

**CITY OF BROKEN BOW
CITY COUNCIL AGENDA
September 8, 2026, Commencing Immediately
Upon Adjournment of the Budget Hearing
Broken Bow Municipal Building
314 South 10th Ave, Broken Bow NE**

Meeting Procedure

The Public may address specific agenda items at the pleasure of the Mayor. Please come to the podium, state your name and address, and limit your remarks to five minutes or less (subject to mayoral discretion). Out of respect to City employees, we request that any complaints or criticisms of employees not be aired in a public meeting. Concerns about employees should be brought to the attention of the City Administrator or Mayor. An individual in violation will be declared out of order. Individuals who have appropriate items for City Council consideration should complete the Request for Future Agenda Items.

A. Call to Order

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

C. Roll Call

D. Pledge of Allegiance

E. Consent Agenda: Council will have consideration of approving the consent agenda items for September 8th, 2026, which will include the following:

- a.** Approval of Minutes of August 25th, 2026, Council Meeting
- b.** Approval of Bills as Posted

F. Other Communication

- a.** Administrative Update
- b.** Discussion Item - Ordinance 1323 Livestock & Poultry in Town

G. Old Business

- a. Community Development Block Grant (CDBG)-** Council will have consideration of granting permission to the chief elected official of the City of Broken Bow to sign and execute all documents related to the Community Development Block Grant (CDBG) for the City of Broken Bow and to take all actions necessary to accept and implement the award.
- b. Public Hearing Ordinance 1317 (Data Centers) -** Council will have consideration of opening a public hearing regarding Ordinance 1317, Amending the Zoning Ordinance to Establish Definitions, Conditional Use Permit Requirements, Strict Performance Standards, Mandatory Noise Limitations and Acoustical Studies, Water Conservation and Cooling System Restrictions, Mandatory Residential Setbacks, Operator-Exclusive Decommissioning Liability, Financial Transparency, Criminal Background Checks, and Enforcement Provisions for High-Density Data Processing Facilities Including Data Centers and Digital Asset Mining Operations; and Providing for an Effective Date.



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- c. Ordinance 1317 (Data Centers)** - Council will have consideration of approving Ordinance 1317, Amending the Zoning Ordinance to Establish Definitions, Conditional Use Permit Requirements, Strict Performance Standards, Mandatory Noise Limitations and Acoustical Studies, Water Conservation and Cooling System Restrictions, Mandatory Residential Setbacks, Operator-Exclusive Decommissioning Liability, Financial Transparency, Criminal Background Checks, and Enforcement Provisions for High-Density Data Processing Facilities Including Data Centers and Digital Asset Mining Operations; and Providing for an Effective Date.

H. New Business

- a. Public Hearing, Ordinance 1318, 2026-2027 Annual Appropriation Bill** – Council will have consideration of opening a public hearing regarding Ordinance 1318, 2026-2027 Annual Appropriation Bill.
- b. Waive Three Reading of Ordinance 1318** – Council will have consideration of waiving the three readings of Ordinance 1318.
- c. Ordinance 1318, 2026-2027 Annual Appropriation Bill** – Council will have consideration of approving Ordinance 1318, an Ordinance to adopt the budget statement to be termed the Annual Appropriation Bill; to appropriate sums for necessary expenses and liabilities; to provide for an effective date.
- d. Public Hearing, Resolution 2026-15, To Set Final Property Tax Request for 2026-2027** – Council will have consideration of opening a public hearing to set the Final Tax Request for 2026-2027 for the City of Broken Bow.
- e. Resolution 2026-15, Setting Final Property Tax Request for 2026-2027** – Council will have consideration of approving Resolution 2026-15, Setting the Final Property Tax Request for 2026-2027.
- f. Public Hearing, Ordinance 1319, Amending Mayor and City Council Wages** – Council will have consideration of opening a public hearing regarding Ordinance 1319, Amending Mayor and City Council Wages.
- g. Waive Three Reading of Ordinance 1319** – Council will have consideration of waiving the three readings of Ordinance 1319.



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- h. Ordinance 1319, Amending Mayor and City Council Wages** – Council will have consideration of approving Ordinance 1319, amending section 30.29: Mayor and City Council Wages, repealing the sections of all previous Ordinances in conflict with this Ordinance, and providing for publication and effective date.
- i. Public Hearing, Ordinance 1320, Utilities Clerk Title Change and Addition of City Administrative Assistant**– Council will have consideration of opening a public hearing regarding Ordinance 1320, Utilities Clerk Title Change and Addition of City Administrative Assistant.
- j. Waive Three Reading of Ordinance 1320** – Council will have consideration of waiving the three readings of Ordinance 1320.
- k. Ordinance 1320, Utilities Clerk Title Change and Addition of City Administrative Assistant** – Council will have consideration of approving Ordinance 1320, Utilities Clerk Title Change and Addition of City Administrative Assistant.
- l. Public Hearing, Ordinance 1321, 2026-2027 Wage Ordinance** – Council will have consideration of opening a public hearing regarding Ordinance 1321, 2026-2027 Wage Ordinance.
- m. Waive Three Reading of Ordinance 1321** – Council will have consideration of waiving the three readings of Ordinance 1321.
- n. Ordinance 1321, 2026-2027 Wage Ordinance** – Council will have consideration of approving Ordinance 1321, Amending the Salaries of Officers and Employees; Pay Plan for All Classifications Within the City; and Monthly Salary or Hourly Wage Ranges for Each Individual Classification.
- o. Public Hearing, Resolution 2026-23, One and Six Year Street Plan** – Council will have consideration of opening a public hearing regarding the One and Six Year Street Plan.
- p. Resolution, 2026-23, One and Six Year Street Plan** – Council will have consideration of approving Resolution, 2026-23, One and Six Year Street Plan.
- q. Resolution, 2026-24, Close Bank Account Ending in 409 at Bruning Bank** – Council will have consideration of approving Resolution, 2026-24, authorizing the City Administrator to close the City of Broken Bow bank account ending in 409 at Bruning Bank.



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- r. Resolution, 2026-25, Permanent sanitary sewer easement and temporary construction easement granted by Gerald Pirnie** – Council will have consideration of approving Resolution, 2026-25, approving a permanent sanitary sewer easement and temporary construction easement granted by Gerald Pirnie for the municipal sanitary sewer extension project of the City of Broken Bow.

I. Public Comments

J. Mayor and Council Comments

K. Adjournment

Upcoming Events:

Thursday, September 10th, 2026– *Broken Bow Bike Rodeo/JMMMC Health Day on the Square*
4:00 pm – 7:00 pm - Broken Bow City Square.

Monday, September 21st, 2026– *Board of Public Works @ 5:00 pm* - Broken Bow Municipal Bldg.

Tuesday, September 22nd, 2026– *City Council Meeting @ 6:00 pm* - Broken Bow Municipal Bldg.

Friday, October 2nd, 2026– *Community Pep Rally @ 1:00 pm* - Broken Bow City Square.

The Council will review the above matters and take such action as they deem appropriate. The Council may enter into closed session to discuss any matter on this agenda when it is determined by the Council that it is clearly necessary for protection of the public interest or the prevention of needless injury to the reputation of any individual and if such individual has not requested a public meeting, or as otherwise allowed by law. Any closed session shall be limited to the subject matter for which the closed session was classed. If the motion to close passes, immediately prior to the closed session the Mayor shall restate on the record the limitation of the subject matter of the closed session.

Broken Bow City Council

Meeting Minutes August 25, 2026

The Broken Bow City Council met in regular session on Tuesday, August 25, 2026, in the Broken Bow City Council Chamber. 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 were given to the Mayor and all members of the City Council. These items were also given to various local 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, Travis Kleeb, Joe Wamsley, and Paul Holland. Absent: none. Also in attendance was City Administrator David Schmidt, City Attorney Jason White, City Clerk Jennifer Waterhouse, City Deputy Clerk Jacob Holcomb, and City Treasurer LeeAnn Morgan. Mayor Sonnichsen announced the availability of the Open Meetings Act, followed by reciting the Pledge of Allegiance.

Moved by Smith, seconded by Wamsley to approve the consent agenda for August 25, 2026. Said motion includes approval of the Minutes of the August 11, 2026, Council Meeting, Minutes of the August 11, 2026, Budget Workshop Meeting, Bills to Date, July 2026 Treasurer's Report, and Broken Bow Ambulance Service Official Roster. Roll call vote: Voting aye: Smith, Kleeb, Wamsley and Holland. Nays: None. Motion carried.

Aflac, Insurance \$511.52, \$119.50 B&D Diamond Pro, Diamond Pro \$6,630.69 Bon Appetit, Magazine subscription \$24.00 Bound Tree Medical, Supplies \$3,516.88 Broken Bow Rural Fire Board, Fire station note payment \$97,557.77 Capitol One Bank, WAGE GARNISHMENT \$67.62 Card Services Library 9965, Programming, materials, and supplies \$942.07 Card Services 7729 Police, Khakis, Training \$154.05 Central Nebraska Bobcat, Equipment repairs \$84.17 City Flex Benefit Plan, SELECT FLEX-UNREIMBURSED M/D/V \$769.79, SELECT FLEX-DEPENDENT CARE \$192.30 City of Broken Bow Health Insurance, Insurance \$5,561.66 City of Broken Bow Pension Fund, RETIREMENT LOAN PAYMENT \$3,359.00, 414H RETIREMENT \$13,094.72, 457 RETIREMENT \$1,872.41 Colonial Insurance, Insurance \$679.00, \$383.11 Cooking Light, subscription \$38.00 Custer Transfer Station, Clean up at City Hall, Trash removal \$41.80 DWEE Fiscal Services, IWM, Annual operating fee, CD Cell \$750.00 EFTPS Online Payment, MEDICARE \$3,881.02, FEDERAL \$10,437.36, FICA \$16,594.22 Eakes Office Products, Copier maintenance/meter reading \$125.08, \$87.33 Eakes Office Solutions, Copier maintenance/meter reading \$638.41 Enterprise UAS, LLC, Drone and associated equipment \$8,493.95 Family Heritage, Insurance \$25.50 Greater American Distributing, Vending machine \$4,995.00 Great Plains Communications, Internet \$185.00, \$64.97 Grocery Kart, Vending machine/cleaning supplies \$215.29 Ingram Library Services, Materials \$2,347.09 JEO, BBow Flood Mitigation and Resiliency Study \$25,551.25, BBow Mud Creek LB Levee Restoration \$4,228.30, BBow Stormwater Drainage Evaluation (NW) \$4,047.00, BBow Stormwater Drainage Evaluation (SE) \$7,404.00, BBow Mud Creek Low Water Crossing \$6,578.50, BBow Streets and Parks Dept Drainage Improvements \$3,904.00 League of NE Municipalities, Annual League membership dues \$13,136.00 Mead Lumber, Wood for training \$11.96 Melham Wellness Center, New employee membership \$56.00 NMC Inc, Crawler, Track repair \$10,507.85 Nebraska Child Support Payment Center, CHILD SUPPORT-NE \$336.47 O'Brien's Hardware, Hardware \$1.50 O'Reilly Auto Parts, Car wash supplies \$39.96 Odeys, Tine replacement set \$271.89 Pareto Health, Cost management \$76.00 Paulsen Inc, Ramp in alley at City Hall \$829.24 Presto X Company, pest control \$173.71, \$98.41 Prevention, subscription \$48.00 RT Ace, LLC, Light bulbs \$90.00 Ranchland Ford, Handi Bus Diagnostics \$53.46 S&L Sanitary Service, New dumpster for City Hall,

new trash can Library \$1,510.00 Sara J. Hulinsky, Cleaning \$600.00 Schaper and White Law Firm, Legal fees \$3,000.00 Site One Landscape Supply, Fertilizer \$1,096.60 Southeast Library System, Training \$200.00 State Income Tax WH NE Online Payment, STATE \$4,116.89 Straight-Line Striping Inc, Paint/Line painting \$4,273.90 Subscription Fulfillment, subscription \$116.07 TK Collision Center, Repairs to patrol unit \$525.20 TSYS Merchant Solutions, Credit card processing \$315.87 Taste of Home, Cookbooks \$63.06 The Olson Group, Quarterly consulting agreement \$3,800.00 Trotter Service, Tire repair \$66.00, Fuel \$862.09, \$9,979.03, \$456.37, \$51.83 Fuel and tire rotation \$840.07 Trotter Tire Service, Tires and oil change \$2,388.00, Diesel \$201.52, Fuel \$934.09 Trotter's Whoa & Go West BB, Fuel \$888.34 Unitech, Mats, gloves, and cleaner \$792.50 Van Diest Supply Co, Chemicals \$12,232.95 Total \$311,194.16 Bi-Weekly Payroll (8/12/26) \$96,154.75 Grand Total \$407,348.91 this is correct

Under other communications, Electric Superintendent Blake Waldo presented the electric department report. Waldo reported that recent storms with winds of about 90 mph caused 65 outages, mostly on the north side of town. The department received a call about a storm-damaged tree leaning toward a transmission line and began work on it today as a priority. He explained that at Eagle Crest, all duct has been installed and the light poles have been set and the North 5th/6th line replacement is complete.

Waldow mentioned that upcoming work includes finishing Eagle Crest, the alley conversion project that is pending due to one remaining easement, and the Thompson Addition upgrade. He explained that the Thompson Addition, near the West Dollar General, has aging underground cable that is not in conduit and is at or near its 60-year life expectancy. He said that the duct is already installed, so the upgrade will place new cable in the existing duct. He also said that the department also tested 304 poles, 25 of which failed and will be replaced in the coming months.

Water/Sewer Superintendent Ryan Jones presented his department report and explained that the Highway 2 water main project is complete. A 10-inch main was added on the south side of Highway 2, with a 8-inch on the north side in the area of 10th and 15th. Five new fire hydrants were installed along the highway, and 28 services were tapped to both mains. Final disconnects have been made on the old mains, and the former parallel main under and along the highway is now out of service. Crews continue exercising valves, flushing the system, and flow-testing hydrants. Two main valves were replaced this summer, one on South F and 12th and one on South F and 15th. There have been three main breaks this year, one on South 8th just south of the high-rise, one at South F between 5th and 6th, and one on Highway 2 and 15th that occurred while tapping for new services.

After a fire at the reservoir, his department cleared cedars and pines around the site, which is central to the water system. Additional clearing is planned, but enough ground is now open to work if another fire occurs.

On the sewer side, annual jetting of one-quarter of the town, together with other call-outs, covered about 45,000 linear feet of main. One lift station pump failed and was replaced immediately with a spare. At the wastewater treatment plant, three actuators were replaced, and a technician was brought in to realign blower motors after belts costing about \$700 were lasting only about a month because of misalignment.

Behind the municipal building, crews are installing new steps and a wheelchair ramp in place of the steep stairs, which will improve safety and provide a second, accessible exit. The department also purchased a used ambulance and is converting it into a CCTV truck for sewer inspections. He explained that having a contractor inspect the mains already jetted this year would have cost about \$41,000 so doing the work in-house is expected to save that cost each year. The truck will also carry confined-space equipment for manhole entry and a sewer smoke-testing unit.

Mr. Jones said that future work includes continued replacement of city-side lead and galvanized services under the EPA lead and copper rule. Property owners will be notified by letter if lead or galvanized pipe is found on the private side, but replacement on that side is not yet required. Manhole rehabilitations are planned, and planning continues for the North B. water project, including eight-inch pipe between 13th and 17th and hydrant replacements along that corridor. Once the CCTV truck is in service, staff intend to inspect sewer mains and conduct smoke testing.

Administrator Schmidt commended the department's valve-exercising program, led by Jones, and said the work is paying off. During a recent main break, the valves operated as needed. He said that in the past, crews often spent hours trying to shut valves, and failed valves created larger problems. He also highlighted that the new CCTV truck will allow the department to run the camera during annual jetting and build a condition history so staff can tell whether a defect is new or has worsened.

Emergency Services Department Head David Baltz presented the EMS department report. He explained that there have been 362 requests for service year-to-date, and volume continues to rise about 10 percent a year for the past five years and they are projected to have 575 calls by the end of the year. Of the current 362 calls, 195 were 911 responses and 86 were interfacility transports from Callaway or Jennie M. Melham Memorial Medical Center. He explained that the service has been turning down about 10 transports a month and that the paramedic position proposed for the 2026–27 budget is intended to reduce those turn downs while keeping ALS coverage in Broken Bow. He said that Council's support last year for a third ambulance has been put to use; that unit has logged just under 20,000 miles in about 10–11 months and that one ALS ambulance is kept in town whenever possible because most hospital transfers require a paramedic or higher.

Baltz said that three BBAS paramedics are completing critical care paramedic training, which is substantial because Nebraska only has 22 licensed critical care paramedics statewide. He also highlighted the cot-mounted patient scales purchased last year to obtain accurate patient weights, especially for pediatric medication dosing, which allowed the service to be featured nationally on the EMS1 platform. He also highlighted the name change to the Broken Bow Ambulance Foundation Inc, and their 501(c)(3) status that will allow for separate non-profit fundraising and donations.

Mason Holmes reported that the yearly 5K/10K race is set for October 3, 2026, and that a county tourism grant funded a professional chip timer expected to attract more runners. He also highlighted the improvement of sponsorship letters that have been sent out and their fundraising efforts with a new BBAS branded coffee from a local roaster.

Holmes also reviewed the First Due platform, an all-in-one public safety platform that combines patient-care reporting, dispatch and page audio, scheduling, supply and medication tracking, ambulance checklists, maintenance records, internal communications, training records, and incident planning. Resident and structure data from county GIS can be loaded so crews see hazards, alarm panels, and related information when paged. The system may also help improve the city's ISO rating from 4 to 3, which can lower insurance premiums.

Holmes and Baltz concluded by highlighting the in-house cadet program that is being developed to train high school students and the departments partnership with Lincoln Fire and Rescue to bring the Resuscitation Academy to Broken Bow again in 2026, which is the first and only site outside Lincoln.

Mayor Sonnichsen recognized the ambulance personnel who went above and beyond when they organized repeated welfare checks during the power plant explosion and subsequent outage that left around 80 households without power, including residents on oxygen. Mayor Sonnichsen also commended all the city department heads that gave department updates and thanked them for their dedicated service as supervisors.

In new business, moved by Holland, seconded by Wamsley to open a public hearing at 6:37 pm regarding the Community Development Block Grant (CDBG) for the City of Broken Bow. Roll Call vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried. Discussion was held. Deputy Clerk Jacob Holcomb reported the city has been working with Central Nebraska Economic Development District (CNEDD) and Executive Director Carla Kimball on a Community Development Block Grant (CDBG) application for a planning grant to do a comprehensive study that is due September 16, 2026. He explained that the project came up on short notice and that the city staff is very appreciative of CNEDD's assistance in helping the city meet the deadline. He said that the \$63,000 grant breaks down to \$50,000 in CDBG funds for the plan update, a 20% match from the city that totals \$10,000, and \$3,000 to CNEDD for grant processing and administration.

Holcomb explained that the city's last comprehensive plan was completed in 2018 and because these plans are typically updated every four to six years, the current document is overdue. He said a comprehensive plan is a long-range planning tool that inventories existing housing, businesses, and community conditions and then uses that information to guide zoning, land use, and future growth in Broken Bow.

Director Kimball explained that CDBG planning grants are federal funds that require a certified administrator like CNEDD. CNEDD would handle the grant compliance and paperwork, which in turn protects the city. She said that after the public hearing, the next step is that council would consider a resolution and the signing of related documents. Custer County Economic Development Corporation Executive Director Scotti Ross also mentioned that an updated comprehensive plan and housing study demonstrate that the city is forward thinking by planning ahead and making deliberate decisions about growth. She said that keeping these documents current also strengthens the city's position when applying for future grants.

Kimball further explained that Broken Bow is eligible for the grant because HUD classifies the city as a low-and moderate-income community, with more than 51 percent of residents meeting LMI criteria. Because the funds are federal, the comprehensive plan must be prepared by a firm selected through a competitive bid process. Moved by Holland, seconded by Kleeb to close public hearing at 6:44 pm. Roll Call vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Moved by Kleeb, seconded by Wamsley to approve Resolution 2026-19 authorizing the chief elected official of the City of Broken Bow to sign an application for Community Development Block Grant (CDBG) funds. Roll Call Vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Moved by Kleeb, seconded by Holland to approve deeming the September 8, 2026, Custer County Foundation 35 year celebration on the square a special city event. Administrator Schmidt explained that by deeming it a special city event it will allow them to coordinate food trucks on the square for the event. Roll Call Vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Moved by Wamsley, seconded by Kleeb to open a public hearing at 6:46 pm regarding the Johnson Lot Split Application located at 952 East S. E Street, Broken Bow, Custer County, Nebraska. Roll Call vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried. Discussion was held. Zoning Administrator Jacob Holcomb presented the Johnson lot split application that has received a recommendation from the Planning Commission. He explained that the property is on the east end of Highway 2 and the city limits cut through the property, creating two tax parcels even though it has legally remained one lot. The applicant requests a new lot line along the city-limits line to

create two lots. The owners also acquired a small strip (approximately 30 ft by 80 ft) on Council Street; that strip is included with Tract B and provides access through the cul-de-sac.

Holcomb explained that there is no rezoning and no annexation involved with the lot split. The action would simply divide the existing single lot into two lots, so the legal lots match the current tax parcels and the city-limits line. The new configuration gives the south lot the required 20 feet minimum frontage, so it is not landlocked and meets the zoning requirements. Moved by Kleeb, seconded by Holland to close public hearing at 6:51 pm. Roll Call vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Moved by Smith, seconded by Wamsley to approve Resolution 2026-16 authorizing the Johnson lot split located at 952 East S. E Street, Broken Bow, Custer County, Nebraska. Roll Call Vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Moved by Kleeb, seconded by Wamsley to open a public hearing at 6:52 pm regarding the Wilson Administrative Subdivision for the property located at 1027 and 1031 Husker Lane, Broken Bow, Custer County, Nebraska. Roll Call vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried. Discussion was held. Zoning Administrator Jacob Holcomb presented this request that also has received a recommendation from the Planning Commission and explained that this item is the inverse of the prior lot split: two existing lots would be combined into one. He explained that the legal description currently lists Block 2, Lots 10 and 11 and the county has already treated the parcels together for tax purposes. The owners intend to build a house that would sit directly across the existing lot line. Combining the lots would remove that interior line so the house can be built on a single lot. Holcomb explained that the proposal meets the requirements for an administrative subdivision which is the legal term for a lot combination and that combining the lots would also simplify future sale of the property. Moved by Wamsley, seconded by Kleeb to close public hearing at 6:54 pm. Roll Call vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Moved by Wamsley, seconded by Holland to approve Resolution 2026-17 authorizing the Wilson Administrative Subdivision for the property located at 1027 and 1031 Husker Lane, Broken Bow, Custer County, Nebraska. Roll Call Vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Moved by Smith, seconded by Wamsley to approve Resolution 2026-18 authorizing the City Administrator to close the City of Broken Bow EMTS bank account ending in 365 at Nebraska State Bank. Administrator Schmidt recommended approval of the resolution and explained that the City's new auditors have advised that the ambulance service get their own Federal ID number. He said that for years they have independently maintained a checking account under the City's umbrella, which creates potential liability in the auditor's opinion. He explained that the ambulance service has since obtained their own Federal ID number and 501(c)(3) status and can now maintain their own account independently. The resolution is therefore a housekeeping measure to remove an arrangement that is no longer necessary. Roll Call Vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Bid opening for Resolution 2026-13, Sale of Surplus Personal Property of the City of Broken Bow. Administrator Schmidt opened the following bids per the terms of Resolution 2026-13: Item 2024-13-8, Jason White for \$156.00 and item 2024-13-7, LeeAnn Morgan for \$20.00. Administrator Schmidt explained that since the items were put up for surplus it has come to our attention that the TV listed as item number 2024-13-8, is missing the docking station/data port and without it the TV is useless. He recommended that since the item does not work as advertised,

council should reject accepting the bid on it. Moved by Kleeb, seconded by Wamsley to accept the bid for item 2024-13-7 but to deny the bid for item 2024-13-8 due to the item not being in working order. Roll Call Vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Moved by Smith, seconded by Wamsley to approve Resolution 2026-20 approving a 3.5% COLA adjustment for all City of Broken Bow Appointed Employees for the 2026-2027 fiscal year. Roll Call Vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Mayor Sonnichsen introduced Ordinance 1317, entitled "AN ORDINANCE OF THE CITY OF BROKEN BOW, NEBRASKA, AMENDING THE ZONING ORDINANCE TO ESTABLISH DEFINITIONS, CONDITIONAL USE PERMIT REQUIREMENTS, STRICT PERFORMANCE STANDARDS, MANDATORY NOISE LIMITATIONS AND ACOUSTICAL STUDIES, WATER CONSERVATION AND COOLING SYSTEM RESTRICTIONS, MANDATORY RESIDENTIAL SETBACKS, OPERATOR-EXCLUSIVE DECOMMISSIONING LIABILITY, FINANCIAL TRANSPARENCY CRIMINAL BACKGROUND CHECKS, AND ENFORCEMENT PROVISIONS FOR HIGH-DENSITY DATA PROCESSING FACILITIES INCLUDING DATA CENTERS AND DIGITAL ASSET MINING OPERATIONS; AND PROVIDING FOR AN EFFECTIVE DATE."

Moved by Holland, seconded by Smith to open a public hearing at 7:04 pm regarding said Ordinance. Roll Call vote: Voting aye: Smith, Kleeb, Wamsley and Holland. Nays: None. Motion carried. Discussion was held. Zoning Administrator Jacob Holcomb noted that there were no changes from the version previously presented and invited public comment. Administrator Schmidt explained for the benefit of anyone who was not present at the earlier meeting that the ordinance outlines the rules and regulations a data center would be required to follow if it sought to locate in Broken Bow. He said that the current moratorium is in place and expires in January so no data-center activity may proceed until that time.

Holcomb stated that the City is under no pressure to adopt the ordinance immediately and may proceed with the second reading without rushing final passage. Mayor Sonnichsen explained that the ordinance, together with the existing moratorium, affords protection to residents while also giving the City additional time for review.

Administrator Schmidt expressed his opinion that the ordinance is very comprehensive and protects the citizens of Broken Bow. He concluded by stating that if a data center were to locate in Broken Bow and strictly comply with every requirement, the problems and concerns previously raised would be mitigated. He said that it is also likely, however, that a prospective data-center operator would choose a community that does not impose such regulations. There were no public comments.

Moved by Holland, seconded by Kleeb to close public hearing at 7:06 pm. Roll Call vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Moved by Kleeb, seconded by Wamsley, to not waive the two readings of Ordinance 1317, Data Centers. Roll Call vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion Carried.

The second reading of Ordinance 1317 was performed by City Clerk Jennifer Waterhouse.

Moved by Smith, seconded by Holland to approve Resolution 2026-21 authorizing the City Treasurer to invest surplus funds, being proceeds from the sale of surplus real property, in a certificate

of deposit at Nebraska State Bank. Roll Call Vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

Moved by Smith, seconded by Holland to approve Resolution 2026-22 accepting the bid for the purchase of a new wheel loader for the street and parks department of the City of Broken Bow. The Resolution identified the John Deere bid as the lowest responsible bid, as the other bids did not meet specifications. Administrator Schmidt explained that the City solicited bids and received four responses, all of which are included in the packet. He said that given the size of the purchase, he thought a thorough review was warranted and that although the John Deere loader was not the lowest bid, but it was the only bid that met all of the City's specifications. Accordingly, he recommended that the three bids that did not meet specifications be rejected, and that the John Deere loader bid be accepted. He also noted that financing options do exist, and that one option was included with the bid but that other options may be available locally. He concluded by explaining that approval of the resolution would authorize staff to pursue the most advantageous financing arrangement. Roll Call Vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion carried.

During public comments, Scotti Ross and Jessica Gibbons spoke on behalf of the North Park All Inclusive Playground Project committee highlighting their fundraising over the last several years and their current standing for both the Pre-K and elementary playground projects. They explained that the Pre-K playground is nearly funded and only \$62,706.00 is needed to complete the project, while the elementary playground needs to raise \$197,596.00 for completion. They explained that the committee has requested that the City and Broken Bow Public Schools consider a joint commitment so that installation can be scheduled for late spring or summer 2027, noting that costs are unlikely to decrease.

Administrator Schmidt explained that Resolution 2026-21 passed just a few minutes prior regarding the proceeds from the recent armory sale and that within the Resolution it designated \$30,000 towards this project. He explained that with BBPS Superintendent Darren Tobey's pledged to match the City on a dollar-for-dollar basis, the combined contribution will be brought to \$60,000.

Ross and Gibbons concluded by expressing their appreciation for City support and stated that, with the funding picture now clearer, it will intensify sponsor and equipment fundraising in order to finish up the project.

During Mayor and Council comments, Councilmember Smith expressed appreciation to the Inclusive Playground Committee and to the department representatives who spoke during the meeting, noting the time and dedication they bring to their work. Councilmember Kleeb agreed, stating that they go "above and beyond" and are an invaluable resource to the community.

Moved by Holland, seconded by Kleeb, to adjourn the City Council meeting at 7:20 pm. Roll Call vote: Voting aye: Smith, Kleeb, Wamsley, and Holland. Nays: None. Motion Carried.

Rodney W. Sonnichsen, Mayor

ATTEST:

Jennifer A. Waterhouse, City Clerk

City of Broken Bow

City of Broken Bow												
Vend#		Vendor Name		Pay#	Post Date	Due Date	Amount	Invoice	Date	PO#	Date	Status
		Account#	Work Order		Description						Debit	Credit
STREETS	AKRS Equipment											
40473	9/8/2026	9/8/2026	1,417.38	Acct#'s 50629/5021								Posted
		08-3310.00			Inv# 4523360 - Parts and repairs						238.16	0.00
		08-3310.00			Inv# 4528762 - Parts and repairs						29.58	0.00
		08-3310.00			Inv# 4559359 - Parts and repairs						48.32	0.00
		08-3310.00			Inv# 4547817 - Parts and repairs						453.11	0.00
		08-3310.00			Inv# 4548905 - Parts and repairs						22.97	0.00
		08-3310.00			Inv# 4548908 - Parts and repairs						77.48	0.00
		08-3310.00			Inv# 4548968 - Parts and repairs						0.00	3.16
		08-3310.00			Inv# 4550853 - Parts and repairs						459.74	0.00
		08-3310.00			Inv# 4550863 - Parts and repairs						78.56	0.00
		08-3310.00			Inv# 4552090 - Parts and repairs						0.91	0.00
		08-3310.00			Inv# 4559193 - Parts and repairs						11.71	0.00
											1,420.54	3.16
	Aflac											
40456	8/26/2026	8/26/2026	511.52									Posted
		01-1501.00			PRE TAX AFLAC						511.52	0.00
40457	8/26/2026	8/26/2026	119.50									Posted
		01-1501.00			AFLAC POST TAX						119.50	0.00
40474	9/8/2026	9/8/2026	189.30	Aug 2026								Posted
		01-1501.00			Dave's Aflac - Aug 2026						189.30	0.00
	Ahren Finney											
40475	9/8/2026	9/8/2026	30.00	Aug 2026								Posted
		05-3334.00			Ambulance Incentive - Aug 2026						30.00	0.00
BBAMBINC	Andy C Holland											
40476	9/8/2026	9/8/2026	381.00	Aug 2026								Posted
		05-3334.00			Ambulance Incentive - Aug 2026						381.00	0.00
AV-BBAMB	Auto Value Broken Bow											
40477	9/8/2026	9/8/2026	28.58	221016367								Posted
		05-3310.00			Phone charges for Ambulances						28.58	0.00
Ottawa	Barco Municipal Products Inc											
40538	9/8/2026	9/8/2026	970.44	3037								Posted
		08-3347.00			Rail road crossing sign						970.44	0.00
	Beaver Bearing Co Albion											
40478	9/8/2026	9/8/2026	142.90	37304								Posted
		08-3310.00			Mower repairs						142.90	0.00
40479	9/8/2026	9/8/2026	69.82	36713, 37004								Posted
		09-3310.00			Mower repairs						69.82	0.00
	Benchmark Governmental Solutions											
40480	9/8/2026	9/8/2026	83.70	24542								Posted
		04-3205.00			Meals at defensive tactics training						83.70	0.00
	Billy Hendricks											
40481	9/8/2026	9/8/2026	295.00	Aug 2026								Posted
		05-3334.00			Ambulance incentive - Aug 2026						295.00	0.00
	Bound Tree Medical											
40482	9/8/2026	9/8/2026	167.60	86330400								Posted
		05-3338.00			EMS Supplies						167.60	0.00
	Bow Locksmith											
40483	9/8/2026	9/8/2026	100.00	5414								Posted
		08-3310.00			Door lock repairs at Streets and Parks						100.00	0.00
	Breanna Holmes											
40484	9/8/2026	9/8/2026	150.00	Aug 2026								Posted
		05-3334.00			Ambulance incentive - Aug 2026						150.00	0.00
	Broken Bow Airport Authority											
40485	9/8/2026	9/8/2026	1,083.33	Sept 2026								Posted
		01-3409.00			Airport Interlocal Agreement - Sept 2026						1,083.33	0.00
JTILITY BILL	Broken Bow Municipal Utilities											

<u>Vend#</u>	<u>Vendor Name</u>	<u>Pay#</u>	<u>Post Date</u>	<u>Due Date</u>	<u>Amount</u>	<u>Invoice</u>	<u>Date</u>	<u>PO#</u>	<u>Date</u>	<u>Status</u>
	<u>Account#</u>			<u>Work Order</u>		<u>Description</u>			<u>Debit</u>	<u>Credit</u>
JTILITY BILL	Broken Bow Municipal Utilities (continued)									
40486	9/8/2026	9/8/2026	8,744.24	7/15-8/17/26						Posted
	01-3213.00					Utilites - Radio Tower			26.81	0.00
	02-3220.00					Utilities - City Hall			1,144.72	0.00
	04-3315.00					Utilities - Dog Pound			61.36	0.00
	04-3220.00					Utilites - PD			630.35	0.00
	07-3220.00					Utilities - Library			1,248.44	0.00
	08-3220.00					Utilities - Streets shop 2/3			321.79	0.00
	09-3220.00					Utilities - Parks shop 1/3			160.90	0.00
	08-3220.00					Utilities - Streets Blue Shop			27.79	0.00
	09-3220.00					Utilities - Parks			1,921.95	0.00
	02-3220.30					Utilities - Downtown RR			92.51	0.00
	10-3220.00					Utilities - Pool			3,057.66	0.00
	11-3220.00					Utilities - Tree Dump			49.96	0.00
									8,744.24	0.00
	Broken Bow Public Schools									
40571	9/8/2026	9/8/2026	3,250.00	2025-26						Posted
	01-1505.00					Liquor Tax due to BBPS			3,150.00	0.00
	01-1506.00					Tobacco Tax due to BBPS			100.00	0.00
									3,250.00	0.00
CC Court	Capitol One Bank									
40470	8/26/2026	8/26/2026	67.62							Posted
	01-1504.00					WAGE GARNISHMENT			67.62	0.00
Streets-4834	Card Services 4834									
40487	9/8/2026	9/8/2026	1,935.82	9/1/2026						Posted
	08-3410.01					Safety tape			268.96	0.00
	08-3348.00					Traffic signal battery			717.52	0.00
	09-3351.00					Clock motor			285.01	0.00
	09-3225.00					Fuel			488.98	0.00
	08-3310.00					Maintenance of Grounds			175.35	0.00
									1,935.82	0.00
MSFire-5174	Card Services 5174									
40489	9/8/2026	9/8/2026	3,297.23	9/1/26						Posted
	06-3310.00					Vehicle maintenance			16.00	0.00
	05-3221.00					Internet - Starlink			220.00	0.00
	06-3221.00					Internet - Starlink			110.00	0.00
	05-3338.00					Ambulance supplies - speakers, bib, pins,			1,351.00	0.00
	06-3313.00					PVC pipe and adaptors			55.40	0.00
	06-3410.00					Extinguishers, batteries, strobe lights, rolle			379.89	0.00
	05-3440.00					Transport meals and snacks			237.24	0.00
	05-3202.00					UNMC Conference			84.00	0.00
	10-3359.00					Firs aid waist packs for lifeguards			127.10	0.00
	01-3212.00					Jersey's for EMS vs. PD softball game			716.60	0.00
									3,297.23	0.00
	Card Services									
40491	9/8/2026	9/8/2026	129.53	9/1/26 Water Sewe						Posted
	02-4202.00					Supplies for ramp project in alley at City H			129.53	0.00
Office-0583	Card Services 0583									
40493	9/8/2026	9/8/2026	295.84	9/1/2026						Posted
	01-3223.00					Office supplies			67.75	0.00
	02-3205.00					Meal for Budget workshop			228.09	0.00
									295.84	0.00
ansport-8031	Card Services - EMS Transport Card 8031									
40490	9/8/2026	9/8/2026	512.51	9/1/2026						Posted
	05-3225.00					Fuel			247.01	0.00
	05-3440.00					Transport meals and snacks			265.50	0.00
									512.51	0.00
CSPOLICE	Card Services - 7729 Police									

Accounts Payable Detail Listing

City of Broken Bow

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	<u>Account#</u>			<u>Work Order</u>		<u>Description</u>			<u>Debit</u>	<u>Credit</u>
CSPOLICE	Card Services - 7729 Police (continued)									
40488	9/8/2026	9/8/2026	3,490.80	9/1/2026						Posted
	01-3212.00					Jersey's for the EMS vs. PD softball game			1,035.00	0.00
	04-3313.00					Khaki's for academy			133.57	0.00
	04-3315.00					State pound fees			182.00	0.00
	04-3410.00					Night vision cameras for helmets			787.44	0.00
	04-3312.00					Hats for officers			1,053.23	0.00
	04-3312.00					Armor skin base shirts			299.56	0.00
									3,490.80	0.00
CSZONING	Card Services - Zoning									
40494	9/8/2026	9/8/2026	999.17	9/1/2026						Posted
	01-3439.00					Maintenance and repairs - vehicle			946.16	0.00
	01-3439.00					Fuel			53.01	0.00
									999.17	0.00
Dave-0609	Card Services 0609									
40492	9/8/2026	9/8/2026	13,541.05	9/1/2026						Posted
	01-3216.10					Software - remarkable			4.27	0.00
	01-3420.00					Vehicle maintenance			442.60	0.00
	01-3223.00					Office supplies and supplies for Budget wo			578.74	0.00
	02-4202.00					Upgrades to Council Chambers (Chairs an			3,820.30	0.00
	02-3311.00					New floor scrubber for City Hall auditorium			7,954.08	0.00
	01-3410.00					Equipment for administrator office			239.99	0.00
	02-3223.01					Cleaners for floor scrubber			433.68	0.00
	01-3212.00					Rain jacket			67.39	0.00
									13,541.05	0.00
	Central Nebraska Pest Control									
40495	9/8/2026	9/8/2026	115.00	996						Posted
	06-3311.00					Pest control at the Fire Hall			115.00	0.00
POOL-5177	Century Link									
40496	9/8/2026	9/8/2026	53.19	8/28/2026						Posted
	10-3221.00					Pool-Basic & credit card			53.19	0.00
40497	9/8/2026	9/8/2026	102.95	8/28/2026						Posted
	08-3221.00					Internet			51.47	0.00
	09-3221.00					Internet			51.48	0.00
									102.95	0.00
40498	9/8/2026	9/8/2026	371.63	8/28/2026						Posted
	04-3221.00					Long distance			371.63	0.00
40499	9/8/2026	9/8/2026	86.03	8/28/26 Radio						Posted
	01-3221.00					General -Basic & Long Distance Radio			86.03	0.00
AMBIN	Chad Hempstead									
40500	9/8/2026	9/8/2026	158.00	Aug 2026						Posted
	05-3334.00					Ambulance incentive - Aug 2026			158.00	0.00
	Christina Watson									
40501	9/8/2026	9/8/2026	105.00	Aug 2026						Posted
	05-3334.00					Ambulance incentive - Aug 2026			105.00	0.00
AMBINCENT	Christopher Shelby									
40502	9/8/2026	9/8/2026	30.00	Aug 2026						Posted
	05-3334.00					Ambulance incentive - Aug 2026			30.00	0.00
	City Flex Benefit Plan									
40458	8/26/2026	8/26/2026	769.79							Posted
	01-1501.00					SELECT FLEX-UNREIMBURSED M/D/V			769.79	0.00
40459	8/26/2026	8/26/2026	192.30							Posted
	01-1501.00					SELECT FLEX-DEPENDENT CARE			192.30	0.00
ns Reb-PayR	City of Broken Bow - Health Insurance									
40469	8/26/2026	8/26/2026	5,561.66							Posted
	01-1501.00					HEALTH INSURANCE			5,561.66	0.00

Accounts Payable Detail Listing

City of Broken Bow

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	<u>Account#</u>				<u>Work Order</u>	<u>Description</u>			<u>Debit</u>	<u>Credit</u>
ns Reb-PayR	City of Broken Bow - Health Insurance (continued)									
40503	8/26/2026	9/8/2026		44,838.15	Aug 2026					Posted
	01-3104.00					Health Insurance			4,289.18	0.00
	02-3104.00					Health Insurance			1,168.42	0.00
	04-3104.00					Health Insurance			14,942.57	0.00
	05-3104.00					Health Insurance			3,505.25	0.00
	06-3104.00					Health Insurance			1,168.41	0.00
	07-3104.00					Health Insurance			2,238.10	0.00
	08-3104.00					Health Insurance			12,852.57	0.00
	09-3104.00					Health Insurance			4,673.65	0.00
									44,838.15	0.00
	City of Broken Bow Pension Fund									
40460	8/26/2026	8/26/2026		3,359.00						Posted
	01-1513.00					RETIREMENT LOAN PAYMENT			3,359.00	0.00
40461	8/26/2026	8/26/2026		13,191.42						Posted
	01-1502.00					414H RETIREMENT			13,191.42	0.00
40462	8/26/2026	8/26/2026		1,891.04						Posted
	01-1502.00					457 RETIREMENT			1,891.04	0.00
	Colonial Insurance									
40454	8/26/2026	8/26/2026		679.00						Posted
	01-1501.00					COLONIAL LIFE PRE TAX			679.00	0.00
40455	8/26/2026	8/26/2026		383.11						Posted
	01-1501.00					COLONIAL LIFE POST TAX			383.11	0.00
40504	9/8/2026	9/8/2026		629.34	Aug 2025					Posted
	01-1501.00					Dave's insurance - Aug 2026			555.82	0.00
	01-1501.00					Company paid life insurance - Aug 2026			73.52	0.00
									629.34	0.00
558 City	Custer County Chief									
40505	9/8/2026	9/8/2026		836.46	Aug 2026					Posted
	01-3209.00					Inv# 300033626 Printing and publications			24.09	0.00
	01-3209.00					Inv# 300033627 Printing and publications			168.48	0.00
	01-3209.00					Inv# 300033628 Printing and publications			161.85	0.00
	01-3209.00					Inv# 300033629 Printing and publications			19.50	0.00
	01-3209.00					Inv# 300033631 Printing and publications			18.33	0.00
	01-3209.00					Inv# 300033632 Printing and publications			12.09	0.00
	01-3209.00					Inv# 300033705 Printing and publications			33.93	0.00
	01-3209.00					Inv# 300033711 Printing and publications			87.36	0.00
	01-3209.00					Inv# 300033712 Printing and publications			18.33	0.00
	01-3209.00					Inv# 300033748 Printing and publications			95.55	0.00
	01-3209.00					Inv# 300033749 Printing and publications			11.31	0.00
	01-3209.00					Inv# 300033750 Printing and publications			26.52	0.00
	01-3209.00					Inv# 300033757 Printing and publications			132.99	0.00
	01-3209.00					Inv# 300033450 Printing and publications			12.87	0.00
	01-3209.00					Inv# 300033673 Printing and publications			13.26	0.00
									836.46	0.00
	Custer County Foundation									
40471	8/27/2026	8/27/2026		30,000.00	Inclusive Playgrouor					Ck# 7056 Printed
	12-4200.00				Inclusive Playground Project per Resolutio				30,000.00	0.00
	Custer County Treasurer									
40506	9/8/2026	9/8/2026		19,384.45	Sept 2026					Posted
	01-3217.00					Communications Interlocal Agreement - Se			19,384.45	0.00
	Custer Public Power									
40507	9/8/2026	9/8/2026		57.12	Acct# 252718 7/23					Posted
	11-3220.00					CD Cell Power			57.12	0.00
	David Baltz									
40508	9/8/2026	9/8/2026		1,630.00	Aug 2026					Posted
	05-3334.00					Ambulance incentive - Aug 2026			1,630.00	0.00
BAMBINCEN	David Schmidt									
40509	9/8/2026	9/8/2026		15.00	Aug 2026					Posted
	05-3334.00					Ambulance incentive - Aug 2026			15.00	0.00

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City of Broken Bow

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	<u>Account#</u>			<u>Work Order</u>		<u>Description</u>			<u>Debit</u>	<u>Credit</u>
Dennis Schiller (continued)										
40510	9/8/2026	9/8/2026			60.00	Aug 2026				Posted
	05-3334.00					Ambulance incentive - Aug 2026			60.00	0.00
Doyle Wood										
40511	9/8/2026	9/8/2026			315.00	Aug 2026				Posted
	05-3334.00					Ambulance incentive - Aug 2026			315.00	0.00
EFTPS Online Payment										
40465	8/26/2026	8/26/2026			3,750.62					Posted
	01-1500.00					MEDICARE			3,750.62	0.00
40466	8/26/2026	8/26/2026			10,218.39					Posted
	01-1500.00					FEDERAL MARRIED			4,636.29	0.00
	01-1500.00					FEDERAL SINGLE			3,782.44	0.00
	01-1500.00					Federal Head of Household			468.38	0.00
	01-1500.00					2020 Federal Married			1,331.28	0.00
									10,218.39	0.00
40467	8/26/2026	8/26/2026			16,037.06					Posted
	01-1500.00					SOCIAL SECURITY			16,037.06	0.00
EZ IT Solutions										
40512	9/8/2026	9/8/2026			7,000.00	Aug 2026				Posted
	01-3438.00					IT Services - Administration			2,050.00	0.00
	02-3438.00					IT Services - City Hall			600.00	0.00
	03-3438.00					IT Services - Handi Bus			200.00	0.00
	04-3438.00					IT Services - PD			1,800.00	0.00
	05-3438.00					IT Services - Ambulance			550.00	0.00
	06-3438.00					IT Services - Fire			400.00	0.00
	07-3438.00					IT Services - Library			600.00	0.00
	08-3438.00					IT Services - Streets			400.00	0.00
	09-3438.00					IT Services - Parks			200.00	0.00
	10-3438.00					IT Services - Pool			200.00	0.00
									7,000.00	0.00
Eakes Office Products										
40513	9/8/2026	9/8/2026			1,083.28	Acct# 309621				Posted
	01-3223.00					Inv# 9379663 - Office supplies			52.99	0.00
	01-3223.00					Inv# 9386680 - Office supplies			44.24	0.00
	01-3223.00					Inv# 9387528 - Office supplies			17.99	0.00
	01-3216.00					Inv# INV803769 - Copier meter reading: O			725.72	0.00
	01-3221.00					Inv# INV808074 - Office phones			223.27	0.00
	10-3221.00					Inv# INV808074 - Pool phones			19.07	0.00
									1,083.28	0.00
Elizabeth Baumgartner										
40514	9/8/2026	9/8/2026			90.00	Aug 2026				Posted
	05-3334.00					Ambulance incentive - Aug 2026			90.00	0.00
Family Heritage										
40463	8/26/2026	8/26/2026			25.50					Posted
	01-1501.00					FAMILY HERITAGE			25.50	0.00
Fastenal										
40515	9/8/2026	9/8/2026			1,502.38	NEKEA219020, 10				Posted
	08-3310.00					Inv# NEKEA219020 Bolts - Bid Stock			400.14	0.00
	08-3310.00					Inv# NEKEA219103 Bolts - Bid Stock			911.88	0.00
	08-3310.00					Inv# NEKEA219190 Bolts - Bid Stock			71.60	0.00
	08-3310.00					Inv# NEKEA219270 Bolts - Bid Stock			118.76	0.00
									1,502.38	0.00
First Response Billing Associates, LLC										
40516	9/8/2026	9/8/2026			2,976.12	1123				Posted
	05-3336.00					EMS Billing			2,976.12	0.00
Gina Gorham										
40517	9/8/2026	9/8/2026			667.00	Aug 2026				Posted
	05-3334.00					Ambulanc incentive - Aug 2026			667.00	0.00
Great Plains Communications										
40518	9/8/2026	9/8/2026			195.90	9/1/26 - Library				Posted
	07-3221.00					Phone and internet			195.90	0.00

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	<u>Account#</u>			<u>Work Order</u>		<u>Description</u>			<u>Debit</u>	<u>Credit</u>
Great Plains Communications (continued)										
40519	9/8/2026	9/8/2026	150.00	9/1/26 - Streets						Posted
	08-3221.00			Internet					150.00	0.00
40520	9/8/2026	9/8/2026	289.95	9/1/26 - City Hall						Posted
	02-3220.00			Internet					289.95	0.00
40521	9/8/2026	9/8/2026	84.95	9/1/26 - DTRR						Posted
	02-3220.30			Internet - DTRR					84.95	0.00
Heritage Landscape Supply Group										
40522	9/8/2026	9/8/2026	24.20	29149407-001						Posted
	01-3438.01			Sprinkler repairs at Library for new interact					24.20	0.00
Hometown Leasing										
40523	9/8/2026	9/8/2026	116.65	#9663 - PD						Posted
	04-3216.00			Copier lease - PD					116.65	0.00
40524	9/8/2026	9/8/2026	78.57	#9687 - Library						Posted
	07-3216.00			Copier lease - Library					78.57	0.00
welding	Island Supply Welding Co.									
40525	9/8/2026	9/8/2026	37.20	378983						Posted
	05-3338.00			Oxygen					37.20	0.00
JEO										
40526	9/8/2026	9/8/2026	5,826.00	176555						Posted
	12-4200.00			BBow Stormwater Drainage Evaluation (N					5,826.00	0.00
40527	9/8/2026	9/8/2026	4,701.25	176417						Posted
	12-4200.00			BBow Fairgrounds to Memorial Sanitary Se					4,701.25	0.00
40528	9/8/2026	9/8/2026	4,901.00	176556						Posted
	12-4200.00			BBow Streets and Parks Dept Drainage Im					4,901.00	0.00
Kelly Gorham										
40529	9/8/2026	9/8/2026	1,121.00	Aug 2026						Posted
	05-3334.00			Ambulance incentive - Aug 2026					1,121.00	0.00
Kelvin Kreitman										
40530	9/8/2026	9/8/2026	90.00	Aug 2026						Posted
	05-3334.00			Ambulance incentive - Aug 2026					90.00	0.00
Kirkpatrick Cleaning Solutions										
40531	9/8/2026	9/8/2026	95.80	14433						Posted
	02-3223.01			Paper products at City Hall					95.80	0.00
Londa Wood										
40532	9/8/2026	9/8/2026	285.00	Aug 2026						Posted
	05-3334.00			Ambulance incentive - Aug 2026					285.00	0.00
Mason Holmes										
40533	9/8/2026	9/8/2026	500.00	Aug 2026						Posted
	05-3334.00			Ambulance incentive - Aug 2026					500.00	0.00
Mead Lumber										
40534	9/8/2026	9/8/2026	3,260.01	Acct# 06B6520-2						Posted
	02-4202.00			Supplies for ramp project in alley at City H					3,260.01	0.00
BBAMINC	Michael Jilg									
40535	9/8/2026	9/8/2026	705.00	Aug 2026						Posted
	05-3334.00			Ambulance incentive - Aug 2026					705.00	0.00
STUACCT	Mid Plains Community College									
40536	9/8/2026	9/8/2026	490.52	734						Posted
	05-3202.00			ID# 6909 EMT class for Nick Gaddy					490.52	0.00
Mishele Wooters										
40537	9/8/2026	9/8/2026	120.00	Aug 2026						Posted
	05-3334.00			Ambulance incentive - Aug 2026					120.00	0.00
1	Nebraska Child Support Payment Center									
40464	8/26/2026	8/26/2026	336.47							Posted
	01-1503.00			CHILD SUPPORT-NE					336.47	0.00
Nebraska Dept of Revenue										
40472	9/2/2026	9/2/2026	25.00	7/2025-6/2026						Posted
	01-3223.20			Waste reduction and recycling fee					25.00	0.00

Accounts Payable Detail Listing

City of Broken Bow

<u>Vend#</u>	<u>Vendor Name</u>	<u>Pay#</u>	<u>Post Date</u>	<u>Due Date</u>	<u>Amount</u>	<u>Invoice</u>	<u>Date</u>	<u>PO#</u>	<u>Date</u>	<u>Status</u>
	<u>Account#</u>		<u>Work Order</u>			<u>Description</u>			<u>Debit</u>	<u>Credit</u>
Nebraska Law Enforcement Training Center (continued)										
40539	9/8/2026	9/8/2026		1,050.00	16826, 16896					Posted
	04-3205.00				Firearms training				525.00	0.00
	04-3205.00				Defensive tactics training				525.00	0.00
									1,050.00	0.00
Nicholas Gaddy										
40540	9/8/2026	9/8/2026		396.00	Aug 2026					Posted
	05-3334.00				Ambulance incentive - Aug 2026				396.00	0.00
Nissa Shelby										
40541	9/8/2026	9/8/2026		60.00	Aug 2026					Posted
	05-3334.00				Ambulance incentive - Aug 2026				60.00	0.00
O'Reilly Auto Parts										
40542	9/8/2026	9/8/2026		14.99	6070-176076					Posted
	08-3310.00				Equipment repairs				14.99	0.00
Paper Tiger Shredding										
40543	9/8/2026	9/8/2026		48.00	242401					Posted
	01-3222.00				Paper shredding				48.00	0.00
Paulsen Inc.										
40544	9/8/2026	9/8/2026		706.20	268016					Posted
	02-4202.00				Supplies for ramp project in alley at City H				706.20	0.00
40545	9/8/2026	9/8/2026		772.00	268021					Posted
	09-3339.00				Concrete for Melham				772.00	0.00
40546	9/8/2026	9/8/2026		8,718.76	266566, 266577					Posted
	08-3425.01				Road gravel				8,718.76	0.00
RJ Meyer & Associates										
40547	9/8/2026	9/8/2026		3,550.00	5140					Posted
	01-3208.00				Budget filing preparation and accounting s				3,550.00	0.00
Ambulance	RT Ace, LLC									
40549	9/8/2026	9/8/2026		2.88	Acct# 1229 Ambul					Posted
	05-3310.00				Door guard, fasteners				2.88	0.00
40548	9/8/2026	9/8/2026		19.98	Acct# 751 - PD					Posted
	04-3311.00				Supplies - fly traps				19.98	0.00
40550	9/8/2026	9/8/2026		714.25	Acct# 1295					Posted
	09-3339.00				Maintenance and repairs - grounds				714.25	0.00
40551	9/8/2026	9/8/2026		123.52	Inv# 1297					Posted
	08-3310.00				Equipment repairs				123.52	0.00
40552	9/8/2026	9/8/2026		4.97	Acct# 1293					Posted
	02-3311.00				Supplies for building repairs and maintenai				4.97	0.00
Rebecca Neumiller										
40553	9/8/2026	9/8/2026		378.00	Aug 2026					Posted
	05-3334.00				Ambulance incentive - Aug 2026				378.00	0.00
Rebeka Anderson										
40554	9/8/2026	9/8/2026		120.00	Aug 2026					Posted
	05-3334.00				Ambulance incentive - Aug 2026				120.00	0.00
S&L Sanitary Service										
40570	9/8/2026	9/8/2026		182.30	Acct#'s 2, 223					Posted
	09-3219.00				Trash pick up around the square				62.30	0.00
	09-3219.00				Summer pick up at the Pool				120.00	0.00
									182.30	0.00
Sara J. Hulinsky										
40555	9/8/2026	9/8/2026		837.00	Aug 2026					Posted
	07-3419.01				Cleaning service - Aug 2026				837.00	0.00
Sayler Screenprinting										
40556	9/8/2026	9/8/2026		68.25	29468					Posted
	01-3212.00				Jersey for EMS vs. PD softball game				68.25	0.00
Schaper and White Law Firm										
40557	9/8/2026	9/8/2026		3,000.00	2548					Posted
	01-3214.00				Legal fees - Aug 2026				3,000.00	0.00

Accounts Payable Detail Listing

City of Broken Bow

<u>Vend#</u>	<u>Vendor Name</u>	<u>Pay#</u>	<u>Post Date</u>	<u>Due Date</u>	<u>Amount</u>	<u>Invoice</u>	<u>Date</u>	<u>PO#</u>	<u>Date</u>	<u>Status</u>
	<u>Account#</u>	<u>Work Order</u>				<u>Description</u>			<u>Debit</u>	<u>Credit</u>
Site One Landscape Supply (continued)										
40558	9/8/2026	9/8/2026	133.36	170206001-001						Posted
	01-3438.01			Sprinkler repairs - Library for new interactiv					133.36	0.00
State Income Tax WH NE Online Payment										
40468	8/26/2026	8/26/2026	4,044.49							Posted
	01-1500.00			STATE MARRIED					2,467.82	0.00
	01-1500.00			STATE SINGLE					1,576.67	0.00
									4,044.49	0.00
Stryker Sales, LLC										
40559	9/8/2026	9/8/2026	1,154.40	9213145184						Posted
	05-3310.00			Sensor for lifepack 35					1,154.40	0.00
Sylvia Schiller										
40560	9/8/2026	9/8/2026	90.00	Aug 2026						Posted
	05-3334.00			Ambulance incentive - Aug 2026					90.00	0.00
Taylor's Heating & Cooling Inc										
40561	9/8/2026	9/8/2026	6,576.79	2071						Posted
	02-3311.00			Ice machine - City Hall					6,576.79	0.00
Tracker Systems										
40562	9/8/2026	9/8/2026	16.99	288890						Posted
	03-3438.00			Tracking system for Handi Bus					16.99	0.00
Trotter Tire Service										
40563	9/8/2026	9/8/2026	147.12	8474						Posted
	04-3225.00			Oil change					90.00	0.00
	04-3310.00			Windshield wipers					57.12	0.00
									147.12	0.00
Troy Mack										
40564	9/8/2026	9/8/2026	60.00	Aug 2026						Posted
	05-3334.00			Ambulance incentive - Aug 2026					60.00	0.00
V-Bar Sales & Service										
40565	9/8/2026	9/8/2026	16,563.00	38970						Posted
	08-3424.00			Dump trailer					16,563.00	0.00
Verizon Wireless										
40566	9/8/2026	9/8/2026	280.17	8/26/26 - PD						Posted
	04-3221.00			Wifi for Patrol units					280.17	0.00
Weathercraft										
40567	9/8/2026	9/8/2026	1,323.00	28554						Posted
	04-3311.00			Receivers and programmed garage door re					1,323.00	0.00
Parks-1192	Wenquist Inc.									
40568	9/8/2026	9/8/2026	33.47	Acct# 1192						Posted
	08-3310.00			Equipment repairs					33.47	0.00
Streets-1243	Wenquist, Inc.									
40569	9/8/2026	9/8/2026	204.64	Acct# 1243						Posted
	08-3310.00			Equipment repairs					204.64	0.00
			284,997.87	118 Non-voided payables listed.						

Report Setup

AP - Accounts Payable Listing : Vendor Name

Filter Options

Starting: 8/26/2026

Ending: 9/8/2026

Banks: All

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

All Vendors Selected

Biweekly Payroll 8/26/26 \$92,228.97

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City of Broken Bow

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<u>Vendor Name</u>	<u>Invoice</u>	<u>Invoice Description</u>	<u>Account Description</u>	<u>Amount</u>
General				
Aflac		PRE TAX AFLAC	Health/Life/Acc Insuranc	511.52
Aflac		AFLAC POST TAX	Health/Life/Acc Insuranc	119.50
Aflac	Aug 2026	Dave's Aflac - Aug 2026	Health/Life/Acc Insuranc	189.30
Broken Bow Airport Authority	Sept 2026	Airport Interlocal Agreement - Sept 2026	Airport Payment	1,083.33
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Weather Station Expens	26.81
Broken Bow Public Schools	2025-26	Liquor and tobacco tax due to Broken Bow	Liquor Tax - School	3,150.00
Broken Bow Public Schools	2025-26	Liquor and tobacco tax due to Broken Bow	Tobacco Tax - School	100.00
Capitol One Bank		WAGE GARNISHMENT	Wage Garnishment	67.62
Card Services 0583	9/1/2026	Office supplies and meal for Budget worksh	Supplies & Postage	67.75
Card Services 5174	9/1/26	Vehicle maintenance, internet, supplies, equ	City Promotions	716.60
Card Services - 7729 Police	9/1/2026	Uniforms, State pound fees, equipment	City Promotions	1,035.00
Card Services - Zoning	9/1/2026	Zoning expenses - vehicle maintenance anc	Zoning Expense	946.16
Card Services - Zoning	9/1/2026	Zoning expenses - vehicle maintenance anc	Zoning Expense	53.01
Card Services 0609	9/1/2026	Software fees, veh maint, council chambers	City Promotions	67.39
Card Services 0609	9/1/2026	Software fees, veh maint, council chambers	Software Fees	4.27
Card Services 0609	9/1/2026	Software fees, veh maint, council chambers	Supplies & Postage	578.74
Card Services 0609	9/1/2026	Software fees, veh maint, council chambers	Equipment Purchases	239.99
Card Services 0609	9/1/2026	Software fees, veh maint, council chambers	Admin Vehicle	442.60
Century Link	8/28/26 R	Basic & long distance - Radio tower	Telephone/Internet	86.03
City Flex Benefit Plan		SELECT FLEX-UNREIMBURSED M/D/V	Health/Life/Acc Insuranc	769.79
City Flex Benefit Plan		SELECT FLEX-DEPENDENT CARE	Health/Life/Acc Insuranc	192.30
City of Broken Bow - Health Insurance		HEALTH INS	Health/Life/Acc Insuranc	5,561.66
City of Broken Bow - Health Insurance	Aug 2026	August health insurance reimbursement	Health Insurance	4,289.18
City of Broken Bow Pension Fund		414H RETIREMENT	Pension	13,191.42
City of Broken Bow Pension Fund		457 RETIREMENT	Pension	1,891.04
City of Broken Bow Pension Fund		RETIREMENT LOAN PAYMENT	Loan Payment	3,359.00
Colonial Insurance		COLONIAL LIFE PRE TAX	Health/Life/Acc Insuranc	679.00
Colonial Insurance		COLONIAL LIFE POST TAX	Health/Life/Acc Insuranc	383.11
Colonial Insurance	Aug 2025	Dave's and company paid life - Aug 2026	Health/Life/Acc Insuranc	555.82
Colonial Insurance	Aug 2025	Dave's and company paid life - Aug 2026	Health/Life/Acc Insuranc	73.52
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	24.09
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	168.48
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	161.85
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	19.50
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	18.33
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	12.09
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	33.93
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	87.36
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	18.33
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	95.55
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	11.31
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	26.52
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	132.99
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	12.87
Custer County Chief	Aug 2026	Printing and publications	Printing & Publication	13.26
Custer County Treasurer	Sept 2026	Communications Interlocal Agreement - Sep	Radio Communications	19,384.45
EFTPS Online Payment		MEDICARE	Payroll Taxes	3,750.62
EFTPS Online Payment		FEDERAL	Payroll Taxes	4,636.29
EFTPS Online Payment		FEDERAL	Payroll Taxes	3,782.44
EFTPS Online Payment		FEDERAL	Payroll Taxes	468.38
EFTPS Online Payment		FEDERAL	Payroll Taxes	1,331.28
EFTPS Online Payment		FICA	Payroll Taxes	16,037.06
EZ IT Solutions	Aug 2026	IT Services	IT Expense	2,050.00
Eakes Office Products	Acct# 309	Office supplies and phones	Copier Maint/Expense	725.72
Eakes Office Products	Acct# 309	Office supplies and phones	Telephone/Internet	223.27
Eakes Office Products	Acct# 309	Office supplies and phones	Supplies & Postage	52.99
Eakes Office Products	Acct# 309	Office supplies and phones	Supplies & Postage	44.24
Eakes Office Products	Acct# 309	Office supplies and phones	Supplies & Postage	17.99
Family Heritage		FAMILY HERITAGE	Health/Life/Acc Insuranc	25.50
Heritage Landscape Supply Group	29149407	Sprinkler repairs at Library for new interacti	Administrator Expense	24.20
Nebraska Child Support Payment Center		CHILD SUPPORT-NE	Child Support	336.47
Nebraska Dept of Revenue	7/2025-6/	Waste reduction and recycling fee	Filing Fees	25.00
Paper Tiger Shredding	242401	Paper shredding	Miscellaneous Expense	48.00
RJ Meyer & Associates	5140	Budget filing preparation and accounting se	Audit Expense	3,550.00
Sayler Screenprinting	29468	Jersey for EMS vs. PD softball game	City Promotions	68.25
Schaper and White Law Firm	2548	Legal fees - Aug 2026	Legal Fees	3,000.00

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City of Broken Bow

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<u>Vendor Name</u>	<u>Invoice</u>	<u>Invoice Description</u>	<u>Account Description</u>	<u>Amount</u>
General				
Site One Landscape Supply	17020600	Sprinkler repairs - Library for new interactive	Administrator Expense	133.36
State Income Tax WH NE Online Paymer	STATE		Payroll Taxes	2,467.82
State Income Tax WH NE Online Paymer	STATE		Payroll Taxes	1,576.67
			Total General	\$105,027.92
Municipal Building				
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Utilities	1,144.72
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Utilities - Downtown RR	92.51
Card Services 0583	9/1/2026	Office supplies and meal for Budget worksh	Training & Meeting Expe	228.09
Card Services	9/1/26 We	Supplies for ramp project in alley at City Hal	Building Improvements	129.53
Card Services 0609	9/1/2026	Software fees, veh maint, council chambers	Building Cleaning Suppli	433.68
Card Services 0609	9/1/2026	Software fees, veh maint, council chambers	Maintenance & Repair B	7,954.08
Card Services 0609	9/1/2026	Software fees, veh maint, council chambers	Building Improvements	3,820.30
City of Broken Bow - Health Insurance	Aug 2026	August health insurance reimbursement	Health Insurance	1,168.42
EZ IT Solutions	Aug 2026	IT Services	IT Expense	600.00
Great Plains Communications	9/1/26 - C	Internet	Utilities	289.95
Great Plains Communications	9/1/26 - D	Internet - Downtown RR	Utilities - Downtown RR	84.95
Kirkpatrick Cleaning Solutions	14433	Paper products at City Hall	Building Cleaning Suppli	95.80
Mead Lumber	Acct# 06B	Supplies for ramp project in alley at City Hal	Building Improvements	3,260.01
Paulsen Inc.	268016	Supplies for ramp project in alley at City Hal	Building Improvements	706.20
RT Ace, LLC	Acct# 129	Supplies for building repairs and maintenanc	Maintenance & Repair B	4.97
Taylors Heating & Cooling Inc	2071	Ice machine - City Hall	Maintenance & Repair B	6,576.79
			Total Municipal Building	\$26,590.00
Handi Bus				
EZ IT Solutions	Aug 2026	IT Services	IT Expense	200.00
Tracker Systems	288890	Tracking system for Handi Bus	IT Expense	16.99
			Total Handi Bus	\$216.99
Police				
Benchmark Governmental Solutions	24542	Meals at defensive tactics training	Training & Meeting Expe	83.70
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Utilities	630.35
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Dog Care	61.36
Card Services - 7729 Police	9/1/2026	Uniforms, State pound fees, equipment	Uniforms	1,053.23
Card Services - 7729 Police	9/1/2026	Uniforms, State pound fees, equipment	Uniforms	299.56
Card Services - 7729 Police	9/1/2026	Uniforms, State pound fees, equipment	Training	133.57
Card Services - 7729 Police	9/1/2026	Uniforms, State pound fees, equipment	Dog Care	182.00
Card Services - 7729 Police	9/1/2026	Uniforms, State pound fees, equipment	Equipment Purchases	787.44
Century Link	8/28/2026	Long distance	Telephone/Internet	371.63
City of Broken Bow - Health Insurance	Aug 2026	August health insurance reimbursement	Health Insurance	14,942.57
EZ IT Solutions	Aug 2026	IT Services	IT Expense	1,800.00
Hometown Leasing	#9663 - P	Copier lease - PD	Copier Maint/Expense	116.65
Nebraska Law Enforcement Training Cen	16826, 16	Firearms training and defensive tatics trainir	Training & Meeting Expe	525.00
Nebraska Law Enforcement Training Cen	16826, 16	Firearms training and defensive tatics trainir	Training & Meeting Expe	525.00
RT Ace, LLC	Acct# 751	Supplies - fly traps	Maintenance & Repair B	19.98
Trotter Tire Service	8474	Oil change and windshield wipers for 2015 I	Gas and Oil	90.00
Trotter Tire Service	8474	Oil change and windshield wipers for 2015 I	Maint/Repair Equipment	57.12
Verizon Wireless	8/26/26 - I	Wifi for Patrol units	Telephone/Internet	280.17
Weathercraft	28554	Receivers and programmed garage door rei	Maintenance & Repair B	1,323.00
			Total Police	\$23,282.33
Rescue Unit				

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City of Broken Bow

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<u>Vendor Name</u>	<u>Invoice</u>	<u>Invoice Description</u>	<u>Account Description</u>	<u>Amount</u>
Rescue Unit				
Ahren Finney	Aug 2026	Ambulance Incentive - Aug 2026	Ambulance Driver Incent	30.00
Andy C Holland	Aug 2026	Ambulance Incentive - Aug 2026	Ambulance Driver Incent	381.00
Auto Value Broken Bow	22101636	Phone charges for Ambulances	Maint/Repair Equipment	28.58
Billy Hendricks	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	295.00
Bound Tree Medical	86330400	EMS Supplies	Ambulance Supplies	167.60
Breanna Holmes	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	150.00
Card Services 5174	9/1/26	Vehicle maintenance, internet, supplies, eq	Education and Training	84.00
Card Services 5174	9/1/26	Vehicle maintenance, internet, supplies, eq	Telephone/Internet	220.00
Card Services 5174	9/1/26	Vehicle maintenance, internet, supplies, eq	Ambulance Supplies	1,351.00
Card Services 5174	9/1/26	Vehicle maintenance, internet, supplies, eq	Transport Expense	237.24
Card Services - EMS Transport Card 803	9/1/2026	Transport meals, snacks, and fuel	Gas and Oil	247.01
Card Services - EMS Transport Card 803	9/1/2026	Transport meals, snacks, and fuel	Transport Expense	265.50
Chad Hempstead	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	158.00
Christina Watson	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	105.00
Christopher Shelby	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	30.00
City of Broken Bow - Health Insurance	Aug 2026	August health insurance reimbursement	Health Insurance	3,505.25
David Baltz	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	1,630.00
David Schmidt	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	15.00
Dennis Schiller	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	60.00
Doyle Wood	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	315.00
EZ IT Solutions	Aug 2026	IT Services	IT Expense	550.00
Elizabeth Baumgartner	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	90.00
First Response Billing Associates, LLC	1123	EMS Billing	Insurance Aid Fees	2,976.12
Gina Gorham	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	667.00
Island Supply Welding Co.	378983	Oxygen	Ambulance Supplies	37.20
Kelly Gorham	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	1,121.00
Kelvin Kreitman	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	90.00
Londa Wood	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	285.00
Mason Holmes	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	500.00
Michael Jilg	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	705.00
Mid Plains Community College	734	ID# 6909 EMT class for Nick Gaddy	Education and Training	490.52
Mishele Wooters	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	120.00
Nicholas Gaddy	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	396.00
Nissa Shelby	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	60.00
RT Ace, LLC	Acct# 122	Door guard, fasteners	Maint/Repair Equipment	2.88
Rebecca Neumiller	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	378.00
Rebeka Anderson	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	120.00
Stryker Sales, LLC	92131451	Sensor for lifepack 35	Maint/Repair Equipment	1,154.40
Sylvia Schiller	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	90.00
Troy Mack	Aug 2026	Ambulance incentive - Aug 2026	Ambulance Driver Incent	60.00
Total Rescue Unit				\$19,168.30
Fire				
Card Services 5174	9/1/26	Vehicle maintenance, internet, supplies, eq	Telephone/Internet	110.00
Card Services 5174	9/1/26	Vehicle maintenance, internet, supplies, eq	Maint/Repair Equipment	16.00
Card Services 5174	9/1/26	Vehicle maintenance, internet, supplies, eq	Training	55.40
Card Services 5174	9/1/26	Vehicle maintenance, internet, supplies, eq	Equipment Purchases	379.89
Central Nebraska Pest Control	996	Pest control at the Fire Hall	Maintenance & Repair B	115.00
City of Broken Bow - Health Insurance	Aug 2026	August health insurance reimbursement	Health Insurance	1,168.41
EZ IT Solutions	Aug 2026	IT Services	IT Expense	400.00
Total Fire				\$2,244.70
Library				
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Utilities	1,248.44
City of Broken Bow - Health Insurance	Aug 2026	August health insurance reimbursement	Health Insurance	2,238.10
EZ IT Solutions	Aug 2026	IT Services	IT Expense	600.00
Great Plains Communications	9/1/26 - Li	Phone and internet	Telephone/Internet	195.90
Hometown Leasing	#9687 - Li	Copier lease - Library	Copier Maint/Expense	78.57
Sara J. Hulinsky	Aug 2026	Cleaning service - Aug 2026	Contracted Services	837.00
Total Library				\$5,198.01
Street				

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City of Broken Bow

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<u>Vendor Name</u>	<u>Invoice</u>	<u>Invoice Description</u>	<u>Account Description</u>	<u>Amount</u>
Street				
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	238.16
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	29.58
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	48.32
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	453.11
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	22.97
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	77.48
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	(3.16)
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	459.74
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	78.56
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	0.91
AKRS Equipment	Acct#'s 5C	Parts and repairs	Maint/Repair Equipment	11.71
Barco Municipal Products Inc	3037	Rail road crossing sign	Street Signs	970.44
Beaver Bearing Co Albion	37304	Mower repairs	Maint/Repair Equipment	142.90
Bow Locksmith	5414	Door lock repairs at Streets and Parks	Maint/Repair Equipment	100.00
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Utilities	321.79
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Utilities	27.79
Card Services 4834	9/1/2026	Safety items, Fuel, and traffic signals	Maint/Repair Equipment	175.35
Card Services 4834	9/1/2026	Safety items, Fuel, and traffic signals	Street Signals/Maintena	717.52
Card Services 4834	9/1/2026	Safety items, Fuel, and traffic signals	Safety Equipment	268.96
Century Link	8/28/2026	Internet	Telephone/Internet	51.47
City of Broken Bow - Health Insurance	Aug 2026	August health insurance reimbursement	Health Insurance	12,852.57
EZ IT Solutions	Aug 2026	IT Services	IT Expense	400.00
Fastenal	NEKEA21	Bolts - Bid Stock	Maint/Repair Equipment	400.14
Fastenal	NEKEA21	Bolts - Bid Stock	Maint/Repair Equipment	911.88
Fastenal	NEKEA21	Bolts - Bid Stock	Maint/Repair Equipment	71.60
Fastenal	NEKEA21	Bolts - Bid Stock	Maint/Repair Equipment	118.76
Great Plains Communications	9/1/26 - S	Internet	Telephone/Internet	150.00
O'Reilly Auto Parts	6070-176	Equipment repairs	Maint/Repair Equipment	14.99
Paulsen Inc.	266566, 2	Road gravel	Township Roads	8,718.76
RT Ace, LLC	Inv# 1297	Equipment repairs	Maint/Repair Equipment	123.52
V-Bar Sales & Service	38970	Dump trailer	Trucks/Loader	16,563.00
Wenquist Inc.	Acct# 119	Equipment repairs	Maint/Repair Equipment	33.47
Wenquist, Inc.	Acct# 124	Equipment repairs	Maint/Repair Equipment	204.64
Total Street				\$44,756.93
Park				
Beaver Bearing Co Albion	36713, 37	Mower repairs	Maint/Repair Equipment	69.82
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Utilities	160.90
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Utilities	1,921.95
Card Services 4834	9/1/2026	Safety items, Fuel, and traffic signals	Gas and Oil	488.98
Card Services 4834	9/1/2026	Safety items, Fuel, and traffic signals	Equipment Rental	285.01
Century Link	8/28/2026	Internet	Telephone/Internet	51.48
City of Broken Bow - Health Insurance	Aug 2026	August health insurance reimbursement	Health Insurance	4,673.65
EZ IT Solutions	Aug 2026	IT Services	IT Expense	200.00
Paulsen Inc.	268021	Concrete for Melham	Maintenance/Repair Gro	772.00
RT Ace, LLC	Acct# 129	Maintenance and repairs - grounds	Maintenance/Repair Gro	714.25
S&L Sanitary Service	Acct#'s 2,	Trash pick up around the square and summ	Trash Removal	62.30
S&L Sanitary Service	Acct#'s 2,	Trash pick up around the square and summ	Trash Removal	120.00
Total Park				\$9,520.34
Swimming Pool				
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Utilities	3,057.66
Card Services 5174	9/1/26	Vehicle maintenance, internet, supplies, equ	Red Cross Training	127.10
Century Link	8/28/2026	Basic & credit card	Telephone/Internet	53.19
EZ IT Solutions	Aug 2026	IT Services	IT Expense	200.00
Eakes Office Products	Acct# 309	Office supplies and phones	Telephone/Internet	19.07
Total Swimming Pool				\$3,457.02
Sanitation				
Broken Bow Municipal Utilities	7/15-8/17/	City Utilities	Utilities	49.96
Custer Public Power	Acct# 252	CD Cell Power	Utilities	57.12
Total Sanitation				\$107.08
ST Infra/Capital				
Custer County Foundation	Inclusive I	Inclusive Playground Project per Resolution	Sales Tax Infra Projects	30,000.00
JEO	176417	BBow Fairgrounds to Memorial Sanitary Sei	Sales Tax Infra Projects	4,701.25
JEO	176555	BBow Stormwater Drainage Evaluation (NV)	Sales Tax Infra Projects	5,826.00
JEO	176556	BBow Streets and Parks Dept Drainage Imp	Sales Tax Infra Projects	4,901.00
Total ST Infra/Capital				\$45,428.25

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Vendor Name

Invoice

Invoice Description

Account Description

Amount

\$284,997.87

Report Selection: Check Approval List - GL Account

Biweekly Payroll 8/26/26 \$92,228.97

Date Range Selection: GL Posting Date

Starting Date: 8/26/2026

Ending Date: 9/8/2026

Banks: All

Bank Acct#:

Include Printed Checks: ☒

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CITY OF BROKEN BOW
CUSTER COUNTY, NEBRASKA

ORDINANCE NO. 1323

AN ORDINANCE OF THE CITY OF BROKEN BOW, NEBRASKA, A CITY OF THE SECOND CLASS, AMENDING CHAPTER 93 OF THE MUNICIPAL CODE BY ADDING SECTIONS 93.60 THROUGH 93.66 REGULATING THE KEEPING OF LIVESTOCK AND POULTRY WITHIN THE CORPORATE LIMITS; PROVIDING FOR CODIFICATION IN TITLE XVII; REPEALING CONFLICTING ORDINANCES TO THE EXTENT OF THE CONFLICT; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

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

SECTION 1. Authority and findings.

This ordinance is adopted pursuant to the authority of a city of the second class under Neb. Rev. Stat. §§ 17-123, 17-138, 17-505, 17-526, 17-547, 17-548, 17-613, 17-614, and 18-1720, and pursuant to Neb. Rev. Stat. § 28-1014. The Mayor and Council find:

- (A) Chapter 93 of the Nebraska Basic Code, as adopted by the City, already regulates animals running at large (§ 93.02), wild animals (§ 93.03), enclosures (§ 93.05), cruelty (§ 93.06), impoundment (§ 93.08), and related matters, and provides that nothing in § 93.02 permits a person to keep an animal that the Council has prohibited.
- (B) Ordinance No. 1023, adopted January 23, 2007, prohibited livestock and fowl within the corporate limits. Proposed Ordinance No. 1090, which would have created transferable perpetual grandfather rights, was not adopted. On November 8, 2010, the Council repealed Ordinance No. 1023. The City has since relied on general nuisance provisions, including §§ 91.20, 91.21, and 93.05.
- (C) Clear standards are needed. Unregulated keeping of hooved livestock in ordinary residential neighborhoods is incompatible with the residential character of the City. A limited backyard flock of hens and domesticated ducks can be kept without constituting a nuisance if confined, registered, and maintained in a sanitary enclosure.
- (D) The City is the county seat of a livestock-producing county. The livestock market, veterinary clinics, locker plants, fairs, and educational projects should be protected by express exemptions.
- (E) This ordinance is animal-control legislation supplementing Chapter 93. It is not a zoning amendment. It is not intended to declare a “farm or farm operation” as defined in the Nebraska Right to Farm Act, Neb. Rev. Stat. §§ 2-4401 to 2-4404, to be a public or private nuisance in circumstances in which that Act would forbid such a finding.

SECTION 2. Amendment of Chapter 93.

Chapter 93 of the Municipal Code of the City of Broken Bow is hereby amended by adding a new subchapter entitled “Livestock and Poultry,” to be numbered and to read as follows:

LIVESTOCK AND POULTRY

§ 93.60 PURPOSE; RELATION TO EXISTING CODE.

- (A) The purpose of §§ 93.60 through 93.66 is to prohibit the keeping of livestock within the corporate limits except as expressly provided, to permit a limited backyard flock under stated conditions, and to exempt livestock and poultry lawfully kept within the corporate limits prior to the effective date of this ordinance from the prohibitions of this subchapter so long as such keeping does not constitute a public nuisance under §§ 91.20 and 91.21.
- (B) Sections 93.60 through 93.66 supplement, and do not repeal, §§ 93.01 through 93.45, § 93.52, or Chapter 91. In the event of conflict between §§ 93.60 through 93.66 and another provision of Chapter 93 on the same subject, §§ 93.60 through 93.66 shall control as local legislation under § 10.17.
- (C) The running at large of livestock and poultry remains regulated by § 93.02. The cleanliness of pens and enclosures remains regulated by § 93.05. Impoundment of animals found in violation of this chapter remains regulated by § 93.08. Abatement of a public nuisance remains available under §§ 91.20, 91.21, and 10.99. Animal waste remains regulated by § 93.52.

Penalty, see § 10.99

Statutory reference: Neb. RS 17-123, 17-505, 17-526, 17-547, 17-548, 18-1720, 28-1014

Cross-reference: Local legislation, see § 10.17 and Title XVII; prohibited animals reserved to Council, see § 93.02(D)

§ 93.61 DEFINITIONS.

For the purpose of §§ 93.60 through 93.66, the following definitions shall apply unless the context clearly indicates or requires a different meaning. Terms defined in § 93.01 or § 93.06 have the meaning given in those sections unless a different meaning is stated here.

(BACKYARD FLOCK.) Hen chickens, domesticated ducks, or a combination of the two, kept pursuant to § 93.63.

(COOP.) A covered, predator-resistant enclosure providing shelter for a backyard flock.

(DOMESTICATED DUCK.) A domestic duck kept for eggs, meat, or companionship. The term does not include wild waterfowl.

(FARM PARCEL.) A single parcel, or contiguous parcels under common ownership, containing more than ten acres located within the corporate limits and used or devoted to the commercial production of farm products, consistent with the definition of “farm or farm operation” in Neb. Rev. Stat. § 2-4402.

(HEN.) A female chicken.

(HOUSEHOLD PET.) A dog, cat, ferret, indoor rabbit kept solely as a companion animal, small caged bird kept solely as a companion animal and not for egg or meat production, guinea pig, hamster, or aquarium animal. A household pet is not livestock or poultry under §§ 93.60 through 93.66.

(LIVESTOCK.) Any bovine, equine (including horse, mule, donkey, and pony), swine (including potbellied pig, miniature pig, and any other swine), sheep, goat, camelid (including llama and alpaca), domesticated cervid, ratite (including ostrich and emu), or bison, whether of standard or miniature breed. For purposes of §§ 93.60 through 93.66 only, LIVESTOCK does not include poultry.

(POULTRY.) Chickens, ducks, geese, turkeys, guinea fowl, peafowl, pheasants, quail, and similar domesticated fowl.

(ROOSTER.) A male chicken of any age or breed.

(RUN.) A fenced outdoor enclosure, attached to or immediately adjoining a coop, from which birds cannot escape and into which predators cannot readily enter.

Penalty, see § 10.99

Statutory reference: Livestock Animal Welfare Act definitions, see Neb. RS 54-902; Right to Farm Act definitions, see Neb. RS 2-4402; cruelty definitions, see Neb. RS 28-1008 and § 93.06

§ 93.62 LIVESTOCK PROHIBITED; EXEMPTIONS.

(A) It shall be unlawful for any person to own, harbor, keep, maintain, or permit to be kept any livestock within the corporate limits of the city, except as provided in division (B) of this section or in § 93.65.

(B) Division (A) of this section shall not apply to the following, provided the activity is conducted in a sanitary manner consistent with §§ 93.05 and 93.52 and does not constitute a public nuisance under § 91.20:

- (1) The Broken Bow livestock market (sale barn) and any successor livestock-auction facility operating in accordance with applicable law, including the temporary holding of livestock incidental to sale;
- (2) A licensed slaughterhouse, locker plant, or meat-processing facility, including the holding of animals for a period reasonably necessary to slaughter or process;
- (3) A licensed veterinary clinic, hospital, or animal shelter, for animals kept for treatment, observation, or boarding incidental to those services;
- (4) Livestock being lawfully transported through the city without being unloaded, except in an emergency or at a facility described in divisions (B)(1) through (B)(3);
- (5) Livestock exhibited at a fair, show, parade, rodeo, circus, or similar event approved by the city, for the duration of the event and a reasonable period for arrival and departure;
- (6) Livestock kept by a public school or other educational institution for instructional purposes on the institution's own property;
- (7) A single sheep or a single goat kept on an occupied residential lot as a documented 4-H or FFA project, if the keeper registers the project with the City Clerk, including proof of current 4-H or FFA enrollment and the project end date; the animal is confined in a clean, adequate enclosure in the rear yard meeting the setbacks of § 93.63(F); the animal is removed from the corporate limits within 14 days after the county fair or other official project show, or within 180 days after registration, whichever occurs first; and the animal is not cattle, a horse, or swine. The City Administrator may deny or revoke a youth-project registration that has been the subject of a founded nuisance complaint;
- (8) Livestock kept on a farm parcel, subject to the city's zoning regulations and to §§ 93.02, 93.05, 93.52, and 91.20. This division does not authorize a use prohibited by zoning and does not authorize an intensive livestock confinement facility except as zoning may separately allow;

- (9) A police animal as defined in § 93.06; and
- (10) Any animal owned, kept, or contracted for exclusively by the city.
- (C) It shall be unlawful for any person to own, harbor, keep, maintain, or permit to be kept any poultry within the corporate limits except a backyard flock kept in full compliance with § 93.63, or poultry kept under an exemption in division (B) of this section that by its terms applies to the poultry, or poultry kept by an educational institution for instructional purposes on the institution's own property.
- (D) Nothing in this section authorizes a use prohibited by the zoning regulations or by a lawful private covenant. Private restrictive covenants may be more restrictive than this section.

Penalty, see § 10.99

Statutory reference: Neb. RS 17-123, 17-526, 17-547; Right to Farm Act, Neb. RS 2-4401 to 2-4404

Cross-reference: Running at large, see § 93.02; enclosures, see § 93.05; nuisances, see §§ 91.20 and 91.21

§ 93.63 BACKYARD FLOCK.

A person may keep a backyard flock within the corporate limits only if all of the following conditions are met at all times:

- (A) Number and species. Not more than six birds in the aggregate, consisting only of hens and/or domesticated ducks, may be kept on any one zoning lot. Roosters are prohibited. Geese, turkeys, guinea fowl, peafowl, pheasants, quail, and all other poultry are prohibited. Chicks under eight weeks of age being brooded indoors as replacements for a lawful flock shall not be counted against the six-bird limit, provided that upon reaching eight weeks the total number of birds on the lot shall not exceed six.
- (B) Occupied residential lot. The principal use of the lot shall be an occupied single-family or two-family dwelling. No backyard flock shall be kept on a vacant or uninhabited lot, or on a lot whose principal use is commercial or industrial, except as provided in § 93.62(B).
- (C) Owner or occupant; landlord consent. The keeper of the flock shall be the owner-occupant of the dwelling or a tenant who has the written consent of the property owner. A copy of such consent shall be provided upon request of an enforcing officer.
- (D) Confinement. Birds shall be confined to the coop and run at all times and shall not run at large. Birds shall be secured inside the coop from sunset to sunrise. Section 93.02 continues to apply.
- (E) Location. The coop and run shall be located only in the rear yard. No coop or run shall be located in a front yard or in a side yard adjoining a street.
- (F) Setbacks. No coop or run shall be located closer than ten feet to any side or rear property line, or closer than 25 feet to any dwelling on an adjoining lot. If the zoning regulations impose a more restrictive accessory-building setback, the more restrictive requirement shall control.
- (G) Size and construction. The coop shall provide at least four square feet of floor area per bird. The run shall provide at least ten square feet of open area per bird. The combined footprint of coop and run shall not exceed 120 square feet. No coop shall exceed seven feet in height at the highest point. The coop shall be roofed, ventilated, and constructed so as to exclude rodents and predators. The run shall

be enclosed on all sides and covered, or of sufficient height and construction to prevent escape and to reasonably exclude predators.

- (H) Sanitation. The coop, run, and surrounding area shall be kept clean, dry, and free of accumulated manure, spoiled feed, and standing water, consistent with §§ 93.05, 93.52, and 91.20(A)(4) and (A)(11). Manure and soiled bedding shall be removed as often as necessary to prevent odor detectable on adjoining property and, if stored on the premises, shall be stored in a covered, rodent-resistant container and disposed of in a lawful manner.
- (I) Feed storage. All feed shall be stored in sealed, rodent-resistant containers.
- (J) Slaughter. No bird shall be slaughtered in view of the general public or upon any public property. On-premises slaughter, if any, shall be conducted in a sanitary and humane manner and solely for household consumption, and remains subject to § 93.04 and to state law.
- (K) Commercial activity. A backyard flock is an accessory residential use. It shall be unlawful to operate a commercial hatchery, broiler operation, or egg-production business from a residential lot under this section. Incidental sale of surplus eggs from a lawful backyard flock is not, standing alone, a commercial poultry operation.
- (L) Nuisance. No backyard flock shall be kept in a manner that creates a public nuisance, including persistent odor, infestation of flies or rodents, repeated escape, or noise that unreasonably disturbs persons of ordinary sensibility on adjoining property. A flock kept in violation of this section is a public nuisance without regard to the six-bird limit and may be abated under § 91.21.

Penalty, see § 10.99

Cross-reference: Enclosures, see § 93.05; animal waste, see § 93.52; chicken pens as nuisance when foul, see § 91.20(A)(11)

§ 93.64 REGISTRATION.

- (A) Before keeping a backyard flock, and within 30 days after the effective date of this section for any flock already kept, the keeper shall register the flock with the City Clerk on a form prescribed by the City Clerk or City Administrator. The registration shall identify the property address, the name and contact information of the keeper, the property owner if different, the number and species of birds, and a simple description or sketch of the coop and run location.
- (B) The City Council may establish a registration fee by resolution. Unless and until a fee is established, registration shall be without charge.
- (C) Registration is not transferable to a new owner or a new address and shall be updated within 30 days of any change in the registered information. Failure to register or to update a registration is a violation of this section.

Penalty, see § 10.99

§ 93.65 EXISTING LIVESTOCK AND POULTRY.

- (A) Any livestock or poultry lawfully kept within the corporate limits prior to the effective date of this ordinance is exempt from the prohibitions of this subchapter, so long as such keeping does not constitute a public nuisance under §§ 91.20 and 91.21.

- (B) The exemption in division (A) applies only to the particular animals lawfully kept within the corporate limits on the effective date and to the lot on which those animals were then kept. It does not authorize an increase in the number of animals, the introduction of a species that was not lawfully kept on the lot on the effective date, or a use prohibited by the zoning regulations or by a lawful private covenant.
- (C) A person claiming the exemption in division (A) shall, within twelve months after the effective date of this section, file with the City Clerk a written inventory of the species and number of livestock and poultry then claimed as exempt and the address at which they are kept. Timely filing of that inventory is a condition of the exemption. If the inventory is not filed on or before the last day of the twelve-month period, the exemption in division (A) terminates as to that lot, and the animals are thereafter subject to §§ 93.62 and 93.63.
- (D) An existing enclosure used for animals described in division (A) shall, within twelve months after the effective date, be maintained in a clean and sanitary condition consistent with §§ 93.05 and 93.52. An existing backyard-flock coop or run shall be brought into compliance with § 93.63(D) through (I) within twelve months after the effective date, or such longer period as the City Administrator may grant in writing for good cause, not to exceed an additional ninety days.
- (E) Nothing in this section authorizes a public nuisance. The city may require abatement of any condition that constitutes a public nuisance or an imminent threat to public health or safety, using the procedures in § 91.21 or any other remedy available at law, without regard to the twelve-month period in divisions (C) and (D).
- (F) The running at large of any animal remains regulated by § 93.02. Cruelty, inspection, and related matters remain regulated by § 93.06. Impoundment remains regulated by § 93.08.

Penalty, see § 10.99

Cross-reference: Nuisances, see §§ 91.20 and 91.21; enclosures, see § 93.05; animal waste, see § 93.52

§ 93.66 ENFORCEMENT; APPEALS.

- (A) The Police Department, Animal Control Officer, Code Enforcement Officer, and such other officials as the City Administrator may designate shall enforce §§ 93.60 through 93.66.
- (B) Entry upon private property to inspect a coop, run, or animal enclosure, and entry into a dwelling, shall be made only as authorized by § 93.06, by consent, by warrant, or as otherwise authorized by law.
- (C) A violation of §§ 93.60 through 93.66 is a public nuisance and may be abated under §§ 91.20, 91.21, and 10.99. Animals found in violation may be impounded as provided in § 93.08.
- (D) A person aggrieved by a registration decision or by an enforcement determination under §§ 93.60 through 93.66, other than the issuance of a citation to be heard in court and other than a nuisance-abatement notice already appealable under § 91.21, may appeal to the City Council by filing a written notice of appeal with the City Clerk within ten business days after the determination is issued. The filing of an appeal does not stay a requirement to correct an imminent health or safety hazard. The Council shall hear the appeal at a regular or special meeting and may affirm, modify, or reverse the determination.

Penalty, see § 10.99

Statutory reference: Warrant and citation authority, see Neb. RS 28-1012 and § 93.06; nuisance abatement, see Neb. RS 18-1720 and §§ 91.21, 10.99; general penalty not exceeding \$500, see Neb. RS 17-505 and § 10.99

SECTION 3. Codification.

Pursuant to § 10.17 of this code, this ordinance shall be codified in Title XVII, Local Legislation, as an amendment of Chapter 93, and the City Clerk is directed to cause §§ 93.60 through 93.66 to be incorporated into the official Municipal Code. The chapter table of contents for Chapter 93 shall be revised to list the new subchapter and sections.

SECTION 4. Repealer; non-revival.

- (A) Ordinance No. 1023, having been repealed by action of the City Council on November 8, 2010, remains repealed. This ordinance does not revive Ordinance No. 1023.
- (B) All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict only. Sections 93.01 through 93.45, § 93.52, and Chapter 91 are not repealed except to the extent of actual conflict with §§ 93.60 through 93.66.

SECTION 5. Severability.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions.

SECTION 6. Effective date and publication.

This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by Neb. Rev. Stat. § 17-613. The City Clerk is directed to cause this ordinance to be published or posted as required by law.

PASSED AND APPROVED this _____ day of _____, 20____.

ATTEST:

Jennifer A. Waterhouse, City Clerk

Rodney W. Sonnichsen, Mayor

(SEAL)

DRAFTER'S NOTES

(Not part of the ordinance — for Mayor, Council, City Attorney, and staff)

1. Why this revision was made.

The first draft was written in the long, self-contained style of Ordinance No. 1315 (Flock cameras / Chapter 130). After review of the City's 2019 Nebraska Basic Code, that style did not fit Chapter 93. The Basic Code already occupies the field of running at large (§ 93.02), wild animals (§ 93.03), killing and poisoning (§ 93.04), enclosures (§ 93.05), cruelty (§ 93.06, tracking Neb. RS 28-1008 to 28-1012), equine and bovine contest acts (§ 93.07), impoundment (§ 93.08), rabies, and dogs. Section 93.02(D) expressly reserves to the Council the power to prohibit particular animals, with a cross-reference to Title XVII. Section 10.17 directs that local changes be codified in Title XVII and that Title XVII control in the event of conflict. Ordinance No. 1258 already added § 93.52 (animal waste) as a local section. This revision is therefore written as local legislation adding §§ 93.60 through 93.66, in Basic Code section style, with "Penalty, see § 10.99" rather than a freestanding penalty scheme.

2. Statutes reviewed and how the draft stays inside them.

- Neb. RS 17-123. Authority to protect public health and prevent and remove nuisances in the city and its extraterritorial zoning jurisdiction. This ordinance is limited to the corporate limits. Nuisance abatement in the ETJ remains available under Chapter 91 if the Council later wants that reach.
- Neb. RS 17-138. Authority to prohibit and punish cruelty. The draft does not rewrite § 93.06 or the Livestock Animal Welfare Act (Neb. RS 54-901 to 54-913). It regulates location and number.
- Neb. RS 17-505. Ordinances for peace, good government, and welfare; fine not exceeding \$500. Section 10.99 already implements this, including the 24-hour continuing-violation rule. The \$100 minimum from the Chief's draft was dropped so the ordinance uses the code penalty already on the books.
- Neb. RS 17-526 and 17-547. Authority to license, regulate, and impound animals running at large. Section 93.02 already does that work; this ordinance does not duplicate it.
- Neb. RS 17-548. Authority to establish pounds. Section 93.08 already does that work.
- Neb. RS 17-613 and 17-614. Enacting style, publication within 15 days, three readings unless three-fourths suspend the rule, concurrence of a majority of all elected members, and a title that contains the subject. The wrapping sections of this ordinance follow that form.
- Neb. RS 18-1720 and 18-1722. Nuisance prevention and abatement, including by equity. Sections 91.20, 91.21, and 10.99(B) already supply the procedure. The draft points to those sections instead of inventing a second abatement track.
- Neb. RS 28-1012 and 28-1014. Officers may seek a warrant to inspect or impound a neglected animal; cities may adopt animal-protection ordinances not inconsistent with §§ 28-1008 to 28-1017. The draft ties inspections to § 93.06 rather than claiming a general right to walk through a house.
- Neb. RS 2-4401 to 2-4404 (Right to Farm Act). A "farm or farm operation" is a tract of more than ten acres devoted to commercial production of farm products. Such an operation is not a public or private nuisance if it predated a change in surrounding land use and would not have been a nuisance before that

change. The draft uses the same ten-acre threshold for the farm-parcel exemption and states that the ordinance is not intended to make a finding the Act would forbid. Right to Farm is a shield against certain nuisance judgments; it is not a ban on prospective municipal regulation of new residential livestock inside the city.

- Chapter 91, §§ 91.20 and 91.21. These are the City’s existing public-nuisance definition and abatement sections, including foul chicken pens at § 91.20(A)(11). The grandfather clause in § 93.65 uses those sections as the limit on the exemption, as directed by the City Attorney.

3. Code conflicts that were removed.

- Duplicate running-at-large language (already § 93.02).
- A second impoundment scheme (already § 93.08).
- A second abatement scheme that would have conflicted with the five-day notice and Council hearing in § 91.21.
- A \$100–\$500 special penalty that ignored § 10.99.
- Use of § 93.06’s term “livestock animal,” which includes poultry and would have accidentally banned the backyard flock the ordinance is trying to allow. Section 93.61 now defines LIVESTOCK for this subchapter as hooved animals only.
- Numbering on top of § 93.52 (animal waste, Ord. 1258). The new material begins at § 93.60.

4. Policy items unchanged from the prior draft, still for Council decision.

- Six-bird cap (Chief Anderson proposed four).
- Ducks in the cap; geese and other fowl out.
- Pre-existing lawful livestock and poultry are exempt from the new prohibitions so long as the keeping is not a public nuisance under §§ 91.20 and 91.21. A twelve-month period is provided to inventory those animals and to bring enclosures into sanitary compliance. The Board of Adjustment variance path has been removed at the direction of the City Attorney.
- Narrow 4-H/FFA exception for one sheep or one goat; no cattle, horses, or hogs on ordinary lots.
- Registration with no fee unless set by resolution.

5. Suggested motion.

“I move that Ordinance No. _____, amending Chapter 93 of the Municipal Code by adding Sections 93.60 through 93.66 regulating livestock and poultry, be placed on first reading and that a public hearing be set for the Council meeting of _____.”

Draft prepared for the City Administrator. Review by the City Attorney is recommended before introduction. This document is a working draft and is not a legal opinion.

CITY OF BROKEN BOW, NEBRASKA

Office of the City Clerk

314 South 10th Avenue • Broken Bow, Nebraska 68822 • (308) 872-5831

BACKYARD FLOCK REGISTRATION

Municipal Code § 93.64(A) • Ordinance No. 1323 • Registration fee \$10.00

Use this form to register a backyard flock under § 93.64. A backyard flock is not more than six hens and/or domesticated ducks. Roosters and all other poultry are prohibited except animals lawfully kept before the effective date of Ordinance No. 1323 and claimed under § 93.65. Registration is not transferable. Update this form within 30 days of any change.

If you keep hooved livestock, or poultry that does not meet § 93.63, and those animals were lawfully kept here before the effective date, also file the Exemption Inventory (Form 93.65) within twelve months.

CITY CLERK USE ONLY

Date received: _____ Fee \$10 paid: ☐ Cash ☐ Check # _____	Registration No.: BB-FL-_____ Received by: _____	New flock / already kept: ☐ New ☐ Existing § 93.65 inventory also filed: ☐ Yes ☐ No ☐ N/A
---	---	--

1. KEEPER

Full name: _____	Phone: _____
Mailing address: _____	Email: _____
Status (check one): ☐ Owner-occupant of the dwelling ☐ Tenant (written owner consent required; attach copy)	

2. PROPERTY WHERE THE FLOCK WILL BE KEPT

Street address: _____
Principal use of the lot (check one): ☐ Occupied single-family dwelling ☐ Occupied two-family dwelling ☐ Other (a new backyard flock is not allowed on a vacant, commercial, or industrial lot except as provided in § 93.62(B))

3. PROPERTY OWNER (complete if different from the keeper)

Owner name: _____	Owner phone: _____
Owner mailing address: _____	
Owner consent (tenant keepers only). I am the owner of the property listed above. I consent to the keeping of a backyard flock on this property under Municipal Code §§ 93.63 and 93.64. I understand registration is not transferable and does not authorize a nuisance.	
Owner signature: _____	Date: _____

4. FLOCK

A flock that is new after the effective date may not exceed six hens and/or domesticated ducks and may not include a rooster. Birds lawfully kept on this lot before the effective date may be listed below even if they exceed that cap; claim them under § 93.65 and file Form 93.65.

Species	Kept before effective date	Total now / proposed
Hens (female chickens)		
Domesticated ducks		
Rooster (pre-existing only)		
Other poultry (pre-existing only; identify)		
TOTAL		

Chicks under 8 weeks brooded indoors as replacements for a lawful § 93.63 flock (not counted against the six-bird cap until 8 weeks)		
--	--	--

Check one:

- ☐ This flock meets § 93.63 in full (not more than six hens and/or ducks; no rooster; no other poultry).
- ☐ This flock includes animals lawfully kept before the effective date that do not meet § 93.63. I am filing Form 93.65 (Exemption Inventory) for those animals. I will not add animals or species that were not lawfully kept on this lot on the effective date.

5. COOP AND RUN (§ 93.63(D)–(I))

Coop floor area (sq. ft.): _____ (min. 4 sq. ft. per bird for a § 93.63 flock)	Run open area (sq. ft.): _____ (min. 10 sq. ft. per bird for a § 93.63 flock)
Combined footprint (sq. ft.): _____ (max. 120 for a § 93.63 flock)	Coop height at highest point: _____ ft. (max. 7)
Distance to nearest side or rear lot line: _____ ft. (min. 10)	Distance to nearest dwelling on an adjoining lot: _____ ft. (min. 25)

- ☐ Coop and run are in the rear yard only (not in a front yard or a street side yard).
- ☐ Birds will be confined to the coop and run at all times and secured in the coop from sunset to sunrise.
- ☐ Feed will be stored in sealed, rodent-resistant containers.
- ☐ Manure and soiled bedding will be managed so that odor is not detectable on adjoining property.
- ☐ This is an existing coop/run. I understand I have twelve months after the effective date to meet § 93.63(D) through (I). Sanitation under §§ 93.05, 93.52, 91.20, and 91.21 applies now.

Simple sketch of the lot showing the dwelling, rear yard, coop, run, and approximate distances to lot lines and the nearest adjoining dwelling. North at the top.

N

6. CERTIFICATION

I certify that the information on this form is true. I have read Municipal Code §§ 93.60 through 93.66. I understand that registration is not transferable, does not authorize a public nuisance, and may be enforced under §§ 10.99, 91.20, 91.21, 93.02, 93.05, 93.08, and 93.52. I enclose the \$10.00 registration fee.

Keeper signature: _____ Date: _____

Printed name: _____

Submit to the City Clerk with \$10.00, cash or check payable to the City of Broken Bow. Keep a copy. Update within 30 days of any change. Ordinance No. 1323; Municipal Code § 93.64.

CITY OF BROKEN BOW, NEBRASKA

Office of the City Clerk

314 South 10th Avenue • Broken Bow, Nebraska 68822 • (308) 872-5831

EXISTING LIVESTOCK AND POULTRY EXEMPTION INVENTORY

Municipal Code § 93.65(C) • Ordinance No. 1323 • No fee

File this form with the City Clerk within twelve months after the effective date of Ordinance No. 1323 if you claim that livestock or poultry lawfully kept on your lot before that date is exempt from the new prohibitions in §§ 93.62 and 93.63. The exemption lasts only so long as the keeping is not a public nuisance under §§ 91.20 and 91.21. This form does not authorize additional animals, new species, or a nuisance. Running at large, dirty pens, waste, and cruelty rules apply now.

CITY CLERK USE ONLY

Date received: _____

Inventory No.: BB-EX-_____

Received by: _____

Related flock registration: BB-FL-_____ ☐ None

1. KEEPER AND PROPERTY

Name: _____

Phone: _____

Email: _____

Lot address: _____

Owner if different: _____

2. ANIMALS LAWFULLY KEPT ON THIS LOT BEFORE THE EFFECTIVE DATE

List only animals that were already lawfully kept at the address above on the effective date. Do not list animals acquired after that date.

Species	Number	Sex / notes	Location on lot

3. ENCLOSURE

- ☐ The animals are confined in a pen, barn, coop, or run on the lot listed above.
- ☐ I understand I have twelve months after the effective date to keep that enclosure clean and sanitary under §§ 93.05 and 93.52, and, if it is a backyard-flock coop or run, to meet § 93.63(D) through (I).
- ☐ I understand that odor, manure, flies, animals at large, or a foul pen may be abated as a public nuisance under §§ 91.20 and 91.21 at any time, including during the twelve months.

4. CERTIFICATION

I certify that each animal listed was lawfully kept at this address before the effective date of Ordinance No. 1323. I understand the exemption in § 93.65 applies only to those animals on this lot, does not authorize additional animals or new species, does not run as a right to create a nuisance, and does not suspend §§ 93.02, 93.05, 93.06, 93.08, 93.52, 91.20, or 91.21. Failure to file this inventory on or before the last day of the twelve-month period terminates the exemption in § 93.65(A) as to this lot. The animals are thereafter subject to §§ 93.62 and 93.63.

Signature: _____ Date: _____

Printed name: _____

No fee. Submit to the City Clerk within twelve months after the effective date. Keep a copy. Ordinance No. 1323; Municipal Code § 93.65.

COMPARISON SHEET

Ordinance No. 1023 (2007) • Proposed Ordinance No. 1090 (2010, failed) • Chief Anderson draft • Ordinance No. 1323

Topic	Ord. 1023 (2007)	Ord. 1090 (2010, failed)	Chief Anderson draft	Ord. 1323 (§§ 93.60–93.66)
Core rule	Total ban on listed livestock and all poultry.	Same ban, with registered grandfather rights.	Ban on livestock; limited backyard poultry exception.	Ban on hooved livestock on ordinary lots going forward; limited registered backyard flock.
Poultry allowed?	No.	Only grandfathered registered birds.	Up to 4 chickens or domesticated waterfowl. No roosters.	Up to 6 hens and/or domesticated ducks. No roosters. Pre-existing poultry is exempt from that cap if not a nuisance.
Grandfather	None.	Perpetual for registered existing keepers.	One-year period to come into compliance.	Animals lawfully kept before the effective date are exempt from the new prohibitions so long as the keeping is not a public nuisance under §§ 91.20 and 91.21. Twelve months to inventory and to bring enclosures into sanitary compliance. Missing the inventory terminates the exemption.
Variance	None.	Registration was the relief.	None.	None. Board of Adjustment variance path removed after attorney review.
Nuisance limit	General ordinance penalty.	General nuisance rules.	Nuisance and enforcement sections in the draft.	Exemption lasts only while the keeping is not a public nuisance under Chapter 91 (§§ 91.20 and 91.21). Abatement may proceed at any time.
Code fit	Stand-alone. Repealed 2010.	Stand-alone. Failed.	Stand-alone penalty scheme.	Adds §§ 93.60–93.66 after § 93.52. Penalty, see § 10.99.

The November 8, 2010 minutes show the Council repealed a total ban and declined perpetual registered rights. Ordinance No. 1323 uses a narrower existing-animal exemption limited by the City's current nuisance chapter, rather than a Board of Adjustment variance or a forced removal date for animals that were already lawfully here.

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EXCESSIVE FORCE CERTIFICATION

On this 8th day of September, 2026, the
Mayor Rod Sonnichsen of City of Broken Bow
(Title and Name of Chief Elected Official) (City/County/Village of Name of Local Government Unit)

does hereby certify to the Nebraska Department of Economic Development that the
City of Broken Bow has adopted and is enforcing:
(Name of Local Government Unit)

- (i) A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
- (ii) A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location that is the subject of such non-violent civil rights.

(Chief Elected Official Signature)

APPLICANT'S STATEMENT OF ASSURANCES AND CERTIFICATIONS

The City of Broken Bow hereby assures and certifies to the Nebraska Department of Economic Development (Department) regarding an application for Community Development Block Grant (CDBG) funds, the following:

THRESHOLD CERTIFICATIONS

1. There are no significant unresolved audit findings relating to any prior grant award from the federal and/or state government that would adversely affect the administration of this grant.
2. No legal actions are underway or being contemplated that would significantly impact the Applicant's capacity to effectively administer the program, and to fulfill the CDBG program; and
3. No project costs have been incurred that have not been approved in writing by the Department.

FEDERAL COMPLIANCE CERTIFICATIONS

It will conduct and administer its programs in conformance with:

- a. Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352), and the regulations issued pursuant thereto (24 CFR Part 1).
- b. It will comply with the Fair Housing Act (42 U.S.C. 3601-3619) and administer all programs and activities related to housing and community development in a manner that affirmatively furthers fair housing, consistent with applicable HUD regulations, including 24 CFR §§ 5.150 and 5.151.

Special Assessments: It will not attempt to recover any capital costs of public improvements assisted in whole or part by assessing any amount against properties owned and occupied by persons of low- and moderate-income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless (1) grant funds are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than grant funds, or (2) for purposes of assessing any amount against properties owned and occupied by persons of LMI who are not persons of very-low income, the recipient certifies to the state that it lacks sufficient grant funds to comply with the requirements of clause (1).

CITIZEN PARTICIPATION PLAN CERTIFICATION

The Citizen Participation Plan is required as part of the application process. The applicant must follow the adopted Citizen Participation Plan throughout the application process and, if awarded, throughout the implementation of the grant. The Unit of Local Government certifies compliance with the state's required citizen participation procedures and the adopted plan (*CDBG Exhibit C2*) as approved by the governing body.

SPECIAL REQUIREMENTS AND ASSURANCES.

The Applicant agrees to comply with all requirements of the Nebraska CDBG Program, the State of Nebraska Consolidated Plan and Annual Action Plan, Title I of the Housing and Community Development Act of 1974, as amended; 24 CFR Part 570; 2 CFR Part 200; and all other applicable federal and state laws, regulations, policies, and program requirements governing the design implementation, administration, and operation of the proposed project, if approved:

ACQUISITION AND RELOCATION

- Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR Part 24.
- Nebraska Relocation Assistance Act. Nebraska Uniform Procedures for Acquiring Private Property for Public Use Act.

ADMINISTRATIVE AND FINANCIAL PROVISIONS

- 2 CFR Part 200 – Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards.
- 24 CFR Part 570, Subpart I – State Community Development Block Grant Program.

BROKEN BOW

NEBRASKA

- 2 CFR Parts 180 and 2424 – Governmentwide Debarment and Suspension Requirements. The applicant certifies that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in federally assisted transactions.
- Nebraska Community Development Law, Neb. Rev. Stat. §§ 18-2101 through 18-2144.
- Nebraska Open Meetings Act, Neb. Rev. Stat. §§ 84-1407 through 84-1414.
- Other applicable federal and state laws, regulations, and program requirements governing the administration of CDBG funds.

ANTI-LOBBYING

To the best of the applicant's knowledge and belief: no federal appropriated funds have been paid or will be paid by or on behalf of the applicant to any person for the purpose of influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, and the entering into of any cooperative agreement. This certification is made pursuant to 31 U.S.C. § 1352 and implementing regulations.

CIVIL RIGHTS AND EQUAL OPPORTUNITY PROVISIONS

- Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. §§ 2000d-2000d-7), and implementing regulations at 24 CFR Part 1.
- Executive Order 11063, Equal Opportunity in Housing, as amended, and implementing regulations at 24 CFR Part 107.
- Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794) and implementing regulations at 24 CFR Part 8.
- Title II of the Americans with Disabilities Act of 1990 (42 U.S.C. §§ 12131-12165).
- Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-6107) and implementing regulations at 24 CFR Part 146.

CONFLICTS OF INTEREST

Pursuant to 24 CFR § 570.489(h), the applicant agrees to adhere to the standards for avoiding conflicts of interest. Moreover, the applicant agrees to adhere to the standards of 2 CFR § 200.318(c).

ENVIRONMENTAL STANDARDS AND PROVISIONS

The Applicant certifies that it will comply with all applicable environmental review requirements and environmental authorities governing the CDBG program, including 24 CFR Part 58, and will not commit or expend CDBG funds on any activity that would have an adverse environmental impact or limit the choice of reasonable alternatives until the applicable environmental review process has been completed and all required approvals have been obtained.

FAIR HOUSING STANDARDS AND PROVISIONS

- Fair Housing Act, Title VIII of the Civil Rights Act of 1968, as amended (42 U.S.C. §§ 3601-3619), including the Fair Housing Amendments Act of 1988.
- Applicable HUD requirements regarding Affirmatively Furthering Fair Housing.
- Nebraska Civil Rights Act and other applicable state civil rights laws.

Applicant hereby certifies that it will comply with the above stated assurances.

Chief Elected Official Signature

Rod Sonnichsen, Mayor

Chief Elected Official Printed Name, Title

8September2026

Date

Citizen Participation Plan

City of Broken Bow, Nebraska

Per 24 CFR 91.115(e), the citizen participation plan must describe the citizen participation requirements for units of general local government receiving CDBG funds from the State in 24 CFR 570.486. The citizens' participation plan must explain how the requirements will be met.

A. PARTICIPATION BY CITIZENS 24 CFR 570.486(A)(1)

All citizens, including low- and moderate-income citizens, shall be requested and encouraged to participate in the assessment of community issues, problems and needs; the identification of potential solutions; and priority to such issues, problems and needs, as follows:

1. All citizens shall be periodically requested to complete a community needs survey to identify community and neighborhood issues, problems and needs.
2. All citizens shall be notified by publication and posting of all meetings to discuss the identified needs, potential solutions and solution priorities.
3. All citizens, particularly low and moderate-income citizens, shall be afforded the opportunity to serve on various community improvement task forces established by the City of Broken Bow.

B. ACCESS TO MEETINGS, INFORMATION AND RECORDS 24 CFR 570.486(A)(2)

Notice of public hearings and meetings concerning CDBG activities shall be published and/or posted at least five (5) calendar days prior to the meeting date. Notices shall include date, time, location, and purpose of the meeting.

Agendas of all meetings concerning CDBG activities shall be available for public inspection at City Offices.

All information and records regarding CDBG applications, funded projects, and program administration shall be available for public inspection during normal business hours at City Offices, subject to applicable confidentiality requirements.

The City of Broken Bow will provide reasonable accommodations for persons with disabilities who wish to participate in public meetings or activities related to the CDBG program. Individuals requiring special accommodations, auxiliary aids, or services should contact Deputy Clerk at 308.872.5831 at least forty-eight (48) hours prior to the meeting whenever possible.

The City of Broken Bow shall provide residents, public agencies, and other interested parties with reasonable and timely access to information and records relating to its use of CDBG assistance during the preceding five (5) years.

C. SPECIFIC CDBG PROJECT INFORMATION

All citizens shall be provided with information regarding specific CDBG projects through public meetings and publication of notices which provide all pertinent information regarding any CDBG project including, but not limited to 24 CFR 570.486(a)(3):

1. The amount of CDBG funds expected to be made available to the City of Broken Bow for the current fiscal year, including CDBG funds and anticipated program income;
2. The specific range of activities that may be undertaken with CDBG funds;
3. The estimated amount of CDBG funds proposed to be used for activities that will meet the national objective of benefit to low-and moderate-income persons, and;
4. The proposed CDBG activities likely to result in displacement and the unit of the City of Broken Bow anti-displacement and relocation plans (*CDBG Exhibit D*).

D. PROVISIONS FOR TECHNICAL ASSISTANCE TO CITIZENS 24 CFR 570.486(A)(4)

The Deputy Clerk shall maintain current information regarding available community development resources and CDBG program requirements. Upon request, the Deputy Clerk shall provide assistance to individuals, neighborhood groups, and organizations, particularly those representing low- and moderate-income persons, in developing proposals and identifying potential solutions to community needs.

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E. PUBLIC HEARING ON CDBG ACTIVITIES SECTION 104(A)(2) OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT AND 24 CFR 570.486(A)

The City of Broken shall conduct a minimum of two (2) public hearings¹ regarding any CDBG funded activity. The hearings shall provide citizens with an opportunity to review proposed and ongoing activities and to submit comments, recommendations, input, or opinions regarding the application and the status of the implementation of the project.

Citizens shall be provided with reasonable advance notice and an opportunity to comment on any proposed substantial change to an approved CDBG project. A substantial change includes modifications to the purpose, scope, location, beneficiaries, or budget of the project, as defined by Nebraska CDBG program requirements.

The Deputy Clerk shall serve as the designated contact person for all questions, comments or concerns regarding CDBG applications, projects, and activities. Questions and comments received from citizens shall be presented to the governing body at its next regularly scheduled meeting, and responses shall be provided to citizens in a timely manner.

F. NEEDS OF NON-ENGLISH SPEAKING CITIZENS 24 CFR 570.486(A)(5)

The City of Broken Bow shall take reasonable steps to ensure meaningful access to CDBG information and participation opportunities for persons with limited English proficiency (LEP). When a significant number of non-English-speaking residents can reasonably be expected to participate, translation or interpretation services will be provided upon request and, when feasible, notices and informational materials will be translated into the appropriate language.

Requests for language assistance or disability accommodation should be directed to Deputy clerk.

G. FAIR HOUSING & NONDISCRIMINATION

The City of Broken Bow shall administer all CDBG-funded activities in compliance with applicable federal and state fair housing and nondiscrimination requirements and shall encourage participation by all residents regardless of race, color, religion, sex, national origin, familial status, disability, age, or any other protected characteristic under federal or state law.

H. COMPLIANCE/GRIEVANCE PROCEDURES 24 CFR 570.704(A)(2) & 24 CFR 486(A)(7)

Any person who believes that the City of Broken Bow has failed to comply with this Citizen Participation Plan, improperly administered a CDBG-funded activity, or discriminated in the administration of a CDBG program may submit a written complaint to the Deputy Clerk.

The Deputy Clerk shall post a notice at the City Office that provides name, telephone number, address, and office hours of the City of Broken Bow for citizens who wish to file a complaint or grievance regarding any CDBG program, project or application.

Individuals wishing to submit a complaint or file a grievance concerning activities, of or application for, CDBG funds may submit a written complaint to the Deputy Clerk.

The City of Broken Bow shall provide a written response within fifteen (15) working days of receipt of the complaint whenever practicable. If additional time is required, the complainant shall be notified of the reason for the delay and the anticipated response date.

In the event that the nature of the complaint or grievance is determined to be a matter requiring immediate action, a special meeting of the City of Broken Bow shall be called to review the matter within ten (10) days of receipt of such complaint or grievance.

¹ 24 CFR 570.486(a)(5)

BROKEN BOW

N E B R A S K A

I. ADOPTION

This Citizen Participation Plan was adopted by the City Council of Broken Bow, Nebraska, on the 25th day of August, 2026.

Signed: _____

Chief Elected Official: Rod Sonnichsen, Mayor

Attest: Jacob Holcomb, Deputy Clerk

8September2026

Date

BROKEN BOW

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Rooted. But Not Standing Still.

RESIDENTIAL ANTI-DISPLACEMENT & RELOCATION ASSISTANCE PLAN *Certification*

The City of Broken Bow will adopt the State of Nebraska's RARAP plan as amended.

The City of Broken Bow will provide **relocation assistance**, according to either the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (49 CFR Part 24) or 24 CFR 570.496a(c) to each low/moderate-income family displaced by the *demolition* of housing, or the *conversion* of a low-moderate-income dwelling to another use as a direct result of assisted activities.

Consistent with the goals and objectives of activities assisted under the CDBG program, the City of Broken Bow will take the following general steps to **minimize the displacement** (24 CFR 570.606) of persons from their homes by:

1. Maintain current data on the occupancy of houses in areas targeted for CDBG assistance.
2. Review all activities prior to implementation to determine the effect, if any, on occupied residential properties.
3. Include consideration of alternate solutions when it appears an assisted project will cause displacement, if implemented.
4. Require private individuals and businesses to consider other alternatives to displacement causing activities, if they are requesting CDBG assistance.

Chief Elected Official Signature

Rod Sonnichsen, Mayor

Chief Elected Official Printed Name, Title

8September2026

Date

Subscribed in my presence and sworn to before me:

Notary Public (Not required if on letterhead)

FOUR FACTOR ANALYSIS
ASSESSING
LIMITED ENGLISH PROFICIENCY

PREPARED BY

City of Broken Bow

FOR

THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

A. POLICY STATEMENT

It is the policy of the City of Broken Bow to take reasonable steps to provide meaningful access to its programs and activities for persons with Limited English Proficiency (LEP). The City of Broken Bow's policy is to ensure that staff will communicate effectively with LEP individuals, and LEP individuals will have access to important programs and information. City of Broken Bow is committed to complying with federal requirements in providing free meaningful access to its programs and activities for LEP persons.

B. HISTORY

Title VI of the Civil Rights Act of 1964 is the federal law which protects individuals from discrimination on the basis of their race, color, or national origin in programs that receive federal financial assistance. In certain situations, failure to ensure that persons who have Limited English Proficiency can effectively participate in, or benefit from, federally assisted programs may violate Title VI's prohibition against national origin discrimination.

Persons who, as a result of national origin, do not speak English as their primary language and who have limited ability to speak, read, write, or understand English may be entitled to language assistance under Title VI in order to receive a particular service, benefit, or encounter.

On August 11, 2000, Executive Order 13166, titled, "Improving Access to Services by Persons with Limited English Proficiency," was issued. Executive Order 13166 requires federal agencies to assess and address the needs of otherwise eligible persons seeking access to federally conducted programs and activities who, due to LEP cannot fully and equally participate in or benefit from those programs and activities. Section 2 of the Executive Order 13166 directs each federal department or agency "to prepare a plan to improve access to...federally conducted programs and activities by eligible LEP persons...."

C. DEFINITIONS

Beneficiary: The ultimate consumer of HUD programs and receives benefits from a HUD Recipient or Sub-recipient.

Limited English Proficient Person (LEP): Individuals who do not speak English as their primary language and who have a limited ability to read, write, speak, or understand English because of national origin.

Language Assistance Plan (LAP): A written implementation plan that addresses identified needs of the LEP persons served.

Recipient: Any political subdivision of the State of Nebraska, or an eligible nonprofit organization, to whom Federal financial assistance is extended for any program or activity, or who otherwise participates in carrying out such program or activity, including any successor, assign or transferee thereof, but such term does not include any Beneficiary under any such program.

Sub-recipient: Any public or private agency, institution, organization, or other entity to whom Federal financial assistance is extended, through another Recipient, for any program or activity, or who otherwise participates in carrying out such program or activity, but such term does not include any Beneficiary under any such program.

Vital Document: Any document that is critical for ensuring meaningful access to the Recipient's major activities and programs by Beneficiaries generally and LEP persons specifically.

D. FRAMEWORK & METHODOLOGY

This Four Factor Analysis is the first step in providing meaningful access to federally funded programs for LEP persons. The Four Factor Analysis completed by City of Broken Bow addresses the following:

1. The number or proportion of LEP persons eligible to be serviced or likely to be encountered by City of Broken Bow;
2. The frequency with which LEP persons using a particular language come in contact with City of Broken Bow;
3. The nature and importance of the City of Broken Bow's program or activity provided to the individual's life; and
4. The resources available to City of Broken Bow, and costs associated with providing LEP services.

The program or activity covered within this analysis generally involves a planning activities project to include an update of the City of Broken Bow's comprehensive plan and housing study .

E. FOUR FACTOR ANALYSIS BY City of Broken Bow for the described program or activity:

1. **The number or proportion of LEP persons eligible to be served or likely to be encountered.**
 - Describe prior experiences with LEP encounters and determine the breadth and scope of language services that were needed.
 - Cite actual numbers or percentages of LEP persons.
 - Identify the source of data used to identify LEP persons.

According to the U.S. Census American Community Survey, 2024 ACS 5-Year Estimates for "Language Spoken at Home," it is determined that:

- Speak only English – 98.9%
- Speak Language other than English – 1.1%

This data indicated that 1.1% of the population of Broken Bow, Nebraska, are LEP persons.

2. **The frequency with which LEP persons using a particular language come in contact.**
 - Describe the frequency with which LEP individuals may access your program, activity, or service as related to this specific CDBG-funded project.
 - Identify the top three languages, other than English, spoken in the eligible service population.
 - Include that the city will track inquiries for future documentation.

Because of the small number of LEP persons (1.1%) of the population, the frequency of the City of Broken Bow constitutes have contact with LEP persons is minimal. Elected officials and staff more than likely will encounter LEP persons through office visits, phone conversations, notification from staff of impacts on services, and attendance at meetings. The City of Broken Bow will continue to assess and

evaluate the frequency with which its constituents have, or could have, contact with LEP persons including face-to-face contacts, telephone inquiries, and applications for employment, property assessment and revenue, community planning and zoning, election, and law enforcement. The City will maintain a tracking sheet to document any requests for language assistance.

3. The nature and importance of the above described program or activity provided to the individual's life.

- Provide the name of activity/project and describe the specific activity, information, service, or program (Public Works, Downtown Revitalization, etc.),
- State the importance of the project to an LEP person's life.
- Determine and describe whether denial or delay of access to services or information could have serious or even life-threatening implications for the LEP individual.

As the community of Broken Bow looks toward the future, the need for updated governing documents is imperative. As part of this CDBG planning grant, all residents in the City will have ready access to the most accurate and current information that will help in navigating important personal and professional decisions. There would be no life-threatening or serious implications to any person, including LEP individuals, if the planning documents were not available; however, it will be important for the City to communicate clearly with all individuals regarding collecting input, updates, and subsequent changes in the years to come.

4. The resources available to City of Broken Bow, and costs associated providing LEP services.

- Describe current resources that your agency can provide to assist an LEP individual if there is a communication need and discuss cost of resources.
- If there is a lack of resources and/or cost burden then provide explanation, possible solutions, such as collaborating with local school, hospital, LEP grassroots organization, using telephone voicemail menu, hotline translation service, providing notice on non-English radio and TV stations, utilizing Google Translate, and/or 'I Speak' cards.
- Local LEP contact staff and title is identified
- Is there an LEP encounter tracking sheet created?
- Are there any written or unwritten processes/procedures that an employee can utilize when encountering an LEP individual?

Given the small number of LEP persons in the City of Broken Bow, and taking all available resources into consideration, the City of Broken Bow will not be required to adopt a formal Language Assistance Plan. However, the City of Broken Bow has identified various resources such as "I Speak" cards to assist in identifying the language interpretation needed if the occasion arises; a volunteer Spanish speaking translator who can provide translation services on an as-needed basis, and the use of online language

translation services that the City would be responsible to provide. The City of Broken Bow will provide verbal education to City staff about procedures to provide meaningful access to LEP clients who have difficulty in communicating in English and provide staff with Broken bow's LEP contact information and resources to meet an LEP person's needs. Resources will be available to accommodate LEP persons within a reasonable timeframe, and language interpretation will be provided for all other languages through an online translation service. These activities will be monitored and updated as needed. The City of Broken Bow's local LEP staff person is Jacob Holcomb, Deputy Clerk. Mr. Holcomb will maintain a tracking sheet of requests for LEP services.

The Four Factor Analysis provides a baseline to determine what reasonable steps must be taken to ensure meaningful access for LEP persons. The Local Government Unit must ensure meaningful access for each LEP language group that constitutes 5% or 1,000 persons, whichever is less, of the population of persons eligible to be served or likely to be affected or encountered. Based on HUD guidance, the determination should be maintained by the Local Government Unit and updated at least *annually*. Based on the results of the Four Factor Analysis, the Local Government Unit may determine what specific language access services will best meet the needs of the LEP population.

As a result of the Four Factor Analysis completed on 13August2026 , City of Broken Bow has determined¹:

	Size of Language Group	Recommended Provision of Written Language Assistance
☐	1,000 or more in the eligible population in the market area or among current beneficiaries	Translated Vital Documents ² (LAP needed)
☐	More than 5% of the eligible population or beneficiaries <i>and</i> more than 50 in number	Translated Vital Documents (LAP needed)
☐	More than 5% of the eligible population or beneficiaries <i>and</i> 50 or less in number	Translated written notice of right to receive free oral interpretation of documents
☒	5% or less of the eligible population or beneficiaries and less than 1,000 in number	No written translation is required

8September2026

Rod Sonnichsen, Mayor

¹ Federal Register January 22, 2007 ([FINALLEP2007.PDF \(hud.gov\)](#))

² A vital document is any document that is critical for ensuring meaningful access to the recipients' major activities and programs by beneficiaries generally and LEP persons specifically.

[Unit of Local Government] Limited English Plan – Request Tracker January 1 to December 31, [YEAR]				
DATE	Name of Requesting Individual	Language	Purpose of Request	Translation or Services provided by

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) NEBRASKA DEPARTMENT OF ECONOMIC DEVELOPMENT

CERTIFICATION OF CHIEF ELECTED OFFICIAL FOR APPLICATION

I, Rod Sonnichsen hereby certify that I am the chief elected officer of the City of Broken, Nebraska, a local government requesting CDBG funds ("Applicant"), and do further certify that, to the best of my knowledge and belief, data, and information in this application are true and correct, including any commitment of local or other resources. This application has been duly authorized by the governing body of the Applicant following an official public hearing. This Applicant will comply with all federal and state requirements governing the use of CDBG funds.

CEO Signature in Blue Ink: _____

Title: Mayor

Date Signed: 8September2026

Attestor Signature in Blue Ink: _____

Full Name of Attestor: Jacob Holcomb

Title: Deputy Clerk

Date Signed: 8September2026

OFFICIALS OF THE GRANTEE ACTING IN THEIR OFFICIAL CAPACITY THROUGH AN INTERLOCAL AGREEMENT WITH THE ECONOMIC DEVELOPMENT DISTRICT

The City of Broken Bow (Applicant) hereby assures and certifies to the Nebraska Department of Economic Development (Department) regarding an application for Community Development Block Grant (CDBG) funds, the following:

1. Applicant has reviewed [2 CFR Part 200 Subpart D](#) which sets forth the standards that are applicable to procurement for federal grants and cooperative agreements and sub-awards to the State, local and Indian tribal governments.
2. Applicant has reviewed the [Nebraska Statute 13-1904](#). Development District, duties which are defined as:
"A development district shall, as directed by its policy board, serve as a regional resource center and provide planning, community, and economic development, and technical assistance to local governments which are members of the district and may provide assistance to industrial development organizations, tourism promotion organizations, community development groups, and similar organizations upon request."
3. City of Broken Bow is a member of Central Nebraska Economic Development District. As prompted, **upload documentation demonstrating that the applicant is a current member in DED's Grant Management System (GMS).**
4. The project activity directly relates to the official capacity of the development district to deliver the following activities (*check all that apply*):
 - ☒ General Administration
 - ☐ Construction Management

A description of the staff capacity to deliver the above indicated services is provided within the GMS.

Applicant hereby certifies that it will comply with the above stated assurances.

Chief Elected Official Signature

Rod Sonnichsen, Mayor

Chief Elected Official Printed Name, Title

8September2026

Date

PROCUREMENT PROCEDURES and CODE OF CONDUCT

Procurement Procedures

The City of Broken Bow shall, in all cases of procurement for

(City/County/Village of Name of Local Government Unit)

professional services, construction services and materials needed for Community Development Block Grant (CDBG) programs, adhere to Procurement Standards per 2 CFR 200.320 and applicable State of Nebraska statutes. In all cases, the stricter requirement shall apply. The City

(City/Village/County)

is responsible for understanding and complying with all applicable federal and state requirements as set forth in the original source documents. The following procedures *summarize* said laws and regulations.

A. Procurement shall be made by one of the following methods:

- 1) **Micro Purchase Procedures [2 CFR 200.320(a)(1)]** – This method will generally be used to obtain very small quantities of supplies. Procurement by micro-purchase is the acquisition of supplies or services, the aggregate dollar amount of which does not exceed the *micro-purchase threshold* as defined in 2 CFR 200.1, as may be amended from time to time. To the maximum extent practicable, the non-Federal entity should distribute micro-purchases equitably among qualified suppliers. Micro-purchases may be awarded without soliciting competitive price or rate quotations if the non-Federal entity considers the price to be reasonable based on research, experience, purchase history or other information and documents it files accordingly. Purchase cards can be used for micro-purchases if procedures are documented and approved by the non-Federal entity.
- 2) **Simplified Acquisition (Small Purchase) Procedures [2 CFR 200.320(a)(2)]** – This method will generally be used to obtain small quantities of supplies. Procurement by small purchase is the acquisition of property or services, the aggregate dollar amount of which is higher than the micro-purchase threshold but does not exceed the *simplified acquisition threshold* as defined in 2 CFR 200.1. If small purchase procedures are used, price or rate quotations shall be obtained from an adequate number of qualified sources as determined appropriate by the non-Federal entity.
- 3) **Sealed Bids [2 CFR 200.320(b)(1)]** - This method will generally be used to obtain contractors for construction projects and for large quantities of goods or materials. Procurement by sealed bids is a procurement method in which bids are publicly solicited and a firm fixed-price contract (lump sum or unit price) is awarded to the responsible bidder whose bid, conforming with all the material terms and conditions of the invitation for bids, is the lowest in price.
- 4) **Proposals [2 CFR 200.320(b)(2)]** - This method will generally be used to obtain professional services. Procurement by proposal is a procurement method in which either a fixed price or cost-reimbursement type contract is awarded. Proposals are generally used when conditions

BROKEN BOW

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are not appropriate for the use of sealed bids. This method has two sub-parts—the Request for Proposal and the Request for Qualifications.

4a. Request for Proposals – Requests for proposals must be publicized and identify all evaluation factors and their relative importance. Proposals must be solicited from an adequate number of qualified offerors. Any response to publicized requests for proposals must be considered to the maximum extent practical. The non-Federal entity must have a written method for conducting technical evaluations of the proposals received and making selections. Contracts must be awarded to the responsible offeror whose proposal is most advantageous to the non-Federal entity, with price and other factors considered.

4b. Request for Qualifications - The non-Federal entity may use competitive proposal procedures for qualifications-based procurement of architectural/engineering professional services whereby offerors' qualifications are evaluated and the most qualified offeror is selected, subject to negotiation of fair and reasonable compensation. The method, where price is not used as a selection factor, can only be used in procurement of architectural/engineering professional services. It cannot be used to purchase other types of services though architectural/engineering firms that are a potential source to perform the proposed effort.

- 5) Non-Competitive Procurement [2 CFR 200.320(c)] – This method will only be used after approval from the Department of Economic Development. When requesting permission to use this method, the non-Federal entity will have to show that another method of procurement was not feasible because: the item or service is available only from a single source; a public exigency or emergency will not permit a delay resulting from competitive solicitation; or after solicitation of a number of sources, competition is determined to be inadequate.
- B. Cost and Price Analysis: The Non-Federal entity must perform a cost or price analysis in connection with every procurement action, including contract modifications. The method and degree of analysis is dependent on the facts surrounding the particular procurement situation, but as a starting point, the non-Federal entity must make independent estimates before receiving bids or proposals [2 CFR 200.324(a)]. The cost plus a percentage of cost and percentage of construction cost methods of contracting must not be used [2 CFR 200.324(d)].
- C. Records Retention: The Non-Federal entity must maintain records sufficient to detail the history of procurement. These records will include, but are not necessarily limited to, the following: rationale for the method of procurement; selection of contract type; contractor selection or rejection; and the basis for the cost or price [2 CFR 200.318(i)].
- D. Contract Provisions: Contract provisions or conditions shall be included in all procurement contracts and subcontracts. See Appendix II to 2 CFR Part 200, Contract Provisions for Non-Federal Entity Contracts Under Federal Awards, as applicable.

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Code of Conduct

Pursuant to **2 CFR Part 200** and **24 CFR Part 570** City of Broken Bow shall,
(City/County/Village of Name of Local Government Unit)

govern the performance of elected or appointed officials, employees, agents, and members of any board or commission engaged in the selection, award and administration of contracts supported by federal funds under the Community Development Block Grant (CDBG) program.

- I. The provisions and requirements of the *Conflicts of Interest, at subpart (d)* of the **Nebraska Political Accountability and Disclosure Act**, Sections 49-1493 through 49-14,104 of the Nebraska Revised Statutes, are hereby incorporated in this Code of Conduct by reference. The provisions and requirements of **2 CFR 200.112** are likewise incorporated by reference. The requirements of these Nebraska State Statutes and federal regulations shall be strictly followed. In the event of any inconsistency or conflict between applicable state and federal requirements, the more stringent provision shall govern.
- II. No employee, officer, agent or board member of the municipality may participate in the selection, or in the award or administration of a contract supported by Federal funds if he or she has a real or apparent conflict of interest. Such a conflict would arise when the employee, officer, or agent; any member of his or her immediate family; his or her partner; or an organization which employs or is about to employ any of the above, has a financial or other interest in or a tangible personal benefit from a firm considered for a contract [**2 CFR 200.318(c)(1)**].
- III. The officers, employees, agents or board members may neither solicit nor accept gratuities, favors, or anything of monetary value from contractors, potential contractors, or parties to subcontracts [**2 CFR 200.318(c)(1)**].
- IV. Violations of this Code of Conduct will invoke penalties and sanctions consistent with applicable Federal and State laws.

Adopted by City Council on 8September2026
(City Council, Village Board, etc.) (Date)

Chief Elected Official Signature

Rod Sonnichsen, Mayor

Chief Elected Official Printed Name, Title

Broken Bow CDBG Planning

- Certification of Chief Elected Official for Application
- Statement of Assurance and Certifications
- Citizen Participation Plan
- Residential Anti-Displacement & Relocation Assistance Plan
- Officials of the Grantee Acting in their Official Capacity through an Interlocal Agreement with the Economic Development District
- Four Factor Analysis Assessing Limited English Proficiency
- Cost Share Letter
- Procurement Procedures and Code of Conduct
- Excessive Force Certification

ORDINANCE NO. 1317

AN ORDINANCE OF THE CITY OF BROKEN BOW, NEBRASKA, AMENDING THE ZONING ORDINANCE TO ESTABLISH DEFINITIONS, CONDITIONAL USE PERMIT REQUIREMENTS, STRICT PERFORMANCE STANDARDS, MANDATORY NOISE LIMITATIONS AND ACOUSTICAL STUDIES, WATER CONSERVATION AND COOLING SYSTEM RESTRICTIONS, MANDATORY RESIDENTIAL SETBACKS, OPERATOR-EXCLUSIVE DECOMMISSIONING LIABILITY, FINANCIAL TRANSPARENCY CRIMINAL BACKGROUND CHECKS, AND ENFORCEMENT PROVISIONS FOR HIGH-DENSITY DATA PROCESSING FACILITIES INCLUDING DATA CENTERS AND DIGITAL ASSET MINING OPERATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. PURPOSE AND LEGISLATIVE FINDINGS

The City Council finds that high-density data processing facilities, including cryptocurrency mining operations and large-scale data centers, create unique and significant impacts upon surrounding properties, residential neighborhoods, and municipal infrastructure, including:

1. Continuous, high-frequency, and elevated industrial noise;
2. Severe electrical demand and utility infrastructure stress;
3. Increased demand on emergency and fire response services;
4. Land-use incompatibility concerns when sited adjacent to residential areas;
5. Critical impacts to groundwater, municipal water supplies, and wastewater systems;
6. Industrial-scale mechanical impacts including vibration, light pollution, and heat generation.

The City Council further finds that these regulations are intended to protect the public health, safety, and welfare; preserve the quiet enjoyment of residential property; maintain the reliability of municipal utility systems; protect finite groundwater resources; and ensure that future taxpayers are not burdened with infrastructure or decommissioning costs associated with high-density data processing facilities. And further finds these regulations in combination with all applicable State statutes will hereby meet the listed requirements.

SECTION 2. DEFINITIONS

- a) **Data Center:** A facility primarily engaged in the processing, storage, hosting, or transmission of digital data through centralized computing and networking equipment, including but not limited to associated accessory structures such as cooling equipment, and related utility infrastructure.

- b) **Digital Asset Mining Operation:** Any facility, room, structure, or specialized mobile container unit utilizing specialized electronic computing equipment for blockchain transaction validation, cryptocurrency mining, or similar high-density computational processing activities.
- c) **High-Density Data Processing Facility:** Any Data Center or Digital Asset Mining Operation with a connected electrical service capacity or peak power demand of sixty-five kilowatts (65 kW) or greater.
- d) **Residential Structure or District:** Any property zoned for residential use under the Broken Bow Zoning Ordinance, or any property containing an existing lawful residential dwelling.
- e) **Closed-Loop Liquid Cooling System:** A cooling architecture in which a liquid coolant circulates entirely within a permanently sealed, continuous internal piping network to absorb and dissipate heat. This system recycles the fluid indefinitely and, by design, requires zero continuous freshwater consumption, zero evaporative water loss, and zero continuous wastewater discharge during standard operations.
- f) **Direct-to-Chip Liquid Cooling:** A highly efficient, specialized closed-loop cooling configuration where a liquid coolant is piped directly to sealed metal cold plates mounted directly on top of heat-generating electronic processing components (such as Central Processing Units or Graphics Processing Units) to capture and transfer heat away via direct conduction, without relying on evaporative fluid loss or municipal water consumption.

SECTION 3. CONDITIONAL USE PERMIT REQUIRED & BACKGROUND CHECKS

- a) **Conditional Use Permit.** Any High-Density Data Processing Facility shall require approval of a Conditional Use Permit (“CUP”) prior to construction, installation, structural expansion, or operation.
- b) **Mandatory FBI Criminal Background Check.** Prior to the scheduling of any public hearing before the Planning Commission or City Council for a CUP application, all corporate officers, LLC members holding a ten percent (10%) or greater financial or ownership interest in the proposed facility, and on-site facility managers must submit to, and successfully pass, a national Federal Bureau of Investigation (FBI) fingerprint-based criminal background check at their own expense.
- c) **Disqualification Criteria.** A history of conviction, a plea of guilty, or a plea of nolo contendere by any principal partner, officer, or managing member within the past fifteen (15) years for any financial crime—including but not limited to wire fraud, securities fraud, money laundering, embezzlement, tax evasion, or bank fraud—shall result in the immediate denial of the Conditional Use Permit application.

- d) **Foreign Ownership and Control Disclosure.** Prior to the scheduling of any public hearing before the Planning Commission or City Council for a CUP application, the applicant shall disclose, under oath, its complete beneficial ownership structure, including the identity of any parent company, subsidiary, or affiliated entity, and shall specifically identify any ownership, control, or beneficial interest of ten percent (10%) or greater held directly or indirectly by: (i) a foreign government or foreign government-owned or foreign government-controlled entity; or (ii) an entity organized under the laws of, headquartered in, or controlled by a country designated as a "foreign adversary" under 15 C.F.R. § 7.4, as may be amended, or any successor designation.
- e) **Disqualification Based on Foreign Adversary Ownership or Control.** An application shall be denied if the disclosure required by subsection (d) reveals that a foreign government, a foreign government-controlled entity, or an entity organized under the laws of, headquartered in, or controlled by a country designated as a foreign adversary under 15 C.F.R. § 7.4 holds a direct or indirect ownership, control, or beneficial interest of ten percent (10%) or greater in the applicant. Failure to make the disclosure required by subsection (d), or submission of a materially false or incomplete disclosure, shall likewise result in denial of the application and, if discovered after CUP issuance, shall constitute grounds for immediate revocation of the CUP under Section 8.

Application Submittal Requirements. Applicants shall submit the following materials at their own expense:

- a) Full site plan and architectural building/container elevations;
- b) Comprehensive electrical load analysis prepared by a professional engineer licensed in Nebraska;
- c) Pre-development predictive noise impact study (per Section 4);
- d) Cooling and ventilation system engineering specifications;
- e) Certified fire prevention and suppression plan approved by the local fire authority;
- f) Decommissioning plan explicitly acknowledging sole operator liability.

Utility Infrastructure and Deposit Requirements. Prior to the issuance of a building permit or commencement of operations, the applicant shall satisfy the following municipal utility conditions:

- a) **100% Operator Responsibility for Upgrades:** The operator shall bear one hundred percent (100%) of all financial and legal responsibility for any and all municipal utility infrastructure upgrades including but not limited to electrical substations, transformers, high-capacity wiring, transmission lines, water mains, and wastewater system modifications required to safely accommodate the facility's

operational load. The city shall not subsidize infrastructure expansions for high-density data processing operations.

- b) **Three-Month Utility Deposit:** The operator shall submit and maintain a continuous cash deposit or irrevocable letter of credit equivalent to three (3) months of estimated peak utility consumption (electricity, water, and sewer combined) as determined by the City's utility department, to secure payment for municipal services.
- c) The billed kW demand shall be adjusted when the metered power factor (PF) is less than 95%. The metered KW will then be multiplied by the ratio of $(95\% / \text{PF}\%)$, where PF% is the metered power factor expressed as a percentage.

SECTION 4. PERFORMANCE STANDARDS

Noise Standards and Ceilings

- a) **Decibel Limits:** No facility governed by this Ordinance shall emit a continuous, sound-pressure level exceeding the following thresholds when measured at any point along the property line of any existing residential structure, Residential District, public park, church, or school:
 - a. **55 dBA**
 - b. **70 C-weighted decibels (70 dBC)**
- b) The measured C-weighted sound level shall not exceed the simultaneously measured A-weighted sound level by more than fifteen (15) decibels ($\text{dBC} - \text{dBA} \leq 15 \text{ dB}$)
- c) **Acoustic Character:** All sound measurements shall be taken using ANSI-compliant equipment utilizing equivalent continuous sound levels. Tonal, high-frequency, impulsive, or repetitive mechanical noise (such as fan whine) is strictly prohibited from radiating across property lines and must be fully mitigated via engineering enclosures or acoustic baffling.
- d) **Mandatory Sound Dampening Features:** All facilities governed by this Ordinance shall install permanent, engineered physical sound-dampening structures to suppress operational noise. This infrastructure shall include, but is not limited to, specialized exterior sound walls, acoustic barriers, or earthen berms strategically designed and situated between the primary noise-producing equipment (such as exhaust fans, blowers, and chillers) and any adjacent boundaries. The precise engineering specifications, height, and materials of these dampening structures must be detailed in the applicant's pre-development plans.

Noise Studies and Auditing

- a) **Pre-Development Study:** The applicant's predictive sound analysis must model the maximum potential noise output of each individual computer and cooling unit operating simultaneously at 100% capacity under peak summer heat loads. Noise shall be measured as an A-weighted and C-weighted equivalent continuous sound level (Leq) over a continuous one-hour period using a Type 1 or Type 2 sound level meter meeting ANSI S1.4 or IEC 61672 standards.
- b) **Post-Construction Auditing:** Within ninety (90) days after commencement of operations, the operator shall provide a post-construction field-verified sound report prepared by an independent certified acoustical engineer confirming compliance.
- c) **Ongoing Enforcement Testing:** Once every year, or upon receipt of documented complaints, the City may require additional independent sound testing at the operator's expense.
- d) **Enforcement and Shutdown for Non-Compliance:** Compliance with the noise standards in this Section is a continuous condition of operation. If post-construction field testing, annual audits, or city enforcement testing show any violation of these sound limits, the facility shall be subject to immediate operational shutdown or utility disconnection under Section 8(C) until compliance is verified by direction of Mayor or authorized City delegate.

Cooling and Water Conservation Regulations

- a) **Mandatory Systems:** All High-Density Data Processing Facilities must utilize Direct-to-chip liquid cooling, a closed-loop liquid cooling system, or an alternative air-cooling system that consumes no municipal or ground water during standard operations.
- b) **Prohibited Systems:** Once-through cooling systems, open-loop systems, or any cooling configuration requiring continuous freshwater consumption, evaporative water loss, or continuous wastewater discharge for mechanical heat mitigation are strictly prohibited.

Lighting and Glare

- a) Exterior lighting shall be strictly shielded and directed downward to eliminate glare and light pollution onto adjacent properties and public rights-of-way.

Annual Operations and Compliance Reporting to the City of Broken Bow

- a) **Electrical Demand Metrics:** The documented annual average electrical demand and peak electrical demand (measured in kilowatts or megawatts) placed upon the utility grid by the facility is to be given to City of Broken Bow by June 1st annually.
- b) **Emergency Contact Registry:** Current, up-to-date name, telephone number, and email information for a local, 24-hour emergency representative authorized to act on behalf of the operator and respond on-site to utility, noise, or public safety emergencies within two hours of notification.
- c) **Operator Certification of Compliance:** A formal, written certification signed under penalty of perjury by a principal corporate officer or managing member shall be provided annually, stating that the facility remains in full and continuous compliance with all terms, performance standards, and special conditions specified within the approved Conditional Use Permit, this Ordinance, and State law.
- d) **Change of Ownership.** Any change of ownership of ten percent (10%) or more in the operator or facility, occurring after the initial issuance of a Conditional Use Permit, shall be reported in writing to the City Clerk within thirty (30) days of the effective date of the transfer. Following any such change of ownership, the Mayor or an authorized City delegate may, in their discretion, require the operator to submit a new Conditional Use Permit application.
- e) **Expansion of Approved Facility.** Any proposed expansion of an existing, approved High-Density Data Processing Facility, including but not limited to an increase in connected electrical service capacity or peak power demand, additional structures or specialized mobile container units, additional cooling infrastructure, or an increase in the physical footprint of the facility beyond that approved in the original Conditional Use Permit, may require approval of a new Conditional Use Permit prior to commencement of the expanded operation.

MANDATORY EMERGENCY LOAD CURTAILMENT AND INTERRUPTION

- a) The City of Broken Bow reserves the right to immediately suspend, interrupt, or mandate the reduction of electrical service and operations to any High-Density Data Processing Facility governed by this Ordinance in the event of an infrastructure emergency.

- b) An infrastructure emergency shall be defined as any event or condition that threatens municipal utility operations, including but not limited to:
 - a) imminent threat to electric system reliability,
 - b) transformer overload,
 - c) substation failure,
 - d) declared utility emergency,
 - e) emergency ordered by the Mayor or authorized City delegate.

SECTION 5. MANDATORY SETBACKS

- a) **Air-Cooling Residential Setback.** Any facility that relies solely on a dry-air cooling system (non-liquid high-velocity fans, blowers, or exterior HVAC units) shall be subject to a strict, mandatory minimum setback of one-half (1/2) mile (2,640 feet) from the property line of any Residential District or existing residential structure.
- b) **Setback Reduction.** The mandatory one-half mile setback for any facility that relies solely on dry-air cooling may be reduced if the applicant proves through the engineering and predictive noise studies required by this ordinance that the facility will fully meet all sound and performance requirements established in Section 4. In no event shall the setback be reduced to less than 500 feet.
- c) **Closed-loop System Setback.** Setbacks will be determined by the results of the required sound study established in Section 4. There shall be a minimum of 6 feet between all Data Center structures and existing property lines.

SECTION 6. FIRE SAFETY AND STORAGE OF HAZARDOUS MATERIALS

- a) **Emergency Action Plan.** Prior to operation, all facilities shall obtain written approval from all applicable fire authorities, and the Custer County Emergency Manager confirming compliance with advanced fire suppression systems, dedicated emergency utility disconnects, and hazardous material storage standards.
- b) **Absolute Battery Storage Prohibition.** The installation, integration, or utilization of Battery Energy Storage Systems (BESS) or industrial-scale battery banks on-site is strictly prohibited. This restriction does not apply to low-capacity, localized Uninterruptible Power Supplies (UPS) integrated internally within server racks exclusively for the prevention of data corruption during safe equipment shutdowns.
- c) **On-Site Power Generation Prohibition.** No operator shall install, operate, or maintain any localized, on-site energy production infrastructure for the purpose of powering data-processing, crypto-mining, or mechanical cooling operations outside of city provided electric utilities.

SECTION 7. ABANDONMENT AND DECOMMISSIONING

- a) **Abandonment.** A facility shall be deemed abandoned if operational data-processing activity ceases for a continuous period of twelve (12) months. For purposes of this Section, intermittent, token, or de minimis operation, including but not limited to operation at less than twenty percent (20%) of the facility's permitted electrical load, or operation for fewer than thirty (30) cumulative days within any consecutive twelve (12) month period, shall not constitute continuing operation and shall not toll or reset the abandonment period described in this subsection. The operator bears the burden of demonstrating, through utility billing records and metered load data, that the facility's operation during the relevant period exceeds this threshold.
- b) **100% Operator Liability.** Within one hundred eighty (180) days after abandonment, the operator of the facility shall bear one hundred percent (100%) of the legal and financial liability to completely decommission the site. This includes the mandatory removal of all non-utility equipment, specialized computing machinery, specialized container units, substations, transformers, and cooling infrastructure, and restoring the real property to a clean, safe, and orderly vacant condition at their sole expense.
- c) **Mandatory Decommissioning Surety Bond.** Prior to executing a conditional use permit or building on-site, the operator shall file with the City Clerk a performance surety bond, an irrevocable letter of credit, or an escrow account in an amount equal to one hundred fifty percent (150%) of the estimated cost of full site decommissioning and restoration, as verified by an independent structural engineer licensed in Nebraska. This bond shall secure the operator's performance under subsection (B) and ensure the city incurs zero clean-up liability.
- d) **Periodic Re-evaluation and Inflation Adjustments.** To ensure the financial security remains sufficient against the effects of inflation, technological changes, and fluctuating salvage values, the decommissioning cost estimate and accompanying surety amount shall be re-evaluated every three (3) years from the date of the initial permit issuance.
- e) **Operator Obligation.** The operator shall, at their sole expense, retain an independent professional engineer licensed in the State of Nebraska to conduct the triennial re-evaluation and submit an updated, certified decommissioning cost report to the City Council.
- f) **Adjustments to Financial Assurance.** If the updated engineering report indicates that the cost of decommissioning has increased, or if the Consumer Price Index

(CPI) for the Midwest region reflects a cumulative upward inflationary shift, the operator shall increase the value of the surety bond, letter of credit, or escrow account to match 150% of the newly established cost within sixty (60) days of the report's approval by the City. Failure to secure the adjusted financial assurance within this timeframe shall constitute a material violation of the Conditional Use Permit and subject the facility to immediate operational shutdown or utility disconnection as provided in Section 8 of this Ordinance.

SECTION 8. ENFORCEMENT AND PENALTIES

- a) **Violations.** Violation of any provision of this Ordinance, or non-compliance with the specific conditions of an approved CUP, shall constitute a zoning violation.
- b) **Penalties.** Any person or corporation violating this Ordinance shall be subject to a fine of not exceeding one hundred dollars (\$100) per offense, as authorized under Neb. Rev. Stat. § 19-913. Each day a violation continues following official written notice from the City shall constitute a separate and distinct offense.
- c) **Immediate Revocation.** Continued non-compliance with noise thresholds, background check requirements, or water consumption bans following a standard 30-day notice-to-cure window and written notice and confirmation by independent testing, the City may suspend the Conditional Use Permit until compliance is achieved.

SECTION 9. SEVERABILITY

If any section, subsection, sentence, clause, or phrase of this Ordinance is held invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 10. EFFECTIVE DATE

**PASSED AND APPROVED BY THE CITY COUNCIL OF BROKEN BOW, NEBRASKA,
THIS ____ DAY OF _____, 2026.**

Rodney W. Sonnichsen, Mayor

ATTEST:

Jennifer A. Waterhouse, City Clerk

**CITY OF BROKEN BOW
ORDINANCE NO. 1318**

AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE.

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

Section 1. That after complying with all procedures required by law, the budget presented and set forth in the budget statement is hereby approved as the Annual Appropriation Bill for the fiscal year beginning October 1, 2026, through September 30, 2027. All sums of money contained in the budget statement are hereby appropriated for the necessary expenses and liabilities of the City of Broken Bow. A copy of the budget document shall be forwarded as provided by law to the Auditor of Public Accounts, State Capitol, Lincoln, Nebraska, and to the County Clerk of Custer County, Nebraska, for use by the levying authority.

Section 2. This ordinance shall take effect and be in full force from and after its passage, approval and publication or posting as required by law.

Passed and approved this 8th day of September 2026.

Rodney W. Sonnichsen, Mayor

ATTEST:

Jennifer A. Waterhouse, City Clerk

RESOLUTION 2026-15

RESOLUTION SETTING THE PROPERTY TAX REQUEST

WHEREAS Nebraska Revised Statute 77-1632 and 77-133 provides that the Governing Body of the City of Broken Bow passes by a majority vote a resolution or ordinance setting the tax request; and

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

NOW, THEREFORE, the Governing Body of the City of Broken Bow, resolves that:

1. The 2026-2027 property tax request be set at:

a. General Fund	\$ 961,857.56
b. Bond Fund	\$ 200,000.00
2. The total assessed value of property differs from last year's total assessed value by 3.62%.
3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property would be 0.377285 per \$100 of assessed value.
4. The City of Broken Bow proposes to adopt a property tax request that will cause its tax rate to be 0.384000 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of City of Broken Bow will increase last year's budget by 8.51%.
6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2026.

Motion by _____, seconded by _____ to adopt Resolution 2026-15.

Ayes: _____. Nays: _____.

PASSED AND APPROVED this 8th day of September 2026.

Rodney W. Sonnichsen, Mayor

ATTEST:

Jennifer A. Waterhouse, City Clerk

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**CITY OF BROKEN BOW
ORDINANCE NO. 1319**

**AN ORDINANCE OF THE CITY OF BROKEN BOW, CUSTER COUNTY, NEBRASKA
AMENDING SECTION 30.29: MAYOR AND CITY COUNCIL WAGES, REPEALING
THE SECTIONS OF ALL PREVIOUS ORDINANCES IN CONFLICT WITH THIS
ORDINANCE, AND PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.**

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BROKEN
BOW, CUSTER COUNTY, NEBRASKA:**

Section 1. That Section 30.29 of the Broken Bow Municipal Code be amended to read as follows:

(A) The Mayor shall be paid an annual wage of \$10,000.00.

(B) The Council President shall be paid an annual wage of \$6,000.00.

(C) The City Councilmembers shall be paid an annual wage of \$5,000.00.

(Neb. Rev. Stat. § 17-108)

Section 2. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 3. This ordinance shall be in full force and effect from and after its approval and publication according to law. The salaries established in Section 1 shall take effect at the beginning of the next full term of the Mayor and of any City Council member, respectively.

Passed and approved this _____ day of _____, 2026.

Rodney W. Sonnichsen, Mayor

ATTEST:

Jennifer A. Waterhouse, City Clerk

CITY OF BROKEN BOW

ORDINANCE NO. 1320

AN ORDINANCE OF THE CITY OF BROKEN BOW, CUSTER COUNTY, NEBRASKA,
AMENDING CHAPTER 31: APPOINTED POSITIONS – AMENDING SECTION 31.15
RENAMEING “UTILITIES CLERK” TO “UTILITY CLERK & SERVICES
COORDINATOR”; AMENDING SECTION 31.16 ADMINISTRATIVE ASSISTANT, CITY
OFFICES; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING FOR AN
EFFECTIVE DATE.

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

Section 1. That Chapter 31: Appointed City Officials of the Municipal Code of the City of Broken Bow is hereby amended to read as follows:

(A) § 31.15 APPOINTED POSITIONS.

Utility Clerk & Services Coordinator

The Mayor may appoint a Utility Clerk & Services Coordinator. The appointee shall fulfill all of the duties of the office of Utility Clerk & Services Coordinator as provided by statute, ordinance, and resolution and shall be entitled to all benefits derived therefrom.

(B) § 31.16 APPOINTED POSITIONS.

Administrative Assistant, City Offices

The Mayor may appoint an Administrative Assistant City Offices. The appointee shall fulfill all of the duties of the office of Administrative Assistant City Offices as provided by statute, ordinance, and resolution and shall be entitled to all benefits derived therefrom.

Statutory reference:

Neb. Rev. Stat. § 17-108.02 and related provisions.

Section 3. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect and be in full force and effect from and after its passage, approval, and publication as provided by law.

Passed and approved this _____ day of _____ 2026.

Rodney W. Sonnichsen, Mayor

ATTEST:

Jennifer A. Waterhouse, City Clerk

ORDINANCE 1321

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF BROKEN BOW, NEBRASKA,
AMENDING THE SALARIES OF OFFICERS AND EMPLOYEES; PAY PLAN FOR ALL CLASSIFICATIONS WITHIN
THE CITY; AND MONTHLY SALARY OR HOURLY WAGE RANGES FOR EACH INDIVIDUAL CLASSIFICATION.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BROKEN BOW, NEBRASKA
THAT the following salaries of officers and employees, pay plans for all classifications within the city, and monthly salary or hourly
wage ranges for each individual classification be established:

2026-2027 Pay Scale Table

IBEW Employees	Union Contract
Sanitation Employees	\$15.50 - \$18.50 per hour
Pool Manager	\$15.50 - \$23.50 per hour
Pool Assistant Managers	\$15.50 - \$21.50 per hour
Lifeguards	\$15.50 - \$18.50 per hour
Seasonal Employees	\$15.50 - \$22.00 per hour
PT Library Clerk	\$15.50 - \$18.50 per hour
Police Secretary	\$17.51 - \$25.00 per hour
Police Officers	\$26.45 - \$33.88 per hour
Police Sergeant	\$30.52 - \$38.88 per hour
Police Captain	\$4,765.24 - \$7,925.02 per month
Police Chief	\$5,287.71 - \$9,486.78 per month
City Administrator	\$6,041.31 - \$11,353.43 per month
City Clerk	\$4,881.44 - \$8,625.00 per month
Deputy Clerk	\$3,731.18 - \$7,872.78 per month
Treasurer	\$3,567.00 - \$7,872.78 per month
Administrative Assistant City Offices	\$4,312.50 - \$7,216.09 per month
Utility Clerk & Services Coordinator	\$4,312.50 - \$7,216.09 per month
Overseer of Streets & Parks	\$4,404.92 - \$9,400.43 per month
Electric Superintendent	\$5,554.12 - \$8,998.53 per month
Water/Sewer Superintendent	\$5,554.12 - \$8,998.53 per month
Library Director	\$3,638.43 - \$6,699.06 per month
Emergency Services Department Head	\$5,912.31 - \$7,206.50 per month
Emergency Services Director	\$2,665.13 - \$5,676.72 per month
PT PRN	\$25.00 - \$30.00 per hour
Paramedic	\$27.00 - \$38.00 per hour
City Attorney	\$3,250 - per month
Mayor per Ordinance 1319	\$10,000 - per year
Council President per Ordinance 1319	\$6,000 - per year
Council per Ordinance 1319	\$5,000 - per year

This ordinance shall repeal all ordinances, resolutions, and parts or portions thereof, which conflict herewith.
This ordinance shall be published as required by law and shall become effective on the 1st day of October 2026.

Passed and adopted this 8th day of September 2026.

ATTEST:

Jennifer A. Waterhouse, City Clerk

Rodney W. Sonnichsen, Mayor

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RESOLUTION 2026-23
RESOLUTION APPROVING OF THE ONE AND SIX YEAR PLAN

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.

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: _____

Nays: _____

Passed and approved this 8th day of September 2026.

Rodney W. Sonnichsen, Mayor

ATTEST:

Jennifer A. Waterhouse, City Clerk

Completed Projects (FY 25/26)				City of Broken Bow	
Project #	Street Name	Start	End	Description of Work	Length (mi)
					Final Cost
				Normal Maintenance	

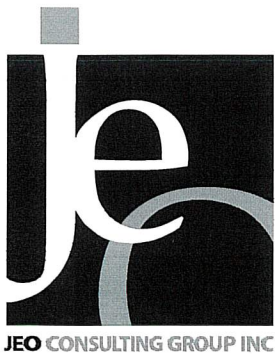
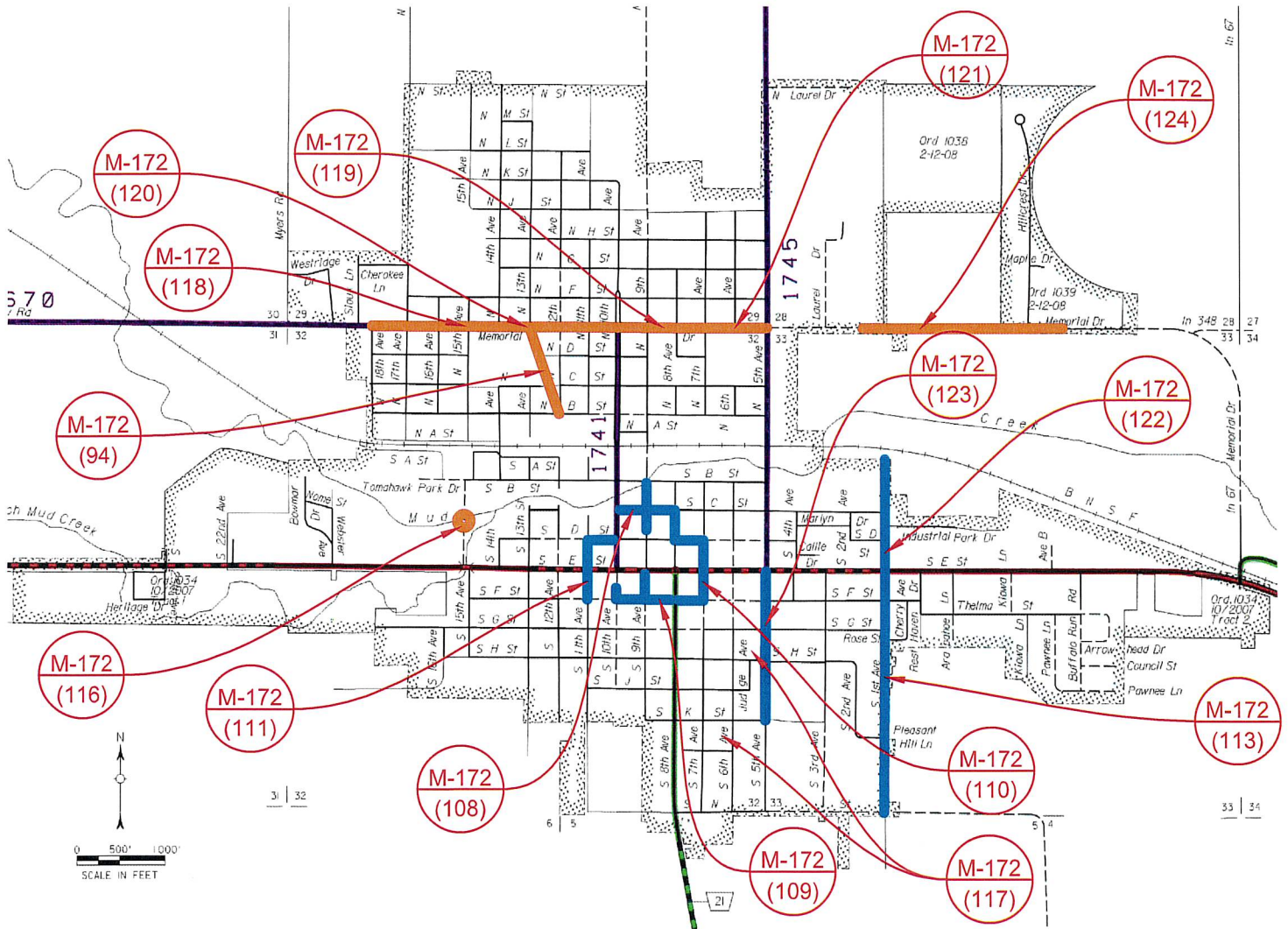
One Year Plan - Fiscal Year 2026/2027 Projects (October 1st to September 30th)						City of Broken Bow	
Project #	Street Name	Start	End	Description of Work	Length (mi)	Est. Cost	
M-172-(116)	15th Avenue	Mud Creek	Mud Creek	Low Water Crossing, Concrete, Storm Water	0.1	\$ 510,000	
M-172-(124)	Memorial Drive	405' E of Laurel Drive	Linden Ave	Concrete Trail, Grading, Storm Sewer, Erosion Control	0.40	\$ 587,000	
M-172-(120)	Memorial Drive	14th Ave	12th Avenue	Concrete, Storm Sewer, Sidewalk, ADA Ramps, Erosion Control	0.14	\$ 700,000	
M-172-(121)	Memorial Drive	7th Ave	5th Avenue	Concrete, Storm Sewer, Sidewalk, ADA Ramps, Erosion Control	0.13	\$ 700,000	
M-172-(118)	Memorial Drive	18th Avenue	14th Avenue	Concrete Panel Replacement	0.27	\$ 200,000	
M-172-(119)	Memorial Drive	12th Avenue	7th Avenue	Concrete Panel Replacement	0.29	\$ 200,000	
M-172-(94)	Drainage Channel	North B Street and North 12th Avenue Intersection	West of North 13th Avenue and Memorial Drive Intersection	Concrete Paving, Grading, Concrete Channel Liner, Drainage Structure, Erosion Control	0.3	\$ 1,400,000	
M-172-(117)	Misc Location	SE Area		ADA Ramps	0.1	TBD	

Six Year Plan - Fiscal Year 2027/2028 to 2031/2032 Projects (October 1st to September 30th)					City of Broken Bow	
Project #	Street Name	Start	End	Description of Work	Length (mi)	Est. Cost
M-172-(113)	South 1st Avenue	N Street	South E Street	Concrete, Storm Sewer, ADA Ramps, Erosion Control	0.5	\$ 2,000,000
M-172-(108)	South 9th Avenue	North of South D Street	South B Street	Concrete, Sidewalk, ADA Ramps, Erosion Control	0.3	\$ 2,500,000
	South C Street	South 10th Avenue	South 8th Avenue			
	South 8th Avenue	South D Street	South C Street			
M-172-(109)	South 10th Avenue	South F Street	1/2 Block North of South F Street	Concrete, Sidewalk, ADA Ramps, Storm Sewer, Lighting, Erosion Control	0.3	\$ 1,500,000
	South 9th Avenue	South F Street	Highway 2			
	South F Street	South 10th Avenue	South 8th Avenue			
M-172-(110)	South D Street	South 8th Avenue	South 7th Avenue	Concrete, Sidewalk, ADA Ramps, Storm Sewer, Lighting, Erosion Control	0.3	\$ 2,500,000
	South 7th Avenue	South F Street	South D Street			
	South F Street	South 8th Avenue	South 7th Avenue			
M-172-(111)	South D Street	South 11th Avenue	South 10th Avenue	Concrete, Sidewalk, ADA Ramps, Storm Sewer, Lighting, Erosion Control	0.2	\$ 1,500,000
	South 11th Avenue	South F Street	South D Street			
M-172-(123)	5th Avenue	South K Street	South E Street	Concrete, Sidewalk, ADA Ramps, Storm Sewer, Erosion Control	0.3	\$ 884,000
M-172-(122)	1st Avenue	South E Street	Railroad ROW	Concrete, Sidewalk, ADA Ramps, Storm Sewer, Erosion Control	0.2	\$ 1,400,000

BROKEN BOW, NEBRASKA

ONE AND SIX YEAR PLAN

FISCAL YEAR 26/27-31/32



800.723.8567

NATIONAL ROAD CLASSIFICATIONS

- OTHER FREEWAYS & EXPRESSWAY
- MAJOR COLLECTOR
- MINOR COLLECTOR

PROJECT LEGEND

- 1 YEAR PLAN
- 6 YEAR PLAN

DRAWING NAME: BROKEN BOW
REVISED BY: SMD
REVISED ON: AUG 12, 2026

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RESOLUTION 2026-24

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO CLOSE THE CITY OF BROKEN BOW BANK ACCOUNT ENDING IN 409 AT BRUNING BANK IN THE CITY OF BROKEN BOW, NEBRASKA.

WHEREAS, the City of Broken Bow, a city of the second class in Nebraska, is authorized under Neb. Rev. Stat. § 17-607 to manage its financial accounts; and

WHEREAS, the City Council has determined that bank account ending in 409 at Bruning Bank should be closed; and

WHEREAS, the City Administrator is authorized to manage the City's banking activities, subject to City Council approval;

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

1. That the City Administrator is authorized to close bank account ending in 409 at Bruning Bank.
2. That the City Administrator, or their designee, may execute all necessary documents to close the account.
3. That any remaining funds in the account shall be transferred to an appropriate City account as directed by the City Administrator.
4. That this resolution shall take effect immediately upon its passage.

PASSED AND APPROVED this ____ day of _____, 2026.

Rodney W. Sonnichsen, Mayor

ATTEST:

Jennifer A. Waterhouse, City Clerk

RESOLUTION 2026-25

A RESOLUTION APPROVING A PERMANENT SANITARY SEWER EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT GRANTED BY GERALD PIRNIE FOR THE MUNICIPAL SANITARY SEWER EXTENSION PROJECT OF THE CITY OF BROKEN BOW, NEBRASKA, AND AUTHORIZING EXECUTION AND RECORDING THEREOF.

WHEREAS, the City of Broken Bow, Nebraska (the "City"), a city of the second class, is undertaking a municipal sanitary sewer extension project requiring the survey, construction, installation, operation, maintenance, repair, replacement, and related work for one or more municipal sanitary sewer mains and appurtenances; and

WHEREAS, in order to construct and operate said facilities, the City requires a permanent sanitary sewer easement and a temporary construction easement across a portion of real property owned by Gerald Pirnie ("Grantor"), whose address is P.O. Box 75, Broken Bow, Nebraska 68822, identified for reference as Parcel No. 000510750, being part of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-three (33), Township Seventeen (17) North, Range Twenty (20) West of the 6th Principal Meridian, Custer County, Nebraska, lying south of Memorial Drive; and

WHEREAS, the City and Grantor have engaged in ongoing negotiations concerning said easement rights and have reached a negotiated settlement, which is set forth in the Settlement and Easement Acquisition Agreement between the parties (the "Settlement Agreement"), the receipt and sufficiency of which consideration are acknowledged in the easement instrument; and

WHEREAS, the City Attorney has prepared for execution a Permanent Sanitary Sewer Easement and Temporary Construction Easement (the "Easement") granting to the City: (a) a perpetual easement in gross over a thirty-foot-wide tract containing approximately 0.77 acres, legally described in Exhibit A and depicted in Exhibit B to the Easement (the "Permanent Easement Area"), for municipal sanitary sewer purposes; and (b) a temporary construction easement over a tract containing approximately 0.45 acres, legally described and depicted in Exhibit C to the Easement (the "Temporary Construction Easement Area"), for the initial Project; and

WHEREAS, the temporary construction easement commences upon the City's first construction entry after recording and expires upon completion of the initial Project and restoration, but not later than twenty-four (24) months after that first entry unless extended by a separate written agreement approved and signed by the parties; and

WHEREAS, the Easement limits access to Memorial Drive directly into and along the Permanent Easement Area, other public rights-of-way or easements lawfully available to the City, and the Temporary Construction Easement Area during its term, and expressly grants no access over any other Grantor property, including any parcel or tract north of Memorial Drive; and

WHEREAS, the Easement is cumulative with and does not amend, release, merge, extinguish, or limit any existing easement or right held by the City affecting the Permanent Easement Area or the tract south of Memorial Drive, including the existing Mud Creek easement; and

WHEREAS, the consideration stated in the Settlement Agreement includes all initial Project crop loss, loss of use, temporary occupancy, and construction impacts within the Permanent Easement Area and Temporary Construction Easement Area, with later maintenance crop-loss compensation as provided in the Easement; and

WHEREAS, sufficient funds for payment of the consideration required by the Settlement Agreement are available and appropriated in the ST Infrastructure / Capital account, General Ledger Account 12-4200.00; and

WHEREAS, documentary stamp tax is exempt under Neb. Rev. Stat. § 76-902(2) because the grantee is a political subdivision, and a Real Estate Transfer Statement, Form 521, is not required for this ordinary utility easement under Neb. Rev. Stat. § 76-214(4), subject to the Register of Deeds' current administrative requirements; and

WHEREAS, the Mayor and City Council find that acquisition of the Easement on the terms presented is necessary, appropriate, and in the best interests of the City and its inhabitants for the construction and operation of the municipal sanitary sewer system.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Broken Bow, Nebraska, as follows:

1. That the Permanent Sanitary Sewer Easement and Temporary Construction Easement granted by Gerald Pirnie to the City of Broken Bow, Nebraska, in substantially the form presented to the City Council at this meeting, together with Exhibits A, B, and C attached thereto, is hereby approved and accepted.
2. That the Settlement and Easement Acquisition Agreement between the City and Gerald Pirnie, in substantially the form presented to the City Council at this meeting, is hereby approved, and the City is authorized and directed to pay the consideration stated therein from the ST Infrastructure / Capital account, General Ledger Account 12-4200.00.
3. That the Mayor is hereby authorized and directed to execute the Easement, the Settlement and Easement Acquisition Agreement, and any confirmatory instrument, affidavit, release, or related document reasonably necessary to consummate the transaction; that the City Clerk is authorized and directed to attest the same and affix the official seal of the City; and that the City Administrator and City Attorney are authorized to take all other actions necessary or appropriate to complete the acquisition, including delivery of consideration and presentation of the Easement for recording.
4. That the City Attorney or designee is authorized and directed to record the fully executed Easement, and any survey, expiration affidavit, release, or confirmatory instrument relating thereto, with the Register of Deeds of Custer County, Nebraska, and to take such further action as may be required to evidence the City's easement estate of record.
5. That this approval is limited to the Permanent Easement Area and, during its term, the Temporary Construction Easement Area on the tract south of Memorial Drive, and does not authorize, grant, or imply any City right over any other property owned or claimed by Grantor, including any parcel or tract north of Memorial Drive.
6. That a copy of the approved Easement, including Exhibits A, B, and C, and a copy of the approved Settlement Agreement, shall be retained in the office of the City Clerk as official records of the City.

PASSED AND APPROVED this _____ day of _____, 2026.

Rodney Sonnichsen, Mayor

ATTEST:

Jennifer A. Waterhouse, City Clerk

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