

CITY COUNCIL PROCEEDINGS

June 4, 2001

The Mayor and City Council of the City of David City, Nebraska met in open public session at 5:30 p.m. on June 4, 2001 in the meeting room of the City Office, 557 4th Street, David City, Nebraska. The Public had been advised of the meeting by publication of notice in The Banner-Press on May 31, 2001 and an affidavit of the publisher is on file in the office of the City Clerk. The Mayor and members of the City Council acknowledged advance notice of the meeting by signing the Agenda which is a part of these minutes. The advance notices to the Public, Mayor and Council members conveyed the availability of the Agenda, which was kept continuously current in the office of the City Clerk and was available for public inspection during regular office hours. No new items were added to the agenda during the twenty-four hours immediately prior to the opening of the Council meeting.

Present for the meeting were: Mayor Stephen Smith, Council members Mark Kirby, Ted Lukassen, Gary Kroesing, Gary Smith, Bill Schatz, and Nick Hein, City Administrator Andrew Brannen, Electric Supervisor Tim Kovar, Water/Sewer Supervisor Gene Divis, Park/Auditorium Supervisor Bill Buntgen, Police Chief Stephen Sunday, and City Clerk Joan E. Kovar.

Also present were: Darren Jack of Jacobson Helgoth Consultants and Roger Frahm of Frahm Construction.

The City council discussed either constructing a retaining wall along the south side of the Memorial Field Complex or closing the gravel road between the athletic field and the west lake.

City Administrator Brannen reported that the retaining wall was estimated at \$100,000. The Council agreed that this was not feasible.

The Council then discussed closing the park road south of the athletic field (just north of the west lake) using lake sediments as fill on the north side of the road. The current slope from the athletic field fence to the gravel road is about a 2 to 1 slope, which makes mowing and upkeep difficult. The embankment looks junky. A 6 to 1 gentle slope is preferred which could then be landscaped with trees and flowers.

The City received a grant for a trail. The Department of Roads regulates that the trail must be 10' wide with a 2' shoulder on each side. Council member Hein would hate to see the road closed, however he did some measuring and estimates that there is only 70' from the fence to the lake and it gets narrower in spots. Hein doesn't think there is sufficient space to allow for both the road and the trail. The current road is approximately 20' in driving width. Council member Kroesing doesn't want to see the road closed because we will lose access to the west lake. A one-way road was discussed. Council member Schatz suggested a gated road so that city employees would still have access to utility poles and sewer mains. Concerns were expressed about safety issues with people fishing, a trail with bikers and walkers, and a public road all in a confined area. There should be a buffer between the people fishing and the trail, and perhaps a cable between the trail and the road. It was noted that not even a cable would keep people off of the road. Council member Schatz said that parking is planned on both sides of the lake, so if the road was closed, people wouldn't have that far to walk for fishing. Council member Kroesing stated that he has walked a lot farther to fish, but the Council had to remember that not all people are as capable of walking. The Council would like to see a plan that shows the exact location of the trail. City Administrator Brannen reported that the City has not received a letter

allowing us to proceed with the design of the trail. Electric Supervisor Tim Kovar stated, that while they are in the planning stage, he envisions decorative street lighting along the trail. Kovar stated overhead electric lines could be replaced with underground thereby providing for a neater appearance in the park. Space would need to be allotted in the plans for the decorative street lighting along the trail if this is something the Council would want to consider. Park Supervisor Bill Buntgen questioned if the road was closed if he would be allowed to drive his pick-up on the trail to collect waste cans. The Council saw no problem with this.

Mayor Smith stated that the present embankment looks junky and asked for the Council for their opinions. The following comments were made:

- Council member Smith favors changing the embankment to a 6-1 gentle slope, and then landscaping. The first thing people see when they drive in from the south on Hwy 15 is the embankment. This would look a lot nicer. Doesn't really care if the road is closed or not.
- Council member Kroesing would like at least a one-way road.
- Council member Lukassen would go with a one-way road but doesn't know how we will have sufficient room for everything. For cost purposes he would close the road.
- Council member Schatz is in favor of closing the road.
- Council member Kirby is in favor of closing the road as long as the utility departments have no opposition and on the east side there is a handicapped accessible fishing area.
- Council member Hein favors a one-way road, but if there is a handicapped accessible area on the other road then it is not necessary.

After further discussion, Council member Schatz made a motion to authorize Darren Jack, of Jacobson Helgoth Consultants, to proceed with drawings of the proposed park lakes project and provide cost estimates. The Council would like the trail sketched in to give them an idea of the location of the trail and to establish if there is sufficient room for the trail and the road. Council member Smith seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

Council member Smith made a motion to go into executive session to discuss a personnel matter. Council member Lukassen seconded the motion. All of the Council members were present, all voted YEA, and the motion carried. The Council, Mayor Smith, City Administrator Brannen, Police Chief Stephen Sunday, and City Clerk Kovar went into executive session at 6:12 p.m..

Council member Kroesing made a motion to come out of executive session. Council member Kirby seconded the motion. All of the Council members were present, all voted YEA, and the motion carried. The Council came out of executive session at 6:30 p.m..

A motion was made concerning the executive session, but then rescinded, as the item was not listed on the agenda. This will be placed on the June 13 council meeting agenda.

There being no further business to come before the Council, Council member Kirby made a motion to adjourn. Council member Hein seconded the motion. All of the Council members were present, all voted YEA, and the motion carried. Mayor Smith declared the meeting

adjourned at 6:35 p.m..

Mayor

City Clerk



CERTIFICATION OF MINUTES
June 4, 2001

I, Joan E. Kovar, duly qualified and acting City Clerk for the City of David City, Nebraska, do hereby certify with regard to all proceedings of June 4, 2001; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that the minutes of the meeting of the City Council of the City of David City, Nebraska, were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided with advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Joan E. Kovar

