

**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 **11<sup>th</sup> day of October, 2023**, in the **meeting room of the City Office, 490 "E" Street, David City, Nebraska**. The Mayor and City Council reserve the right to enter into a closed session at any time during the meeting, in accordance with the Nebraska Open Meetings Act, even though the closed session may not be stated on the agenda.

This agenda is available on our Web site at [www.davidcityne.com](http://www.davidcityne.com) for public inspection and may be modified up to twenty-four hours prior to the opening of the meeting.

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

Dated this 5<sup>th</sup> day of October, 2023.

**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 September 27, 2023 meeting of the Mayor and City Council; \*
5. Approval of Claims; \*
6. Committee and Officer Reports; \*
7. Certificate of Payment #7 in the amount of \$467,613 to Velocity Constructors Inc. for the 2022 Water Treatment Plant Upgrades; \*
8. Certificate of Payment #2 in the amount of \$60,000 to Woolsey Electric for the Campground construction; \*
9. Certificate of Payment #1 in the amount of \$135,000 to O'Dell Concrete and Construction for the RV Campground project; \*
10. Consider/Approve bid for 3<sup>rd</sup> Street water main replacement; \*
11. Consider/Approve bid for City Zoning Ordinance Update; \*

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Mayor Jessica J. Miller

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Council President Bruce L. Meysenburg

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Council member Thomas J. Kobus

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Council member James L. Angell

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Council member Patrick J. Meysenburg

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Council member Kevin E. Woita

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Council member Keith A. Marvin

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City Clerk Tami L. Comte

12. Consider/Approve a quote from Aqua-Aerobic Systems for diffuser socks and clamps for the Wastewater Treatment Plant; \*
13. Public Hearing to consider the vacation of a portion of 10<sup>th</sup> Street per the request of Butler County Health, legally described as follows:  
A PART OF TENTH STREET RIGHT OF WAY LOCATED IN MILES SIXTH ADDITION TO THE CITY OF DAVID CITY, BUTLER COUNTY, NEBRASKA, BEING DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF LOT 1, BLOCK 2, OF SAID MILES SIXTH ADDITION; THENCE EASTERLY ON THE EASTERLY EXTENSION OF THE NORTH LINE OF SAID BLOCK 2, A DISTANCE OF 80 FEET, MORE OR LESS, TO THE EAST RIGHT OF WAY LINE OF TENTH STREET AS PLATTED IN SAID MILES SIXTH ADDITION; THENCE SOUTHERLY ON SAID EAST RIGHT OF WAY LINE ALSO BEING THE WEST LINE OF VETTER SENIOR LIVING ADDITION AND THE WEST LINE OF BLOCK 1 OF SAID MILES SIXTH ADDITION, A DISTANCE OF 300 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF SAID BLOCK 1; THENCE CONTINUING SOUTHERLY ON SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 40 FEET, MORE OR LESS, TO THE POINT OF INTERSECTION WITH THE EASTERLY EXTENSION OF THE CENTERLINE OF VACATED OHIO STREET AS PLATTED IN SAID MILES SIXTH ADDITION; THENCE WESTERLY ON SAID CENTERLINE, A DISTANCE OF 80 FEET, MORE OR LESS, TO THE POINT OF INTERSECTION WITH THE WEST RIGHT OF WAY LINE OF TENTH STREET AS PLATTED IN SAID MILES SIXTH ADDITION, THENCE NORTHERLY ON SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 40 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF LOT 5 OF SAID BLOCK 2; THENCE NORTHERLY ON THE EAST LINE OF SAID BLOCK 2, A DISTANCE OF 300 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.
14. Consider Ordinance No. 1455 vacating a portion of 10<sup>th</sup> Street as requested by Butler County Health; \*
15. Consider/approve Resolution No. 39-2023 Waiving the penalty and disconnect notice requirement for October of 2023; \*
16. Consider/approve Resolution No. 40-2023 Authorization to condemn property and demolish structures due to inhabitability and risk to public health, safety and welfare; \*
17. Consider/approve the design of a David City Trail Master Plan presented by Schemmer; \*
18. Consider Ordinance No. 1456 establishing a curfew for all persons under 16 years of age; \*
19. Consider Ordinance No. 1457 prohibiting minors from vaping or using tobacco; \*
20. Consider/approve the quote from Applied Connective for additional screens in the Council Chambers; \*
21. Discussion concerning campground signage and pad numbering; \*
22. Appointment of Deb Dinkelman to the Park & Recreation committee; \*
23. Reappointment of Jim Vandenberg to the Planning Commission (March, 2023 – April, 2026); \*
24. Reappointment of Greg Aschoff to the Planning Commission (March, 2023 – April, 2026); \*
25. Closed session for personnel, contracts or pending litigation (as necessary); \*
26. Adjourn. \*