

ORDINANCE NO. 2026-03

AN ORDINANCE OF THE CITY OF ARAPAHOE, NEBRASKA, PROVIDING FOR THE ROUNDING UP OR DOWN, TO THE NEAREST NICKEL, ANY CASH TRANSACTION CONDUCTED WITH THE CITY DUE TO THE DISCONTINUANCE OF THE PENNY; REPEALING MUNICIPAL CODE SECTIONS, ORDINANCES, AND RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS the United States has discontinued the manufacturing of pennies, and the duration of their continued circulation remains uncertain;

WHEREAS the Nebraska Legislature passed LB 838, approved by the Governor of the State of Nebraska on April 17, 2026, which provides for the discretionary rounding up or down, to the nearest nickel, cash transactions with customers;

WHEREAS it is therefore appropriate and necessary for the City to adopt provisions like those included within LB 838;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ARAPAHOE, NEBRASKA:

Section 1. In any case in which a customer's total cash transaction amount with the City, including any taxes, fees, surcharges, assessments, and other governmental charges, or the final cash amount paid out or returned to a customer ends with one, two, six, or seven as the final digit of the number of cents for the transaction, the City will round down such number of cents to the nearest number of cents divisible by five.

Section 2. In any case in which a customer's total cash transaction amount with the City, including any taxes, fees, surcharges, assessments, and other governmental charges, or the final cash amount paid out or returned to a customer ends with three, four, eight, or nine as the final digit of the number of cents for the transaction, the City will round up such number of cents to the nearest number of cents divisible by five.

Section 3. Rounding pursuant to this Ordinance shall be applied solely to the final settled cash amount paid by, paid out to, or returned to a customer. Rounding under this Ordinance shall not alter (i) the sales price of any good or service; (ii) the amount of any tax calculated or imposed under state or local law; and (iii) any regulatory fee, government-imposed fee, surcharge, assessment, or other charge required by law.

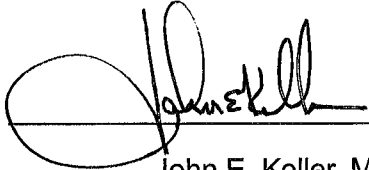
Section 4. Any Municipal Code section, ordinance, or resolution in conflict herewith is hereby repealed.

Section 5. If any section, clause, provision or part of any section, clause, or provision of this Ordinance or the application thereof to any person or circumstance is held unconstitutional, such invalidity or unconstitutionality shall not affect the validity or application of any other section, provision, or part of this Ordinance.

Section 6. This Ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Section 7. This Ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED THIS 16 DAY OF June, 2026



John E. Koller, Mayor

Attest:



Dixie Sickels, City Clerk