

CITY COUNCIL PROCEEDINGS

February 27, 2002

The Mayor and City Council of the City of David City, Nebraska met in open public session at 5:40 p.m. on February 27, 2002 in the meeting room of the City Office, 557 4th Street, David City, Nebraska. The Public had been advised of the meeting by publication of notice in The Banner-Press on February 21st, 2002 and an affidavit of the publisher is on file in the office of the City Clerk. The Mayor and members of the City Council acknowledged advance notice of the meeting by signing the Agenda which is a part of these minutes. The advance notices 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 during regular office hours. 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 Stephen Smith, Council members Mark Kirby, Gary Kroesing, Gary Smith, Bill Schatz, Ted Lukassen, and Nick Hein, City Administrator Andrew Brannen, Electric Supervisor Tim Kovar, Street Superintendent Jim McDonald, Police Chief Steve Sunday, Water/Sewer Supervisor Gene Divis, and City Clerk Joan E. Kovar.

Also present were: Skip Trowbridge, Marie Spodek, and Sherri Nun of the Banner Press.

Police Chief Sunday would like the Council to discontinue the policy that requires police officers to live within the city limits. City Administrator Brannen suggested that if the Council rescinds the policy, that it be for all police positions except the police chief. Chief Sunday stated that he did not have a problem with that.

Council member Schatz made a motion that the residency requirement, for police officers only, be that they may reside within a 30 mile radius of David City. The Police Chief will reside within the corporate limits of David City. Council member Kirby seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

Police Chief Sunday reported that he contacted three individuals concerning the police officer position. One individual failed to return his calls, and the other two individuals have obtained other employment and are no longer available. Police Chief Sunday stated that he felt the best approach would be for the City to advertise the position, take applications and see what develops.

Council member Kroesing made a motion to table consideration of the appointment of a new police officer. Council member Smith seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

City Administrator Brannen reported that, at recent meetings of the pool committee, there has been some discussion about the possibility of having the trees on the east side of the swimming pool removed. The trees don't pose any direct problems to the pool project but are not the healthiest or most appealing trees. In January the council authorized the removal of three trees on the west side of the pool. Brannen and Street Supervisor McDonald discussed this request, and decided that if the Council would now authorize the removal of the trees on the east side of the swimming pool, there would be no shade to speak of. Brannen and McDonald suggested first planting some new trees and then maybe consider the removal of the trees on the east side of the swimming pool at a later date.

Council member Hein made a motion to table consideration of the removal/replacement of additional trees at the Swimming Pool. Council member Lukassen seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

Council member Bill Schatz stated that when a board (Planning Commission, Board of Zoning Adjustment, etc.) calls an emergency meeting that the Council members should be informed. Council member Lukassen agreed stating that the Council should at least receive notice that the meeting is taking place, regardless of whether or not they are able to attend. Mayor Smith apologized and stated that he was rushed notifying the board members, and there was not enough time to notify the council members. Mayor Smith assured the Council that this was not done deliberately and in the future he will try to notify them of emergency board meetings.

There being no further business to come before the Council, Council member Hein made a motion to adjourn. Council member Kirby seconded the motion. Voting YEA: Council members Schatz, Smith, Hein, Lukassen, Kroesing, and Kirby. Voting NAY: None. The motion carried and Mayor Smith declared the meeting adjourned at 6:15 p.m..

Mayor Stephen Smith

City Clerk Joan E. Kovar



CERTIFICATION OF MINUTES
February 27, 2002

I, Joan E. Kovar, duly qualified and acting City Clerk for the City of David City, Nebraska, do hereby certify with regard to all proceedings of February 27, 2002; 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.

Joan E. Kovar