

**ACKNOWLEDGEMENT OF RECEIPT OF NOTICE OF MEETING  
OF THE MAYOR AND CITY COUNCIL OF  
THE CITY OF DAVID CITY, NEBRASKA**

The undersigned members of the governing body of the City of David City, Nebraska, hereby acknowledge receipt of advance notice of a regular meeting of said body and the agenda for such meeting to be held at 7:00 o'clock p.m. on the **14<sup>th</sup> day of February, 2018**, in the meeting room of the City Office, 557 North 4<sup>th</sup> Street, David City, Nebraska.

This agenda is available for public inspection in the office of the City Clerk and may be modified up to twenty-four hours prior to the opening of the meeting.

Dated this 1<sup>st</sup> day of February, 2018.

**AGENDA AS FOLLOWS:**

1. Roll Call;
2. Pledge of Allegiance;
3. Inform the Public about the location of the Open Meetings Act and the Citizens Participation Rules; \_\_\_\_\_  
Mayor Alan Zavodny
4. Minutes of the January 10<sup>th</sup>, 2018 meeting of the Mayor and City Council; \_\_\_\_\_  
Council President Gary D. Smith
5. Consideration of Claims;
6. Committee and Officer Reports, including an update from the City Administrators' search committee; \_\_\_\_\_  
Council member Thomas J. Kobus
7. Consideration of, and discussion with Phil Lorenzen of D.A. Davidson & Co.,
  - approving an updated Engagement Letter – D.A. Davidson & Co.;
  - Bond Market update and next steps for Bond Anticipation Note Financing – Downtown Improvement Project
  - Update regarding Sanitary Sewer Collection and Wastewater Treatment Facility Improvements\_\_\_\_\_  
Council member Dana E. Trowbridge
8. Public Hearing to consider amending the Future Land Use Plan Map by changing the zoning classification from I – Industrial, to C – Commercial, for the following real estate as requested by Scott Steager: South 103' of Lot 6, Schmid's 2<sup>nd</sup> Addition; \_\_\_\_\_  
Council member Patrick J. Meysenburg
9. Consideration of Ordinance No. 1283 amending the Future Land Use Map by changing the zoning classification from I – Industrial, to C – Commercial, for the following real estate: South 103' of Lot 6, Schmid's 2<sup>nd</sup> Addition; \_\_\_\_\_  
Council member John P. Vandenberg
10. City Clerk Joan E. Kovar \_\_\_\_\_  
City Clerk Joan E. Kovar

10. Public Hearing to consider amending the Official Zoning Map by changing the zoning classification from I-2 Heavy Industrial, to C-1 Highway Commercial, for the following real estate as requested by Scott Steager: South 103' of Lot 6, Schmid's 2<sup>nd</sup> Addition;
11. Consideration of Ordinance No. 1284 amending the Official Zoning Map by changing the zoning classification from I-2 Heavy Industrial, to C-1 Highway Commercial, for the following real estate: South 103' of Lot 6, Schmid's 2<sup>nd</sup> Addition;
12. Consideration of Resolution #38 - 2017 combining the N 32.85' of Lot 6, Block 2, Schmid's Addition, and the South 103' of Lot 6, Block 2, Schmid's Addition, to form one Lot;
13. Public Hearing to consider the application of Mason Samek d.b.a. Par IV Restaurant & Lounge, 899 Park Drive, for a Class C Liquor License;
14. Consideration of the application of Mason Samek d.b.a. Par IV Restaurant & Lounge, 899 Park Drive, for a Class C Liquor License;
15. Consideration of appointing Dave Ziska of Olsson Associates, Grand Island Office, as the Street Superintendent for the current fiscal year, January 1, 2018 to December 31, 2018;
16. Consideration of accepting the resignation of Todd DeWispelare as the alternate of the Planning Commission due to him moving outside of the city limits;
17. Consideration of Resolution No. 2 – 2018 setting the rental rates for the new Airport Hangar Units;
18. Consideration of a proclamation declaring March, 2018, as "Problem Gambling Awareness Month";
19. Consideration of the request by David City Public Schools to add diagonal concrete parking on the north side of "D" Street between 8<sup>th</sup> & 9<sup>th</sup> Street;
20. Adjournment;

## CITY COUNCIL PROCEEDINGS

February 14, 2018

The City Council of the City of David City, Nebraska, met in open public session in the meeting room of the City Office, 557 North 4<sup>th</sup> Street, David City, Nebraska. The Public had been advised of the meeting by publication of notice in The Banner Press on February 8<sup>th</sup>, 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 notice 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 Alan Zavodny, Council members Gary Smith, Thomas Kobus, John Vandenberg, and Kevin Hotovy, Attorney Tim Wollmer, and City Clerk Joan Kovar. Council members Pat Meysenburg and Dana Trowbridge were absent.

Also present for the meeting were: Philip Lorenzen of D.A. Davidson & Co., Bob Palik, Scott Steager, Sheriff Marcus Siebken, Nick & Marlene Hein, Planning Commission member Janis Cameron, Mike Draper, Building Inspector Ray Sueper, and Banner Press Editor Larry Peirce.

The meeting opened with the Pledge of Allegiance.

Mayor Alan Zavodny informed the public of the "Open Meetings Act" posted on the east wall of the meeting room and asked those present to please silence their cell phones.

The minutes of the January 10<sup>th</sup>, 2018 meeting of the Mayor and City Council were approved upon a motion by Council member Vandenberg and seconded by Council member Kobus. Voting AYE: Council members Hotovy, Smith, Kobus, and Vandenberg. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried.

Mayor Zavodny asked for consideration of claims. Council member Kobus made a motion to authorize the payment of claims and Council member Smith seconded the motion. Voting AYE: Council members Vandenberg, Hotovy, Smith, and Kobus. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried.

Mayor Zavodny asked for any comments or questions concerning the Committee and Officer Reports.

The Planning Commission had asked for two council members to attend their March 10<sup>th</sup> meeting to discuss storage containers. Mayor Zavodny appointed Council members Kobus and Meysenburg to attend the Planning Commission meeting to discuss storage containers.

City Administrator Search Committee member, Council member Smith, reported that he and Pat Meysenburg will be meeting to discuss possible candidates to interview.

Sheriff Siebken stated: "I don't know if this is something that you could consider in the future, but we are getting a lot of complaints about semi's being left, being ran overnight. I know other cities and towns have ordinances about that, so I don't know if that's something you might want to consider next year."

Mayor Zavodny stated: "This is something we should probably take a look at. I learned about that maybe eighteen minutes ago so it's brand new."

City Clerk Kovar stated: "I was discussing that, with the Mayor and Council members who were here, that we have individuals that have diesel trucks and so they leave them run all night so they don't gel up. (*Diesel fuel gelling happens when the paraffin usually present in diesel starts to solidify when the temperature drops. At 32 degrees, the wax in liquid form will crystallize and leave the fuel tank clouded. At 10-15 degrees, it will finally start to gel and clog the tank and fuel filters.*) If I had one next door to me, I wouldn't like that either if it was running all night."

Mike Draper stated: "A diesel owner, across the corner from me, runs about 4 or 5 hours about every other day. It sits out there and runs. Then he'll go somewhere and comes back and he has a heck of a time making those corners. If I was by where Nick Hein is, I'm sure he can hear it there, because I'm about a half block away from it."

Nick Hein stated: "If I may, speaking with some neighbors this afternoon. They all share the same concern that Mr. Draper has. Last night that thing probably ran for.....Last night, I came home at 9:00 p.m. and it was running, and I left at 3:15 this morning and it was still running."

Mayor Zavodny asked if any of the neighbors have tried to approach him and they said no. Sheriff Siebken stated "We contacted the one on "O" Street the night before, there are two semi's there, and when parked there they are usually run most the night, and then last night I think was the first time we've had contact with the other one that they are referring to."

Mayor Zavodny stated: "Ok, well we can't solve that this evening but it's good to be aware of it. We can look into what we can do to resolve this."

Mayor Zavodny stated: "I will update that we have responded to DEQ and EPA and they are continuing to try to figure out where we are going forward with Henningsen's on our agreement and we are trying to make sure that the regulatory agencies are aware of our efforts in making changes to our wastewater to help in that area."

Building Inspector Ray Sueper stated: "What I've got is, we have a condemnation that has been posted for 60 days, a property known as 897 5<sup>th</sup> Street, and what that does, it has the effect that no appeal has been made by the property owner in that window, in that time frame, so at this point I'm approaching the Council for guidance as to how you would like to proceed with that. We do have the authority to pursue demolition at this point, since no appeal was made and the property owner has not submitted a plan of remediation to the City in writing."

Mayor Zavodny questioned how she was notified and if Ray has had any contact with her at all.

Building Inspector Sueper stated: "She has been notified by certified mail. I talked to her today again, and she was going to get to writing a letter of remediation but she's been telling me that for two months, so I don't know how much weight to give that. We can solicit some bids for demolition at this point, it wouldn't cost anything if you'd like to check in to that."

Mayor Zavodny stated: "What I'd feel more comfortable doing is, we need to make that an agenda item because that's going to result in an expenditure of money and authorize then bids and then we still have that time to accept/reject all of them, but I think that's probably the step we're at. So, if we could put that on the March agenda, as an agenda item, to put out a request for proposals for bids for demolition and the Council can take a stand on that."

Building Inspector Ray Sueper stated: "I also spent a considerable amount of time today putting together a sample ordinance for the storage containers."

Mayor Zavodny stated: "Let's get it to the Planning Commission, let them take first swipe at it, and then when they are comfortable with it they can forward it to the City Council for consideration."

Council member Hotovy made a motion to accept the Committee and Officers Reports as presented. Council member Smith seconded the motion. Voting AYE: Council members Kobus, Vandenberg, Smith, and Hotovy. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried.

Philip Lorenzen of D.A. Davidson & Company stated: "I have three items on the agenda this evening that I would like to talk about, not a long time tonight, and we have talked about this before, the Security Exchange Commission cannot regulate Municipalities on what they do with their financing and so forth, so they regulate us, and the FCC mandates that unless we have an engagement letter with each client then we are subject to fines, we are subject to penalty, for communicating with you without having some sort of an agreement. It is an engagement letter. It is not binding, you can terminate me on thirty (30) days' notice, it doesn't cost you anything but that allows us to talk freely and plan projects and so forth. We are in the midst of the Downtown Project, the current engagement letter ended the end of calendar year 2017, so I am proposing and recommending that you would update that and the two key findings that we have to disclose is that #1 – we would treat you fairly, and we have to look out for your interests as an issuer of debt, and we have to look out for the would be buyer of the debt as being fair on both sides, so we walk a fine line in the middle. The other is that at some point in time I may ask you to sign an agreement to go ahead and underwrite a note issue or a bond issue and at that point in time I expect to be compensated, so I need to let you know that I would expect to be compensated when that time comes, that's basically the item. The only change in the agreement, from prior ones that are executed, is to extend the date through 2020 thinking that is about the time we will wind up with the Downtown Project and wrap that into the permanent financing and so forth, so we are half way through the project so it is important to keep on the same path. So, my recommendation request is that you would consider adoption of the updated engagement letter. I'd be happy to answer any questions."

Council member Hotovy made a motion to authorize Mayor Zavodny to sign the Underwriting Engagement Letter with D.A. Davidson & Company in compliance with and under the rules, guidelines and allowable exceptions, as set out by the Securities and Exchange Commission. Council member Kobus seconded the motion. Voting AYE: Council members Smith, Vandenberg, Kobus, and Hotovy. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried.



**D|A|DAVIDSON**  
D.A. Davidson & Co. member SIPC

**Please be advised that new regulations now require added procedures to process of issuing municipal securities.**

**Required Disclosure Pursuant to MSRB Rule G-23:**

As underwriter, D.A. Davidson & Co.'s primary role will be to purchase as principal, or arrange for the placement of the Securities in a commercial arm's length transaction with the issuer, and may have financial and other interests that differ from those of the issuer. In its capacity as underwriter and not as financial advisor, D.A. Davidson & Co. may provide incidental financial advisory services at the issuer's request, including advice regarding the structure, timing, terms and other similar matters concerning the issuance. However, D.A. Davidson & Co. does not assume any financial advisory or fiduciary responsibilities with respect to the issuer.

D.A. Davidson & Co.'s role as underwriter will be formalized by a Bond Purchase Agreement with each transaction to assure disclosure of and compliance with MSRB Rule G-23.

**Required Disclosure Pursuant to MSRB Rule G-17:**

As part of our services as underwriter, Davidson may provide advice concerning the structure, timing, terms, and other similar matters concerning the issuance of the Securities. D.A. Davidson & Co. is required to provide written disclosures and to obtain the Issuer's signed acknowledgement of their receipt. The Disclosures may include, but are not limited to, the following:

- Disclosures Concerning the Underwriter's Role
- Disclosures Concerning the Underwriter's Compensation
- Additional Conflicts Disclosure
- Disclosures Concerning Complex Municipal Securities Financing
- Risk Disclosures
- Financial Characteristics
- Security
- Financial Risk Considerations

**Required Continuing Disclosure as an Issuer:**

The Securities and Exchange Commission adopted an amendment to Rule 15c2-12 which requires that issuers undertake such annual financial disclosure for all bond issues in excess of \$1,000,000 which are issued on or after July 1, 2009. In order to promote ongoing compliance with Rule 15c2-12, Compliance Policies and Procedures must also be approved and adopted, which further obligate the Issuer to provide to the MSRB (the Municipal Securities Rulemaking Board) certain financial information and operating data which is customarily prepared by you and is publicly available, which shall include your audited financial statements and certain other material events.

All continuing disclosure documents are required to be filed with the MSRB electronically using the MSRB's Electronic Municipal Market Access website ("EMMA"). Documents must be in PDF (portable document format) format, which permits the document to be saved, viewed, printed and retransmitted by electronic means. Additionally, any PDF document submitted to the EMMA website on or after January 1, 2010 must be word-searchable. EMMA will not accept paper documents or documents in any format other than PDF.



**D|A|DAVIDSON**  
FIXED INCOME CAPITAL MARKETS

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D.A. Davidson & Co. member SIPC

February 14, 2018

Mayor and City Council  
City of David City  
557 4<sup>th</sup> Street, PO Box 191  
David City, NE 68632-0191

Re: Underwriting Engagement Letter – Updated Agreement, Updating 2016 Letter

Honorable Mayor and Council Members:

D.A. Davidson & Co. (“Davidson” or “we”), appreciates the opportunity to serve the City of David City, Nebraska (“you” or the “Issuer”) as underwriter. The most recent updated Engagement Letter was approved by Council action July 9, 2016, as required by the initial July 1, 2014 effective date for the SEC’s federally mandated municipal advisor rules (“SEC Rules”). The SEC Rules remain fully effective. In our primary role of bond underwriters, to ascertain that the City and we are in concert with federal regulations, based on our Counsel’s interpretation, and to assure the City’s and our ongoing compliance with the SEC Rules, we are advised that the scope of our work as a bond underwriter must properly reference the City’s proposed issuances of notes or bonds. To be enabled to provide input on the structure, timing and other matters, all as set out herein, related to the proposed Sales Tax extension election and any related issuance of Bond Anticipation Notes, Bonds, Certificates of Participation or Revenue Bonds and Notes and/or General Obligation Bonds and Notes (collectively the “Securities”) an updated engagement letter is necessary. This letter will confirm the terms of our engagement specifically related to the foregoing defined Securities, said definition of Securities now expanded to include issuance of one or more series of Bond Anticipation Notes in calendar years 2018, 2019 and 2020 or such later date as is necessary to fully fund the Downtown Improvement Project however, it is anticipated that this letter and its previous versions will be replaced and superseded by a bond purchase agreement or agreements to be entered into by the parties (the “Purchase Agreement(s)”) if and when Securities are priced following successful completion of the offering process.

1. Services to be provided by Davidson. The Issuer hereby engages Davidson to serve as Underwriter of the proposed offering and issuance of the Securities, and in such capacity Davidson agrees to provide certain services in compliance with and under the rules, guidelines and allowable exceptions, effective July 1, 2014, as set out by the Securities and Exchange Commission (“SEC”) and you hereby request Davidson to provide certain information and repayment information relative to debt issuance and to assist in providing the following services:

- Review and evaluate the proposed terms of the offering and the Securities
- Develop a marketing plan for the offering, including identification of potential investors
- Assist in the preparation of the official statement and/or other offering documents
- Contact potential investors; provide them with offering-related information
- Consult with Bond Counsel and other service providers about the offering and the terms of the Securities
- Negotiate the pricing, including the interest rate, and other terms of the Securities
- Obtain CUSIP number(s) for the Securities and arrange for their DTC book-entry eligibility
- Plan and arrange for the closing and settlement of the issuance and the delivery of the Securities
- Such other usual and customary underwriting services as may be requested by the Issuer

As underwriter, Davidson will purchase the Securities pursuant and subject to the terms of the Purchase Agreement, which will not be signed until successful completion of the pre-sale offering period.

2. No Advisory or Fiduciary Role. The Issuer acknowledges and agrees that: (i) the primary role of Davidson, as an underwriter, is to purchase securities, for resale to investors, in an arm's-length commercial transaction between the Issuer and Davidson and that Davidson has financial and other interests that may differ from those of the issuer.; (ii) Davidson is not acting as a municipal advisor, financial advisor, or fiduciary to the Issuer and has not assumed any advisory or fiduciary responsibility to the Issuer with respect to the transaction contemplated hereby and the discussions, undertakings and procedures leading thereto (irrespective of whether Davidson has provided other services or is currently providing other services to the Issuer on other matters); (iii) the only obligations Davidson has to the Issuer with respect to the transaction contemplated hereby expressly are set forth in this agreement; and (iv) the Issuer, to the extent it deems appropriate will, or has consulted its own financial and/or municipal, legal, accounting, tax and other advisors, as applicable. If the Issuer would like a municipal advisor in this transaction(s) that has legal fiduciary duties to the Issuer, the Issuer is free to engage a municipal advisor to serve in that capacity.

3. Fees and Expenses. Davidson's proposed underwriting fee/spread shall be at a mutually agreeable rate which shall not exceed 1.40% of the principal amount of the Securities issued. The underwriting fee/spread will represent the difference between the price that Davidson pays for the Securities and the public offering price stated on the cover of the final official statement or offering circular. Davidson shall pay costs incident to the underwriting and sale of the Bonds including printing of preliminary and final official statements (or offering circulars, as applicable), CUSIP and DTC fees. The Issuer shall be responsible for paying or reimbursing Davidson for all other costs of issuance, including without limitation, bond counsel, paying agent fees (if Issuer determines to engage such agent), and all other expenses incident to the performance of the Issuer's obligations under the proposed offering.

4. Term and Termination. The term of this engagement shall extend from the date of this letter to the closing of the offering of the Securities. Notwithstanding the forgoing, either party may terminate Davidson's engagement at any time without liability of penalty upon at least 30 days' prior written notice to the other party.

5. Indemnification; Limitation of Liability. The Issuer agrees that neither Davidson nor its employees, officers, agents or affiliates shall have any liability to the Issuer for the services provided hereunder except to the extent it is judicially determined that Davidson engaged in gross negligence or willful misconduct. In addition, to the extent permitted by applicable law, the Issuer shall indemnify, defend and hold Davidson and its employees, officers, agents and affiliates harmless from and against any losses claims, damages and liabilities that arise from or otherwise relate to this Agreement, actions taken or omitted in connection herewith, or the transactions and other matters contemplated hereby, except to the extent such losses, claims, damages or liabilities are judicially determined to be the result of Davidson's gross negligence or willful misconduct.

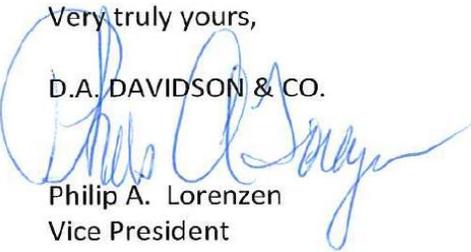
6. Miscellaneous. This letter shall be governed and construed in accordance with the laws of the State of Nebraska. This Agreement may not be amended or modified except by means of a written instrument executed by both parties hereto. This Agreement may not be assigned by either party without the prior written consent of the other party.

"Exhibit A" is attached in compliance with Davidson's Disclosure Pursuant to MSRB Rules G-17 and G-23 and requires acknowledgement of its receipt by an officer of the City.

Again, we thank you for the opportunity to assist you with your proposed financing and the confidence you have placed in us.

Very truly yours,

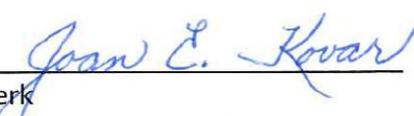
D.A. DAVIDSON & CO.

  
Philip A. Lorenzen  
Vice President

Accepted this 14<sup>th</sup> day of February, 2018  
CITY OF DAVID CITY, NEBRASKA

By:   
Mayor

ATTEST:

  
Clerk

[SEAL]



**EXHIBIT A**



450 Regency Parkway, Suite 400  
Omaha, NE 68114  
(402) 397-5777  
(800) 206-7523  
FAX (402) 392-7908  
dadavidson.com  
D.A. Davidson & Co. member SIPC

February 14, 2018

Joan Kovar Interim City Administrator  
City of David City  
557 4<sup>th</sup> Street, PO Box 191  
David City, NE 68632-0191

Re: Disclosures by D.A. Davidson & Co. as Underwriter  
Pursuant to MSRB Rules G-17 and G-23  
Bond Anticipation Notes, Certificates of Participation, General Obligation Bonds/Notes &  
Revenue Bonds/Notes, Series 2018, 2019 and 2020

Dear Joan:

We are writing to provide you, as Administrator of the City of David City, Nebraska ("Issuer"), with certain disclosures relating to the captioned bond issue ("Bonds"), as required by the Municipal Securities Rulemaking Board (MSRB) Rule G-17 as set forth in MSRB Notice 2012-25 (May 7, 2012).

The Issuer has engaged D.A. Davidson & Co. (hereinafter referred to as "Davidson" or "underwriter") to serve as an underwriter, and not as a financial advisor or municipal advisor, in connection with the issuance of the Bonds.

As underwriter, Davidson's primary role will be to purchase as principal, or arrange for the placement of the securities in a commercial arm's length transaction with the Issuer, and may have financial and other interests that differ from those of the Issuer. In its capacity as underwriter and not as financial advisor, Davidson may provide incidental financial advisory services at the Issuer's request, including advice regarding the structure, timing, terms and other similar matters concerning the issuance. However, Davidson does not assume any financial advisory or fiduciary responsibilities with respect to the Issuer.

As part of our services as underwriter, Davidson may provide advice concerning the structure, timing, terms, and other similar matters concerning the issuance of the Bonds.

Disclosures Concerning the Underwriters Role:

- (i) MSRB Rule G-17 requires an underwriter to deal fairly at all times with both municipal issuers and investors.
- (ii) The underwriters' primary role is to purchase the Bonds with a view to distribution in an arm's-length transaction with the Issuer. The underwriters financial and other interests that may differ from those of the Issuer.
- (iii) Unlike a municipal advisor, the underwriters do not have a fiduciary duty to the Issuer under the federal securities laws and are, therefore, not required by federal law to act in the best interests of the Issuer without regard to their own financial or other interests.

- (iv) The underwriters have a duty to purchase the Bonds from the Issuer at a fair and reasonable price, but must balance that duty with their duty to sell the Bonds to investors at prices that are fair and reasonable.
- (v) The underwriter will review the official statement for the Bonds in accordance with, and as part of, their respective responsibilities to investors under the federal securities laws, as applied to the facts and circumstances of this transaction.

Disclosures Concerning the Underwriters Compensation:

As underwriter, Davidson will be compensated by a fee and/or an underwriting discount that will be set forth in the bond purchase agreement to be negotiated and entered into in connection with the issuance of the Bonds. Payment or receipt of the underwriting fee or discount will be contingent on the closing of the transaction and the amount of the fee or discount may be based, in whole or in part, on a percentage of the principal amount of the Bonds. While this form of compensation is customary in the municipal securities market, it presents a conflict of interest since the underwriter(s) may have an incentive to recommend to the Issuer a transaction that is unnecessary or to recommend that the size of the transaction be larger than is necessary.

Additional Conflicts Disclosure:

Davidson has not identified any additional potential or actual material conflicts that require disclosure.

Disclosures Concerning Complex Municipal Securities Financing:

Since Davidson has not recommended a “complex municipal securities financing” to the Issuer, additional disclosures regarding the financing structure for the Bonds are not required under MSRB Rule G-17. However, in accordance with the requirements of MSRB Rule G-17, the following is a description of the material financial characteristics of that financing structure as well as the material financial risks of the financing that are known to us and reasonably foreseeable at this time.

Risk Disclosures Pursuant to MSRB Rule G-17 - Fixed Rate Bonds

The following is a general description of the financial characteristics and security structures of fixed rate municipal bonds (“Fixed Rate Bonds”), as well as a general description of certain financial risks that you should consider before deciding whether to issue Fixed Rate Bonds.

Financial Characteristics

Maturity and Interest. Fixed Rate Bonds are interest-bearing debt securities issued by state and local governments, political subdivisions and agencies and authorities. Maturity dates for Fixed Rate Bonds are fixed at the time of issuance and may include serial maturities (specified principal amounts are payable on the same date in each year until final maturity) or one or more term maturities (specified principal amounts are payable on each term maturity date) or a combination of serial and term maturities. The final maturity date typically will range between 10 and 30 years from the date of issuance. Interest on the Fixed Rate Bonds typically is paid semiannually at a stated fixed rate or rates for each maturity date.

Redemption. Fixed Rate Bonds may be subject to optional redemption, which allows you, at your option, to redeem some or all of the bonds on a date prior to scheduled maturity, such as in connection with the issuance of refunding bonds to take advantage of lower interest rates.

Fixed Rate Bonds will be subject to optional redemption only after the passage of a specified period of time, often approximately ten years from the date of issuance, and upon payment of the redemption price set forth in the bonds, which may include a redemption premium. You will be required to send out a notice of optional redemption to the holders of the bonds, usually not less than 30 days prior to the redemption date. Fixed Rate Bonds with term maturity dates also may be subject to mandatory sinking fund redemption, which requires you to redeem specified principal amounts of the bonds annually in advance of the term maturity date. The mandatory sinking fund redemption price is 100% of the principal amount of the bonds to be redeemed.

### Security

Payment of principal of and interest on a municipal security, including Fixed Rate Bonds, may be backed by various types of pledges and forms of security, some of which are described below.

General Obligation Bonds. "General obligation bonds" are debt securities to which your full faith and credit is pledged to pay principal and interest. If you have taxing power, generally you will pledge to use your ad valorem (property) taxing power to pay principal and interest. Ad valorem taxes necessary to pay debt service on general obligation bonds may not be subject to state constitutional property tax millage limits (an unlimited tax general obligation bond). The term "limited" tax is used when such limits exist.

General obligation bonds constitute a debt and, depending on applicable state law, may require that you obtain approval by voters prior to issuance. In the event of default in required payments of interest or principal, the holders of general obligation bonds have certain rights under state law to compel you to impose a tax levy.

Revenue Bonds. "Revenue bonds" are debt securities that are payable only from a specific source or sources of revenues. Revenue bonds are not a pledge of your full faith and credit and you are obligated to pay principal and interest on your revenue bonds only from the revenue source(s) specifically pledged to the bonds. Revenue bonds do not permit the bondholders to compel you to impose a tax levy for payment of debt service. Pledged revenues may be derived from operation of the financed project or system, grants or excise or other specified taxes. Generally, subject to state law or local charter requirements, you are not required to obtain voter approval prior to issuance of revenue bonds. If the specified source(s) of revenue become inadequate, a default in payment of principal or interest may occur. Various types of pledges of revenue may be used to secure interest and principal payments on revenue bonds. The nature of these pledges may differ widely based on state law, the type of issuer, the type of revenue stream and other factors.

The description above regarding "Security" is only a brief summary of certain possible security provisions for the bonds and is not intended as legal advice. You should consult with your bond counsel for further information regarding the security for the bonds.

### Financial Risk Considerations

Certain risks may arise in connection with your issuance of Fixed Rate Bonds, including some or all of the following:

Issuer Default Risk. You may be in default if the funds pledged to secure your bonds are not sufficient to pay debt service on the bonds when due. The consequences of a default may be serious for you and, depending on applicable state law and the terms of the authorizing documents, the holders of the bonds, the trustee and any credit support provider may be able to exercise a range of available remedies against you. For example, if the

bonds are secured by a general obligation pledge, you may be ordered by a court to raise taxes. Other budgetary adjustments also may be necessary to enable you to provide sufficient funds to pay debt service on the bonds. If the bonds are revenue bonds, you may be required to take steps to increase the available revenues that are pledged as security for the bonds. A default may negatively impact your credit ratings and may effectively limit your ability to publicly offer bonds or other securities at market interest rate levels. Further, if you are unable to provide sufficient funds to remedy the default, subject to applicable state law and the terms of the authorizing documents, you may find it necessary to consider available alternatives under state law, including (for some issuers) state-mandated receivership or bankruptcy. A default also may occur if you are unable to comply with covenants or other provisions agreed to in connection with the issuance of the bonds.

This description is only a brief summary of issues relating to defaults and is not intended as legal advice. You should consult with your bond counsel for further information regarding defaults and remedies.

*Redemption Risk.* Your ability to redeem the bonds prior to maturity may be limited, depending on the terms of any optional redemption provisions. In the event that interest rates decline, you may be unable to take advantage of the lower interest rates to reduce debt service.

*Refinancing Risk.* If your financing plan contemplates refinancing some or all of the bonds at maturity (for example, if you have term maturities or if you choose a shorter final maturity than might otherwise be permitted under the applicable federal tax rules), market conditions or changes in law may limit or prevent you from refinancing those bonds when required. Further, limitations in the federal tax rules on advance refunding of bonds (an advance refunding of bonds occurs when tax-exempt bonds are refunded more than 90 days prior to the date on which those bonds may be retired) may restrict your ability to refund the bonds to take advantage of lower interest rates.

*Reinvestment Risk.* You may have proceeds of the bonds to invest prior to the time that you are able to spend those proceeds for the authorized purpose. Depending on market conditions, you may not be able to invest those proceeds at or near the rate of interest that you are paying on the bonds, which is referred to as “negative arbitrage”.

*Tax Compliance Risk.* The issuance of tax-exempt bonds is subject to a number of requirements under the United States Internal Revenue Code, as enforced by the Internal Revenue Service (IRS). You must take certain steps and make certain representations prior to the issuance of tax-exempt bonds. You also must covenant to take certain additional actions after issuance of the tax-exempt bonds. A breach of your representations or your failure to comply with certain tax-related covenants may cause the interest on the bonds to become taxable retroactively to the date of issuance of the bonds, which may result in an increase in the interest rate that you pay on the bonds or the mandatory redemption of the bonds. The IRS also may audit you or your bonds, in some cases on a random basis and in other cases targeted to specific types of bond issues or tax concerns. If the bonds are declared taxable, or if you are subject to audit, the market price of your bonds may be adversely affected. Further, your ability to issue other tax-exempt bonds also may be limited.

This description of tax compliance risks is not intended as legal advice and you should consult with your bond counsel regarding tax implications of issuing the bonds.

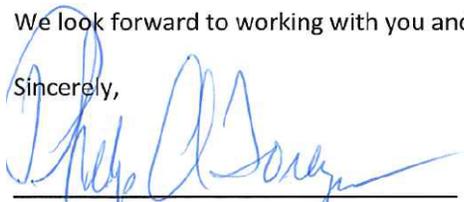
If you or any other Issuer officials have any questions or concerns about these disclosures, please make those questions or concerns known immediately to the undersigned. In addition, you should consult with the Issuer's own financial and/or municipal, legal, accounting, tax and other advisors, as applicable, to the extent you deem appropriate.

It is our understanding that you have the authority to bind the Issuer by contract with us, and that you are not a party to any conflict of interest relating to the subject transaction. If our understanding is incorrect, please notify the undersigned immediately.

We are required to seek your acknowledgement that you have received this letter. Accordingly, please sign and return the enclosed copy of this letter to me either via email or to the address set forth below. Depending on the structure of the transaction that the Issuer decides to pursue, or if additional potential or actual material conflicts are identified, we may be required to send you additional disclosures regarding the material financial characteristics and risks of such transaction and/or describing those conflicts. At that time, we also will seek your acknowledgement of receipt of any such additional disclosures.

We look forward to working with you and the Issuer in connection with the issuance of the Bonds. Thank you.

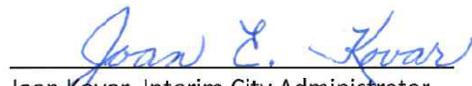
Sincerely,



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Philip A. Lorenzen  
Vice President, Public Finance Banker

Acknowledgement:                      Date: Febr. 14, 2018



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Joan Kovar, Interim City Administrator  
City of David City, Nebraska

CC:     Bond Counsel

Philip Lorenzen stated: "Thank you very much, I appreciate that. A delight to work with you and a delight to work with Joan on all the projects. The Mayor, and the rest of the staff, they all do a great job. You need to know that. I'd like to talk a little bit about the bond market generally and where we are. With the end of last year there was a real dramatic increase of the volume of bonds issued because of the pending legislation and congress on the tax change. The tax change has had a remarkable effect, it's impacted the stock market dramatically, you can see the ups and downs on that. It has increased the interest rate on the ten-year treasury which is kind of a bench mark from around a 2½% to a 2.91% today, so there is upward pressure upon interest rates. Buyers are reluctant to buy, many of the banks in Nebraska which are the primary target for bonds issues by David City and a host of other communities that I worked with. A lot of those are in Subchapter S corporations; Subchapter S tax rate dropped 21%, the income from the bank flows right through to the owners, so tax exemption is not as important as it used to be, it's just generally kind of an upside down feeling in the market, people are trying to find their way, nobody wants to go to long term because they expect the Fed to have 2, or 3, or 4 increases in rates this year, so it's just kind of a marking time. It's not frightening but you need to be aware that it's kind of an upside-down issue right now. The last issuance of notes was around about 1.4%, the early financings were the 1.25% and a 1.2% on the notes that were outstanding. In today's market I guess that would be probably somewhere around 1¾% (one and three-quarters) is a guess, so it's a little higher rate. The good news is we did issue notes towards the end of last year and because of the weather then the contractor draws slowed down dramatically. See we have about a million and a quarter in hand. You shouldn't anticipate having to borrow any more funds, from my conversation with Al Hottovy (Vice President - Leo A. Daly), until probably June because it's going to be into March / April before any significant work starts, by the time they get that processed and billed, why it's probably June before we even think about running out of money on requests currently on hand, so that's good news and hopefully the market will stabilize at that point in time. I am going to back up, just one more comment on the engagement letter, and that is that Joan and I work in close harmony, watching to make sure that all the filings are made with the EMMA system and so forth to keep them on the straight and narrow. So, you are to be applauded that you usually get the financing taken care of and get the filing done before you even contact me, so Thank You for your good work, it is appreciated. One more thing on the note financing, you paid a little over a million dollars in funding out of the sales tax which is good. I'd like to see you continue to pay as you go on some of that so you don't have to borrow all of the money. In October, you will get the first \$900,000.00 back from the State, so, the way this should time, we would like to minimize the amount that you have to actually borrow going long term to save you some money, so that's our goal and I think it's a collective goal that you have for me as well. We've also looked at the sanitary sewer collection system and so forth and that process. We have arranged for the drafting of a letter for USDA for the permanent financing. The Mayor indicated you're in conversation with Henningsen's, that's important. I'm in conversation with Janice Stopak of USDA and everything is coming along in order I think relative to that. You've got one more payment on an outstanding loan on the sewer system and once that is done, then you have no indebtedness on that. Your earnings this last year, by my review of the audit, found that you had about \$275,000 available for debt service and the USDA loan, if it goes to the full amount of 4.3 million, would require about \$160,000 a year in debt payment. You are paying right now, about \$150,000 a year on the NDEQ loan, so that's not a major change, so going forward my view is you are in good shape, everything looks fantastic. One other item I reported to Joan and to the Mayor, last week I met briefly on my way to North Platte as Alan has indicated, and all of your Utility systems are doing very, very well. You've got money in the bank and that's manning very well, so, the overview of the financial situation of the community is outstanding, you're doing a good job of managing, staff is doing a great job, that's my report and

I'll be happy to answer any questions you might have. Nothing. Thank You, I appreciate working with you. I look forward to warmer weather and the project continuing. Thanks."

Mayor Zavodny stated: "I was holding my breath a little bit, if someone was going to rebut that we were doing a good job, because that would knock some people over."

Phil Lorenzen stated: "I've worked with a lot of communities and you're top drawer, let me tell you."

Mayor Zavodny declared the Public Hearing open at 7:19 p.m. to consider amending the Future Land Use Plan Map by changing the zoning classification from I – Industrial, to C – Commercial, for the following real estate as requested by Scott Steager: South 103' of Lot 6, Schmid's 2<sup>nd</sup> Addition.

Building Inspector Ray Sueper stated: "If there's no objections, I would recommend it. It cleans up that property and boy are we going to need some storage units here."

Planning Commission member Janis Cameron stated that the Planning Commission approved it and had no objections.

There being no further comments, Mayor Zavodny closed the Public Hearing at 7:21 p.m.

Council member Hotovy introduced Ordinance No. 1283 amending the Future Land Use Map by changing the Zoning Classification from I – Industrial, to C – Commercial, for the following real estate: South 103' of Lot 6, Schmid's 2<sup>nd</sup> Addition. Mayor Zavodny read Ordinance No. 1283 by title. Council member Hotovy made a motion to suspend the statutory rule that requires an Ordinance be read on three separate days. Council member Kobus seconded the motion. Voting AYE: Council members Vandenberg, Smith, Kobus, Hotovy, and Zavodny. *[As five (5) are required to suspend the statutory rule, and as per State Statute 16-404 which states: The mayor may vote on any such matter when his or her vote will provide the additional vote required to create a number of votes equal to a majority of the number of members elected to the council, and the mayor shall, for the purpose of such vote, be deemed to be a member of the council.]* Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried.

Council member Hotovy made a motion to pass and adopt Ordinance No. 1283 on the third and final reading. Council member Kobus seconded the motion. Voting AYE: Council members Vandenberg, Smith, Hotovy, and Kobus. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried and Ordinance No. 1283 was passed on 3<sup>rd</sup> and final reading as follows:

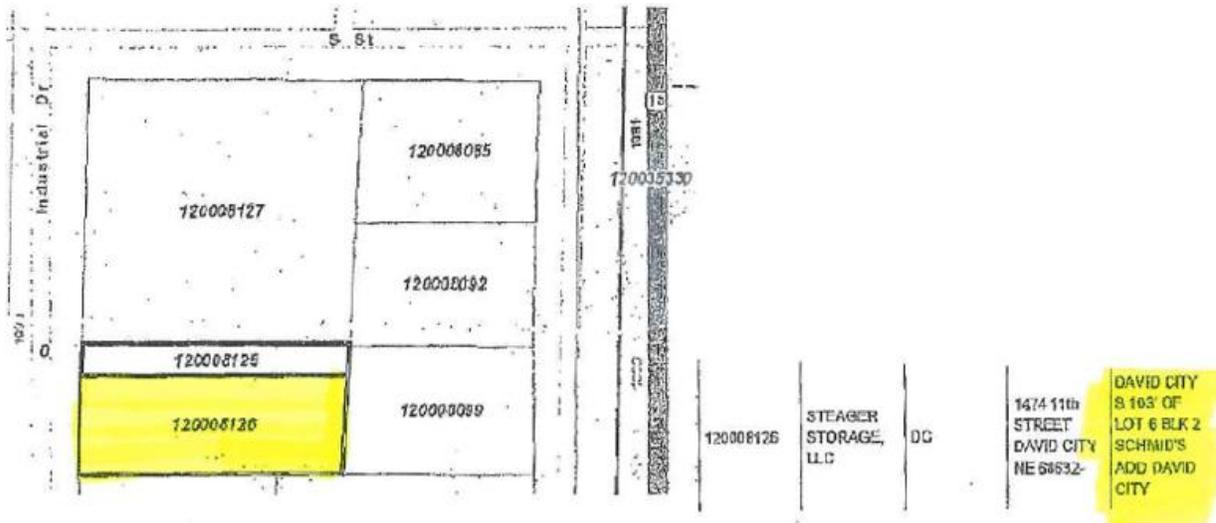
### **ORDINANCE NO. 1283**

AN ORDINANCE TO AMEND THE FUTURE LAND USE MAP BY CHANGING THE ZONING CLASSIFICATION FROM I – INDUSTRIAL, to C – COMMERCIAL, FOR THE FOLLOWING REAL ESTATE: SOUTH 103' OF LOT 6, SCHMID'S 2<sup>nd</sup> ADDITION; REPEAL ANY ORDINANCES IN CONFLICT HEREWITH; DESCRIBE THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT, AND PROVIDE FOR PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM.

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

Section 1. That the Land Use Plan be amended as follows:

- a. To amend the following property from I – Industrial, to C – Commercial for the South 103' of Lot 6, Schmid's 2<sup>nd</sup> Addition.



Section 2. That any ordinance or section of any ordinance passed and approved prior to the passage, approval, and publication or posting of this ordinance and in conflict with its provisions, is hereby appealed.

Section 3. This ordinance shall be published in pamphlet form and shall be in full force and effect from and after its passage, approval, and publication as provided by law.

Passed and adopted this 14<sup>th</sup> day of February, 2018.

\_\_\_\_\_  
Mayor Alan Zavodny

\_\_\_\_\_  
City Clerk Joan E. Kovar

Mayor Zavodny opened the Public Hearing at 7:22 p.m. to consider amending the Official Zoning Map by changing the Zoning Classification from I-2 Heavy Industrial, to C-1

Highway Commercial, for the following real estate as requested by Scott Steager: South 103' of Lot 6, Schmid's 2<sup>nd</sup> Addition.

Mayor Zavodny asked for any additional comments from the public. There being none, Mayor Zavodny closed the Public Hearing at 7:23 p.m.

Council member Hotovy introduced Ordinance No. 1284 amending the Official Zoning Map by changing the Zoning Classification from I-2 Heavy Industrial, to C-1 Highway Commercial, for the following real estate: South 103' of Lot 6, Schmid's 2<sup>nd</sup> Addition. Mayor Zavodny read Ordinance No. 1284 by title. Council member Hotovy made a motion to suspend the statutory rule that requires an Ordinance be read on three separate days. Council member Kobus seconded the motion. Voting AYE: Council members Vandenberg, Smith, Kobus, Hotovy, and Zavodny. *[As five (5) are required to suspend the statutory rule, and as per State Statute 16-404 which states: The mayor may vote on any such matter when his or her vote will provide the additional vote required to create a number of votes equal to a majority of the number of members elected to the council, and the mayor shall, for the purpose of such vote, be deemed to be a member of the council.]* Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried.

Council member Hotovy made a motion to pass and adopt Ordinance No. 1284 on the third and final reading. Council member Kobus seconded the motion. Voting AYE: Council members Smith, Vandenberg, Kobus, and Hotovy. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried and Ordinance No. 1284 was passed on 3<sup>rd</sup> and final reading as follows:

#### **ORDINANCE NO. 1284**

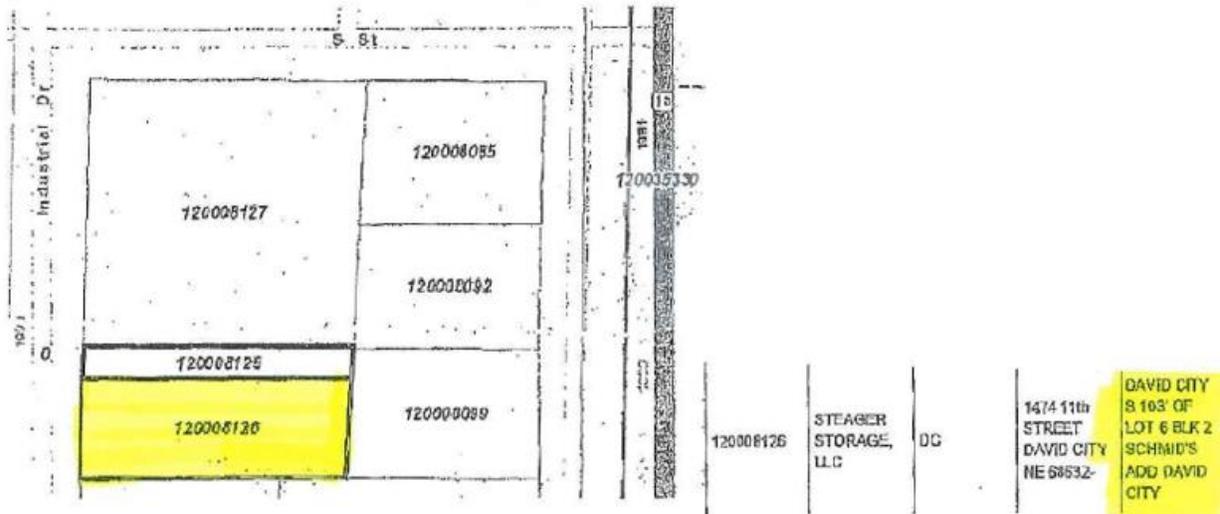
AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP BY CHANGING THE ZONING CLASSIFICATION OF REAL ESTATE DESCRIBED BELOW FROM I-2 HEAVY INDUSTRIAL, TO C-1 HIGHWAY COMMERCIAL, FOR THE FOLLOWING REAL ESTATE DESCRIBED AS THE SOUTH 103' OF LOT 6, SCHMID'S 2<sup>ND</sup> ADDITION; REPEAL ANY ORDINANCES IN CONFLICT HEREWITH; DESCRIBE THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT, AND PROVIDE FOR PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM.

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

Section 1. That the Official Zoning Map be amended as follows:

a. To amend the zoning classification of real estate from I-1 Heavy Industrial to C-1 Highway Commercial, for the following real estate:

The South 103' of Lot 6, Schmid's 2<sup>nd</sup> Addition,



Section 2. That any ordinance or section of any ordinance passed and approved prior to the passage, approval, and publication or posting of this ordinance and in conflict with its provisions, is hereby appealed.

Section 3. This ordinance shall be published in pamphlet form and shall be in full force and effect from and after its passage, approval, and publication as provided by law.

Passed and adopted this 14<sup>th</sup> day of February, 2018.

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Mayor Alan Zavodny

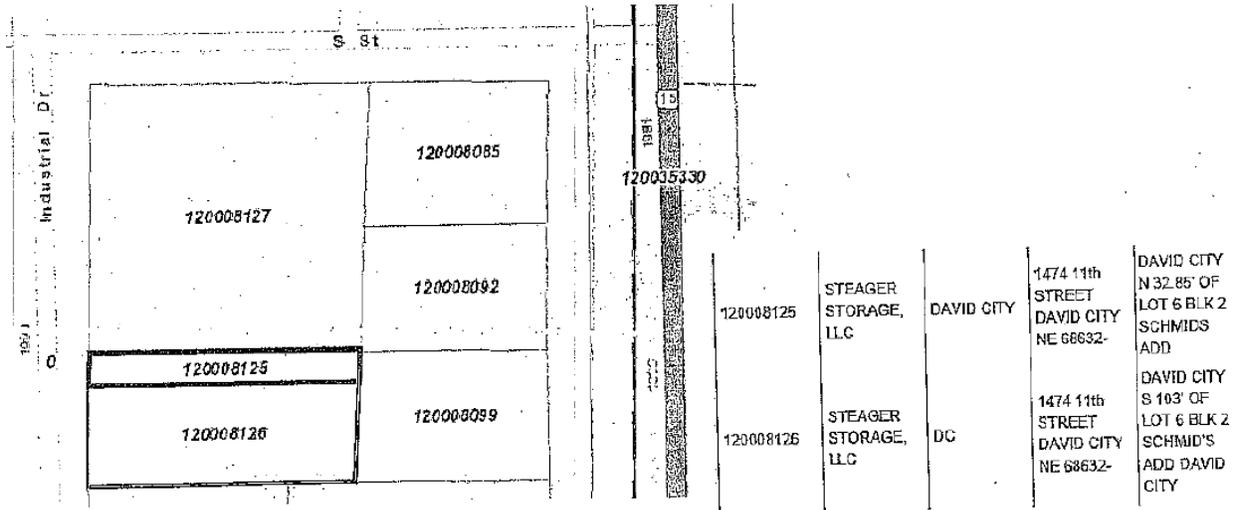
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City Clerk Joan E. Kovar

Council member Hotovy made a motion to pass and approve Resolution No. 38 – 2017 combining the N 32.85' of Lot 6, Block 2, Schmid's Addition and the South 103' of Lot 6, Block 2, Schmid's Addition to form one lot. Council member Kobus seconded the motion. Voting AYE: Council members Smith, Vandenberg, Hotovy, and Kobus. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried and Resolution No. 38-2017 was passed and approved as follows:

**RESOLUTION NO. 38 – 2017**

WHEREAS, Scott Steager has submitted a request to combine his property, 120008125 described as the North 32.85' of Lot 6, Block 2, Schmid's Addition, with 120008126 described as the S 103' of Lot 6, Block 2, Schmid's Addition to David City, to form one lot as shown below:



WHEREAS, there were no objections expressed concerning the request of Scott Steager;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA, that the request of Scott Steager to combine his property, the N 32.85' of Lot 6, Block 2, Schmid's Addition, with the S 103' of Lot 6, Block 2, Schmid's Addition to David City, to form one lot, is hereby approved.

Passed and adopted this 14th day of February, 2018.

\_\_\_\_\_  
 Mayor Alan Zavodny

\_\_\_\_\_  
 City Clerk Joan E. Kovar

At 7:26 p.m. Mayor Zavodny opened the Public Hearing to consider the application of Mason Samek d.b.a. Par IV Restaurant & Lounge, 899 Park Drive, for a Class C Liquor License.

Attorney Tim Wollmer stated that City Attorney Jim Egr stated that if the Council decides to approve the liquor application that he suggest they approve it subject to 1) Mason & Demi Samek completing a Butler County Voter Registration, and 2) that Mason & Demi Samek complete a training class, both as indicated by the Liquor Commission on their application.

Mayor Zavodny asked for any additional comments from the public. There being none, Mayor Zavodny closed the Public Hearing at 7:30 p.m.

Council Member Smith made a motion to approve the application of Mason Samek d.b.a. Par IV Restaurant & Lounge, 899 Park Drive, for a Class C Liquor License, contingent upon two exceptions being cleared. (They must complete a Butler County Voter Registration and complete a training class). Council member Kobus seconded the motion. Voting AYE: Council members Vandenberg, Hotovy, Kobus, and Smith. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried.

Council member Vandenberg made a motion to appoint Dave Ziska of Olsson Associates, Grand Island Office, as the Street Superintendent for the current fiscal year, January 1, 2018 to December 31, 2018. Council member Hotovy seconded the motion. Voting AYE: Council members Kobus, Smith, Hotovy, and Vandenberg. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried.

Todd DeWispelare, an alternate member of the Planning Commission, had submitted the following letter of resignation:

Mayor and members of the council:

I regret to inform you that I'm resigning as the alternate of the City of David City Planning Commission effective immediately due to a move outside of city limits. As this move is what's best for me and my family it doesn't come without a few negatives, one being this resignation. I'd like to thank Janis Cameron, Keith Marvin, Jim Masek, Tami Comte, Jim Vandenberg, George Cunningham, and the late Roger Kotil for their help and knowledge. I can't stress enough the years of experience and love for the community that they bring to make the best, unbiased decisions for David City. To them I say "keep up the tremendous work".

With respect,

Todd D.

Todd DeWispelare  
Lead Lender/Insurance Agent

Council member Hotovy made a motion to accept with regret, the resignation of Todd DeWispelare from the Planning Commission as an alternate member. Council member Kobus seconded the motion. Voting AYE: Council members Vandenberg, Smith, Kobus, and Hotovy.

Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried.

Mayor Zavodny stated that the council set the rental rate for the new Airport Hangar Units at \$175/month, however, some people said the rental rate was too steep for their liking. Therefore, the council is considering lowering that rental rate. A rental rate of \$100.00 / month was suggested at the last Committee of the Whole Meeting. Mayor Zavodny stated that \$100/month seems like too little, but apparently the market place is telling us that we were too proud of our new building.

Council member Kobus introduced Resolution No. 2 – 2018 setting the rental rate for the new Airport Hangar units at \$100/ month. Council member Smith seconded the motion. Voting AYE: Council members Hotovy, Vandenberg, Kobus, and Smith. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried and Resolution No. 2 - 2018 was passed and adopted as follows:

**RESOLUTION NO. 2 - 2018**

**WHEREAS**, the Mayor and City Council of the City of David City, Nebraska, have in the inventory of the City various pieces of equipment, and

**WHEREAS**, City Staff have occasion to use this equipment to carry out nuisance abatement, grant related activities, and other activities of an unusual manner, and

**WHEREAS**, the City does assume certain expenses related to abatement of nuisances, maintenance of the public right of ways, and other situations, and

**WHEREAS**, the City has determined a need to change the rental charges for the new Airport Hangars.

**NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA** that the following list of charges for the use of City equipment and other City expenses, when said use shall be billed to another party, are hereby adopted. Equipment charges do not include the cost of the operator, mileage, and maintenance, which are additional separate charges.

The following rates will be in effect:

**Street Department - Charges**

**Labor:**

Labor .....\$33.50 / hour  
Labor / Overtime .....\$50.00 / hour

**Vehicles:**

Pickup Trucks .....\$20.00 / hour  
Pickup Trucks with Snow Plow.....\$25.00 / hour  
Pickup Trucks with Salt Spreader.....\$25.00 / hour  
Pickup Trucks with Snow Plow and Salt Spreader .....\$30.00 / hour  
Pickup Trucks with Mosquito Mister .....\$75.00 / hour

(Plus, chemical costs)

Dump Trucks Single Axle .....	\$35.00 / hour
Dump Trucks Single Axle with Snow Plow .....	\$40.00 / hour
Dump Trucks Twin Axle .....	\$50.00 / hour
Dump Trucks Twin Axle with Snow Plow.....	\$55.00 / hour
All other vehicles.....	\$1.00 / per mile

**Equipment:**

John Deere Loader .....	\$100.00 / hour
John Deere Loader with Snow Blower .....	\$150.00 / hour
John Deere Motor Grader .....	\$75.00 / hour
Johnson Street Sweeper.....	\$150.00 / hour
Bobcat .....	\$35.00 / hour
Bobcat with Jack Hammer .....	\$50.00 / hour
Bobcat with Stump Grinder.....	\$85.00 / hour
Concrete Saw .....	\$50.00 / hour
(Plus, Blade Cost)	
Sand Compaction Plate .....	\$30.00 / day
Air Compressor .....	\$35.00 / hour
Riding Mowers (all) (not including labor).....	\$80.00 / hour
3010 JD Tractor & Batwing Mower.....	\$120.00 / hour
Salt Spreader.....	\$10.00 / hour
Paint Sprayer .....	\$50.00 / hour
(Plus, per use fee of \$20.00 will be added to the rental)	
Tree Spade.....	\$50.00 / hour

**Supplies**

Gravel (delivered) .....	\$10.00 / yard
Gravel (picked up).....	\$8.00 / yard
Sand (delivered).....	\$5.00 / yard
Sand (picked up).....	\$3.00 / yard
Dirt (delivered) .....	\$6.00 / yard
Dirt (picked up).....	\$5.00 / yard
Dirt Junk.....	\$4.00 / yard
Recycled Re-rock.....	\$20.00 / yard
Cold Patch .....	\$100.00 / yard
Asphalt Millings .....	\$6.00 / yard
Downtown Street Brick.....	\$1.00 / each
Lettering for Street Name Signs .....	\$0.50 / each
Two-inch post caps .....	\$6.65 / each
Twenty-Four Inch Street Sign Blanks .....	\$12.00 / each

**Culverts:**

Culvert prices change so rapidly that an exact price cannot be set on a yearly basis. Please contact the Street Department for pricing. The City of David City will charge a \$5.00 administrative fee for each culvert ordered through the Street Department.

**David City Municipal Airport:**

T-Hangar.....	\$40.00 / month
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Shop Hangar.....\$65.00 / month  
**2017 T-Hangar.....\$100.00 / month**  
Storage Unit.....\$115.00 / month  
- (Advertise for bids with a minimum bid of \$115.00 month)

All equipment or vehicle rentals are at a minimum of 1-hour rental. An employee of the City of David City shall accompany the rental, and the labor is a separate charge.

Dated this 14<sup>th</sup> day of February, 2018.

\_\_\_\_\_  
Mayor Alan Zavodny

\_\_\_\_\_  
City Clerk Joan E. Kovar

Joan Yant, Office Coordinator, Choices Treatment Center, Inc., 127 S. 37<sup>th</sup> St., Suite B, Lincoln, NE requested the City to proclaim March, 2018, as “Problem Gambling Awareness Month”.

Mayor Zavodny stated: “I get these mailed to me once in a while and I don’t even bring them to the Council because to me, I don’t think we should get involved in those types of things. We are certainly not, by not doing it, advocating problem gambling, but we could be doing these things all the time, it’s up to you.”

Council member Kobus made a motion to approve a proclamation declaring March, 2018, as “Problem Gambling Awareness Month”. Council member Smith seconded the motion. Voting AYE: None. Voting NAY: Council members Vandenberg, Hotovy, Kobus, and Smith. Council members Meysenburg and Trowbridge were absent. The motion failed.

David City Public Schools submitted Zoning/Building Permit #6399 to add diagonal concrete parking on the north side of “D” Street between 8<sup>th</sup> and 9<sup>th</sup> Street.

Building Inspector Ray Sueper stated: “I recommend that the Council act on this since parking is actually in the City right-of-way between the curb and the sidewalk, so the parking would remain public parking.”

City Clerk Kovar stated: “I visited with Street Supervisor Rodney Rech who said he has no problem with the off-street parking as long as the curb is ground out, and not cut out, due to the brick street.”

Mayor Zavodny stated: “The cost would be borne by the School to do this. They need the additional parking because of all of the events, etc., and with the addition too.”

Council member Kobus made a motion to approved the request by David City Public Schools, as per Zoning Permit #6399, to add diagonal concrete parking on the north side of “D” Street between 8<sup>th</sup> and 9<sup>th</sup> Street, contingent upon the curb being ground out and all costs incurred being the responsibility of D.C. Public Schools. Council member Hotovy seconded the motion. Voting AYE: Council members Smith, Vandenberg, Kobus, and Hotovy. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried.

There being no further business to come before the Council, Council member Hotovy made a motion to adjourn. Council member Kobus seconded the motion. Voting AYE: Council members Smith, Vandenberg, Kobus, and Hotovy. Voting NAY: None. Council members Meysenburg and Trowbridge were absent. The motion carried and Mayor Zavodny declared the meeting adjourned at 7:45 p.m.



CERTIFICATION OF MINUTES  
February 14, 2018

I, Joan Kovar, duly qualified and acting City Clerk for the City of David City, Nebraska, do hereby certify with regard to all proceedings of February 14<sup>th</sup>, 2018; 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.

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Joan Kovar, City Clerk