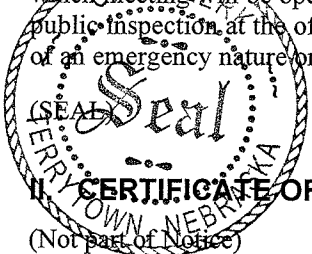


MINUTE RECORD

CITY OF TERRYTOWN, NEBRASKA

I. NOTICE OF MEETING

NOTICE IS HEREBY GIVEN, that a meeting of the Mayor and City Council of the City of Terrytown, Nebraska, will be held at 6:30 o'clock P.M. on October 10th, 2024, at 89A Woodley Park Road, Terrytown, NE, which meeting will be open to the public. An agenda for such meeting, kept continuously current, is available for public inspection at the office of the City Clerk, but the agenda may be modified at such meeting to include items of an emergency nature only.



Jennifer Mattern
City Clerk

II. CERTIFICATE OF NOTICE

(Not part of Notice)

I certify that advance publicized notice of the time and place of said meeting on October 10th, 2024, was given to the public, in accordance with the method designated by the Council of the City, by:

- (a) posting by me of said Notice of Meeting in three public places in the City as follows:



- (b) publishing said Notice of Meeting in the Scottsbluff Star-Herald, _____ Nebraska, on October 1st, 2024, as shown by the Affidavit of Publication attached to these minutes.

Jennifer Mattern
City Clerk

III. ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF MEETING

The undersigned members of the governing body of the City of Terrytown, Nebraska, hereby acknowledge receipt of advance notice of a meeting of said body and the agenda for such meeting held at 6:30, o'clock P.M. on October 10th, 2024, at 89A Woodley Park Road, Terrytown, NE.

DATED this 10th day of October, 2024.

Christopher Poulos
Mayor

Michael A. Minzies
Councilman

Emily J.
Councilman

Councilman

Councilman

Councilman

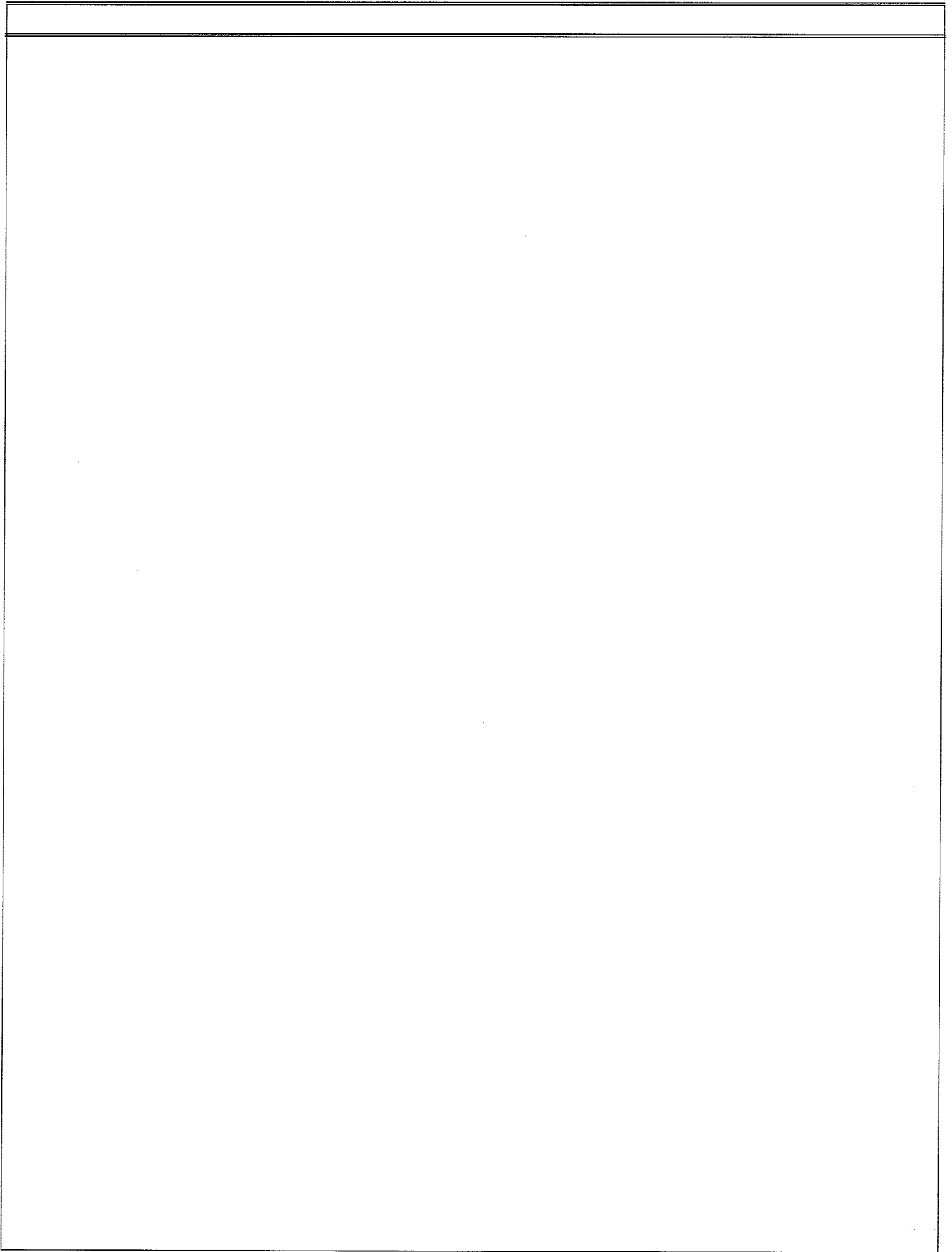
Councilman

Councilman

I certify that Brandon E. Heleman until after the meeting and could not be notified.



Jennifer Mattern
City Clerk



ORDINANCE RECORD

A meeting of the Mayor and City Council of the City of Terrytown, Nebraska, was held at 89A Woodley Park Road, Terrytown, NE in said City on the 10th day of October, 2024, beginning at 6:30, o'clock P.M.

Notice of the date, hour, location, and availability of agenda for this meeting was given in advance thereof by Scottsbluff Star-Herald as shown by the Certificate of Notice attached to these minutes. Notice of this meeting was given to the Mayor and all members of the Council and a copy of their acknowledgment of receipt of advance notice of the meeting and the agenda is attached to these minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Councilmen of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Clerk called the roll. Present were: Mayor: MAYOR Chris Perales
Councilmen: Jylee Seil, Mike Minzey, and Emily Norman

Absent: Brandon Ettleman

Mayor Chris Perales presided and the City Clerk recorded the proceedings of this meeting.

Mayor
Councilman Chris Perales introduced Ordinance No. 488 entitled:

AN ORDINANCE GRANTING TO THE NEBRASKA PUBLIC POWER DISTRICT, A PUBLIC CORPORATION AND POLITICAL SUBDIVISION OF THE STATE OF NEBRASKA, ITS SUCCESSORS AND ASSIGNS, THE NON-EXCLUSIVE RIGHT AND FRANCHISE FOR A PERIOD OF TWENTY-FIVE (25) YEARS TO ERECT, OPERATE AND MAINTAIN AN ELECTRIC LIGHT AND POWER SYSTEM IN THE CITY OF TERRYTOWN, NEBRASKA, FOR THE PURPOSE OF FURNISHING ELECTRIC ENERGY TO SAID ~~VILLAGE~~ City AND THE INHABITANTS THEREOF; LIMITING THE MAXIMUM CHARGES FOR SUCH ENERGY; PROVIDING CERTAIN REGULATIONS WITH REFERENCE THERETO; AND ALL THINGS INCIDENTAL TO THE PURPOSES THEREOF; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; DIRECTING THE FORM OF PUBLICATION OF THIS ORDINANCE AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT and moved that the statutory requirement of reading of the Ordinance by title on three different days be suspended. Councilman seconded the motion to suspend the requirement of reading on three different days and upon roll call vote on the motion the following Councilmen voted AYE: Jylee Seil, Mike Minzey, and Emily Norman

. The following voted NAY:

. Absent or not voting: Brandon

Ettleman. The motion to suspend said statutory requirement was adopted by three-fourths of the Council and the requirement was declared suspended for consideration of said Ordinance No. 488.

ORDINANCE RECORD

Ordinance No. 488 was then read by title and thereafter Councilman *Seil* moved for final passage of said Ordinance, which motion was seconded by Councilman *Mingey*. The Mayor then stated the question was "Shall Ordinance No. 488 be finally passed and adopted?" Upon roll call vote, the following Councilmen voted AYE: *Jylee Seil, Mike Mingey, + Emily Norman*

The following voted NAY: *Absent: Brandon Etteman*. The final passage and adoption of said Ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the Ordinance duly passed and adopted and the Mayor in the presence of the Council, signed and approved the Ordinance and the Clerk attested the passage and approval of the same and affixed his signature thereto and ordered the Ordinance to be published in pamphlet form as provided therein. A true, correct and complete copy of said Ordinance is as follows:

ORDINANCE RECORD

PUBLICATION

Whereupon it was moved by Councilman Jyles Seil and seconded
by Councilman Emily Norman that said Ordinance No. 488 be published in
Scottsbluff Star-Herald a legal newspaper, one time as required by law.

Motion Carried.



Jennifer Mattern
Jennifer Mattern, City Clerk

Approved:

Christopher Perich
, Mayor.

ORDINANCE RECORD

ORDINANCE RECORD

CERTIFICATE OF PASSAGE

STATE OF NEBRASKA

COUNTY OF SCOTTS BLUFF

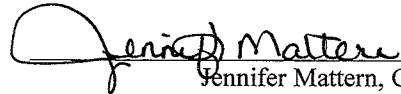
CITY OF TERRYTOWN

} SS.

I, Jennifer Mattern , City Clerk of the City of Terrytown, Scotts bluff County, Nebraska, hereby certify that the annexed ordinance, purporting to be Ordinance No. 488 of said city, was passed as such by the Mayor and Council of the City of Terrytown, Scotts bluff County, Nebraska, pursuant to the rules and regulations prescribed by general law and by said city for the passage of ordinances, and was duly approved by the Mayor of said city, said passage and approval having been made on the 10th day of October, 2024 with respect to said ordinance aforesaid, which said Ordinance No. 488 has been published according to the laws of the State of Nebraska by authority of the Mayor and Council of said city under direction of its duly constituted authorities pursuant to resolution of the Mayor and Council thereof.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal this 10th day of October, A.D. 2024.




Jennifer Mattern, City Clerk.

ORDINANCE RECORD

AFFIDAVIT OF PUBLICATION

PO Box 1709
Scottsbluff, NE 69363

AFFIDAVIT OF PUBLICATION

State of Pennsylvania, County of Lancaster, ss:

Bailee Liston, being first duly sworn, deposes and says: That (s)he is a duly authorized signatory of Column Software, PBC, duly authorized agent of Scottsbluff Star-Herald, a legal newspaper of general circulation, published daily except Mondays, at Scottsbluff, Scotts Bluff County, Nebraska; that the notice hereto attached and which forms a part of this affidavit was Published in said paper, and that said notice was published in the regular and entire issues and every number of the paper on the days mentioned, the same being the corresponding day of each week during the period of time of publication and that said notice was published in the newspaper proper and not in the supplement, with insertion date(s) having been on:

Oct. 1, 2024

Bailee Liston

(Signed) _____

VERIFICATION

State of Pennsylvania
County of Lancaster

Commonwealth of Pennsylvania - Notary Seal
Nicole Burkholder, Notary Public
Lancaster County
My commission expires March 30, 2027
Commission Number 1342120

Subscribed in my presence and sworn to before me on this: **10/01/2024**

Nicole Burkholder

Notary Public

Printers Fee: **\$17.05**
Customer Number: 1045422
Order Number: COL-NE-201421

Notarized remotely online using communication technology via Proof.

**CITY OF TERRYTOWN,
NEBRASKA
NOTICE OF MEETING**

Notice is hereby given that a regular meeting of the Mayor and the City Council Members of the City of Terrytown will be held at 6:30 P.M. on Thursday, October 10th, 2024 at the Community Room at Scotts Bluff County Housing Authority at 89A Woodley Park Road in the City of Terrytown, Nebraska. Said meeting will be open to the public. An agenda for such meeting is kept continuously current and is available for public inspection at the office of the City Clerk and at www.terrytown.org.

Jeni Mattern
City Clerk
Published in the Star-Herald
Scottsbluff, NE
COL-NE-201421 October 1, 2024
ZNEZ

ORDINANCE RECORD

ACCEPTANCE

Columbus _____, Nebraska,

_____, 2024

The Nebraska Public Power District signifies its acceptance to the above and foregoing Ordinance No. 488, City of Terrytown, Scotts bluff County, Nebraska.

Nebraska Public Power District

By _____

(SEAL)
ATTEST:

RECEIPT OF ACCEPTANCE

Terrytown _____, Nebraska,

October 10th _____, 2024

Received copy of Nebraska Public Power District's ACCEPTANCE of above and foregoing Ordinance No. 488, this 10 day of October _____, 2024.

City of Terrytown _____

Scotts bluff _____ County, Nebraska

By Jennifer Mattern _____
Jennifer Mattern, City Clerk



ORDINANCE RECORD

Clerk's Certificate of Authentication

STATE OF NEBRASKA
COUNTY OF SCOTTS BLUFF
CITY OF TERRYTOWN

} SS.

I, Jennifer Mattern, City Clerk of the City of Terrytown, Nebraska, do hereby certify:

1. That I have in my official custody the records and files of said City, all of which contain proceedings of the Mayor and City Council thereof.
2. That I have carefully compared the annexed and foregoing copies of Ordinance No. 488 of the City of Terrytown, Nebraska, with said records and files which are in my official custody, and that said foregoing transcript of said ordinance is a full, true, correct and duplicate copy of said records, pertaining to said ordinance.
3. That I have made careful examination and diligent search of said records and files which are in my official custody and find that the same contain no proceedings of said city, or of the Mayor and City Council thereof, had precedent to or referring to said ordinance or referring to the granting of a franchise to Nebraska Public Power District, by the City of Terrytown Nebraska, other than the proceedings herein set forth.
4. That said transcript contains all the proceedings had by said city, or by Mayor and City Council thereof, previous to the granting of said franchise to said grantee by said city.

IN WITNESS WHEREOF, I have hereunto set by hand officially and affixed the seal of said City of Terrytown, Nebraska this 10th day of October, 2024.




Jennifer Mattern, City Clerk.

ORDINANCE RECORD

ORDINANCE NO. 488

An Ordinance granting to the Nebraska Public Power District, a public corporation and political subdivision of the State of Nebraska, its successors and assigns, the non-exclusive right and franchise for a period of Twenty-Five (25) years to erect, operate and maintain an electric light and power system in the City of Terrytown for the purpose of furnishing electric energy to said City of Terrytown and the inhabitants thereof; limiting the maximum charges for such energy; providing certain regulations with reference thereto; and all things incidental to the purposes thereof; repealing all ordinances and parts of ordinances in conflict therewith; directing the publication of this Ordinance and prescribing the time when this Ordinance shall be in full force and effect.

BE IT ORDAINED BY THE Mayor AND City Council
of the City of Terrytown:

Section 1. The City of Terrytown a municipal corporation, hereby grants unto the Nebraska Public Power District, its successors and assigns, the non-exclusive right and franchise for a period of Twenty-Five (25) years to erect, operate and maintain within said City of Terrytown an electric light and power system; and the right to construct, operate and maintain poles, conduits, wires and other necessary equipment, in, over, across or under the streets, alleys and public places in said City of Terrytown for the purpose of supplying electric energy to said City of Terrytown and its inhabitants, within its corporate limits.

Section 2. Nebraska Public Power District shall have the authority to trim trees upon and overhanging the streets, alleys and public places of the City of Terrytown so as to prevent the branches of such trees from coming in contact with or endangering said electric light and power system.

Section 3. Nebraska Public Power District is hereby authorized to charge, collect and receive a reasonable compensation for electricity furnished to the City of Terrytown and its inhabitants, and establish terms and conditions for such service, in accordance with the provisions of Chapter 70 of the Revised Nebraska Statute, as amended, empowering a public power district to set and collect reasonable charges for its services and to establish rules and regulations for the conduct of its business and affairs.

Section 4. This Ordinance shall be published in accordance with laws of the state of Nebraska.

Section 5. This Ordinance shall be effective from and after its passage, approval, publication and written acceptance hereof by Nebraska Public Power District.

Section 6. All ordinances and parts of ordinances in conflict with the provisions hereof are hereby repealed.

Passed, adopted and approved this 10th day of October, 2024.

ATTEST:



Malter
Clerk

By Christoph Reicks