

## CITY COUNCIL PROCEEDINGS

June 23, 2021

The City Council of the City of David City, Nebraska, met in open public session at 7:00 p.m. in the lower level of the David City Auditorium at 699 Kansas Street, David City, Nebraska. The Public had been advised of the meeting by publication of notice in The Banner Press on June 17, 2021, 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 on the City's website. No new items were added to the agenda during the twenty-four hours immediately prior to the opening of the Council meeting. The meeting was held at the City Auditorium due to the COVID-19 pandemic so as to incorporate social distancing strategies. [It is recommended that individuals be kept at least 6 feet apart.]

Present for the meeting were: Mayor Alan Zavodny, Council members Tom Kobus, Bruce Meysenburg, Pat Meysenburg and Jessica Miller, City Attorney Joanna Uden, City Administrator Clayton Keller and Deputy City Clerk Lori Matchett. Council member John Vandenberg was absent. A Council vacancy exists in Ward 2.

Also present for the meeting were: Interim Water Supervisor Aaron Gustin, Park/Auditorium employee Nathan Styskal, Street Supervisor Chris Kroesing, Friends of David City member Jim Angell, Sheriff Tom Dion and Special Projects Coordinator Dana Trowbridge.

The meeting opened with the Pledge of Allegiance.

Mayor Alan Zavodny informed the public of the "Open Meetings Act" posted on the north wall of the meeting room and asked those present to please silence their cell phones. He also informed the public that if they speak tonight in front of the Council that they must state their name and address for the record.

Council member Jessica Miller made a motion to approve the minutes of the June 9<sup>th</sup> and June 16<sup>th</sup>, 2021 meetings as presented. Council member Pat Meysenburg seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent  
Yea: 4, Nay: 0, Absent: 1

Mayor Alan Zavodny gave an update on the appointment of a citizen from the 2<sup>nd</sup> Ward. "Mr. Palensky removed his name from consideration due to family considerations, which I certainly respect and understand. The candidates all filled out a questionnaire, and I would say did an excellent job; I will share those with the council. I will tell you where we find ourselves this evening, I can vote, because of the vacancy and the absence of Council member Vandenberg this evening. The vote requires a majority of the elected body, which is four votes. My candidate that I wish to nominate does not have four votes tonight. I know that, so we are not going to hold a vote tonight. We are going to have to wait until John (Vandenberg) comes back because we are not going to be able to appoint anyone because, at this point, I could not tell you anyone

City Council Proceedings

June 23, 2021

Page # 2

that could get four votes. I am not going to turn this into that kind of show. Between now and the next meeting we will see if we can get to where there are four votes for one of the candidates and we will go from there.”

Council member Bruce Meysenburg made a motion to table appointing a citizen from the 2<sup>nd</sup> Ward to the July 14, 2021 meeting. Council member Tom Kobus seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent

Yea: 4, Nay: 0, Absent: 1

Council member Pat Meysenburg made a motion to reappoint the Tree Board members – Chris Kroesing, Bill Buntgen, Pat Hoeft, Tom Kobus and Roger Comte - to another two-year term from July 1, 2021 – June 30, 2023. Council member Tom Kobus seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent

Yea: 4, Nay: 0, Absent: 1

City Administrator Clayton Keller introduced himself and said, “The Friends of David City and the Butler County Chamber of Commerce would like to move the Farmer’s Market from its current location on the north side of town to the downtown area. After a couple of months of different ideas, they landed on the sidewalk right in front of the Chamber and Winfield’s.”

Friends of David City board member Jim Angell introduced himself and said, “I am one of the board members of The Friends of David City. It has been brought up and suggested that there are a lot of reasons to bring it back down town. Some of them are safety with the expansion of the highway. I have given you all a list of things. I would welcome any questions. While you are looking at the list, one thing I might want to mention, and Clayton is aware of it too, is that we did meet with a couple of representatives from Michael Foods. They are interested in kind of being a corporate sponsor because they want to become more prominent in the community. They said they would try to help us do things with this and help with money.”

Council member Tom Kobus stated, “I think it’s a good idea and I think we should accept his idea of having it on “D” Street.”

Mayor Alan Zavodny stated, “There aren’t really any businesses that are impacted there, so that should be fine.”

The Friends of David City board member Jim Angell stated, “The library is closed on Fridays, Jason Parridgen, Chamber Director with the Butler County Chamber of Commerce, who could not be here tonight, has indicated that he would be interested. It would give us easier access to electricity for things instead of having to round up a generator and have cords running around and those kinds of things.”

Mayor Alan Zavodny asked, “Is there any type of liability insurance at all with the Friends of David City group?”

Friends of David City board member Jim Angell answered, “Yes, good question. What we are looking at Alan, is that the Friends of David City will do the ten dollar a year permits. We will pay for them, then our insurance will cover them. I have checked with Chas Eberle, who is our insurance agent, and he has verified that we are covered.”

Mayor Alan Zavodny added, "So in addition to the Farmer's market, I know from time to time you have had some other activities as well. Any other questions?"

Council member Bruce Meysenburg added, "This was originally where it was to be, to begin with, I think."

Friends of David City board member Jim Angell answered, "It used to be over at the Courthouse parking lot, but with the jail expanding and those kinds of things, it got to be more difficult. Then Dan and Jan Sypal were nice enough to let it go out there because there was no place to go."

Council member Tom Kobus made a motion to allow the Friends of David City to use the sidewalk on the south side of "D" Street from 4<sup>th</sup> to 5<sup>th</sup> Street from May through October on Friday afternoons from 3:00 p.m. to 6:30 p.m. for Farmer's Market. Council Member Pat Meysenburg seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent

Yea: 4, Nay: 0, Absent: 1



Community Volunteers

P.O. Box 301

David City, NE 68632

Items for Meeting to move Farmer's Market to downtown Area

- Safety from traffic
  - High volume of highway traffic – now going to have resurfacing of highway, addition of turning lane, possible traffic light
  - Better Parking for visitors
  - Fall hazards for people with walkers and canes
  - Uneven ground and grassed area
- Could have some access to electricity
- Promote local downtown shopping – purpose of Chamber is to promote local shopping,
  - Downtown business can then have access to the local market and market shoppers can more easily shop local
  - Better child access – not crossing highway to get a drink
- Invite other groups adult & youth to do fund raising special projects
  - School clubs, ball clubs, church organizations, Boy Scouts, Girl Scouts
- Long term goal can include year around operation of Farmer's Market not just seasonal
- Michael Foods has been asked about being a Corporate Sponsor and they have indicated an interest – need to know costs and types of sponsoring expected
- Friends of David City/Chamber of Commerce will handle management of the Farmer's Market to keep consistency in the operation of the market

Questions?

City Administrator Clayton Keller said, "Forney Repair has a lease with the airport to lease some ground. Per the agreement, we have to renew it every so often. We are at that point where we need to renew it and per FAA rules, we have to adjust the rent according to Ag land values. So that is what we have done here. Any questions?"

Mayor Alan Zavodny stated, "You answered the big one I had. Are we square with the FAA? That is the most important piece."

City Administrator Clayton Keller answered, "Yes."

Council member Bruce Meysenburg made a motion to approve extending the lease with Bryon Forney dba Forney Repair at the David City Municipal Airport. Council Member Pat Meysenburg seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent

Yea: 4, Nay: 0, Absent: 1

#### SECOND ADDENDUM TO GROUND LEASE

This Second Addendum to Ground Lease, hereinafter referenced as "Addendum" is made by and between the CITY OF DAVID CITY, NEBRASKA, a Nebraska Municipal Corporation, hereinafter referenced as "Lessor", and BRYON FORNEY, d/b/a Forney Repair, hereinafter referenced as "Lessee", whether one or more.

WHEREAS, Lessor and Lessee entered into a Ground Lease dated May 11, 2011. A copy of the said Ground Lease, hereinafter referenced as "Lease", is attached hereto, marked Exhibit "A" and incorporated herein by reference as if fully set forth; and,

WHEREAS, the Lessor has received, is receiving, and plans to receive Federal Aviation Administration (F.A.A.) Airport Improvement Program (AIP) grants that require Grant Assurances to be signed by the Lessor, which obligates the Lessor to comply with certain FAA requirements and policies; and,

WHEREAS, the FAA has advised the Lessor that the Lease is not in compliance with FAA Policy that states that "leases that exceed 50 years may be considered a disposal of the property in that the term of the lease will likely exceed the useful life of the structures erected on the property" (See FAA Airport Compliance Handbook, section 12.3, page 12-30; and

WHEREAS, Lessor desires to be in compliance with the FAA requirements of its AIP grants.

NOW, THEREFORE, in consideration of the terms and conditions of this Addendum, which the parties agree to be valuable considerations, the parties agree as follows:

1. The rental sum is amended from \$1,314.00 per year or \$109.50 per month to \$1,432.26 per year or \$119.36 per month to be commensurate with other leases (Exhibit "A"). Farmland values for the Lease shall be re-visited every two (2) years to follow the trend from the rental formulas as per the U.N.L. Ag. Econ site.

2. The term of the Lease (Exhibit "A") and Paragraph 11 of the Lease (Exhibit "A") shall be and are amended to read as follows:

"11. The term of the Ground Lease shall commence July 20, 2011 and shall terminate June 30, 2021 subject to Lessee's options to extend the term. Provided the Lessee is not in default, Lessee shall be given seven (7) five (5) year options to renew the Lease, with the rental amount on each option increased or decreased, as the case may be, to be consistent with the Consumer Price Index (C.P.I.) For the Midwest Region as per FAA Compliance Manual, 5190-6B, Chapter 9, pages 9-6, item e, which is the "Escalation Provision"."

3. Lessor and Lessee agree and understand that this Ground Lease shall be subordinate to the provisions of existing or future agreements between the Lessor and the United States relative to the operation or maintenance of the Lessor's Airport, the execution of which have been or may be required as a condition precedent to the expenditure of Federal Funds for the development of the Lessor's Airport.
4. FAA and AIP Requirement. Lessee will be compatible with all Airport operations so that Lessor can meet all FAA and AIP Grant requirements that prohibit interfering with the landing and taking off of aircraft or interfering with navigational aids/communications equipment, as well as activities with potential to attract wildlife, etc.
5. Lessee will be granted all amenities which are granted to other Lessees at the Lessor's Airport so that all Lessees of Lessor's Airport are equitability treated.
6. All other terms of the Lease that are not inconsistent with this Addendum shall remain in full force and effect.
7. This Addendum shall be binding on the heirs, successors, assigns, and personal representatives of Lessor and Lessee.

IN WITNESS WHERETO, Lessor and Lessee have hereunto subscribed their names.

LESSOR:

LESSEE:

By: \_\_\_\_\_  
ALAN ZAVODNY, Mayor      Date  
for the CITY OF DAVID CITY,  
David City, Nebraska, A Municipal Corporation

By: \_\_\_\_\_  
BRYON FORNEY, d/b/a      Date  
FORNEY REPAIR

Attest: \_\_\_\_\_  
LORI MATCHETT, Deputy City Clerk

City Council Proceedings

June 23, 2021

Page # 6

State of Nebraska )  
 ) ss.  
County of Butler )

Before me, a notary public, qualified for said County, personally came ALAN ZAVODNY, Mayor, and LORI MATCHETT, Deputy City Clerk, for the CITY OF DAVID CITY, NEBRASKA, a Nebraska Municipal Corporation, as Lessor, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to be their own voluntary act and deed on behalf of said Municipal Corporation.

WITNESS my hand and notarial seal on \_\_\_\_\_, 2021.

\_\_\_\_\_  
Notary Public

State of Nebraska )  
 ) ss.  
County of Butler )

Before me, a notary public, qualified for said County, personally came BRYON FORNEY, d/b/a FORNEY REPAIR, as Lessee, whether one or more, known to me to be the identical person who signed the foregoing instrument and acknowledged the execution thereof to be his own voluntary act and deed.

WITNESS my hand and notarial seal on \_\_\_\_\_, 2021.

\_\_\_\_\_  
Notary Public

Street Supervisor Chris Kroesing introduced himself and said, "In the last budget meeting I asked to update on a Paint Sprayer and a Street Sweeper. Due to the fact that our Street Sweeper is a 1999 and our Paint Sprayer is also a 1999, and we are getting to the point that they're spending more time getting worked on than getting the jobs done."

Mayor Alan Zavodny stated, "Okay, we are going to consider the paint sprayer first and then agenda item # 10 for the Street Sweeper. On the paint sprayer, how far out are they?"

Street Supervisor Chris Kroesing answered, "I can get that right away."

Mayor Alan Zavodny said, "What we are finding is a lot of things are on a waiting list. I heard that a lot in the budget meetings. How is that all used? Is it strictly for painting the parking lines and street markings?"

Street Supervisor Chris Kroesing answered, "Parking lines, painting lines for the local businesses. We have taken on more businesses in the last years, like grocery stores, Northside, Butler Public Power District, the churches. They pay the city to paint their markings. It seems that every year we take on more."

Mayor Alan Zavodny said, "So in a way it's subsidizing itself by the way we are using it."

Council member Tom Kobus made a motion to approve the purchase of a paint sprayer for the Street Department from Diamond Vogel for \$5,428. Council Member Jessica Miller seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent

Yea: 4, Nay: 0, Absent: 1



## EVERYDAY PRICING

DATE: 3/31/2021

CUSTOMER:

REQUESTED BY: Jay Jarecke  
SALESPERSON: Curt Vacha

POS NO. 50000000

JOB NAME: David City st dept  
START DATE: 3/31/2021  
END DATE: 6/30/2021

**Note:**

<u>Product</u>	<u>Bases</u>	<u>Size</u>	<u>Description</u>	<u>Tinted Amt</u>	<u>Quote</u>
3900			Standard 3900 lineazer from Graco Two gun system		5428.00

Price request from Chris street dept

Good for 90 days ,may not change  
please call after 90 days or longer.  
Thank you , Curt Vacha

CC: Jay Jarecke  
Price Desk  
Salesman

We reserve the right to review prices  
90 days from the date of this quote.  
We will give a 15 day notice before  
we increase prices.

City Administrator Clayton Keller said, "During the budget meetings last week, we also talked about the Street Sweeper. The Street Sweeper is \$183,521. We talked about the idea of doing a down payment of about \$80,000 and doing a loan for the remaining amount. So, the loan would be for about \$104,000. You should have in your agenda packets, whether it's online or on paper in front of you, three loan options from the banks here in town."

Mayor Alan Zavodny asked, "Why do we think financing is the better way to go?"

City Administrator Clayton Keller answered, "So we can fit it under the Street Department's budget for the end of the year. Unless you are okay with going over their departmental budget?"

Mayor Alan Zavodny said, "All we would have to do is file an amended budget with the State."

City Administrator Clayton Keller said, "For the City's overall budget we will be just fine. It's just their department's budget."

Mayor Alan Zavodny added, "My personal opinion is having the interest expense when we have ample amounts of money to do it doesn't seem to be the best course of action. I appreciate you going and doing that and presenting options."

Council member Tom Kobus said, "This might not be the right time to bring this up, but I was down to the City yards this morning and looked at a couple of dump trucks. One I wouldn't drive and the other one is about ready to not drive. I told Chris that I think he needs another dump truck."

City Administrator Clayton Keller added, "We'll have more information on that at the next meeting."

Council member Tom Kobus said, "Just so you are working all this stuff together. Instead of paying one outright. So, we got that bundled so we know what is going on. He definitely needs a dump truck."

Mayor Alan Zavodny said, "I still think we are probably okay. Because we've been very conservative about not doing capital improvements and purchasing those types of things. I think we are still, from what I remember, I don't have it in front of me, but looking at where we stand, financially where we stand, we are more than adequately leveraged to do that. I appreciate you bringing that up because if anybody else has some surprises I would like to hear that now. My recommendation to the council would be to just buy the Street Sweeper outright."

Council member Bruce Meysenburg made a motion to approve the purchase of a new TYMCO 435 Street Sweeper for \$183,521 with no financing. Council Member Tom Kobus seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent

Yea: 4, Nay: 0, Absent: 1





Attn: Clayton Keller

RE:                      Municipal Lease Purchase Quotation                      City of David City (NE)

EQUIPMENT:                      New TYMCO 435 Sweeper on 2022 Isuzu NQR Chassis  
 EQUIPMENT COST:                      \$183,521.00  
 COMMENCEMENT:                      To Be Determined  
 STRUCTURE:                      Municipal Lease Purchase  
 END OF TERM PURCHASE:                      \$1.00  
 DOCUMENTATION FEE:                      None  
 PAYMENT MODE:                      Annual

**First Payment Due Thirty (30) Days After Lease Commencement**

Term	Five (5) Years	Six (6) Years	Seven (7) Years
Payments	5 @ \$39,595.00	6 @ \$33,757.00	7 @ \$29,481.00
Interest Rate	3.71%	3.91%	3.91%

**First Payment Due One (1) Year After Lease Commencement**

Term	Five (5) Years	Six (6) Years	Seven (7) Years
Payments	5 @ \$40,889.00	6 @ \$34,907.00	7 @ \$30,475.00
Interest Rate	3.71%	3.91%	3.91%

The above rates and payments will be valid for leases funded within thirty (30) days of the date of this quotation and are subject to credit approval.

**Sourcewell Quote Form v4.0 - Sourcewell Contract #122017-TYM**  
**Feb. 20, 2018 - Feb. 20, 2022**



Customer / Sourcewell Member:	City of David City, NE
Customer Contact Name:	Chris Kroesing
Quote Date:	5/25/2021
Quote Validity:	30 Days
Quoted By:	Kaye Morgan
TYMCO Dealer:	Mid-Iowa Solid Waste
TYMCO Dealer Contact:	Chad Spencer
<b>Purchasing Details: Issue Purchase Orders to TYMCO, Inc., ATTN: Kaye Morgan</b> (kaye.morgan@tymco.com   254-799-5546). Quote is Good for 30 Days (Unless Otherwise Noted Above)   Pricing is Quoted in US Dollars (USD)   Payment Terms: Net 30 Days	

**MODEL 435<sup>®</sup> SWEEPER STANDARD EQUIPMENT**

**Auxiliary Engine:** Kubota V2403-CR-TE48 Final Tier-4 turbocharged diesel liquid cooled; 4 cyl.; 148.5 CID; 56 HP @ 2100 RPM; Torque: 140 ft. lbs. @ 2100 RPM; includes fuel/water separator, Donaldson PowerCore<sup>®</sup> air filter with pre-cleaner. Includes Kubota Standard Warranty coverage 2 Years / 2000 Hours, contact factory for details.

**Abrasion Protection Package:** Standard hopper screen; separator liner; pick-up head suction nozzle liner and pressure wear pads; heavy duty pressure and suction hoses.

**Auxiliary Engine Protection System:** Engine ECU to provide automatic engine monitoring with derate or shutdown when engine problem is detected such as high coolant temperature or low oil pressure.

**Back-Up Alarm:** ECCO Model 510; SAE Type C 97dB

**BlueLogic<sup>®</sup> Control System:** Multiplexed electrical system includes hardware and TYMCO designed software that integrates the in-cab controls to the auxiliary engine and all sweeper functions; as well as provides intelligent safety features. The BlueLogic Control System provides sweeper and auxiliary engine data to the operator through the touchscreen display and the multiplexed switch pack. The display is pedestal mounted for improved visibility and includes hour meters (Trip and Total) for the auxiliary engine, pick-up head, blower, gutter brooms and water pump if applicable; sweeper odometer (records curb miles swept and sweeping hours), service reminders, custom reminders, overspeed warning, low water audible alarm, dust control system winterization guide, and On-Board Diagnostics (OBD) for the auxiliary engine and sweeper.

**Duo Skids:** Warranted for 2 Years / 2000 hours prorated

**Dust Control System:** 150 gallon capacity translucent polyethylene water tank; 5 gpm electric diaphragm type pump; low water warning/indicator; spray nozzles at gutter broom and spray nozzle inside hopper, individually controlled; flexible 20-foot long water fill hose with 2-1/2" quick disconnect coupling; 3/4" garden hose fill connection. 150 Gallon Capacity only available on Conventional Truck Package & Isuzu NQR 150" wheel base trucks

**Dust Separator Cleanout Plug Extension Handle**

**Gutter Broom, Left; LED Floodlight and Parabolic Mirror:** Left side mounted 36" diameter steel vertical digger type; 10.5" parabolic mirror.

**Hopper Drip-Edge Extension:** Rubber belting extends horizontal reach 7".

**Hopper Door Opening:** Dimension 77-1/4" X 70", screen lifts with door.

**Hopper Inspection Door**

**Hopper Safety Prop:** Integral with frame and hopper.

**Hydraulic System Filter Restriction Indicator:** External; mounted in filter manifold.

**Hydraulic Tank Sight/Temperature Gauge:** External; mounted on tank.

**LED Alternating Warning Light Set:** Rear mounted oval lights (2).

**Pressure Bleeder:** Air pressure deflected out, allowing additional suction across front of pick-up head. Cable operated.

**Rear Bumper Pads**

**Rear Mounted LED Floodlight (2)**

**Rear View Camera System:** 3rd Eye<sup>®</sup>, heavy duty rear infrared camera with 7" color monitor mounted in cab

**Reverse Pick-Up Head System:** Assists in backing up with pick-up head down.

**Rear Storage Compartments:** Two rear storage compartments with a total 26.6 cubic foot capacity.

**Rubber Lined Blower:** Warranty: 1 Year / 1,000 Hours Prorated

**435 Storage Compartment:** A modular design multi-chamber compartment with a combined 55 cubic foot protected storage capacity, accessible from left or right hand side through large gull wing doors; auxiliary engine and blower area is easily accessed through swing away side access panels.

**Sweeper Warranty:** 1 Year / 1000 Hours. Contact factory for details.

Section / Type	Qty	Model 435 <sup>®</sup> Sweeper and Cab/Chassis Equipment	Sourcewell Price	Sourcewell Ext
Published	1	Model 435 <sup>®</sup> Sweeper with Standard Equipment (Base Price)	\$81,485.00	\$81,485.00
1	<b>AUXILIARY ENGINE   HYDRAULIC OPTIONS:</b>			
Published	1	Auxiliary Hydraulic System	\$1,140.00	\$1,140.00
2	<b>GUTTER BROOM OPTIONS:</b>			
Published	1	Gutter Broom, Twin; LED Floodlights & Parabolic Mirrors	\$2,850.00	\$2,850.00
Published	1	Gutter Broom Tilt Adjuster: Right	\$875.00	\$875.00
Published	1	Gutter Broom Variable Speed: Right and Left	\$855.00	\$855.00
3	<b>DUST CONTROL SYSTEM OPTIONS:</b>			

Section / Type	Qty	Model 435 <sup>®</sup> Sweeper and Cab/Chassis Equipment	Sourcewell Price	Sourcewell Ext
Published	1	Extra Water Capacity - COMDEX <sup>®</sup> (Exchange): 145 Gallons	\$0.00	\$0.00
Published	1	Low Emissions Package - South Coast AQMD Rule 1186 Compliant (Modifications to this option nullifies AQMD Rule 1186 compliance)	\$625.00	\$625.00
Unpublished	1	Shop Air Purge	\$400.00	\$400.00
<b>4 HOPPER OPTIONS:</b>				
Published	1	Dump Switch in Cab	\$285.00	\$285.00
Published	1	Hopper Deluge System	\$475.00	\$475.00
Published	1	Hopper "Up" Alarm	\$285.00	\$285.00
<b>5 PICK-UP HEAD OPTIONS:</b>				
Published	1	Auto Sweep Interrupt (ASI)	\$1,045.00	\$1,045.00
Published	1	Pick-Up Head Curtain Lifter	\$1,615.00	\$1,615.00
Unpublished	1	Removable Front Curtain Set	\$250.00	\$250.00
Unpublished	1	Removable Suction Tube Transition	\$250.00	\$250.00
Unpublished	1	Skid Bumper Extension Set (3")	\$250.00	\$250.00
<b>6 AUXILIARY HAND HOSE OPTIONS:</b>				
<b>7 STAINLESS STEEL OPTIONS:</b>				
Published	1	Stainless Steel Hopper (Exchange)	\$7,795.00	\$7,795.00
Unpublished	1	Stainless Steel Blower Housing (Exchange)	\$1,250.00	\$1,250.00
Unpublished	1	Stainless Steel Dust Separator (Exchange)	\$1,500.00	\$1,500.00
Unpublished	1	Stainless Steel Hopper Screen Upgrade: Chip Seal/Milling Screen (Exchange)	\$1,000.00	\$1,000.00
<b>8 CONVENTIONAL TRUCK OPTION:</b>				
<b>9 SWEEPER ADDITIONAL OPTIONS:</b>				
Published	1	Camera System - Standard Rear Camera and One Additional Camera	\$1,100.00	\$1,100.00
Unpublished	1	<i>Location: Rear (standard); Pick-Up Head Right Side View</i> Sweeper Paint: TYMCO Standard White	\$0.00	\$0.00
<b>10 UNPUBLISHED   SPECIAL SWEEPER OPTIONS:</b>				
<b>11 CAB   CHASSIS:</b>				
Published	1	2020 Isuzu NQR (150"), 17,950 lb. GVW, 150" WB, Diesel	\$57,500.00	\$57,500.00
Published	1	UPGRADE: 2022i Isuzu NQR (132.5"), 17,950 lb. GVW, Diesel	\$3,250.00	\$3,250.00
<b>12 CHASSIS ADDITIONAL OPTIONS:</b>				
Published	1	Cabover Dual Steering (Not Available w/ Isuzu NPR-XD or CurbView™ Camera System)	\$9,250.00	\$9,250.00
Unpublished	1	Fire Extinguisher	\$100.00	\$100.00
Unpublished	1	Hazard Reflectors	\$100.00	\$100.00
Unpublished	1	LED Alternating Warning Light Set: Front Bumper	\$450.00	\$450.00
Unpublished	1	LED Alternating Warning Light Set: Rear Bumper (Additional)	\$450.00	\$450.00
Unpublished	1	LED Amber Beacon Light: Cab Mounted	\$350.00	\$350.00
Published	1	LED Traffic Directing Light	\$1,200.00	\$1,200.00
Published	1	Remote Controlled, Heated Mirrors (Cabover Trucks Only)	\$855.00	\$855.00
Unpublished	1	Truck Paint: Standard Factory White	\$0.00	\$0.00
<b>13 UNPUBLISHED   SPECIAL CHASSIS OPTIONS:</b>				
<b>14 DEALER UNPUBLISHED OPTIONS:</b>				
<b>15 TOTAL COST OF ACQUISITION COSTS</b>				
	1	Freight / PDI / Inservice	\$4,686.00	\$4,686.00

**Purchasing Details: Issue Purchase Orders to TYMCO, Inc., ATTN: Kaye Morgan**  
**(kaye.morgan@tymco.com | 254-799-5546).**

**Quote is Good for 30 Days (Unless Otherwise Noted Above) | Pricing is Quoted in US Dollars (USD) | Payment Terms: Net 30 Days**

<b>Total Price:</b>	<b>\$183,521.00</b>
<b>FOB:</b>	<b>David City, NE</b>
<b>Delivery ARO:</b>	<b>150-180 Days</b>

**Tami Comte**

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**From:** Todd DeWispelare <TDeWispelare@bankofthevalley.com>  
**Sent:** Thursday, June 17, 2021 2:05 PM  
**To:** Tami Comte  
**Subject:** David City Street Sweeper Terms

On a 3 year loan we'd be looking at 2.75% with annual payments in October. Any other details or questions you need, please let me know.

Thanks,

**Todd DeWispelare**

Bank of the Valley  
VP/Branch Manager  
Loan Officer  
P.O. Box 71 | 502 N.5<sup>th</sup> Street  
David City, NE 68632  
Phone: 402-367-3269  
Cell: 402-367-8877  
Fax: 402-367-3123  
NMLS ID#1808660  
[tdewispelare@bankofthevalley.com](mailto:tdewispelare@bankofthevalley.com)

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**PROPOSED TERM SHEET FNBO**  
April 21, 2020  
City of David City – Street Sweeper

<b>LOAN AMOUNT:</b>	\$104,000
<b>LOAN TERMS:</b>	36 months 3.05% Fixed 60 months 3.25% Fixed 72 months 3.41% Fixed
<b>CLOSING FEE:</b>	\$125
<b>PREPAYMENT PENALTY:</b>	Refinance penalty of three percent (3%) of the outstanding balance if loan is paid down with funds borrowed from another institution. Prepayment of the balance with normal funds will not incur a penalty.
<b>SECURITY:</b>	n/a
<b>APPRAISAL:</b>	n/a
<b>TITLE INSURANCE:</b>	n/a
<b>OTHER:</b>	Other misc. fees as incurred (ie. Filing fees, search fees, etc.)
<b>OTHER REQUIREMENTS:</b>	
<b>EXPIRATION DATE:</b>	July 30, 2021

This is not a commitment to make the loan but rather a proposal of interest rates and associated cost that the bank is offering for acceptance. If accepted the bank will proceed with formal credit approval within our organization. Prior to this it may be necessary to collect more details concerning the project. A commitment letter, which would be issued after formal loan committee approval, will detail additional terms and conditions based upon the bank's lending policy.

This rate quote is considered confidential and is not to be shared with other lenders submitting rate quotes.

**Tami Comte**

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**From:** Stacia Thiesen <Stacia.Thiesen@ubt.com>  
**Sent:** Tuesday, June 22, 2021 2:45 PM  
**To:** tcomte@davidcityne.com  
**Subject:** UBT Follow Up

Hi Tami

Pleasure speaking with you earlier. UBT can offer a rate of 5.25% over 36 months. The monthly payment would be \$3132 so times by 12 would be a \$38,000 annual payment.

Please let me know if you have any questions.

Thank you!! Have a nice day!

**Stacia Thiesen**  
Business Banker  
Small Business Banking  
402-323-1996 Direct  
[www.ubt.com](http://www.ubt.com)

121 S 13th St.  
P.O. Box 82535  
Lincoln, NE 68502



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City Administrator Clayton Keller said, "We have agreed with Holoubek's to take out their water meter if they will pay for us to disconnect their service line. We have agreed to do that by the end of this month. And if I am correct, we have it scheduled to be done tomorrow. So, by the end of business day tomorrow we will have the service line disconnected and the water meter out of their home. And they will cover the cost of us disconnecting the service line."

Mayor Alan Zavodny commented, "Looking in the future, how big of a deal is it to reverse this if down the road someone else owns this property and wishes to have city water again. How big of a deal is it to reverse this?"

Interim Water Supervisor Aaron Gustin introduced himself and answered, "Our intention tomorrow, the water meter is already removed, we were on the premises today, the intention tomorrow is to pot hole down to the service line, cut it, plug it, and the line will remain where it sits in the ground. So, if we ever wanted to reverse that we would be able to do so in a days' worth of work."

Mayor Alan Zavodny said, "I just wanted an assurance that that was an easily reversible situation."

Council member Tom Kobus made a motion to approve a Memorandum of Understanding with Mark and Willow Holoubek for permanent disconnection of a water service line and removal of water meter at their cost and authorize Mayor Zavodny to sign. Council Member Pat Meysenburg seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent  
Yea: 4, Nay: 0, Absent: 1

#### MEMO OF UNDERSTANDING

This Memo of Understanding, hereafter referenced as "Understanding" is made by and between THE CITY OF DAVID CITY, NEBRASKA, a Nebraska Municipal Corporation, hereafter referenced as "City" and MARK HOLOUBEK and WILLOW HOLOUBEK, husband and wife, hereafter referenced as "Resident".

WHEREAS, Resident utilizes a private well water system on Resident's property located at 3531 M Road, David City, Nebraska, hereinafter "Property"; and

WHEREAS, City possesses a water meter within Resident's home; and

WHEREAS, Resident desires for City to remove said water meter from Property due to health concerns of Resident; and,

WHEREAS, City agrees to remove the water meter from Property AFTER the water service line to Property is permanently disconnected no later than the last business day of June 2021 and Resident has paid the costs for said disconnection; and,

WHEREAS, Resident agrees to pay the cost for City to permanently disconnect the water service line to Property; and,

WHEREAS, it is in the best interests of both parties herein to reduce to writing their mutual agreements and understandings as related to the removal of the water meter, the permanent disconnection of the water service line and the payment of costs for said water service line disconnection.

NOW, THEREFORE, IN CONSIDERATION OF the terms and conditions of this Memo, which the parties hereto AGREE TO BE VALUABLE CONSIDERATION, City and Resident agree as follows:

1. Resident agrees as follows:  
(A) Resident will pay the cost of \$500.00 for the permanent disconnection of the water service line servicing 3531 M Road, David City, Nebraska.
2. City agrees as follows:  
(A) City will remove the water meter located at 3531 M Road, David City, Nebraska AFTER the water service line is permanently disconnected as is herein agreed and NO LATER THAN the last business day of June 2021.
3. This Memo SHALL BE BINDING on City and Resident, their heirs, successors, assigns, and personal representatives.

CITY:

RESIDENT:

By: \_\_\_\_\_  
 ALAN ZAVODNY, Mayor  
 Date: \_\_\_\_\_

By: \_\_\_\_\_  
 MARK HOLOUBEK  
 Date: \_\_\_\_\_

Attest: \_\_\_\_\_  
 LORI MATCHETT, Deputy City Clerk  
 Date: \_\_\_\_\_

By: \_\_\_\_\_  
 WILLOW HOLOUBEK  
 Date: \_\_\_\_\_

STATE OF NEBRASKA     )  
   ) ss.  
 COUNTY OF BUTLER     )

The foregoing instrument was acknowledged before me on \_\_\_\_\_, 2021 by ALAN ZAVODNY, Mayor and LORI MATCHETT, Deputy City Clerk, both of the City of David City, Nebraska, a Nebraska Municipal Corporation, on behalf of the corporation.

\_\_\_\_\_  
 Notary Public

STATE OF NEBRASKA     )  
   ) ss.  
 COUNTY OF BUTLER     )

The foregoing instrument was acknowledged before me on \_\_\_\_\_, 2021 by MARK HOLOUBEK and WILLOW HOLOUBEK, husband and wife.

\_\_\_\_\_  
 Notary Public

Interim Water Supervisor Aaron Gustin introduced himself and said, "This is the quote we have through Electric Pump in regard to installation and purchase of two Mag meters and one Ultrasonic Meter. The Ultrasonic meter would be used for the effluent site, which would be the site that we are required to report on our DMR's. The two Mag meters, one would be at the



headworks building. They would do the installation as well. Anything in regard to wastewater improvement requires accurate flow measurement, and then the sludge discharge would be the second Mag meter. For any sort of evaluation and such, moving forward accurate metering is important. There is room in the budget, Emmalyn crunched the numbers.”

Mayor Alan Zavodny said, “I am less concerned about room in the budget. I know we are okay there. My question is, and I am sure the answer is positive, but I need to get it on the record, as part of the overall evaluation of that operation and it is something we would do irrespective of any adjustment that potentially is to be made out there?”

Interim Water Supervisor Aaron Gustin answered, “Yes. We would be just measuring flow. We would be required to make such upgrades moving forward for an evaluation.”

Mayor Alan Zavodny added, “I agree.”

Council member Bruce Meysenburg asked, “We do not have anything at the present time to accurately measure flow at the site then, correct?”

Interim Water Supervisor Aaron Gustin answered, “Not accurately, No.”

Mayor Alan Zavodny said, “If I remember right, this came up a few months ago and one of the concerns was the amount of water we sell versus the amount that returns back to the Wastewater Treatment Plant. We had a variance a little outside the range that I was comfortable with.”

Interim Water Supervisor Aaron Gustin said, “With us locking down on the water loss we stated this number in the past two years we have dropped that number by ten percent in terms of water loss. So, we are getting to a point that is acceptable. I spoke with Ethan Joy from JEO Engineering, and he has said that typically a municipality can be in between the numbers of ten and fifteen percent, that’s relatively comfortable. That was a little generous in terms of what I would be comfortable with. I was pleased with the nine-point eight percent (9.8%) we were at and we continue to track water better. I foresee that number going down in the future along with accurate influent measurement at the Wastewater Treatment Plant. We will have a better understanding and measurements of the discrepancy of those two numbers.”

Mayor Alan Zavodny asked, “So, the number you are proposing to us is?”

Interim Water Supervisor Aaron Gustin answered, “\$26,511.00 plus sales tax”

Mayor Alan Zavodny asked, “Any other costs associated with this? I just want to make sure that this was all inclusive.”

Interim Water Supervisor Aaron Gustin answered, “This is all inclusive.”

Council member Tom Kobus made a motion to approve the purchase of Mag Meters and one Ultrasonic Flow Meter for accurate flow measurement at the Wastewater Treatment Plant for \$26,511 plus sales and use tax. Council Member Pat Meysenburg seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent. Yea: 4, Nay: 0, Absent: 1



4280 E. 14<sup>th</sup> St.  
Des Moines, IA 50313  
Office: 515-265-2222  
Toll Free: 800-383-7867  
Fax: 515-265-8079

201 4th Ave SW  
New Prague, MN 56071  
Office: 952-758-6600  
Toll Free: 800-536-5394  
Fax: 952-758-7778

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TO: City of David City, NE / Aaron Gustin / M: (402) 809-3975

REF: Waste Water Plant Flowmeters  
David City, NE

DATE: June 9, 2021

**Quote**

**Item A**

One (1)

Promag W 400, DN300 (12") Magnetic Flowmeter

- Approval: CSA C/US NI Cl.I Div.2 Gr. ABCD
- Design: Fixed flange, 0 x DN inlet/ outlet runs
- Power Supply: 100-240VAC/24VAC/DC
- Output; Input: 4-20mA HART, pulse/freq., switch output
- Housing: Remote, alu, coated
- Cable, Remote Version: 10m/30ft coil + signal cable
- Electrical Connection: Thread NPT1/2
- Liner: Polyurethane
- Process Connection: Cl.150, carbon steel, flange ASME B16.5
- Electrodes: 1.4435/316L, bullet nose
- Calibration Flow: 0.5%
- Format display: 1 value, max. size
- Value 1 display: Volume flow
- Value 2 display: None
- Value 3 display: None
- Value 4 display: None
- Display damping: 0.00000 s
- Totalizer 1
  - Unit: USgal
  - Operating mode totalizer: Net flow total
  - Failure mode: Stop
- Totalizer 2
  - Unit: USgal
  - Operating mode totalizer: Net flow total
  - Failure mode: Stop
- Totalizer 3
  - Unit: USgal
  - Operating mode totalizer: Net flow total
  - Failure mode: Stop
- Curr. output 1: Volume flow
- Current span: 4...20 mA US
- Value 0/4 mA: 0.00000 USgal/min
- Value 20 mA: 2,400.00000 USgal/min
- Failsafe mode current output: Max.
- Damping output 1: 1.00000s
- Operating mode: Pulse
- Assign pulse output: Volume flow

- Pulse value (per pulse): 25.00000 USgal
- Pulse width: 100.000 ms
- Failsafe mode pulse output: No pulses

Two (2) 12" Grounding/Protection Ring

One (1) Potting Kit

One (1) Lot of materials & labor for installation of the above 12" Mag Meter & Accessories. Installation of equipment includes operator training to complete a functional system.

One (1) Lot of freight

**Item B**

One (1)

**Promag W 400, DN150 (6") Magnetic Flowmeter**

- Approval: CSA C/US NI Cl.I Div.2 Gr. ABCD
- Design: Fixed flange, 0 x DN inlet/ outlet runs
- Power Supply: 100-240VAC/24VAC/DC
- Output; Input: 4-20mA HART, pulse/freq., switch output
- Housing: Remote, alu, coated
- Cable, Remote Version: 10m/30ft coil + signal cable
- Electrical Connection: Thread NPT1/2
- Liner: Polyurethane
- Process Connection: Cl.150, carbon steel, flange ASME B16.5
- Electrodes: 1.4435/316L, bullet nose
- Calibration Flow: 0.5%
- Sensor Option: IP68, Type 6P, Fact-potted corrosion protection EN ISO 12944 C5-M/Im1
- Format display: 1 value, max. size
- Value 1 display: Volume flow
- Value 2 display: None
- Value 3 display: None
- Value 4 display: None
- Display damping: 0.00000 s
- Totalizer 1
  - Unit: USgal
  - Operating mode totalizer: Net flow total
  - Failure mode: Stop
- Totalizer 2
  - Unit: USgal
  - Operating mode totalizer: Net flow total
  - Failure mode: Stop
- Totalizer 3
  - Unit: USgal
  - Operating mode totalizer: Net flow total
  - Failure mode: Stop
- Curr. output 1: Volume flow
- Current span: 4...20 mA US
- Value 0/4 mA: 0.00000 USgal/min
- Value 20 mA: 600.00000 USgal/min
- Failsafe mode current output: Max.
- Damping output 1: 1.00000s
- Operating mode: Pulse
- Assign pulse output: Volume flow

- Pulse value (per pulse): 5.00000 USgal
- Pulse width: 100.000 ms
- Failsafe mode pulse output: No pulses

Two (2) 6" Grounding/Protection Ring

One (1) Lot of materials & labor for installation of the above 6" Mag Meter & Accessories. Installation of equipment includes operator training to complete a functional system.

One (1) Lot of freight

**Item C**

One (1) Pulsar/Greyline OCF 6.1 Open Channel Flowmeter

- sensor – open channel flow: PZ15, PVC, 15' / 4.57m max. range
- sensor cable – 50 ft / 15 m continuous RG62AU coaxial
- QTY (1) ISB (Intrinsic Safety Barriers) for transducer installation in Class 1 Div 1, Groups C, D; Class 2, Groups E, F, G; Class 3; Type 4
- enclosure - watertight, NEMA4X (IP66) polycarbonate
- power input - 100-240VAC 50/60Hz, 10VA maximum
- display - White, backlit matrix
- totalizer - 12 digit
- configuration - built-in 5-key programmer
- data logger – 26 million point capacity, free software for reporting
- analog output - isolated 4-20mA (1000 ohm)
- (2) control relays - 5 amp, SPDT - programmable for flow proportional pulse output, and/or flow alarm

One (1) Lot of materials & labor for installation of the above Open Channel Flowmeter & Accessories. Installation of equipment includes operator training to complete a functional system.

One (1) Lot of freight

**Total Selling Price: \$26,511.00 plus tax**

**Note the following:**

- Junction Box, Conduit and anything that's not specifically mentioned in this proposal is the responsibility of others

Thank you for your consideration,

Jim Gray (712) 420-5679 / Bob White (515) 421-6050

cc: Cornelius Caudle (515) 265-2222

cc: Colton Christoffersen (402) 506-0633

Interim Water Supervisor Aaron Gustin said, "The synchronizing batch reactors require dissolved oxygen for the baseline of their success in terms of treatment. Obviously, ammonia is our issue. To better get efficient treatment, the DO probes, - we had, Corey from Hach Regional, come out and take a look at them - the probes are bad. For Emmalyn to do what she is supposed to do, the DO is key. Also, since we are utilizing circulators currently in A Cell, they need to take in dissolved oxygen on-site. I believe in this quote it included a portable DO sensor. I can't take DO from a grab sample, transport it and have an accurate read on that. It would give us an understanding of how we are exceeding and moving forward in the lagoons as well."

Mayor Alan Zavodny asked, "This is a good faith effort on our part to show DEE that we certainly are making an effort to try and stay compliant with every rule that applies to the Wastewater Treatment Plant?"

Interim Water Supervisor Aaron Gustin answered, "Yes, with what we have out there, with the items you see on the agenda tonight, our last updates we can do with what we have. So, yes, it is a good faith effort in regard to our conversation with the EPA and DEE. We told them we would do our best. We needed to make sure our equipment is up-to-date in order to do so."

Council member Tom Kobus made a motion to approve the purchase of dissolved oxygen equipment for the Wastewater Treatment Plant from Hach Company in the amount of \$8,255. Council Member Pat Meysenburg seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent

Yea: 4, Nay: 0, Absent: 1

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## Quotation

**Quote Number: 100673877v4**  
 Use quote number at time of order to ensure  
 that you receive prices quoted

Hach  
 PO Box 608  
 Loveland, CO 80539-0608  
 Phone: (800) 227-4224  
 Email: quotes@hach.com  
 Website: www.hach.com

Quote Date: 15-Jun-2021

Quote Expiration: 14-Aug-2021

CITY OF DAVID CITY  
 PO BOX 191  
 DAVID CITY, NE 68632-0191

Name: Aaron Gustin  
 Phone: 4028093975  
 Email: dcwatersup@windstream.net

Customer Account Number : 081010

Sales Contact: Corey Christensen Email: cochrist@hach.com Phone: 402-769-8244

### PRICING QUOTATION

Line	Part Number	Description	Qty	Unit Price	Extended Price
1	9020000	2Hach LDO sc Model 2 , DO Probe with Luminescent Dissolved Oxygen Technology	2	2,153.00	4,306.00
2	9021100	Replacement Sensor Cap Kit for LDO 2 sc Dissolved Oxygen Sensor	1	252.00	252.00
3	LDO10101	IntelliCAL LDO101 Laboratory Luminescent/Optical Dissolved Oxygen (DO) Sensor, 1 m Cable	1	784.00	784.00
4	LEV015.53.4200A	HQ4200 Portable Multi-Meter, pH, Conductivity, TDS, Salinity, Dissolved Oxygen (DO), ORP, and ISE, 2 channels, w/o electrodes	1	1,483.00	1,483.00
5	57P	** Field Svc HALF DAY StartUp-PROCESS (P)	1	1,174.00	1,174.00
6	STARTUP TRAVEL	** Field Svc HACH START UP TRAVEL CHG	1	256.00	256.00
Grand Total					\$ 8,255.00

### TERMS OF SALE

Freight: Ground Prepay and Add

FCA: Hach's facility

Mayor Alan Zavodny introduced the next agenda item for the consideration of purchasing six more circulators for B Cell at the Wastewater Treatment Plant. He stated, "At the budget meeting you eluded that this would be a necessary advancement as well."

Interim Water Supervisor Aaron Gustin replied, "Yes. Given the cost of materials going up, Hidden River Systems is a small business, so this is the most accurate quote. He could honor that for 15 days. If you look at the details of that quote, for the stated amount in Hank's quote we would need to make available to him as soon as possible. That way he can get going on it."

Mayor Alan Zavodny asked, "My only question on this one is...This was a 6-16-2021 date on the quote and it says five to eight weeks. They're good on that time frame?"

Interim Water Supervisor Aaron Gustin answered, "We are good on the materials and the stuff to do it."

Mayor Alan Zavodny said, "Okay, that's what I wanted to make sure."

Council member Bruce Meysenburg made a motion to approve the purchase of six more circulators for B Cell at the Wastewater Treatment Plant from Hidden River Systems in the amount of \$29,100. Council Member Pat Meysenburg seconded the motion. The motion carried. Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent  
Yea: 4, Nay: 0, Absent: 1

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Hidden River Systems, INC.

P.O. Box 323

Creighton, NE 68729

Ph: 402-960-0123

Email: Hankr6@yahoo.com

To: David City

P.O. Box 191

David City, NE 68632

Date 6-16-2021

RE: Quotation for (6) Model M48-30 Wind Powered Circulators

Pricing is based on current component cost which reflects several increases from the past six months, which have been substantial. The current quote is \$4,850.00 per unit plus cost for delivery and tethering rope. On a 6 unit order the charge for the rope and delivery will be waived.

This quote is good for 15 days. Any orders after 15 days will require an updated pricing to reflect any component price increases.

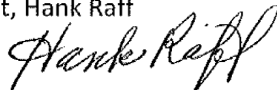
**6 units @ \$4,850.00 each = \$29,100.00**

One half (\$14,550.00) down is required when order is placed and balance is due at delivery.

Approximate delivery is estimated 5-8 weeks after order is placed and down payment has been received. At the time down payment is received, majority of the components will be purchased immediately to protect the production cost.

Thank you for the opportunity to provide this quote and I hope to hear from you soon.

President, Hank Raff



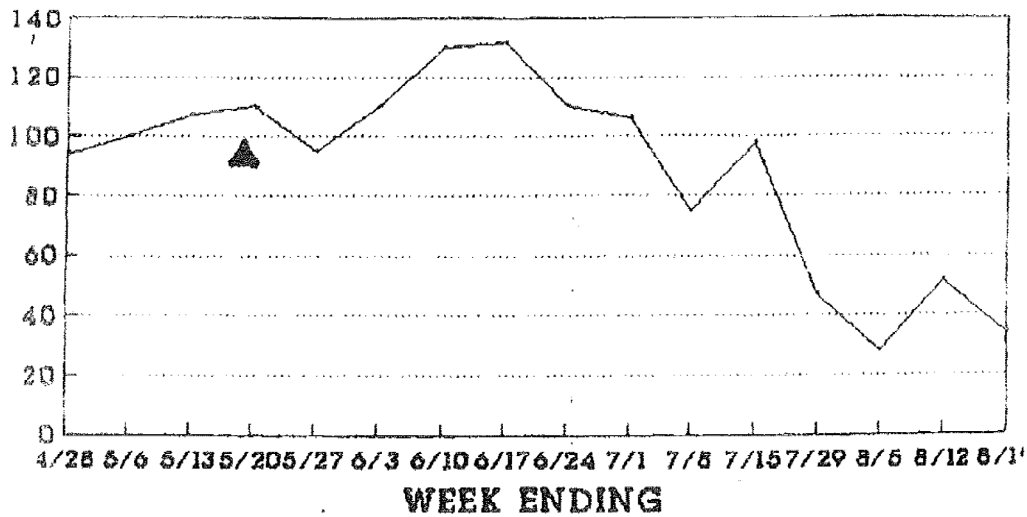


## High Ammonia Levels – Lagoon Treatment

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- Existing lagoon systems usually will require an upgrade to meet treatment capacity to handle this problem to meet new regulations for discharging.
- Nitrification is the most common way to biologically remove ammonia in wastewater lagoons. In this process, ammonia treatment occurs via bacteria present in the water. These bacteria break down the ammonia and eventually promote the release of nitrogen gas into the atmosphere. As the ammonia is nitrified ammonia levels are lowered.
- The nitrification process consumes large quantities of oxygen. BOD 5, the biochemical oxygen demand – measures the amount of oxygen used over a five-day period by microorganisms-bacteria as they decompose the organic matter in sewage at a temperature of 68 degrees. Approximately a pound of BOD oxidized consumes 1.5 lb. /O<sub>2</sub>. Research indicates ammonia oxidized consumes 4.75 lb. /O<sub>2</sub>. For lagoon nitrification to occur, a minimum working DO level of 2.0 mg/L is recommended, thus increasing the oxygen supply is required.
- BOD removal first is essential. Nitrifying bacteria do not compete well against BOD removing heterotrophic bacteria. BOD levels must be sufficiently reduced in order to eliminate competition. Generally the BOD level of 20-30 mg/L is required before serious ammonia removal can begin. Sludge levels must be significantly reduced.
- Lagoon pH best at 7.5 – 8.0. Ammonia treatment rates decline at pH values below 6.8.
- Sufficient water temperatures required. Nitrification slows as water temperatures decrease. Optimal lagoon temperature range for lagoon nitrification is 82 to 97 degrees. This is unrealistic for lagoons in Nebraska. Acceptable rates of lagoon nitrification can be achieved at or above 68 degrees.

## FINAL WASTEWATER AMMONIA NITROGEN



A major meat processor in the Midwest in the 90's processed 16,000+ swine daily. They had serious problems with ammonia levels. They had 24 wind-powered circulators installed on their 30 acre lagoon system. Prior to installation they were averaging 100-120 PPM. The above chart provided by them shows the affect the circulators had on the lagoon after installation in May. They used this system for several years and eventually dropped ammonia levels to less than 2 PPM.

City Administrator Clayton Keller said, "Tami, Lori and I are attending a webinar with the League of Nebraska Municipalities. It's a Financial Conference. In this conference they talked about how cities are supposed to approve payroll before those checks are paid out. I am not sure how they think we are supposed to make the timing work to approve payroll at the end of each month before we can send those checks. So, they have told us and all of the other cities in Nebraska, that this is one way for us to do that. If we pass a resolution preauthorizing the payment of payroll, then the council can still, at the first meeting of the following month, approve payroll."

Mayor Alan Zavodny said, "I spent some time thinking about this, and the more time I spend thinking about it the less sense it makes. This is going to be across the state expectation and this coming from the Auditor?"

City Administrator Clayton Keller responded, "Correct."

Mayor Alan Zavodny added, "Our non-compliance probably results in putting us smack dab in the middle of their radar, which is a place we do not want to be. I read that statute and I could not interpret what they are trying to say is the requirement."

City Attorney Joanna Uden asked, "Is there any possibility that you could table it for two weeks?"

Mayor Alan Zavodny said, "I would just like to have a little more clarification on this."

City Attorney Joanna Uden stated, "If this can be tabled, then I will have an answer for you at the next council meeting."

City Attorney Joanna Uden will research the State Statues 48-1230 and 17-714.

Council member Pat Meysenburg made a motion to table Resolution No. 10-2021 establishing a payment of payroll and associated expenses prior to the approval of claims by the City Council. Council Member Bruce Meysenburg seconded the motion. The motion carried. Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent  
Yea: 4, Nay: 0, Absent: 1

#### **RESOLUTION NO. 10-2021**

#### **A RESOLUTION ESTABLISHING A POLICY FOR THE PAYMENT OF PAYROLL AND ASSOCIATED EXPENSES PRIOR TO THE APPROVAL OF CLAIMS BY THE CITY COUNCIL OF DAVID CITY.**

WHEREAS, at the first City Council meeting of the month, the City Council of the City of David City approves claims submitted to the David City City Council for payroll; and,

WHEREAS, the Fair Labor Standards Act states that employees must be paid in a timely manner and Neb. Rev. Stat. 48-1230 states that regular paydays must be maintained; and,

WHEREAS, Neb. Rev. Stat. 16-726 and Neb. Rev. Stat. 17-714 state that all claims and accounts payable against a CITY OF THE SECOND CLASS are required to be presented in writing, state the name and address of the claimant and the amount of the claim, and fully and accurately identify the items or services for which payment is claimed or the time, place, nature, and circumstances giving rise to the claims; and

WHEREAS, the City Council of David City desires to adopt a policy with respect to payroll claims.

NOW, THEREFORE, BE IT RESOLVED, by the CITY COUNCIL OF DAVID CITY, Nebraska, that: to maintain adequate fiscal policy safeguards and allow for the payment of payroll claims prior to approval by the City Council, the City Council of David City desires to adopt the following policy with respect to such claims:

Section 1. Unless otherwise provided, it shall be the normal policy to submit a claim for payroll and associated expenses to the City Council for approval before payment is allowed.

Section 2. Specific claims authorized for payment prior to City Council approval are:

- a) City employee payroll and all associated state and federal taxes;
- b) City employee benefits including health retirement; and
- c) City employee payroll processing fees.

Section 3. Specific claims authorized for payment prior to City Council approval are required to include the employees' names, gross salary or gross hourly rate, and maximum hours allowed for the pay period.

Section 4. All hours worked and submitted for payroll shall be approved by the immediate supervisor of said employees and also by the City Administrator and/or the City Clerk.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2021.

(Seal)

By: Tabled 6-23-2021  
Mayor Alan Zavodny

Tabled 6-23-2021  
Deputy City Clerk Lori Matchett

City Administrator Clayton Keller spoke in regard to the architect plans. "We are not ready to consider the full plans yet. Our architect has given us the first-floor plans. He is still working on the second floor and a few other items. The City Office Remodel Committee met last night at the new City Offices and had some additional ideas. Those are Plan A & Plan B. If you want to take the time to talk about those plans, we can. We can get your feedback on it and go back to the architect. As far as approving the plans, we are not ready for that."

Council member Tom Kobus asked, "Does this architect have a time period to have this done?"

City Administrator Clayton Keller answered, "No. He told us that he was going to need two to three weeks just to get to us because he was backed up with some other projects. Even as it sits, he still backed up. He is working hard to do this job for us as fast as he can."

Mayor Alan Zavodny asked Council member Jessica Miller her thoughts on the plans and what the citizen input has been on the plans. Council member Jessica Miller talked about the changes that the City Office Remodel Committee suggested and the different changes on the original plan, Plan A and Plan B. Suggestions of removing walls, adding walls, fire exits, safety concerns, etc.

Mayor Alan Zavodny asked, "What has the community input and the citizen input been like on this project. What extent have we received from that?"

City Administrator Clayton Keller answered, "We have two community members on the committee, neither of them were able to make the meeting last night. Initially, they were planning on being there last night but at the last minute both of them were unable to make it. Up until then both of them have been involved in this process."

Mayor Alan Zavodny asked, "Has anyone on the council had any community members come up to them or offer suggestions or comments?"

All present council members replied, "No."

Council member Pat Meysenburg made a motion to table the architect plans for the new City Office Building at 490 "E" Street and authorize advertising for quotes to complete the renovation. Council Member Bruce Meysenburg seconded the motion. The motion carried.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent

Yea: 4, Nay: 0, Absent: 1

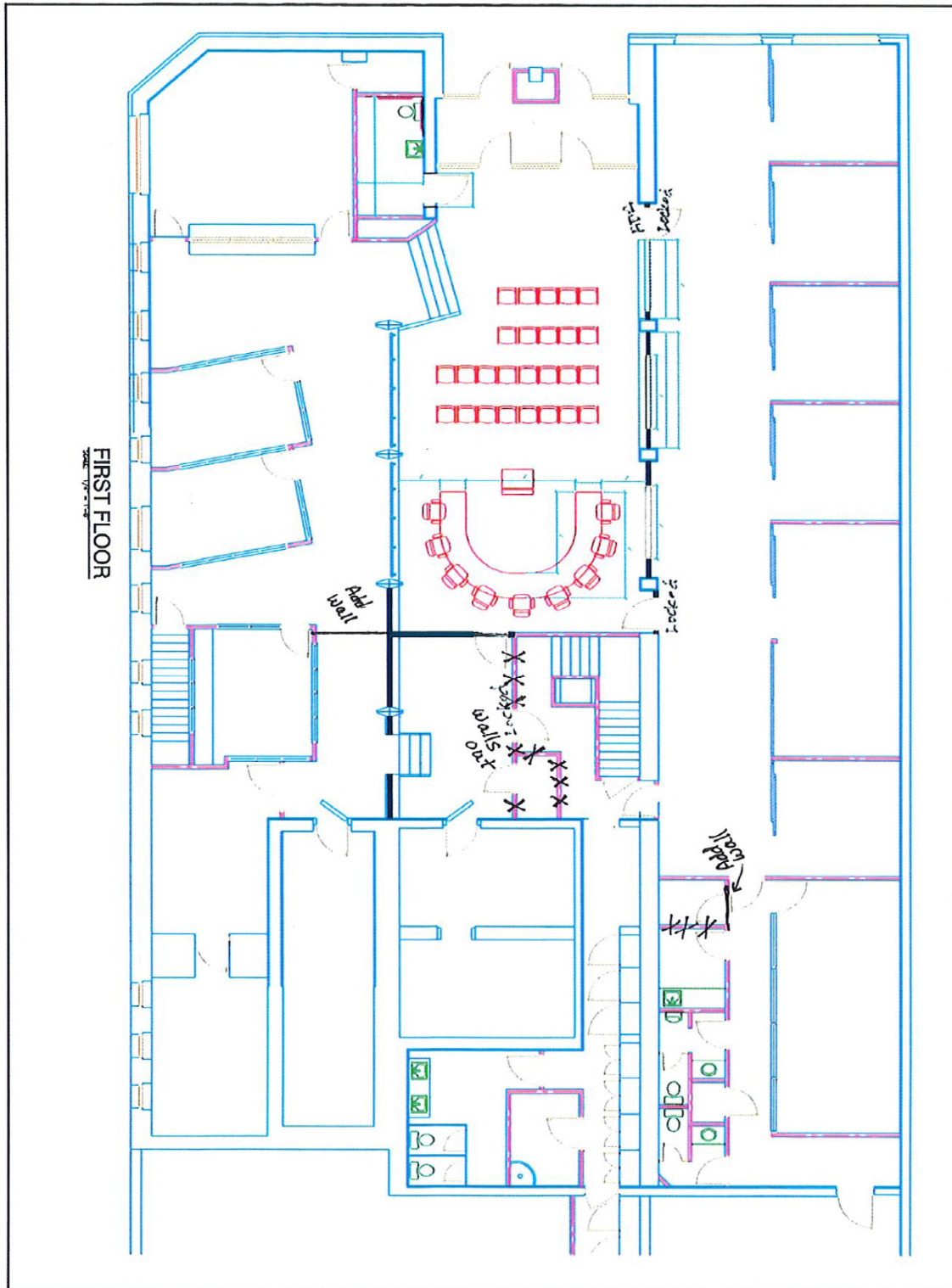
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FIRST FLOOR

A101	DATE	BY	CHECKED	SCALE	PROJECT	SHEET NO.	SHEET TOTAL	FIRST FLOOR PLAN	
								NO.	DATE
City Offices for Davd City Corner of 5th and E Street Davd City, NE									

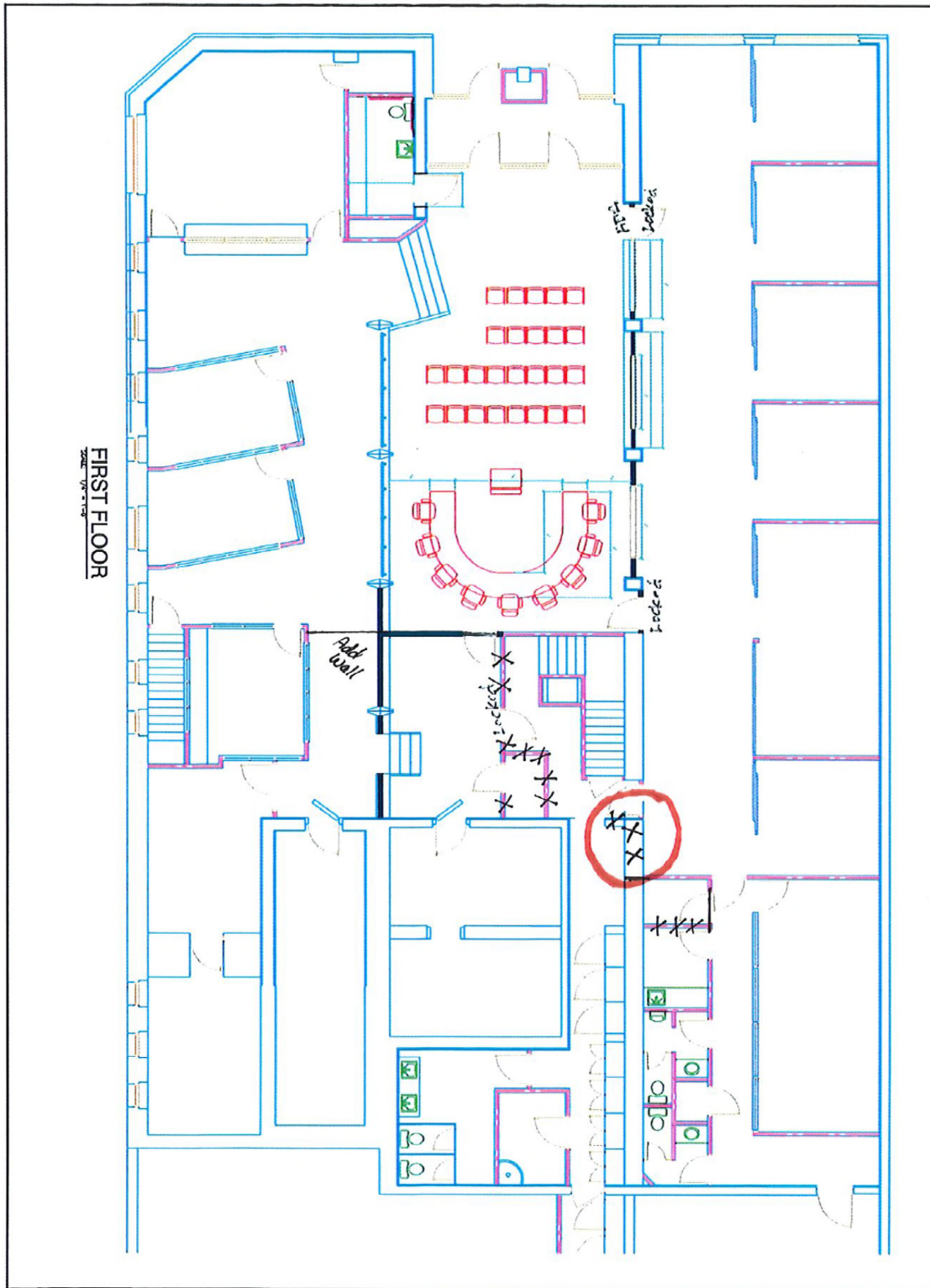
# Plan A




FIRST FLOOR  
 SCALE: 1/8" = 1'-0"

 <p>GARDNER ARCHITECTURAL          INC. 200 N. 10TH ST.          DAVID CITY, NE 68801          PHONE: 402.441.1111          FAX: 402.441.1112          WWW.GARDNERARCHIT.COM</p>	<p>TITLE: <b>First Floor Plan</b></p> <p>PROJECT: <b>City Offices for David City          Corner of 5th and E Street          David City, NE</b></p>	NO.	DATE	REVISIONS
	<p>PROJECT NUMBER: <b>A101</b></p> <p>DATE: 06/15/21</p> <p>CONC'D BY: <b>SHC</b></p> <p>DESIGNED BY: <b>SHC</b></p> <p>PROJECT NUMBER: 202009</p>			

# Plan B



11 A101 PROJECT NUMBER DATE 06/16/21 SHEET NO. 32 2020090	 GREENLEAF ARCHITECTURE, INC. 1000 W. 10TH STREET DAVID CITY, NE 68830 PH: 402.466.1111 WWW.GREENLEAFARCHITECTURE.COM	TITLE <b>First Floor Plan</b>	NO. DATE APPROVAL
		PROJECT City Offices for David City Corner of 6th and E Street David City, NE	



City Administrator Clayton Keller said, "Two weeks ago our Building Inspector resigned. He decided retirement was a little more fun than being Building Inspector. We have advertised for a part-time Building Inspector position. We have received a little bit of interest. I would like to get the Council's direction on what they're looking for in a Building Inspector - What kind of person we can get behind and support in this difficult position."

Mayor Alan Zavodny said, "I would like to open this up for discussion. I am telling you; you don't realize how big of a problem this is until you don't have one. All the projects that are going on and now people are saying, okay where are we going from here? We need to quickly, still doing due diligence, find a person that can do the simple things like go measure a setback to make sure a fence is going in the right place, to making sure foundations are poured correctly, approve building permits, everything going on within the city. The timing was unfortunate with the amount of stuff that is happening and it is construction season. That certainly did not work to our benefit."

Mayor Alan Zavodny and council members would like to have someone who is part-time (20 – 25 hours a week during the winter) (25 – 30 hours a week during the building season), someone to enforce the rules the way they are written, someone that presents themselves in a professional manner and treats all permits with consistency. If the inspector is following the rules the Council needs to back the inspector.

City Administrator Clayton Keller will take the recommendations from the council and handle the hiring of a Building Inspector administratively.

There being no further business to come be for the Council, Council member Pat Meysenburg made a motion to adjourn. Council Member Tom Kobus seconded the motion. The motion carried and Mayor Zavodny declared the meeting adjourned at 7:53 p.m.

Tom Kobus: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Jessica Miller: Yea, John Vandenberg: Absent

Yea: 4, Nay: 0, Absent: 1

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CERTIFICATION OF MINUTES

June 23, 2021

I, Lori Matchett, duly qualified and acting Deputy City Clerk for the City of David City, Nebraska, do hereby certify with regard to all proceedings of June 23, 2021; 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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Lori Matchett, Deputy City Clerk