CITY COUNCIL PROCEEDINGS
October 14, 2026

The City Council of the City of David City, Nebraska, met in open public session at 7:00 p.m. in the meeting room of the City Office, 490 E Street, David City, Nebraska. The Public had been advised of the meeting by posting in four places (City Office, U.S. Post Office, Butler County Courthouse, and Hruska Public Library). 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.

Present for the meeting were: Mayor Jessica Miller, Council Members Keith Marvin, Rick Holland, Jim Angell, Kevin Woita, Bruce Meysenburg, Jeremy Abel, City Administrator Alan Zavodny, City Administrator Intern Raiko Martinez, Police Chief Marla Schnell, Account Clerk Elizabeth Parker, and City Clerk - Treasurer Lori Matchett. City Attorney Michael Sand and Ethan Joy of JEO Consulting Group attended via Zoom.

Also, present were: Doug Rix, Water Plant Operator Daniel Sobota, Fire Chief Mark Sloup, Deb Dinkelman, Beth Klosterman, Jerry Oborny, Mark Polacek, Matt Kalin of JEO Consulting Group, Marlene Hein, Building Inspector Gary Meister, Marty Roper, and Representatives of Nebraska Dairy: Tim Piper, Mark Peckham, Scott Hedrick, and Nathan Palensky.

The meeting opened with the Pledge of Allegiance.

Mayor Jessica Miller informed the public of the "Open Meetings Act" posted on the west wall of the meeting room and asked those present to silence their cell phones. Mayor Miller read the speaking guidelines for the City Council Meeting. She also reminded the public that if they speak tonight in front of the Council, they must state their name and address for the record.

Council considered approval of the minutes of September 23, 2026, City Council meeting.

Council Member Jim Angell made a motion to approve the minutes of September 23, 2026, meeting of the Mayor and City Council, as presented. Council Member Kevin Woita seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

Council considered approval of the claim submitted by D-Sign Shop.

Council Member Keith Marvin made a motion to approve the claim to D-Sign Shop. Council Member Rick Holland seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Abstain (With Conflict), Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea .Yea: 5, Nay: 0, Abstain (With Conflict): 1.

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D-Sign Shop

665 S. 4th
David City, NE 68632

Phone: 402-641-1008

E-mail: dsignshop@windstream.net

Statement

Statement #: 26-220
Date: September 17, 2026
Customer ID:

Bill To: City of David City
Att: Marla

Date	Type	Quantity	Cost	Amount	TAX	Balance
	Property of David					
9/17/2026	City Police Dept	100	$0.42	$42.00		$ 42.00
						$ -
				Sales Tax	$0.000	$ -
				$0.00		$ -
					Total	$ 42.00

Reminder: Please include the statement number on your check.
Terms: Balance due in 30 days.

3/6 21

Council considered approval of the claims presented for payment.

Council Member Rick Holland made a motion to approve the claims as presented. Council Member Jim Angell seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

Mayor Jessica Miller recognized Building Inspector Gary Meister for five years of service to the City of David City and presented him with a service award in appreciation for his dedication and contributions to the City.

Butler County Development Board: Council Member Keith Marvin reported that Jonathan Jank with Nebraska Public Power District (NPPD) discussed the availability of approximately $50,000 in grant funding for site development and economic development planning. The program would assist communities in identifying and marketing potential development planning. The program would assist communities in identifying and marketing potential development sites to businesses interested in locating and expanding in Nebraska. The City discussed the possibility of utilizing the program for future industrial or commercial development opportunities.

The Board also discussed ongoing childcare needs throughout Butler County. The Community for Kids initiative continues working to address childcare availability, and a new in-home daycare recently opened near Bellwood. Holy Family is working on the LEAF Project to incorporate nature-based play and outdoor classroom opportunities.
An update was provided regarding the new hotel development. Building Inspector Gary Meister reported that the contractor anticipated a Fire Marshal inspection around Thanksgiving, with a tentative opening date of December 1, 2026, depending upon completion of the remaining work and required inspections.

Park and Recreation Advisory Board: Council discussed the ongoing effort to develop a Request for Proposals (RFP) for a consultant to assist with updating the City's Park and Recreation Master Plan.

Council member Keith Marvin reported that he had contacted consulting firms and obtained examples of RFPs from other communities to assist in developing the City's specifications. The next Park and Recreation Advisory Board meeting was scheduled for October 21, 2026, at 9 a.m.

Tree Board: The next Tree Board meeting was scheduled for October 21, 2026, at 4:00 p.m.

Downtown Revitalization Committee: The next meeting is scheduled for October 21, 2026. The committee plans to discuss the Sack Lumber project.

Board of Zoning Adjustment: The next meeting is scheduled for October 27, 2026, at 5:30 p.m.

Council Member Kevin Woita made a motion to approve the Committee and Officer Reports. Council Member Jim Angell seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

Mayor Jessica Miller opened the public hearing at 7:09 p.m. to receive public comments regarding the application for the Class C Beer, Wine, and Spirits On- and Off-Sale Liquor License for Salt Mine City Brewing Company, located at 375 Nebraska Street, David City, Nebraska.

It was explained that the proposed business would occupy the former Amigos restaurant location and was anticipated to operate primarily as a taproom, with the possibility of utilizing food trucks for food service.

There being no public comments, Mayor Miller closed the public hearing at 7:10 p.m.

Council considered the Class C Beer, Wine, and Spirits On- and Off-Sale Liquor License application for Salt Mine Brewing Company, located at 375 Nebraska Street, David City, Nebraska.

Council Member Rick Holland made a motion to approve the Class C Liquor License for Salt Mine City Brewing Company at 375 Nebraska Street. Council Member Kevin Woita seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

Council considered Change Order No. 1 for Rutjens Construction, Inc., for the 2025 Water Treatment Backwash Force Main Project.

Ethan Joy with JEO Consulting Group reported that construction had been completed and that City staff and JEO representatives had conducted a final walkthrough. The project was determined to be substantially complete, with all work satisfactorily performed.

Ethan Joy with JEO Consulting Group explained that Change Order No. 1 represented a deduction of $8,688 from the contract amount. The reduction resulted from less concrete removal than originally anticipated and a reduced amount of sewer line removal. Ethan Joy reported that the project was completed under budget and recommended approval of the change order.

Council Member Keith Marvin made a motion to approve Change Order No. 1 to Rutjens Construction Inc., in the amount of $(8,688.00) for the 2025 Water Treatment Plant Backwash Forcemain. Council Member Jeremy Abel seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

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CHANGE ORDER NO.: 1

Owner:	**City of David City**	Owner's Project No.:	
Engineer:	**JEO Consulting Group, Inc.**	Engineer's Project No.:	**251298.00**
Contractor:	**Rutjens Construction Inc.**	Contractor's Project No.:	
Project:	**2025 Water Treatment Plant Backwash Forcemain**		
Contract Name:	**2025 Water Treatment Plant Backwash Forcemain**		
Date Issued:	**October 9th, 2026**	Effective Date of Change Order:	**October 14th, 2026**

The Contract is modified as follows upon execution of this Change Order:

Description:

This change order includes final unit price item closeouts.

Attachments:

1. Change Order Estimate - Unit Price Work

Change in Contract Price	**Change in Contract Times**
Original Contract Price: $ 265,158.00	Original Contract Times: Substantial Completion: October 31, 2026 Ready for final payment: November 30, 2026
Net change from previously approved Change Orders (N/A) $ 0.00	**Net change** from previously approved Change Orders (N/A): Substantial Completion: Ready for final payment:
Contract Price prior to this Change Order: $ 265,158.00	Contract Times prior to this Change Order: Substantial Completion: October 31, 2026 Ready for final payment: November 30, 2026
Net change for this Change Order: $ (8,688.00)	**Net change** for this Change Order: Substantial Completion: Ready for final payment:
Contract Price incorporating this Change Order: $ 256,470.00	Contract Times with all approved Change Orders: Substantial Completion: October 31, 2026 Ready for final payment: November 30, 2026

Recommended by Engineer (if required)	Authorized by Owner
By: Ethan Joy, P.E. (DocuSigned by: B68BCABF585D4C4...)	
Title: Project Manager	
Date: 10/13/2026	
Accepted by Contractor	**Approved by Funding Agency (if applicable)**
By:	N/A
Title: Vice President	
Date: 10/13/2026	

EJCDC® C 941, Change Order.
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Change Order Estimate - Unit Price Work

JEO Project Name:	**2025 Water Treatment Plant Backwash Forcemain**	JEO Project Number:	**251298.00**
Owner:	**City of David City**	Change Order Number:	**1**
Contractor:	**Rutjens Construction Inc.**	Effective Date:	**October 14th, 2026**

Item		Change Order Information			
Bid Item No.	Description	Item Quantity	Units	Unit Price	Total Value of Item ($)
7	Remove Pavement	-83	SY	$15.00	($1,245.00)
8	6" Concrete Pavement	-83	SY	$96.00	($7,968.00)
8	Remove Existing Sanitary Sewer	-40	LF	$18.00	($720.00)
				Total:	**($8,688.00)**

Council considered Pay Application No. 1 (Final) for Rutjens Construction, Inc., in the amount of $256,470 for the 2025 Water Treatment Plant Backwash Force Main Project.

Ethan Joy of JEO Consulting Group explained that the final payment reflects the deduction approved under Change Order No. 1 and establishes the beginning of the project's one-year warranty period. Ethan Joy recommended approval of the final payment.

Council discussed the funding source and confirmed that the payment would be made from the City's Water Sales Tax Fund, as the improvements are part of the Water Treatment Plant Project.

Council Member Bruce Meysenburg made a motion to Approve Pay Application No. 1 (Final) to Rutjens Construction Inc., in the amount of $256,470.00 for the 2025 Water Treatment Plant Backwash Forcemain. Council Member Jeremy Abel seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

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Contractor's Application for Payment

Owner:	City of David City	**Owner's Project No.:**	
Engineer:	JEO Consulting Group, Inc.	**Engineer's Project No.:**	251298.00
Contractor:	Rutjens Construction Inc.	**Contractor's Project No.:**	
Project:	2025 Water Treatment Plant Backwash Forcemain		
Contract:	2025 Water Treatment Plant Backwash Forcemain		
Application No.:		**Application Date:**	
Application Period:	**From**	**to**	

1. Original Contract Price		$ 265,158.00
2. Net change by Change Orders		$ (8,688.00)
3. Current Contract Price (Line 1 + Line 2)		$ 256,470.00
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)		$ 256,470.00
5. Retainage		
a. ____ X $ 256,470.00 Work Completed =	$ -	
b. ____ X $ - Stored Materials =	$ -	
c. Total Retainage (Line 5.a + Line 5.b)		$ -
6. Amount eligible to date (Line 4 - Line 5.c)		$ 256,470.00
7. Less previous payments (Line 6 from prior application)		
8. Amount due this application		$ 256,470.00
9. Balance to finish, including retainage (Line 3 - Line 4 + Line 5.c)		$ -

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:
(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;
(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interest, or encumbrances); and
(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor: Rutjens Construction Inc.

Signature: _____ **Date:** 10/13/2026

Recommended by Engineer		**Approved by Owner**	
By:	Ethan Joy, P.E.	**By:**	
	B659CABF585D4C4...		
Title:	Project Manager	**Title:**	
Date:	10/13/2026	**Date:**	
Approved by Funding Agency			
By:	N/A	**By:**	N/A
Title:		**Title:**	
Date:		**Date:**	

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Progress Estimate - Unit Price Work | **Contractor's Application for Payment**

Owner:	City of David City	**Owner's Project No.:**	
Engineer:	JEO Consulting Group, Inc.	**Engineer's Project No.:**	251298.00
Contractor:	Rutjens Construction Inc.	**Contractor's Project No.:**	
Project:	2025 Water Treatment Plant Backwash Forcemain		
Contract:	2025 Water Treatment Plant Backwash Forcemain		

Application No.: 1 **Application Period:** From August 1st, 2026 to October 1st, 2026 **Application Date:** October 1st 2026

A	B	C	D	E	F	G	H	I	J	K	L
		Contract Information				Work Completed					
Bid Item No.	Description	Item Quantity	Units	Unit Price ($)	Value of Bid Item (C X E) ($)	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) ($)	Materials Currently Stored (not in G) ($)	Work Completed and Materials Stored to Date (H + I) ($)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) ($)
	Original Contract										
1	Mobilization	1.00	LS	15,000.00	15,000.00	1.00	15,000.00		15,000.00	100%	-
2	Bonding and Insurance	1.00	LS	1,500.00	1,500.00	1.00	1,500.00		1,500.00	100%	-
3	8" PVC Force Main, SDR 26, RJ, Directionally Bored	2,601.00	LF	67.00	174,267.00	2,601.00	174,267.00		174,267.00	100%	-
4	8" PVC Force Main, SDR 26	153.00	LF	45.00	6,885.00	153.00	6,885.00		6,885.00	100%	-
5	8" 90° Bend, MJ	3.00	EA	711.00	2,133.00	3.00	2,133.00		2,133.00	100%	-
6	8" 45° Bend, MJ	4.00	EA	721.00	2,884.00	4.00	2,884.00		2,884.00	100%	-
7	Remove Pavement	153.00	SY	15.00	2,295.00	153.00	2,295.00		2,295.00	100%	-
8	6" Concrete Pavement	153.00	SY	96.00	14,688.00	153.00	14,688.00		14,688.00	100%	-
9	Remove Gravel Aggregate	165.00	SY	3.00	495.00	165.00	495.00		495.00	100%	-
10	Gravel Aggregate	165.00	SY	10.00	1,650.00	165.00	1,650.00		1,650.00	100%	-
11	Geosynthetic Clay Liner	60.00	LF	55.00	3,300.00	60.00	3,300.00		3,300.00	100%	-
12	Connect to Existing Manhole	1.00	EA	1,500.00	1,500.00	1.00	1,500.00		1,500.00	100%	-
13	Remove Existing Sanitary Sewer	60.00	LF	18.00	1,080.00	60.00	1,080.00		1,080.00	100%	-
14	Backwash Manhole Improvements	1.00	LS	37,481.00	37,481.00	1.00	37,481.00		37,481.00	100%	-
	Original Contract Totals				**$ 265,158.00**		**$ 265,158.00**	**$ -**	**$ 265,158.00**	**100%**	**$ -**
	Change Orders										
1	Change Order No. 1	(8,688.00)	LS	1.00	(8,688.00)	(8,688.00)	(8,688.00)		(8,688.00)	100%	-
					-		-		-		-
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	Change Order Totals				**$ (8,688.00)**		**$ (8,688.00)**	**$ -**	**$ (8,688.00)**	**100%**	**$ -**
	Original Contract and Change Orders										
	Project Totals				**$ 256,470.00**		**$ 256,470.00**	**$ -**	**$ 256,470.00**	**100%**	**$ -**

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Stored Materials Summary — **Contractor's Application for Payment**

Owner:	City of David City	**Owner's Project No.:**	
Engineer:	JEO Consulting Group, Inc.	**Engineer's Project No.:**	251298.00
Contractor:	Rutjens Construction Inc.	**Contractor's Project No.:**	
Project:	2025 Water Treatment Plant Backwash Forcemain		
Contract:	2025 Water Treatment Plant Backwash Forcemain		

Application No.: _____ **Application Period:** From _____ to _____ **Application Date:** _____

A	B	C	D	E	F	G	H	I	J	K	L	M
						Materials Stored			Incorporated in Work			
Item No. (Lump Sum Tab) or Bid Item No. (Unit Price Tab)	Supplier Invoice No.	Submittal No. (with Specification Section No.)	Description of Materials or Equipment Stored	Storage Location	Application No. When Materials Placed in Storage	Previous Amount Stored ($)	Amount Stored this Period ($)	Amount Stored to Date (G + H) ($)	Amount Previously Incorporated in the Work ($)	Amount Incorporated in the Work this Period ($)	Total Amount Incorporated in the Work (J + K) ($)	Materials Remaining in Storage (I - L) ($)
								-			-	-
								-			-	-
								-			-	-
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					Totals	$ -	$ -	$ -	$ -	$ -	$ -	$ -

Council discussed and considered quotes and options for the installation of a water meter and backflow assembly for the David City Rural Fire District No. 9 service line.

Fire Chief Mark Sloup of the David City Rural Fire District No. 9 addressed the Council and explained that, following discussion at the Fire District's recent board meeting, the District would like to proceed with the installation of the required four-inch water meter and backflow assembly serving the domestic water system within the Fire Hall.

The Fire District requested that the proposed six-inch service improvements be postponed to allow additional time to evaluate the necessary piping, equipment placement, available space, and potential modifications to electrical switches and other building components. The District also wishes to consider future fire sprinkler system requirements and ensure that any improvements comply with applicable building and accessibility requirements.

Council discussed the importance of installing the required backflow prevention equipment to protect the City's water system and maintain compliance with applicable regulations and certification requirements.

The proposed equipment for the four-inch service includes a four-inch Neptune Mach 10 water meter and a four-inch Watts backflow preventer. The quote from Midwest Municipal Supply, Inc., totaled $9,192.21 for the meter and backflow assembly. Additional fittings and materials may be necessary to complete the installation. It was noted that the City's Water Department would perform the installation using City personnel.

The Fire District expressed appreciation for the City's willingness to assist with the cost of the required improvements and indicated that it would continue evaluating the six-inch service before returning to Council with any future recommendations.

Council Member Keith Marvin made a motion to approve the quote from Midwest Municipal Supply, Inc., in the amount of $9,192.21 for the four-inch water meter and backflow assembly for The David City Rural Fire District No. 9. Council Member Rick Holland seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

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Municipal Supply, Inc.
Municipal, Contractors & Industrial Supplies
21644 William Circle
Gretna, NE 68028
402-408-0500
1-844-417-7370
FAX 402-408-0499

QUOTATION

Quoted to: David City Utilities
614 N. 5th
Fax: David City, NE 68632
Attention: Daniel Sobota

Date: 9-17-2026
Job Name: 4" R900I + 4" RPZ Backflow
Location: David City, NE
F.O.B. Prepaid + Charge

	QUANTITY	DESCRIPTION	UNIT PRICE	EXTENSION
stock 2	1	4X20 MACH10 R900IGAL 4"x20" MACH 10 R900I GAL	$5,028.00	$5,028.00
1	1	F111604 4" watts 957-QRS-FS RPZ Backflow Preventer	$4,164.21	$4,164.21
		Please let us know if we can be of further assistance.		
			Thanks,	
			Todd Spello	
			402-430-4989	

AUTHORIZED BY: _____

Council discussed and considered Change Order No. 1 to Watts Electric Company for the 2026 Electrical Distribution Improvements Project.

Matt Kalin with JEO Consulting Group presented the proposed change order and explained that it included additional materials and improvements identified during the project. In coordination with the City's Electric Department, it was determined that the contractor could provide approximately 400 linear feet of three-inch high density polyethylene (HDPE) conduit rather than requiring the City to purchase materials that are not commonly used by the Department.

Matt Kalin also explained that additional electrical improvements were needed in the alley behind the Hruska Public Library. The existing primary sectionalizing cabinet, which had been constructed in-house several years ago, presents operational and safety concerns. The proposed improvements include replacing the existing equipment with a new pad-mounted switchgear cabinet and relocating the three-phase underground riser from the south side to the north side of the alley.

The improvements will provide a safer method of disconnecting electrical service to the library, Butler County Detention Center, and Courthouse without requiring employees to disconnect energized electrical elbows. Matt Kalin explained that the Electric Department has been working towards improving employee safety by eliminating these types of operations whenever possible.

Council discussed the proposed location of the replacement equipment and available clearance within the alley. Matt Kalin confirmed that the new equipment would replace the existing installation on the north side of the alley and that the required clearances had been verified. The contractor would perform the necessary saw cutting, with the City responsible for replacing the concrete when appropriate.

Council also discussed the importance of identifying and correcting older electrical installations that may not meet current operational and safety standards as the City's distribution system improvements continue. Matt Kalin recommended approval of Change Order No. 1 in the amount of $24,081.12.

Council Member Kevin Woita made a motion to approve Change Order No. 1 to Watts Electric Company in the amount of $24,081.12 for the "2026 Electrical Distribution Improvements" Project. Council Member Keith Marvin seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

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CHANGE ORDER NO.: 1

Owner:	**City of David City**	Owner's Project No.:	
Engineer:	**JEO Consulting Group, Inc.**	Engineer's Project No.:	**260990.00**
Contractor:	**Watts Electric Compnay**	Contractor's Project No.:	CITDAV
Project:	**2026 Electrical Distribution Improvement**		
Contract Name:	**2026 Electrical Distribution Improvement**		
Date Issued:	**10/13/2026**	Effective Date of Change Order:	**10/13/2026**

The Contract is modified as follows upon execution of this Change Order:

Description:

1. **Contractor to furnish 3" HDPE.**
2. **Replace terminal cabinet with new pad-mount switchgear and ancillary equipment.**

Attachments:

Watts Electric Company change order pricing - October 2026

Change in Contract Price	**Change in Contract Times**
Original Contract Price: $ 427,312.14	Original Contract Times: Substantial Completion: ____ Ready for final payment: ____
Net change from previously approved Change Orders No. – to No. –: $ 0.00	**Net change** from previously approved Change Orders – to No. –: Substantial Completion: ____ Ready for final payment: ____
Contract Price prior to this Change Order: $	Contract Times prior to this Change Order: Substantial Completion: ____ Ready for final payment: ____
Net change for this Change Order: $ 24,081.12	**Net change** for this Change Order: Substantial Completion: ____ Ready for final payment: ____
Contract Price incorporating this Change Order: $ 451,393.26	Contract Times with all approved Change Orders: Substantial Completion: ____ Ready for final payment: ____

Recommended by Engineer (if required)	Authorized by Owner
By: Matt E. Kobza	Jessica Miller
Title: Electrical Senior Project Manager	Mayor
Date: October 14, 2026	10-14-26
Accepted by Contractor	**Approved by Funding Agency (if applicable)**
By: Tim Pulka	
Title: Project Director	
Date: 10/13/2026	

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Change Order Estimate - Unit Price Work

JEO Project Name:	**2026 Electrical Distribution Improvement**	JEO Project Number:	**260990.00**
Owner:	**City of David City**	Change Order Number:	**1**
Contractor:	**Watts Electric Compnay**	Effective Date:	**October 13, 2026**

Item		Change Order Information			
Bid Item No.	Description	Item Quantity	Units	Unit Price	Total Value of Item ($)
GROUP B - 16	(X) 3Ø/3W UG PRIMARY	-1	EA	$1,000.00	($1,000.00)
GROUP C - 10	15KV CABLE TERMINATION WITH TWO HOLE SPADE, 1/0 AL	9	EA	$186.75	$1,680.75
GROUP C - 12	PAD MOUNT SWITCHGEAR GROUND ASSEMBLY	1	EA	$622.50	$622.50
GROUP C - 13	PMH-9 WITH BASEMENT	1	EA	$4,042.50	$4,042.50
GROUP C - 17	1/0 AL UG, 15 kV FN	252	FT	$7.44	$1,874.88
GROUP C - 19	2" LONG RADIUS SWEEP/ELBOW	6	EA	$100.05	$600.30
GROUP C - 27	2" HDPE, SDR 13.5	99	FT	$1.21	$119.79
100	FURNISH 3" HDPE, SDR 13.5, RED/RED	2400	LF	$2.99	$7,176.00
101	SAW CUT AND REMOVE CONCRETE	150	SF	$17.75	$2,662.50
102	INSTALL CONCRETE (OWNER TO FURNISH CONCRETE)	150	SF	$21.30	$3,195.00
103	TRENCH AND BACKFILL	22	FT	$20.75	$456.50
104	(R) DOUBLE ENCLOSURE	1	EA	$2,650.40	$2,650.40
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
				Total:	**$24,081.12**

WATTSELECTRIC COMPANY

JEO Consulting Group - Mr. Matt Kalin
City of David City Distribution System Improvments
Watts Project: CITDAV

Change Order Pricing - October 2026

Description	Qty.	UOM	Unit Price	Total Amount
Locate, purchase, & provide 3" HDPE, 13.5, red/red	2,400.00	LF	$2.99	$7,176.00
Remove Concrete (SF)	150.00	SqFt	$17.75	$2,662.50
Install Concrete (SF)	150.00	SqFt	$21.30	$3,195.00
Trenching (LF)	22.00	LF	$20.75	$456.50
Retire "Double Enclosure" (LS)	1.00	LS	$2,650.40	$2,650.40
Total Amount:				**$ 16,140.40**

Notes

* HDPE conduit is subject to 12 to 14 day lead-time from order placement.
* 2,400 lineal feet to be supplied (3 ea. reel x 800')
* No bollard work in Watts'scope.
* Survey & Staking to be provided by "Others".

Quote valid 30 days.

Garett James
Watts Electric Company
531.500.0729 Direct

Council discussed and considered Ordinance No. 1545, amending the David City Municipal Code relating to the membership and terms of the Park and Recreation Advisory Board, updating position titles, successor positions, and powers of the Board.

City Attorney Michael Sands explained that the proposed ordinance incorporated the revisions previously discussed by the City Council and Recreation Director William Reiter. The ordinance clarifies the separate positions and responsibilities of the Recreation Director and Park Superintendent and establishes a six-member Advisory Board consisting of the Recreation Director, Park Superintendent, two City Council Members, and two resident members.

The ordinance also addresses annual appropriations for park and recreation purposes and clarifies that the Board serves strictly in an advisory capacity rather than as a Park and Recreation Commission under Nebraska Law. The Board may oversee and review park and recreation matters and make recommendations to the City Council; however, final approval and authority remain with the City Council.

Council discussed the terminology used to identify the Recreation Director and Park Superintendent and clarified that the ordinance does not create an additional employee position but identifies the existing City personnel serving in those capacities.

It was noted that the City Attorney's office and Recreation Director William Reiter had reviewed the proposed revisions and were in agreement with the language presented.

Council Member Bruce Meysenburg introduced Ordinance No. 1545 amending the David City Municipal Code relating to membership and terms of the Park and Recreation Advisory Board, updating position titles, successor positions, and powers of the same. Mayor Jessica Miller read Ordinance No. 1545 by title.

Council Member Keith Marvin made a motion to suspend the statutory rule requiring that an Ordinance be read on three separate days. Council Member Kevin Woita seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

Council Member Bruce Meysenburg made a motion to approve Ordinance No. 1545 amending the David City Municipal Code relating to membership and terms of the Park and Recreation Advisory Board, updating position titles, successor positions, and powers of the same. Council Member Jim Angell seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

ORDINANCE NO. 1545

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA, AMENDING THE DAVID CITY MUNICIPAL CODE RELATING TO MEMBERSHIP AND TERMS OF THE PARKS AND RECREATION ADVISORY BOARD; UPDATING POSITION TITLES, SUCCESSOR POSITIONS, AND POWERS OF THE SAME; REPEALING CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of David City, Nebraska, a municipal corporation and city of the second class ("**City**") owns certain parks and other recreational facilities within the City (collectively, the "**Facilities**"); and

WHEREAS, section 2-202 of the City's Municipal Code (the "**Code**") establishes the City's Parks and Recreation Advisory Board ("**Board**") that, among other things, advises the City Council regarding decisions relating to the maintenance and operation of the Facilities; and

WHEREAS, the City finds it to be in the best interest of the City, its residents, and the Board to revise the Code as provided herein.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA, as follows:

(1) Amendment to Section 1-521. The City hereby amends section 1-521 of the Code by repealing it in its entirety and replacing it with the following:

SECTION 1-521: PARK SUPERINTENDENT

A. There is hereby established a David City Park Superintendent ("**Park Superintendent**"). The Park Superintendent shall be a City employee and resident of David City, Nebraska, that is responsible for the management, care and supervision of the David City Auditorium, the David City Park, and the David City Aquatic Center and such other areas and facilities relating to the City's parks that the City Council may delegate to the Park Superintendent.

B. The Park Superintendent shall carry out his or her duties within City Council policy and the City's Municipal Code. He or she shall inform the City Council of anything regarding his or her operations that the City Council should address and shall submit weekly reports to the City Treasurer concerning his or her budgets and activities. He or she shall provide all funds he or she receives to the City Treasurer on a weekly basis, together with a complete accounting thereof.

C. The Mayor, with the approval of a majority of the City Council, shall appoint the Park Superintendent. The City Council by ordinance shall set salary and pay scale of the position. The Mayor, with the approval of a majority of the City Council, may remove any person from the position at any time.

(2) New Section 1-522. The City hereby amends the Code by adding the following as a new Section 1-522:

SECTION 1-522: RECREATION DIRECTOR

A. There is hereby established a David City Recreation Director ("**Recreation Director**"). The Recreation Director shall be a City employee and resident of David City, Nebraska, that is responsible for the management, care and supervision of the Tom Kobus Memorial Campground, the David City Ballfield, the David City Soccer Field, and such other areas and facilities relating to the City's recreation programs that the City Council may delegate to the Recreation Director.

B. The Recreation Director shall carry out his or her duties within City Council policy and Chapter 2, Article 2 of the Code. He or she shall inform the City Council of anything regarding his or her operations that the City Council should address and shall submit weekly reports to the City Treasurer concerning his or her budgets and activities. He or she shall provide all funds he or she receives to the City Treasurer on a weekly basis, together with a complete accounting thereof.

C. The Mayor, with the approval of a majority of the City Council, shall appoint the Recreation Director. The City Council by ordinance shall set salary and pay scale of the position. The Mayor, with the approval of a majority of the City Council, may remove any person from the position at any time.

(3) Amendment to Section 2-202. The City hereby amends section 2-202 of the Code by repealing it in its entirety and replacing it with the following:

SECTION 2-202: MEMBERS; TERMS.

A. Board. There is hereby established a David City Parks and Recreation Advisory Board. The Board is advisory only and shall not constitute a "Park Board of Commissioners" as section 17-952 of the Nebraska Revised Statutes describes.

B. Membership. The Board shall consist of at least six (6) members. The Board shall initially include six (6) appointed members: the Park Superintendent as section 1-521 defines, the Recreation Director as section 1-522 defines, two (2) David City, City Council members, and two (2) David City residents that are not City Council members. The Board members shall have an interest in park and recreational activities in the City of David City, Nebraska.

C. Appointment. The Mayor, with the approval of a majority of the City Council, shall appoint the two (2) David City, City Council members, and the two (2) David City residents to

serve on the Board. The Mayor, with the approval of a majority of the City Council, shall appoint persons to fill any Board vacancies. The appointee shall serve the remainder of the then existing term of the vacated position. If at any time there is not a current Park Superintendent or Recreation Director, the Mayor, with the approval of a majority of the City Council, may appoint an employee, or employees, as applicable, of the David City Parks and Recreation Department to serve on the Board until there is a Park Superintendent or Recreation Director, as applicable.

D. Terms. The Recreation Director and Park Superintendent shall be permanent members of the Board. The two (2) David City, City Council members shall each serve one (1) year terms. The two (2) David City residents shall serve staggered three-(3) year terms. Upon adoption of this ordinance, the Mayor shall designate one (1) David City resident to serve an initial term of two (2) years and one (1) David City resident to serve an initial term of three (3) years. Thereafter, all appointments of David City residents shall be for three (3) year terms. The Mayor may re-appoint all non-permanent Board members to successive terms on the Board without limitation. All Board members shall serve without pay. All Board members filling a vacancy shall serve the remainder of the term of the vacant position.

(4) Amendment to Section 2-203. The City hereby amends section 2-203 of the Code by repealing it in its entirety and replacing it with the following:

SECTION 2-203: OFFICERS; MEETINGS; MINUTES.

A. Officers. At the first regular meeting following appointment of members, and annually thereafter, the Parks and Recreation Advisory Board shall elect from among its voting membership:

i. One (1) Chairperson; and
ii. One (1) Vice Chairperson.

Officers shall serve for a term of one (1) year. The Board may re-elect either officer without limitation.

B. Chairperson Duties. The Chairperson shall:

i. Preside at meetings of the Board;
ii. Coordinate preparation and approval of meeting agendas;
iii. Receive requests for agenda items from Board members, staff, and City Council;
iv. Call regular meetings of the Board in accordance with the Nebraska Open Meetings Act;
v. Call special meetings as applicable law or City policy allows, and provide notice thereof in accordance with the Nebraska Open Meetings Act; and
vi. Perform such additional duties as the Board vests in the position as may be necessary, in accordance with Nebraska law.

C. Vice Chairperson Duties. The Vice Chairperson shall be responsible for maintaining, preparing, and organizing agendas for all meetings and all correspondence from the Board, and shall assist the Chairperson in performing his or her activities upon request of the Chairperson. In the absence, vacancy, recusal, incapacity, or inability of the Chairperson to act, the Vice Chairperson shall also exercise all duties and authority assigned to the Chairperson until such time as the Chairperson returns or a successor is selected.

D. City Clerk. The City Clerk and the Deputy City Clerk shall provide administrative assistance to the Board and the Vice Chairperson. This shall include meeting coordination and

preparation of supporting materials. The City Clerk shall also act as the de facto treasurer of the Board and shall be responsible for maintaining and managing all financial matters of the Board.

E. Meetings. The Chairperson shall call for regular meetings of the Board no less than quarterly. The Chairperson shall maintain and publish a schedule of regular meetings in accordance with the Nebraska Open Meetings Act. The Chairperson may call a special meeting of the Board whenever, in his or her opinion, it is necessary, or, at the request of at least three (3) members of the Board, including the Chairperson. A majority of the members of the Board shall constitute quorum. If a quorum is not present, the Board shall adjourn the meeting.

F. Minutes. The City Clerk shall prepare, organize, and manage all minutes of all regular and special meetings of the Board and shall maintain the same in the City Clerk's office. The minutes shall contain, at minimum, the date, time, and place of the meeting, the members present, a general description of the matters the Board proposes, discusses, and decides, and a record of all votes taken.

(5) Amendment to Section 2-204. The City hereby amends section 2-204 of the Code by repealing it in its entirety and replacing it with the following:

SECTION 2-204: DUTIES OF THE PARKS AND RECREATION ADVISORY BOARD.

A. General Advisory Function. The Parks and Recreation Advisory Board shall serve as the official advisory board to the Mayor and City Council concerning parks, recreation, trails, recreation facilities, recreational programming, recreational and cultural expenditures, and long-term recreational planning. The Board may provide recommendations to the City Council on the foregoing activities, and the City's annual budget it adopts pursuant to section 1-618.

A majority of the Board shall approve all recommendations to the City Council. The Chairperson of the Board shall transmit the unaltered recommendation to the City Council.

B. Planning and Policy Responsibilities. Duties of the Parks and Recreation Advisory Board shall include reviewing and recommending to the Mayor and City Council long-term plans and policies relating to parks, trails, recreation facilities, and recreational services. This includes incorporating park and trail planning into the City's Comprehensive Plan, recommending annual goals, priorities, and work programs for parks and recreation operations, conducting public engagement, and receiving and communicating public input regarding recreation services to the Mayor and City Council.

C. Capital Improvements and Operational Review. The Parks and Recreation Advisory Board shall review and provide recommendations concerning capital improvements involving parks and recreation facilities, recreational programming and major operational initiatives. This includes without limitation naming, renaming, causing substantial modification to or disposition of park property, and recreation and trail connectivity planning.

D. Annual Budget Review. Prior to the City adopting the annual municipal budget pursuant to section 1-618, the Parks and Recreation Advisory Board shall review proposed parks, recreational and cultural expenditures the City anticipates funding. The City Clerk shall transmit proposed expenditures and the draft annual budget subject to this subsection to the Board not less than thirty (30) days prior to the scheduled budget adoption.

The City Council shall endeavor to appropriate approximately three hundred thousand dollars ($300,000) of the total anticipated expenditures of local option sales tax revenues per calendar year in furtherance of parks, recreational and cultural projects. The City Council may appropriate more or less in its sole and absolute discretion. Nothing herein obligates the City

Council to expend, designate or allocate any amount of funding, or any funding at all, to the Board. The foregoing allocation amount is solely aspirational.

Nothing herein grants the Board, the Mayor, or the City Council the authority to appropriate funds in violation of Nebraska Revised Statues sections 77-27,142(2) and (3) or section 1-609. Failure of the Board to submit recommendations prior to budget adoption shall not prohibit action by the Mayor and City Council.

E. Expenditure Notice. The City Council shall provide the Parks and Recreation Board with written notice of all contemplated City Council actions to approve expenditures that (i) relate to parks or recreation, (ii) are in excess of $30,000 of local option sales tax revenue, and (iii) are in excess of the City's allocation of funds to the Parks and Recreation Board in the annual municipal budget pursuant to section 1-618. The City Council shall provide said notice to the Recreation Director, Park Superintendent, and Chairperson of the Board no less than 48 hours before the City Council meeting where the City Council will consider such expenditure. This section shall not apply to any emergency expenditures of the City Council.

F. Annual Sales Tax Accountability Report. The City Council shall provide the Parks and Recreation Advisory Board with an annual report of local option sales tax revenues, expenditures relating to recreation and cultural projects, and planned future allocations.

G. Development and Subdivision Coordination. The Parks and Recreation Advisory Board may review all subdivision and replat proposals and applications before the City Council and provide recommendations relating to impacts on public improvements, parks, recreation facilities, planned trail corridors, or public recreational access. Nothing in this section 2-204(G) shall make the recommendation of the Board a condition to approval of any subdivision or replat application.

H. Preservation of Authority. Nothing herein grants the Parks and Recreation Advisory Board the authority to appropriate funds, execute contracts, approve expenditures, hire employees, or otherwise exercise any power that the Mayor or City Council possesses. The Board's sole role is advisory to the Mayor and City Council.

(6) No Other Amendment. Except as expressly provided herein, this Ordinance shall not modify or amend any provision of the Code.

(7) Conflicting Ordinances. The City hereby repeals all ordinances passed and approved prior to the passage, approval, and publication of this Ordinance to the extent of the conflict therewith.

(8) Effective Date. This Ordinance shall be in full force and effect from and after passage, approval and publication in pamphlet form.

Passed and approved this 14th day of October, 2026.

Jessica Miller, Mayor

ATTEST

Lori Matchett, City Clerk

Council discussed and considered Resolution No. 17-2026, changing the regularly scheduled City Council meeting dates in November and December 2026.

Mayor Jessica Miller explained that the regularly scheduled November 11, 2026, City Council meeting falls on Veterans Day, a recognized holiday. The proposed resolution would reschedule that meeting to Thursday, November 12, 2026.

Council also discussed the previously approved cancellation of the November 25, 2026, and December 23, 2026, City Council meetings due to the proximity to the Thanksgiving and Christmas holidays.

Council Member Kevin Woita made a motion to approve Resolution No. 17-2026 changing the November 11, 2026 Council meeting to November 12, 2026 and cancelling the November 25, 2026, and December 23, 2026 Council Meetings. Council Member Rick Holland seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

RESOLUTION NO.18 - 2026

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA, AMENDING ITS POLICY TO CHARGE SERVICE FEES ON ELECTRONIC PAYMENTS; REPEALING ALL CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 77-1702 of the Nebraska Revised Statutes and Sections 1-605(A), (C), and (G) of the David City Municipal Code (the "**Code**") authorize the City of David City, Nebraska, a municipal corporation and city of the second class ("**City**") to accept payments via, among other mediums, debit cards, charge cards, credit cards, and via electronic funds transfer; and

WHEREAS, Section 13-609(6) of the Nebraska Revised Statutes and Section 1-605(F) of the Code allows City to charge customers a fee to offset administrative fees the payment processing vendor charges City; and

WHEREAS, on March 25, 2026, City passed Resolution No. 3-2026, thereby implementing a policy to charge a fee on all credit card payments made to David City Utilities equal to the fee the credit card company charges City; and

WHEREAS, City desires to revise this policy to allow City to charge a service fee on all payments made to City, including David City Utilities, via debit card, credit card, or via electronic funds transfer, up to the amount the payment processing vendor charges City; and

WHEREAS, City finds it in the best interest of City and its residents to adopt this policy.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA, as follows:

1. Service Fee. City hereby imposes a service fee upon all payments made to the City of David City, Nebraska, and David City Utilities via debit card, credit card, or electronic funds transfer, as Section 13-609(7)(b) of the Nebraska Revised Statutes so defines the term. The service fee shall equal the fee the payment card company charges City. The fee shall be payable by the customer making the payment and shall be due at the time of the payment.

2. Conflicting Resolutions. City repeals all other resolutions and portions of resolutions passed and approved prior to the passage, approval, and publication of this Resolution and in conflict herewith to the extent of the conflict thereof, including without limitation Resolution No. 3-2026.

3. Further Action. City authorizes the Mayor and City Clerk to take such other action and execute such other documents as may be reasonably necessary to effectuate the purposes herein.

4. Effective Date. This Resolution takes immediate effect upon approval.

PASSED AND APPROVED THIS 14th day October, 2026.

_____
Jessica Miller, Mayor

ATTEST:

_____
Lori Matchett, City Clerk

Council discussed and considered sealed bids for the Downtown Permanent LED Lighting Project.

Mayor Jessica Miller reported that although several contractors had expressed interest in the project, the City received one sealed bid from T3 Lights, LLC in the estimated amount of $258,516 for the installation of permanent commercial-grade LED Lighting throughout the downtown area.

The proposal included a phased installation schedule, with the initial phases anticipated to begin in October or November 2026. The first phase would include the Butler County Courthouse and the downtown block near Ace Hardware. Additional phases would extend lighting to other downtown businesses and buildings, including the Thorpe Opera House, with remaining portions of the project anticipated to be completed prior to fall 2027.

The proposed lighting system would utilize low-profile tract lighting designed to protect electrical components and wiring from weather exposure and deterioration. The system would provide programmable, year-round lighting for holidays, community celebrations, and other special events. The proposal included warranty coverage and contractor-provided maintenance services.

Council discussed the condition of the existing downtown holiday lighting, noting that the current system has deteriorated and requires ongoing maintenance and replacement. The proposed permanent lighting system would provide a more reliable, long-term solution with enhancing the appearance of downtown David City.

Council also discussed the importance of obtaining the necessary easements and permissions from downtown property owners before installation. City Administrator Intern Raiko Martinez would assist with coordinating property-owner approvals and determining appropriate locations for control equipment. Council emphasized the importance of maintaining continuity in the lighting throughout the downtown area.

Funding for the project was discussed, and it was noted that the improvements would qualify under the Downtown Revitalization portion of the City's voter-approved sales tax. Council discussed the availability of funding while continuing to met existing debt obligations associated with previous downtown improvements.

Public comments were received regarding the proposed project and the use of sales tax funds.

- Nathan Palensky, questions whether the available funds could be used for other community improvements. Council explained the designation purpose of the sales tax and discussed funding commitments for downtown revitalization and park and recreation improvements.

- Deb Dinkelman, expressed concerns regarding funding available for future park and recreation projects. Council explained that previously discussed park and recreation funding commitments remained in place.

- Beth Klosterman, spoke in support of the project, emphasizing the potential benefits of permanent downtown lighting for community beautification, tourism, local businesses, and the City's overall image.

Council discussed whether to proceed with only the initial phase or approve the entire project. Following discussion, Council expressed support for proceeding with the full project, subject to obtaining the necessary easements and coordinating installation and payments as work is completed. Council also discussed the possibility of purchasing materials in advance to avoid potential future price increases. Council

Member Keith Marvin made a motion to accept the bid from T3 Lights, LLC in the estimated amount of $258,516 for the Downtown Permanent LED Lighting Project, proceeding with the proposed phased installation schedule, contingent upon obtaining the necessary easements and property-owner permissions, with payments to be on a per-block basis as work is completed and allowing for advance material purchases as necessary to secure pricing. Council Member Bruce Meysenburg seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

Trimlight

Installed By T3 Lights LLC

TRIMLIGHT
AUTHORIZED EXCLUSIVE DEALER

David City Project Proposal



About T3 Lights-

In January 2017, the Thiem triplets were born. As a school teacher and wrestling coach, taking master's classes in the summer was no longer a viable option—daycare and diapers aren't cheap! Growing up as the son of a contractor, I returned to what I knew best: construction and concrete work. As T3 Construction (specializing in residential concrete, stamped concrete, and concrete curbing) grew, I saw an opportunity to run a full-time business. However, I had one problem to solve: how to keep my team busy year-round.

That challenge led to the birth of T3 Lights in 2021. The first year, I installed lights on my own house. The second year, my wife and I attended a training program in Dallas/Fort Worth, Texas, and ended up servicing 8 homes and businesses. By 2024, our client base expanded to 52 residential and commercial properties, and by 2026, we reached 82 properties. Yet, we faced another challenge: permanent, year-round lighting was becoming a popular offering among Christmas light companies, and I didn't yet have a solution for it.

After several months of research and inquiries, T3 Lights selected Trimlight over other brands due to its product quality, warranty, and user-friendly control app. Several installations and many happy customers later, Trimlight has proven to be the perfect fit. David City is now home to me. I have lived in David City and rural David City for 15 years and longer than anywhere else in my life. It would mean the world to me to bring joy to this community in the highest tier of year round or permanent lighting there is to offer.

Reasons to Choose Trimlight Installed by T3 Lights

- Warranty - Trimlight includes a 50,000-hour "Lifetime of the Product" warranty. T3 Lights supports this with a two-year full labor warranty. After the two-year period and within the 50,000-hour window, all replacement parts remain fully covered under warranty, with service subject to standard labor charges.

-Service- I live in David City and every other T3 employee resides very close by and does most business in this town. If there would be an issue with any lights, the T3 team would have it taken care of, in most cases, before any city official would even have the time to pick up the phone to report an issue.

Quality-Trimlights light quality is second to none but it isn't just the light that makes the difference. Their color match channel only compliments existing buildings.

Usability-Trimlights app not only allows you to save different colors and patterns it also lets you create a schedule a full year in advance.

	Estimated Total Per Block
Butler County Courthouse	54,400
Ace Hardware	14,875
Runza Block	22,710
RB's Block	36,480
DC Pharmacy Block	30,732
El Centenario/City Office Block	33,408
Sack Lumber Block	36,480
Bone Creek Block	17,616
The Wolf Building Block	11,815
Estimated Project Total	258,516

Notes:

Priority on Blocks to do first-last are only a suggestion.

Control boxes would need to be placed with at least one per block. In some situations where jumps are difficult more jumps may be needed.

Priority Order

October or November of 2026

October or November of 2026

Prior to Fall of 2027

Block	Street Location	Stores Included	Approximate Footage	Building to Building Jumps	Elevation Jumps
Butler County Courthouse	Between 4th and 5th and D	Butler County Courthouse	1360’	No	Yes
				Estimated Cost	**$54,400.00**

Preferred Control Box Location – Inside the Courthouse – this is by far the most footage of any of the blocks estimated.

Estimated Completion Date: December 1, 2026 or Sooner

Block	Stores Included	Approximate Footage	Building to Building Jumps	Elevation Jumps
Ace Hardware	Ace Hardware			
	Law Office			
	Green Building	100		
	Jump		20’	
	Butler County	53’		
	Main Attraction	172’		
			Estimated Cost	**$14,875.00**

Preferred Control Box Location – Ace Hardware

Note: Cost estimate for areas where Christmas lights currently are covering. Other areas could be covered with negotiation on price.

Block	Stores Included	Approximate Footage	Building to Building Jumps	Elevation Jumps
Runza Block	FNBO	242		
	Runza	51		
	Ratkovec	100		
	Nelson Motorsports	85		
	Total Footage	**478**	**Estimated Cost**	**$22,710.00**

Challenges – Changes in Building Heights
Preferred Control Box Location – Ratkovec Construction or FNBO

Block	Stores Included	Approximate Footage	Building to Building Jumps	Elevation Jumps
RB' s Block	Butler County Welding	90		
	Large Alley Jump			
	Marvin Planning Consultants	112		
	RB's	60		
	Storage Units next to RB's	75		
	Large Pillar Building	25		
	Thorpe Opera House	52		
	Library	250		
	Concern on Jumping to Tanning Studio			
	Tanning Salon	25		
	Total Footage	**599**	**Estimated Cost**	**$36,480.00**

Challenges – Tanning Salon Jump, Butler County Welding jump to Marvin Planning Consultants
Preferred Control Box Location – Butler County Welding

Block	Stores Included	Approximate Footage	Building to Building Jumps	Elevation Jumps
DC Pharmacy Block	Butler County Senior Service	42		
	Fire Station	100		
	Large Jump			
	Bob Wright Shop	43		
	Nebraska Title	141		
	DC Pharmacy	55		
	Eye Physicians	25		
	Don's Bar	25		
	Old TV Store	25		
	Filter Care	52		
	Neujahr	53		
	Osborn	191		
	Bone Creek	24		
	War Memorial	22		
	State Farm	22		
	Dentist	22		

	Total Footage		**Estimated Cost**	**$30,732.00**
Block	Stores Included	Approximate Footage	Building to Building Jumps	Elevation Jumps
El Centenario/City Offices	5 Star Automotive	48		
	Heritage Salon			
	Family Dentistry	52		
	Big Jump			
	Optimal Health	30		
	City Office	190		
	El Centenario	25		
	BJ's Hardware	75		
	American Insurance	25		
	402 Floral	27		
	Thrift Shop	22		
	Milans	27		
	Subway	94		
	DC Chiropractor	81		
	Total Footage	696	**Estimated Cost**	**$36,408.00**

Block	Stores Included	Approximate Footage	Building to Building Jumps	Elevation Jumps
The Wolfe Building	The Wolfe Building	195		
	Moravec Financial			
	Large Jump			
	Old City Office/Hair Salon	40		
	Total Footage	**235**	**Estimated Cost**	**$11,815.00**

Block	Stores Included	Approximate Footage	Building to Building Jumps	Elevation Jumps
Sack Lumber	Kobza Motors	124		
	Bank of the Valley	181		
	H & R Block	27		
	Renee's Same as it Ever was	26		
	BBQ Burgers and More	25		
	Grocery Store	25		
	Sack Lumber	90		
	Total Footage	**498**	**Estimated Cost**	**$26,480.00**

Block	Stores Included	Approximate Footage	Building to Building Jumps	Elevation Jumps
Bone Creek Block	Bone Creek	72		
	Speed Treats and Wild Unwind	46		
	NAPA	48		
	Aging Partners	32		
	UBT	104		
	Carquest	65		
	Total Footage	**367**	**Estimated Cost**	**$17,616**

TRIMLIGHT
AWESOME WARRANTY!

LIFETIME GUARANTEE ON ALL PARTS

All parts are guaranteed for the manufacturer's estimated lifespan of the parts. This amount of time is dependent upon the usage that the individual part sustains. If used just around the holidays, this amount could be upwards of 30-40 years. But if used nightly, this amount of time could be around 7-8 years. Lifespan of the controls can be affected by future technology changes. Systems installed against standard manufacturer recommendations can affect the warranty.

Standard Residential—Lifetime Warranty
Commercial Lights—Lifetime Warranty
Downlights—Lifetime Warranty
Globelights—Lifetime Warranty (2 Years on the Lens)
Ridge Lights—1 Year

2 YEAR LABOR WARRANTY

Any labor costs to make repairs on manufacturer defective parts are covered in full for the first 2 years. This may include faulty bulbs, power supply parts, LED controllers, connections, aluminum channel finish, etc.

LIMITED WARRANTY ITEMS

Although the control board that connects to the smartphone or tablet is fully covered under the lifetime parts warranty, the software that connects the unit to the device is not covered. Connection issues due to wifi interference or radio frequency interference is not covered under the warranty. Connecting the Trimlight Controller to the local network is recommended but may not work for your specific situation. Using the Trimlight signal that can be broadcast from the box is a reliable alternative. All troubleshooting steps should be taken first before contacting a local representative for a repair. A minimum service fee of $75 could be charged if the parts are shown to work properly on any repair visit.

Troubleshooting help is found here:
WWW.TRIMLIGHT.COM/TROUBLESHOOTING

Council discussed and considered Resolution No. 18-2026, amending the City's policy regarding service fees charged on electronic payments.

City Clerk Lori Matchett explained that the City has previously absorbed the processing cost associated with customers making payments by credit or debit card. The proposed resolution would allow the City to recover these costs through a service fee assessed on electronic card payments. It was explained that the service fee is intended solely to offset the costs charged by the City's payment processing provider and is not intended to generate additional revenue for the City.

Council questioned whether the service fee would also apply to customers enrolled in automatic bank withdrawals. It was clarified that automatic bank withdrawals are not currently subject to a service fee and the at the proposed policy applies to electronic card payments.

Council also discussed the appropriate terminology for the fee. Following consultation with the City's credit card processing provider, it was determined that the fee should be identified as a service fee rather than a processing fee or convenience fee.

Council Member Kevin Woita made a motion to approve Resolution No. 18-2026 amending the City's policy regarding service fees on electronic card payments. Council Member Jeremy Abel seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

RESOLUTION NO.18 - 2026

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA, AMENDING ITS POLICY TO CHARGE SERVICE FEES ON ELECTRONIC PAYMENTS; REPEALING ALL CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 77-1702 of the Nebraska Revised Statutes and Sections 1-605(A), (C), and (G) of the David City Municipal Code (the "**Code**") authorize the City of David City, Nebraska, a municipal corporation and city of the second class ("**City**") to accept payments via, among other mediums, debit cards, charge cards, credit cards, and via electronic funds transfer; and

WHEREAS, Section 13-609(6) of the Nebraska Revised Statutes and Section 1-605(F) of the Code allows City to charge customers a fee to offset administrative fees the payment processing vendor charges City; and

WHEREAS, on March 25, 2026, City passed Resolution No. 3-2026, thereby implementing a policy to charge a fee on all credit card payments made to David City Utilities equal to the fee the credit card company charges City; and

WHEREAS, City desires to revise this policy to allow City to charge a service fee on all payments made to City, including David City Utilities, via debit card, credit card, or via electronic funds transfer, up to the amount the payment processing vendor charges City; and

WHEREAS, City finds it in the best interest of City and its residents to adopt this policy.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA, as follows:

1. **Service Fee**. City hereby imposes a service fee upon all payments made to the City of David City, Nebraska, and David City Utilities via debit card, credit card, or electronic

funds transfer, as Section 13-609(7)(b) of the Nebraska Revised Statutes so defines the term. The service fee shall equal the fee the payment card company charges City. The fee shall be payable by the customer making the payment and shall be due at the time of the payment.

2. Conflicting Resolutions. City repeals all other resolutions and portions of resolutions passed and approved prior to the passage, approval, and publication of this Resolution and in conflict herewith to the extent of the conflict thereof, including without limitation Resolution No. 3-2026.

3. Further Action. City authorizes the Mayor and City Clerk to take such other action and execute such other documents as may be reasonably necessary to effectuate the purposes herein.

4. Effective Date. This Resolution takes immediate effect upon approval.

PASSED AND APPROVED THIS 14th day October, 2026.

_____
Jessica Miller, Mayor

ATTEST:

_____
Lori Matchett, City Clerk

Council discussed and considered Resolution No. 19-2026, authorizing the City of David City to apply for federal assistance through the Land and Water Conservation Fund (LWCF) Program for the reconstruction and replacement of the existing tennis courts at the David City Park, including the addition of pickleball court overlays.

It was explained that the resolution is a required component of the grant application process and would authorize the City to pursue funding for the proposed improvements. The Land and Water Conservation Fund Program provides funding on a 50/50 matching basis, with the City responsible of the remaining 50% of the eligible project costs.

Council discussed the deteriorating condition of the existing tennis court and the opportunity to replace the courts while incorporating pickleball markings to provide additional recreational opportunities for the community.

Council questioned whether the Park and Recreation Advisory Board had formally recommended pursuing the grant. It was noted that although the Board had not taken formal action on the application, improvements to the tennis court had been discussed and Recreation Department staff had been working with members of the Board regarding the proposed project.

Council expressed support for pursuing the grant opportunity to assist with the cost of replacing the existing tennis courts.

Council Member Keith Marvin made a motion to approve Resolution No. 19-2026 authorizing the City of David City to apply for federal assistance from the Land and Water Conservation Fund Program for the purpose of deconstruction and replacement of the Tennis Court at its current location in the David City Park, with additional pickleball court overlay. Council Member Bruce Meysenburg seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

NEBRASKA GAME AND PARKS COMMISSION
LAND AND WATER CONSERVATION FUND

RESOLUTION ON ACQUISITION OR DEVELOPMENT FOR OUTDOOR RECREATION

Resolution No. 19-2026

The City of David City, Nebraska proposes to apply for federal assistance from the Land and Water Conservation Fund program for the purpose of deconstruction and replacement of the tennis court at its current location in the David City Park, with additional pickleball court overlay.

The Mayor is authorized to sign documents to obtain financial assistance, including a Project Agreement with the State of Nebraska and the National Park Service.

The City of David City, Nebraska will, within thirty (30) days following federal approval, obtain the necessary consultant or appraisal service for this project as directed and as required by Nebraska Game and Parks Commission staff.

The City of David City, Nebraska has budgeted or currently has available its stated match of the proposed total project funds and will allocate these funds toward this project upon project approval by the Nebraska Game and Parks Commission.

The City of David City, Nebraska has the financial capability to operate and maintain the completed project and park property is a safe, attractive and sanitary manner.

The City of David City, Nebraska will not discriminate against any person on the basis of race, color, age, religion, disability, sex or national origin in the use of any property or facility acquired or developed pursuant to the project proposal, and shall comply with the terms and intent of Title VI of the Civil Rights Act of 1964, P.L. 88-354 (1964), and any of the regulations promulgated pursuant to such Act by the Secretary of the interior and contained in 43 CFR 17.

No property acquired and/or developed under this project shall, without the approval of the Nebraska Game and Parks Commission and the Secretary of the Interior, be converted to other than public outdoor recreation use. And, such approval may be granted only if it is in accord with the then existing Statewide Comprehensive Outdoor Recreation Plan (SCORP), and only upon such conditions as deemed necessary to assure the substitution of other outdoor recreation properties of at least equal fair market value and of reasonable equivalent usefulness and location.

The City of David City, Nebraska will replace the land in the event of a conversion in use in accordance with Section 6(f)(3) of the Land and Water Conservation Fund Act of 1965, as amended.

The City of David City, Nebraska agrees to comply with all State and Federal requirements and standards where they can be applied in making the facilities developed under this project, and all future projects, accessible to and usable by the disabled.

This is to certify that this resolution is a true copy of the original document that was adopted and passed by the City of David City, Nebraska at a duly advertised public meeting held this 14th day of October, 2026.

Jessica Miller, Mayor

Lori Matchett, City Clerk

Council discussed and considered a six-month extension to the Interlocal Agreement between the City of David City and the Butler County's Sheriff's Office for law enforcement assistance.

Police Chief Marla Schnell reported that the David City Police Department had responded to approximately 40 to 50 requests for assistance from September 2025 through September 26. She noted that the number of requests had decreased significantly as staffing levels at the Butler County Sheriff's Office improved. Assistance continues to provide primarily for emergency situations, including incidents involving weapons, fatalities, serious accidents and domestic disturbances.

Council discussed concerns regarding the expense incurred by the City when providing law enforcement assistance outside City limits, including personnel, equipment, and vehicle costs. While recognizing the importance of cooperation between law enforcement agencies. Council expressed interest in reviewing potential reimbursement arrangements with Butler County.

It was clarified that City officers respond to calls outside City Limits only when assistance is requested by the Sheriff's Office or through dispatch. Chief Schnell emphasized that the Police Department would continue to provide necessary emergency assistance when requested.

Council also discussed the importance of maintaining an active interlocal agreement to address liability and insurance coverage associated with providing assistance outside City limits. It was noted that the City's separate interlocal agreement for dispatch services would remain in effect and that the City does not currently pay dispatch fees.

Several Council Members expressed concern that the Law Enforcement Committee had not met recently to review the agreement and discuss possible reimbursement provisions. Rather than approving the proposed six-month extension, Council discussed extending the agreement through December 31, 2026, to allow time for the committee to meet and develop recommendations.

City Administrator Intern Raiko Martinez was directed to coordinate a Law Enforcement Committee meeting with the appropriate City and County representatives. Council emphasized that the meeting should occur sufficiently in advance of December 9, 2026, City Council meeting to allow Council to consider a revised agreement before the current extension expires.

Council Member Keith Marvin made a motion to extend the Interlocal Agreement with the Butler County Sheriff's Office through December 31, 2026, with the understanding that the Law Enforcement Committee would meet and provide recommendations for Council consideration by the December 9, 2026, City Council meeting. Council Member Kevin Woita seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea. Yea: 6, Nay: 0.

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WRITTEN EXTENSION OF THE FIRST AMENDMENT TO MUTUAL AID INTERLOCAL COOPERATION AGREEMENT TERM

Comes now, the City of David City, Nebraska, a municipal corporation and city of the second class ("David City"), the David City Police Department ("Police Department"), Butler County, Nebraska, a Nebraska political subdivision ("Butler County"), and the Butler County Sheriff's Department ("Sheriff") and pursuant to the provisions of paragraph 3 of the First Amendment to Mutual Aid Interlocal Agreement, a copy of which is attached hereto, hereby extend the term of the Agreement through December 31, 2026.

CITY OF DAVID CITY, NEBRASKA,
a municipal corporation and city of the second class

By: _____ Date: _____
Jessica Miller, Mayor

ATTEST:

_____
City Clerk

DAVID CITY POLICE DEPARTMENT

By: _____ Date: _____
Marla Schnell, Chief of Police

COUNTY OF BUTLER, NEBRASKA,
a political subdivision

By: _____ Date: _____
Scott Steager, Chairperson, Butler County
Board of Supervisors

ATTEST:

_____
Butler County Clerk

BUTLER COUNTY SHERIFF'S OFFICE

By: _____ Date: _____
Tom Dion, Butler County Sheriff

Council discussed the ongoing development of Nebraska Dairy Products and the additional electrical infrastructure necessary to support the company's proposed butter manufacturing facility.

Mark Peckham, Project Manager for Nebraska Dairy Products, addressed the Council regarding the company's investment in the former Henningsen Foods/Michael Foods facility. Peckham provided background on the company's dairy manufacturing experience and explained that Nebraska Dairy Products had purchased the approximately 80,000-square-foot facility with plans to convert it into a butter manufacturing operation.

Mark Peckham stated that the company has invested substantial funds into the facility and is completing extensive renovations, including the installation of manufacturing equipment, refrigeration systems, additional compressors, and wastewater pretreatment equipment. The company anticipates beginning production before the end of 2026.

During the planning process, it was determined that additional electrical infrastructure would be necessary to accommodate the facility's power requirements. The proposed improvements include previously planned electrical distribution upgrades along the west side of the facility, additional underground electrical improvements along the east alley, and installation of a larger transformer.

The additional electrical improvements were estimated at approximately $300,000, including approximately $200,000 for distribution improvements and $100,000 to $120,000 for transformer equipment and installation.

Mark Peckham requested that the City consider financial assistance with the unexpected electrical infrastructure expenses. He explained that the company had initially proposed sharing the costs equally with the City and was also exploring other potential funding sources.

Matt Kalin of JEO Consulting Group discussed the proposed electrical improvements and explained that a rebuilt 1,500 kVA transformer had been ordered to accommodate the company's immediate electrical needs. The transformer was expected to be available within approximately four to five weeks.

Matt Kalin explained that the City was also exploring options for obtaining a larger 2,000 kVA transformer to meet the facility's long-term electrical requirements. JEO had contacted other Nebraska public power communities regarding potential transformer availability. The proposed arrangement could allow the City to temporarily utilize available equipment while awaiting delivery of a new transformer.

Matt Kalin also discussed the proposed underground electrical distribution improvements along the east side of the facility. Due to the height of the proposed buildings and future equipment installations, underground electrical service was recommended to provide adequate clearance and improve safety and reliability.

Council discussed the importance of ensuring that the proposed electrical infrastructure would accommodate the company's anticipated future expansion while also providing long-term benefits to the City's electrical distribution system.

Council also discussed potential funding arrangements and the City's responsibility to treat commercial and industrial customers consistently when considering infrastructure improvements associated with private development.

City Attorney Michael Sands discussed the possibility of utilizing Tax Increment Financing (TIF) to assist with eligible improvements. He explained that TIF financing would require additional review, including consideration of project timing, eligible expenses, and statutory requirements. Because construction was already underway and the company anticipated beginning operations before the end of the year, the available timeframe for utilizing TIF could be limited.

A representative of Nebraska Dairy Products reported that the company purchased the property for approximately $2.3 million and anticipated investing at least an additional $5 million in renovations and improvements, although the final taxable value would depend on how the improvements were classified.

Council also discussed the possibility of establishing a reimbursement or payment agreement similar to arrangements previously utilized with other industrial customers. Such an agreement could allow the City to initially fund certain infrastructure improvements, with Nebraska Dairy Products reimbursing the City over an agreed period.

The company expressed willingness to work with the City to develop an acceptable financing arrangement.

Council further discussed potential economic development assistance through Nebraska Public Power District (NPPD) and other available programs. It was suggested that Jonathan Jank with NPPD be included in future discussions regarding possible financing opportunities.

Nebraska Dairy Products representatives reported that the company currently employs approximately 10 individuals and anticipates increasing employment as production begins and additional manufacturing phases become operational. The company expects approximately 20 to 30 employees during initial production, with additional employees anticipated as operations expand.

Council discussed the importance of moving forward promptly due to the company's anticipated production schedule and the limited timeframe available to coordinate electrical improvements with the contractor currently performing work for the City.

Following discussion, Council directed City Administration to coordinate a meeting with representatives of Nebraska Dairy Products, the City Attorney, and other appropriate parties, including NPPD, to further evaluate potential financing arrangements, reimbursement agreements, and other economic development opportunities.

Council Member Keith Marvin made a motion to adjourn at 8:43 p.m. Council Member Rick Holland seconded the motion. The motion carried. Jeremy Abel: Yea, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Kevin Woita: Yea.Yea: 6, Nay: 0.

CERTIFICATION OF MINUTES
October 14, 2026

I, Lori Matchett, duly qualified and acting City Clerk for the City of David City, Nebraska, do hereby certify with regard to all proceedings of October 14, 2026; 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.

_____
Lori Matchett, City Clerk