

RESOLUTION NO. 9 - 2026

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA, AUTHORIZING THE CITY ATTORNEY TO SOLICIT BIDS FROM THIRD PARTIES TO CONDUCT AN INVESTIGATION INTO ALLEGATIONS OF FINANCIAL MALFEASANCE BY CITY OFFICIALS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on June 10, 2026, at a regular meeting of the City Council of the City of David City, Nebraska (the “**City**”), the City discussed recent allegations made against the City’s officials relating to, among other things, alleged financial mismanagement and corruption (collectively, the “**Allegations**”); and

WHEREAS, the City declares that the Allegations are unsubstantiated and harmful to the City’s ability to conduct business; and

WHEREAS, the City nonetheless finds it in the best interest of the City and its residents to engage an independent, non-partisan third-party to investigate the Allegations by reviewing the City’s books and records, interviewing the City’s employees, and prepare a report of its findings to the City during a regular meeting (the “**Investigation**”).

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

1. Authorization to Solicit Bids. The City hereby directs the City Attorney to solicit bids from three (3) entities to conduct the Investigation and to present the same to the City at the City’s next regular meeting. The City shall make the scope of the Investigation public. The bidding entities shall meet the following criteria:

- A. The entities shall have no explicit political affiliation or political purpose of any kind;
- B. The entities shall have no connection to the City, Baird Holm LLP, or any candidate for any public office in the City, Butler County, Nebraska, or any agencies of the State of Nebraska.
- C. The individual(s) of the entities that will conduct the Investigation must hold a valid and current certification or licensure from the State of Nebraska that qualifies said individual(s) to conduct an Investigation and that subjects the individual(s) to stated, publicly-available rules of professional responsibility or rules of professional conduct.

2. Authorization to Engage. The City hereby authorizes the Mayor to engage the entity that the City chooses, by majority vote, from the three (3) bids the City Attorney presents to the City. The City further authorizes the Mayor to execute all documents necessary to effectuate and carry out the engagement.

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

PASSED AND APPROVED THIS 8th DAY OF JULY, 2026.

ATTEST

Lori Matchett, City Clerk

Jessica Miller, Mayor

APPROVED AS TO FORM:

David C. Levy, Esq., City Attorney