the “**District**”), a political subdivision within the City or the county in which the City is located, have entered into (or expect to enter into) an interlocal agreement (the “**Interlocal Agreement**”) pursuant to the Interlocal Cooperation Act creating a separate legal or administrative entity relating to a portion of the Project;

(d) The question of imposing a sales and use tax has not been submitted to and rejected by the electors within the past twenty-three months, pursuant to Section 77-27,142.03(2); and

(e) At the General Election to be held in the City on the 8th day of November, 2016, it is appropriate and necessary to submit to the qualified electors of the City a proposition to impose the Additional Sales Tax.

Section 2. By Resolution of the Mayor and Council of the City, it is hereby ordered that at the statewide general election to be held on November 8, 2016, there shall be submitted to the Qualified Electors of this City the following proposition:

“Shall the Governing Body of The City of Broken Bow, in the State of Nebraska, impose an additional sales and use tax of one-half of one percent ($\frac{1}{2}\%$), resulting in an aggregate sales and use tax of two percent (2%), upon the same transactions within such City of Broken Bow on which the State of Nebraska is authorized to impose a tax, for the following public infrastructure projects:

To be applied to paying the costs of buildings and capital equipment used in the operation of municipal government and equipment necessary for the provision of municipal services, including acquisition, construction or improvement of buildings, equipment and vehicles for law enforcement, fire protection and emergency medical services, specifically including 911 equipment for communications and dispatch pursuant to an agreement between the City and Custer County, Nebraska, and which may include paying principal and interest on bonds issued to pay such costs.

The additional sales and use tax shall remain in effect for a period of ten years from the time of its first going into effect or, if bonds are issued to pay the costs of said public infrastructure projects and the additional sales and use tax is pledged for payment of such bonds, upon payment of such bonds and any refunding bonds.”

The ballots to be voted on and cast at such election shall have printed thereon the foregoing proposition, with the words “FOR said additional sales and use tax” and “AGAINST said additional sales and use tax” following said proposition. Immediately after such language, the ballots to be voted on and cast at such election shall have printed thereon the following:

If a majority of the votes cast upon such question shall be in favor of said additional sales and use tax, then the governing body of such incorporated municipality shall be empowered as provided by sections 77-27,142 and shall forthwith proceed to impose the additional one-half percent ($\frac{1}{2}\%$) sales and use tax pursuant to the Local Option Revenue Act. If a majority of those voting on the question shall be opposed to said additional sales and use tax, then the governing body of the incorporated municipality shall not impose the additional sales and use tax.

Electors voting in favor of said proposition shall blacken the oval opposite the words “FOR said additional sales and use tax” following said proposition, and electors voting against said proposition shall blacken the oval opposite the words “AGAINST said additional sales and use tax” following said proposition.

Section 3. Notice of said election shall be given to the qualified electors of said City by publication one time not more than thirty (30) days nor less than ten (10) days prior to such election and a copy of the sample ballot shall be published one time not more than fifteen (15) days nor less than two (2) days prior to the election, such notice and sample ballot to be published in the

_____ a newspaper printed and of general circulation in said City, and the City Clerk of the City be and hereby is directed to cause such notice and sample ballot to be published.

Section 4. The City Clerk of the City shall be and hereby is authorized and directed to certify a copy of this Resolution to the County Clerk of Custer County, Nebraska, as Election Commissioner, who shall designate the polling places, appoint the election officials and otherwise conduct the election as provided by law. The City does hereby agree to reimburse said County Clerk for the expenses of conducting the election.

Section 5. The forms of the ballots and forms of notices of said bond elections shall be substantially in the forms submitted to this meeting, copies of which forms shall be made a part of the minutes. The City Clerk is hereby authorized and directed, in conjunction with the County Clerk conducting the election, to do all things and take all action appropriate or necessary in order to cause said proposition to be submitted to the qualified electors of the City as above provided.

Section 6. This resolution shall be effective immediately upon its adoption.

PASSED AND APPROVED this 23rd day of August, 2016.

CITY OF BROKEN BOW, NEBRASKA

(SEAL)

ATTEST:

Mayor

NOTE: Resolution calling election must be certified to the County Clerk of Custer County before September 1, 2016.

The foregoing Resolution having been read in its entirety, Council Member _____ moved its passage, which motion was seconded by Council Member _____. After consideration, the roll was called and the following members voted in favor of the passage and adoption of said Resolution: _____. _____.

_____ The following members voted against the same: _____.

_____ The following members were absent or did not vote: _____.

_____.

The passage of said Resolution having been consented to by a majority of the members of the Council, the Mayor declared the Resolution duly passed and adopted.

DATED this 23rd day of August, 2016.

City Clerk

[SEAL]

NOTICE OF ELECTION
CITY OF BROKEN BOW, NEBRASKA

Public Notice is hereby given to the qualified electors of the City of Broken Bow, Nebraska, that at the General Election to be held on Tuesday, November 8, 2016, there shall be submitted to the qualified electors of said City the following proposition:

“Shall the Governing Body of The City of Broken Bow, in the State of Nebraska, impose an additional sales and use tax of one-half of one percent ($\frac{1}{2}\%$), resulting in an aggregate sales and use tax of two percent (2%), upon the same transactions within such City of Broken Bow on which the State of Nebraska is authorized to impose a tax, for the following public infrastructure projects:

To be applied to paying the costs of buildings and capital equipment used in the operation of municipal government and equipment necessary for the provision of municipal services, including acquisition, construction or improvement of buildings, equipment and vehicles for law enforcement, fire protection and emergency medical services, specifically including 911 equipment for communications and dispatch pursuant to an agreement between the City and Custer County, Nebraska, and which may include paying principal and interest on bonds issued to pay such costs.

The additional sales and use tax shall remain in effect for a period of ten years from the time of its first going into effect or, if bonds are issued to pay the costs of said public infrastructure projects and the additional sales and use tax is pledged for payment of such bonds, upon payment of such bonds and any refunding bonds.”

FOR said additional sales and use tax

AGAINST said additional sales and use tax

If a majority of the votes cast upon such question shall be in favor of said additional sales and use tax, then the governing body of such incorporated municipality shall be empowered as provided by sections 77-27,142 and shall forthwith proceed to impose the additional one-half percent ($\frac{1}{2}\%$) sales and use tax pursuant to the Local Option Revenue Act. If a majority of those voting on the question shall be opposed to said additional sales and use tax, then the governing body of the incorporated municipality shall not impose the additional sales and use tax.

Electors voting in favor of said proposition shall blacken the oval opposite the words “FOR said additional sales and use tax” following said proposition, and electors voting against said proposition shall blacken the oval opposite the words “AGAINST said additional sales and use tax” following said proposition.

The polling places on said date of election will be open at 8:00 a.m. and will continue to be open until 8:00 p.m. of the same day. The polling places will be the same as the regular polling places for the general election to be held on said date.

Qualified electors wishing to vote early, as permitted by law, may request a ballot for early voting from the Election Commissioner of Custer County, at 431 S. 10th, Broken Bow, Nebraska.

BY ORDER OF THE CITY COUNCIL OF SAID CITY.

/s/
City Clerk

/s/
Mayor

CITY: PUBLISH one time not more than thirty days nor less than ten days prior to the election.

(SAMPLE BALLOT)
(OFFICIAL BALLOT)
(OFFICIAL BALLOT FOR EARLY VOTING)
SPECIAL ELECTION
CITY SALES TAX
CITY OF BROKEN BOW, NEBRASKA

“Shall the Governing Body of The City of Broken Bow, in the State of Nebraska, impose an additional sales and use tax of one-half of one percent ($\frac{1}{2}\%$), resulting in an aggregate sales and use tax of two percent (2%), upon the same transactions within such City of Broken Bow on which the State of Nebraska is authorized to impose a tax, for the following public infrastructure projects:

To be applied to paying the costs of buildings and capital equipment used in the operation of municipal government and equipment necessary for the provision of municipal services, including acquisition, construction or improvement of buildings, equipment and vehicles for law enforcement, fire protection and emergency medical services, specifically including 911 equipment for communications and dispatch pursuant to an agreement between the City and Custer County, Nebraska, and which may include paying principal and interest on bonds issued to pay such costs.

The additional sales and use tax shall remain in effect for a period of ten years from the time of its first going into effect or, if bonds are issued to pay the costs of said public infrastructure projects and the additional sales and use tax is pledged for payment of such bonds, upon payment of such bonds and any refunding bonds.”

FOR said additional sales and use tax
 AGAINST said additional sales and use tax

If a majority of the votes cast upon such question shall be in favor of said additional sales and use tax, then the governing body of such incorporated municipality shall be empowered as provided by sections 77-27,142 and shall forthwith proceed to impose the additional one-half percent ($\frac{1}{2}\%$) sales and use tax pursuant to the Local Option Revenue Act. If a majority of those voting on the question shall be opposed to said additional sales and use tax, then the governing body of the incorporated municipality shall not impose the additional sales and use tax.

Electors voting in favor of said proposition shall blacken the oval opposite the words “FOR said additional sales and use tax” following said proposition, and electors voting against said proposition shall blacken the oval opposite the words “AGAINST said additional sales and use tax” following said proposition.

PUBLISH – one time not more than fifteen days nor less than two days prior to the election

**ACKNOWLEDGMENT OF RECEIPT OF
NOTICE OF MEETING**

The undersigned Mayor and Members of the City Council of Broken Bow, Nebraska (the "City") hereby acknowledge receipt of advance notice of a meeting of the Mayor and Council of said City and the agenda for such meeting held at 12:00 pm, on August 23, 2016, at the Council Chambers, City Hall, 314 South 10th Avenue, Broken Bow, Nebraska.

DATED THIS 23rd day of August, 2016.

Mayor

Councilmember

Councilmember

Councilmember

Councilmember

I hereby certify that _____ was/were absent from the meeting but that, to my personal knowledge, he/she/they received advance notice of the meeting.

City Clerk

RESOLUTION 2016-51

RESOLUTION AUTHORIZING TO AMEND 2015-2016 BUDGET

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

WHEREAS, it has been determined that it is necessary to amend the 2015-2016 budget; and

WHEREAS, public hearing was held on September 13, 2016, as required by law to hear and consider comments concerning the amended budget;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: resolves that the 2015-16 budget be amended as follows;

Summary of Proposed Revised Budget

2013-2014 Actual Disbursements & Transfers	\$ 12,583,682.00
2014-2015 Actual/Estimated Disbursements & Transfers	\$ 20,472,841.00
2015-2016 Proposed Budget of Disbursements & Transfers	\$ 24,048,743.00
2015-2016 Necessary Cash Reserve	\$ 2,664,884.00
2015-2016 Total Resources Available	\$ 26,713,627.00
Total 2015-2016 Personal & Real Property Tax Requirement	\$ 1,147,183.00
Unused Budget Authority Created For Next Year	\$ 2,628,399.63

Breakdown of Property Tax:

Personal and Real Property Tax Required for Bonds	\$ 367,805.00
Personal and Real Property Tax Required for All Other Purposes	\$ 779,378.00

Summary of Originally Adopted Budget

2013-2014 Actual Disbursements & Transfers	\$ 12,583,682.00
2014-2015 Actual/Estimated Disbursements & Transfers	\$ 20,472,841.00
2015-2016 Proposed Budget of Disbursements & Transfers	\$ 21,101,843.00
2015-2016 Necessary Cash Reserve	\$ 6,976,784.00
2015-2016 Total Resources Available	\$ 28,078,627.00
Total 2015-2016 Personal & Real Property Tax Requirement	\$ 1,147,183.00
Unused Budget Authority Created For Next Year	\$ 2,628,399.63

Breakdown of Property Tax:

Personal and Real Property Tax Required for Bonds	\$	367,805.00
Personal and Real Property Tax Required for All Other Purposes	\$	779,378.00

Additional Monetary Requirements

Fund	Purpose	Amount
Debt Service	Refunding of Bonds	\$ 2,646,900.00
Proprietary Function	Power Purchases	\$ 300,000.00

PASSED AND APPROVED this 13th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION NO. 2016-52
RESOLUTION APPROVING 1% INCREASE TO RESTRICTED FUNDS

A RESOLUTION OF THE CITY OF BROKEN BOW TO APPROVE AN ADDITIONAL ONE PERCENT (1%) INCREASE IN RESTRICTED FUNDS.

WHEREAS, Nebraska Revised Statute 13-519.02 provides that a governmental unit may exceed its restricted funds limit for a fiscal year by up to an additional one percent upon the affirmative vote of at least seventy-five percent of the governing body.

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

1. An additional one percent (1%) increase in restricted funds for the 2016-2017 budget is approved.

Passed and approved this day of 13th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION NO. 2016-52
RESOLUTION SETTING THE PROPERTY TAX REQUEST

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the City of Broken Bow passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interest of the City of Broken Bow that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the City of Broken Bow, by a majority vote, resolves that:

1. The 2016-2017 property tax request be set at \$1,188,751.00
 - General Fund - \$849,804.00
 - Bond Fund - \$338,947.00
2. A copy of this resolution be certified and forwarded to the County Clerk prior to September 20, 2016

Passed and approved this day of 13th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION NO. 2016-53
RESOLUTION SETTING THE PROPERTY TAX REQUEST

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the City of Broken Bow passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interest of the City of Broken Bow that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the City of Broken Bow, by a majority vote, resolves that:

1. The 2016-2017 property tax request be set at \$1,188,751.00
 - General Fund - \$849,804.00
 - Bond Fund - \$338,947.00
2. A copy of this resolution be certified and forwarded to the County Clerk prior to September 20, 2016

Passed and approved this day of 13th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION NO. 2016-54
RESOLUTION TO CARRY FORWARD
THE UNUSED RESTRICTED FUNDS AUTHORITY

**A RESOLUTION OF THE CITY OF BROKEN BOW TO CARRY FORWARD
THE UNUSED RESTRICTED FUNDS AUTHORITY.**

WHEREAS, Nebraska Revised Statute 13-521 provides that a governmental unit may choose not to increase its total of restricted funds by the full amount by law in a particular year. In such cases, the governmental unit may carry forward to future budget years the amount of unrestricted funds authority.

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

1. The unused restricted funds authority of \$2,633,776.36 from the 2015-2016 budget shall be carried forward to the 2016-2017 budget of the City of Broken Bow, Nebraska.

Passed and approved this day of 13th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION 2016-55

**RESOLUTION AUTHORIZING PAYMENT #12 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 12 for work performed for 50% completed work of Implementation and 20% of Zoning and Subdivision Update on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through August 19, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$1,717.50 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$1,717.50.

PASSED AND APPROVED this 13th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

**CITY OF BROKEN BOW
RESOLUTION 2016-56**

Councilmember _____ introduced a resolution granting the sale of personal property and setting the value at less than \$5,000.00.

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

Section 1. The Mayor and Council find and determine that personal property owned by the City of Broken Bow Street Department and Park Department is deemed surplus property and said property shall be sold to the general public at Davis Consignment Auction on October 8, 2016. A listing of said personal property is made a part of this resolution:

- 1986 Chevy ½ Ton Pickup, VIN 4N3GF365992
- 1968 Massey-Ferguson Tractor, 135 Special Model MF2135 Turf
- Various lights from the Bandstand and City Square

Section 2. Notice of the sale of said property shall be posted within the City as required by law.

Section 3. Councilmember Sonnichsen seconded the motion. Upon roll call vote the following was:

Ayes: _____.

Nays: _____

Motion carried.

Dated this 27th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION 2016-57

**RESOLUTION AUTHORIZING PAYMENT #19 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 19 for work performed for 69% completed work of Construction Services, and RPR Services completed through September 9, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$44,113.75 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$44,113.75.

PASSED AND APPROVED this 27th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-58

**RESOLUTION AUTHORIZING PAYMENT TO
MYERS CONSTRUCTION, INC.**

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

WHEREAS, Myers Construction, Inc. has submitted Application for Payment No. 10 for the 2014 Downtown Improvement Project in the amount of \$354,811.45 for materials and labor.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Myers Construction, Inc. the amount of \$354,811.45 for Payment No. 10.

PASSED AND APPROVED this 27th day of September 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-59

**RESOLUTION AUTHORIZING PAYMENT #1 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 1 for work performed for 22% completed work of Design Development completed through September 2, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$6,930.00 for the Broken Bow Library Design Services/Building Renovation and Addition.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$6,930.00.

PASSED AND APPROVED this 27th day of September, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-60

RESOLUTION APPROVING LOT SPLIT

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

WHEREAS, the owner of the real estate, described on the plat attached hereto, has petitioned for a split of said real estate into parcels; and,

WHEREAS, said real estate lies within the city's zoning jurisdiction of the City of Broken Bow, Custer County, Nebraska; and,

WHEREAS, the division and sale of a portion of said real estate as described on the attached plat, exhibit A, should be allowed without the necessity of a subdivision of the real estate.

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

That the lot split of the above described premises is hereby approved.

PASSED AND APPROVED this 11th day of October, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie Wright, City Clerk

(S E A L)

RESOLUTION 2016-61

**RESOLUTION AUTHORIZING PAYMENT TO
JEO CONSULTING INC.**

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

WHEREAS, JEO Consulting Group Inc. has submitted an Invoice for Payment for the Broken Bow 2016 Pool Site Visit in the amount of \$1,000.00.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay JEO Consulting Group Inc. in the amount of \$1,000.00 for the Broken Bow 2016 Pool Site Visit.

PASSED AND APPROVED this 11th day of October 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-62

**RESOLUTION AUTHORIZING PAYMENT #13 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 13 for work performed for 60% completed work of Implementation and 50% of Zoning and Subdivision Update on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through September 23, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$2,965.00 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$2,965.00.

PASSED AND APPROVED this 11th day of October, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-63

**RESOLUTION TO ACCEPT THE BID FOR
CONSTRUCTION OF WELL #17**

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

WHEREAS, the City of Broken Bow desires to drill a new well, Well #17; and

WHEREAS, the City of Broken Bow received bids for drilling the new well, Well #17, on September 26, 2016, at 10:30 a.m.; and

WHEREAS, Sargent Drilling Company, has submitted the lowest and best bid of \$81,000 to drill for this project; so

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: that the bid be awarded to Sargent Drilling Company, theirs being the lowest and best bid meeting the bid specifications and requirements.

PASSED AND APPROVED this 11th day of "October, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

**CITY OF BROKEN BOW
RESOLUTION 2016-64**

Councilmember _____ introduced a resolution granting the sale of personal property and setting the value at less than \$5,000.00.

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

Section 1. The Mayor and Council find and determine that personal property owned by the City of Broken Bow has been deemed surplus property and said property shall be sold to the general public and if the property is not gone in sixty (60) days it will be disposed of at the Custer Transfer Station. A listing of said personal property is made a part of this resolution:

- 262 Used Folding Chairs

Section 2. Notice of the sale of said property shall be posted within the City as required by law.

Section 3. Councilmember _____ seconded the motion. Upon roll call vote the following was:

Ayes: _____
Nays: _____
Motion carried.

Dated this 25th day of October, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

**CITY OF BROKEN BOW
RESOLUTION 2016-64**

Councilmember _____ introduced a resolution granting the sale of personal property and setting the value at less than \$5,000.00.

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

Section 1. The Mayor and Council find and determine that personal property owned by the City of Broken Bow has been deemed surplus property and said property shall be sold at auction and if the property is not gone in thirty (30) days it will be disposed of at the Custer Transfer Station. A listing of said personal property is made a part of this resolution:

- 262 Used Folding Chairs

Section 2. Notice of the sale of said property shall be posted within the City as required by law.

Section 3. Councilmember _____ seconded the motion. Upon roll call vote the following was:

Ayes: _____

Nays: _____

Motion carried.

Dated this 25th day of October, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION 2016-65

**RESOLUTION AUTHORIZING PAYMENT #2 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 2 for work performed for 85% completed work of Design Development completed through September 30, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$19,998.00 for the Broken Bow Library Design Services/Building Renovation and Addition.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$19,998.00.

PASSED AND APPROVED this 25th day of October, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-66

**RESOLUTION AUTHORIZING PAYMENT #20 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 20 for work performed for 79% completed work of Construction Services and RPR Services completed through October 7, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$27,993.75 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$27,993.75.

PASSED AND APPROVED this 25th day of October, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-67

**RESOLUTION AUTHORIZING PAYMENT #14 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 14 for work performed for 70% completed work of Zoning and Subdivision Update on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through October 21, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$1,560.00 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$1,560.00.

PASSED AND APPROVED this 8th day of November, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-69

**RESOLUTION AUTHORIZING PAYMENT #21 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 21 for work performed for 88% completed work of Construction Services, 30% completed work of Amendment – South “B” Design, and RPR Services completed through November 4, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$31,817.35 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$31,817.35.

PASSED AND APPROVED this 22nd day of November, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-69
RESOLUTION AUTHORIZING

Councilmember _____ introduced the following resolution and moved its adoption:

WHEREAS, the City of Broken Bow, Nebraska desires to have a uniform policy regarding plaques, certificates of achievements or items of value awarded to elected or appointed officials, employees, or volunteers, including persons serving on local government boards or commissions.

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

Section 1. Plaques, certificates of achievements, or items of value awarded to elected or appointed officials, employees, or volunteers including persons serving on local government boards or commissions shall not exceed Fifty Dollars (\$50.00) per person.

Section 2. Passed and approved this 22nd day of November, 2016.

Councilmember _____ seconded the motion for the adoption of the resolution. The Mayor stated the motion. Upon roll call the vote was as follows: Ayes: _____ . Nays: _____. Motion carried.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION 2016-70

**RESOLUTION AUTHORIZING PAYMENT #3 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 3 for work performed for 100% completed work of Design Development and 50% completed work of Construction Documents through October 28, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$56,622.00 for the Broken Bow Library Design Services/Building Renovation and Addition.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$56,622.00.

PASSED AND APPROVED this 22nd day of November, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

**CITY OF BROKEN BOW
RESOLUTION 2016-71**

**RESOLUTION CHANGING STREET NAME FROM WEST END ROAD TO
THOMAS ROAD**

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

WHEREAS the City Council desires to change the name of "West End Road" to "Thomas Road" for the reason that:

The property owners that are adjacent to the road desire to change the name.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BROKEN BOW, NEBRASKA that the name of "West End Road" be changed to "Thomas Road".

PASSED AND APPROVED this 27th day of December, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

RESOLUTION 2016-72

RESOLUTION APPROVING LOT SPLIT

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

WHEREAS, the owner of the real estate, described on the plat attached hereto, has petitioned for a split of said real estate into parcels; and,

WHEREAS, said real estate lies within the city's zoning jurisdiction of the City of Broken Bow, Custer County, Nebraska; and,

WHEREAS, the division and sale of a portion of said real estate as described on the attached plat, exhibit A, should be allowed without the necessity of a subdivision of the real estate.

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

That the lot split of the above described premises is hereby approved.

PASSED AND APPROVED this 13th day of December, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie Wright, City Clerk

(S E A L)

RESOLUTION 2016-73

**RESOLUTION AUTHORIZING AN AMENDMENT OF
CITY OF BROKEN BOW EMPLOYEE HANDBOOK**

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

WHEREAS, the Mayor and Council adopted an Employee Handbook on August 9, 2016; and

WHEREAS, there is a need to amend the Employee Handbook page 13;

NOW, THEREFORE, BE IT RESOLVED that these personnel policies and procedures shall apply to all City appointees and employees. In the event there is a conflict between these rules and any collective bargaining agreement, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Broken Bow that the attached amendment to the Employee Manual be adopted.

PASSED AND APPROVED this 13th day of December 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-74

**RESOLUTION AUTHORIZING PAYMENT #15 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 15 for work performed for 75% completed work of Implementation and 75% completed work on Final Document and Public Hearing on the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations completed through November 18, 2016.

WHEREAS, JEO Consulting Group, Inc. is entitled to Payment in the amount of \$2,287.50 for the Broken Bow Comprehensive Plan and Zoning/Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$2,287.50.

PASSED AND APPROVED this 13th day of December, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-75

**RESOLUTION AUTHORIZING PAYMENT #4 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 4 for work performed for 80% completed work of Construction Documents through November 25, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$31,230.00 for the Broken Bow Library Design Services/Building Renovation and Addition.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$31,230.00.

PASSED AND APPROVED this 13th day of December, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-76

**RESOLUTION AUTHORIZING PAYMENT #22 TO
JEO CONSULTING GROUP, INC.**

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

WHEREAS, JEO Consulting Group, Inc. has submitted Pay Request No. 22 for work performed for 90% completed work of Construction Services, 68% completed work of Amendment – South “B” Design, and RPR Services completed through December 2, 2016; and

WHEREAS, JEO Consulting Group, Inc. is entitled to a payment of \$22,740.75 for the Broken Bow 2015 Downtown Improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: to authorize the City to sign all necessary documentation for payment and pay JEO Consulting Group, Inc. \$22,740.75.

PASSED AND APPROVED this 27th day of December, 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)

RESOLUTION 2016-77

**RESOLUTION AUTHORIZING PAYMENT TO
MYERS CONSTRUCTION, INC.**

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

WHEREAS, Myers Construction, Inc. has submitted Application for Payment No. 11 for the 2014 Downtown Improvement Project in the amount of \$931,057.90 for materials and labor through November 30, 2016.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of Broken Bow, Nebraska: authorizing the City to sign all necessary documentation for payment and to pay Myers Construction, Inc. the amount of \$931,057.90 for Payment No. 11.

PASSED AND APPROVED this 27th day of December 2016.

Cecil Burt, Mayor

ATTEST:

Stephanie M. Wright, City Clerk

(S E A L)