

**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 **14th day of July, 2021, in the lower level of the City Auditorium, 699 Kansas Street**, which meeting will be open to the public. (Due to the COVID-19 pandemic, this meeting is being held in the basement of the City Auditorium. It is recommended that there is social distancing (spacing people more than 6 feet apart). An agenda for such meeting, kept continuously current, is available on our website www.davidcityne.com. The Mayor and City Council reserve the right to enter into an executive session at any time during the meeting, in accordance with the Nebraska Open Meetings Act, even though the closed session may not be indicated on the agenda.

Members of the public may attend this meeting electronically. A link and phone number will be available on our website.

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 6th day of July, 2021.

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;
4. Minutes of the June 23rd, 2021 meeting of the Mayor and City Council;
5. Consideration of Claims;
6. Committee and Officer Reports;
7. Consideration of appointing a citizen, from the 2nd Ward, to fill the vacancy of past Council member Kevin Hotovy – candidates are Darci Betzen, Galen Krenk, Dana Trowbridge and Kevin Woita;
8. Opening of the proposals for a real estate agent to handle the sale of the municipal-owned property at 593 5th Street in David City, NE and consideration of such;
9. Consideration of the quotes from Cornhusker State Industries to build a custom Council Table with podium, chairs and Service counter for the new office building;

Mayor Alan Zavodny

Council President Thomas J. Kobus

Council member Jessica Miller

Council vacancy ward #2

Council member Patrick J. Meysenburg

Council member John P. Vandenberg

Council member Bruce Meysenburg

City Clerk Tami L. Comte

10. Consideration of allowing Liberty National to offer life insurance and supplemental benefits to city employees;
11. Consideration of purchasing a dump truck for the street department;
12. Consideration/Discussion of spraying gravel roads to control dust;
13. Consideration of proceeds from the Lot at 3rd & "G" Street being kept by the Community Redevelopment Authority;
14. Public hearing to consider annexing an area of the Holoubek & Ledon properties located in Lots 6 and 7, David City Land and Lot Company's Suburban Lots, located in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 18 T15N R3E of the 6th P.M., Butler County, Nebraska, described as follows:

BEGINNING AT THE NORTHEAST CORNER OF LOT 8 IN SAID DAVID CITY LAND AND LOT COMPANY'S SUBURBAN LOTS; THENCE N89°43'00"E ON THE NORTH LINE OF SAID LOTS 6 AND 7, A DISTANCE OF 638.12 FEET TO THE NORTHEAST CORNER OF SAID LOT 6; THENCE S00°20'16"W ON THE EAST LINE OF SAID LOT 6, A DISTANCE OF 796.95 FEET TO THE NORTH LINE OF SYPAL EAST ADDITION TO THE CITY OF DAVID CITY, NEBRASKA, ALSO BEING THE NORTH LINE OF THE CITY OF DAVID CITY'S EXISTING CORPORATE LIMITS; THENCE N89°30'38"W ON SAID NORTH LINES, A DISTANCE OF 447.27 FEET TO THE NORTHWEST CORNER OF SAID SYPAL EAST ADDITION; THENCE S00°33'20"W ON THE EAST LINE OF SAID SYPAL EAST ADDITION AND THE WEST LINE OF SAID CORPORATE LIMITS, A DISTANCE OF 149.37 FEET; THENCE N89°27'22"W ON SAID NORTH CORPORATE LIMITS LINE, A DISTANCE OF 191.23 FEET TO THE EAST LINE OF SAID LOT 8 AND THE EAST LINE OF SAID CORPORATE LIMITS; THENCE N00°23'53"E ON SAID EAST LINES, A DISTANCE OF 937.53 FEET TO THE POINT OF BEGINNING, CONTAINING 12.7 ACRES, MORE OR LESS;

15. Consideration of Ordinance #1366, on 1st reading only, entitled AN ORDINANCE TO EXTEND THE BOUNDARIES AND INCLUDE WITHIN THE CORPORATE LIMITS OF, AND TO ANNEX TO, THE CITY OF DAVID CITY, NEBRASKA, A TRACT OF LAND LOCATED IN THE SW $\frac{1}{4}$ OF THE SE $\frac{1}{4}$ OF SECTION 18 T15N R3E OF THE 6TH P.M., BUTLER COUNTY, NEBRASKA, LEGALLY DESCRIBED BELOW, REPEALING ANY ORDINANCES IN CONFLICT HEREWITH; DESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT, AND PROVIDING FOR PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM; (MARK AND WILLOW HOLOUBEK & LEDON PROPERTY)
16. Public hearing to consider amending the Future Land Use Plan Map by changing the zoning classification from FS – Flex Space to I - Industrial for the following real estate as requested by Timpte Inc.:

SE1/4 NW1/4 of Section 18, Township 15 N, Range 3 E of the Sixth P.M., Butler County, Nebraska, described as follows:

Commencing at the Southeast corner of the Northwest Quarter (NW1/4) of the said Section Eighteen (18); thence along the South line of the Northwest Quarter (NW1/4) of said Section Eighteen (18), S88°20'22"W, a distance of 41.07 feet to West right of way of Highway 15; thence continuing on the South line of the Northwest Quarter (NW1/4) of said Section Eighteen (18) for the next two (2) courses, S88°03'46"W, a distance of 324.80 feet to the point of beginning; thence S88°03'01"W, a distance of 953.55 feet; thence N01°56'22"W, a distance of 800.00 feet; thence N88°02'58"E, a distance of 940.00 feet; thence S01°49'16"E, a distance of 478.45 feet; thence N88°09'27"E, a distance of 15.35 feet; thence S01°47'41"E, a distance of 321.54 feet to the point of beginning.

17. Consideration of Ordinance #1367 amending the Future Land Use Plan Map by changing the zoning classification from FS – Flex Space to I – Industrial for the following real estate as requested by Timpte, Inc. and published in pamphlet form;

SE1/4 NW1/4 of Section 18, Township 15 N, Range 3 E of the Sixth P.M., Butler County, Nebraska, described as follows:

Commencing at the Southeast corner of the Northwest Quarter (NW1/4) of the said Section Eighteen (18); thence along the South line of the Northwest Quarter (NW1/4) of said Section Eighteen (18), S88°20'22"W, a distance of 41.07 feet to West right of way of Highway 15; thence continuing on the South line of the Northwest Quarter (NW1/4) of said Section Eighteen (18) for the next two (2) courses, S88°03'46"W, a distance of 324.80 feet to the point of beginning; thence S88°03'01"W, a distance of 953.55 feet; thence N01°56'22"W, a distance of 800.00 feet; thence N88°02'58"E, a distance of 940.00 feet; thence S01°49'16"E, a distance of 478.45 feet; thence N88°09'27"E, a distance of 15.35 feet; thence S01°47'41"E, a distance of 321.54 feet to the point of beginning.

18. Public Hearing to consider amending the Official Zoning Map by changing the zoning classification from FS- Flex Space to I-2 – Heavy Industrial for the following real estate as requested by Timpte Inc.:

SE1/4 NW1/4 of Section 18, Township 15 N, Range 3 E of the Sixth P.M., Butler County, Nebraska, described as follows:

Commencing at the Southeast corner of the Northwest Quarter (NW1/4) of the said Section Eighteen (18); thence along the South line of the Northwest Quarter (NW1/4) of said Section Eighteen (18), S88°20'22"W, a distance of 41.07 feet to West right of way of Highway 15; thence continuing on the South line of the Northwest Quarter (NW1/4) of said Section Eighteen (18) for the next two (2) courses, S88°03'46"W, a distance of 324.80 feet to the point of beginning; thence S88°03'01"W, a distance of 953.55 feet; thence N01°56'22"W, a distance of 800.00 feet; thence N88°02'58"E, a distance of 940.00 feet; thence S01°49'16"E, a distance of 478.45 feet; thence N88°09'27"E, a distance of 15.35 feet; thence S01°47'41"E, a distance of 321.54 feet to the point of beginning.

19. Consideration of Ordinance #1368 amending the Official Zoning Map by changing the zoning classification from FS – Flex Space to I-2 – Heavy Industrial for the following real estate as requested by Timpte, Inc. and published in pamphlet form;

SE1/4 NW1/4 of Section 18, Township 15 N, Range 3 E of the Sixth P.M., Butler County, Nebraska, described as follows:

Commencing at the Southeast corner of the Northwest Quarter (NW1/4) of the said Section Eighteen (18); thence along the South line of the Northwest Quarter (NW1/4) of said Section Eighteen (18), S88°20'22"W, a distance of 41.07 feet to West right of way of Highway 15; thence continuing on the South line of the Northwest Quarter (NW1/4) of said Section Eighteen (18) for the next two (2) courses, S88°03'46"W, a distance of 324.80 feet to the point of beginning; thence S88°03'01"W, a distance of 953.55 feet; thence N01°56'22"W, a distance of 800.00 feet; thence N88°02'58"E, a distance of 940.00 feet; thence S01°49'16"E, a distance of 478.45 feet; thence N88°09'27"E, a distance of 15.35 feet; thence S01°47'41"E, a distance of 321.54 feet to the point of beginning;

20. Consideration of Resolution No. 10–2021 Establishing a Policy for the Payment of Payroll and Associated Expenses prior to the approval of claims by the City Council;
21. Consideration of Resolution No. 11–2021 League Association of Risk management (LARM) insurance coverage beginning October 1, 2021;

22. Consideration of amending the City Administrator Employment Agreement, Section 11.A to read performance evaluation will be conducted “annually” instead of “semi-annually”;
23. Consideration of the architect plans for the new City Office building at 490 "E" Street and authorize advertising for quotes to complete the renovation;
24. Consideration of the quote from Screed Tech, LLC for airport maintenance work, including runway crack sealing, for \$18,406.00;
25. Discussion and direction concerning installation of sidewalks for new homes;
26. Discussion concerning department budgets;
27. Consideration of selecting a committee member and an alternate to the Rural Workforce Housing Committee;
28. Adjourn.