

CITY COUNCIL PROCEEDINGS

September 11, 2002

The Mayor and City Council of the City of David City, Nebraska met in open public session 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 September 5, 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, Ted Lukassen, Gary Kroesing, Gary Smith, Bill Schatz, and Nick Hein, City Administrator Andrew Brannen, City Attorney Jim Egr, Electric Supervisor Tim Kovar, Library Director Kay Schmid, Police Chief Steve Sunday, city employees Scott Stuart and Pat Hoeft, Banner Press reporter Heather Lauterbach, and City Clerk Joan E. Kovar.

The minutes of the August 14th, August 20th, August 21st, and September 4th meetings of the Mayor and City Council were approved upon a motion by Council member Smith and seconded by Council member Kroesing. All of the Council members were present, all voted YEA and the motion carried.

Stephen Smith asked for Petitions, Communications and Citizens' Concerns in addition to those contained in the Agenda packets. There were no petitions or communications to be read.

Council member Kroesing stated that practically the full length of the hard surfaced walking trail by the west lake has turned to mush. It is a mess. City Administrator Brannen stated that Jim Kluck of Dublin Nursery has been doing the landscaping in this area. Jim Kluck was having a difficult time with the landscaping, but Kluck intends to get the trail back to it's original condition. Brannen stated that a meeting is scheduled for Monday, September 16, at 5:30 p.m. to view the area and discuss the landscaping. Council member Kroesing questioned how all of the landscaping is going to get watered.

Mayor Smith asked for consideration of claims. Council member Kroesing made a motion to authorize the payment of claims. Council member Lukassen seconded the motion. All of the council members were present, all voted YEA, and the motion carried.

Council member Kroesing made a motion to advance to agenda item #23 - Consideration of going into Executive Session. Council member Hein seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

Council member Kroesing made a motion to go into executive session to discuss six (6) matters: 5 personnel and 1 legal. Council member Hein seconded the motion. All of the Council members were present, all voted YEA, and the motion carried. The Council, Mayor Smith, City Administrator Brannen, City Attorney Jim Egr, and Police Chief Sunday went into executive session at 7:10 p.m.. After some time, Police Chief Sunday was excused from the executive session and City Clerk Kovar joined the executive session. Later, Kovar was excused from the executive session.

Council member Schatz made a motion to come out of executive session. Council member Smith seconded the motion. All of the Council members were present, all voted YEA, and the motion carried. The Council came out of executive session at 8:24 p.m..

Mayor Smith declared a ten minute recess at 8:25 p.m. The meeting resumed at 8:35 p.m..

Mayor Smith called for Committee and Officers' Reports in addition to those written reports contained in the Agenda packet.

City Administrator Brannen stated a meeting is scheduled for Tuesday, October 1, at 7:30 p.m. in the Library meeting room with the Lower Platte North NRD, and representatives of the towns and villages of Butler County that are interested in pursuing a rural water district.

Mayor Smith scheduled a Committee of the Whole meeting for Monday Sept. 30, at 5:30 p.m..

Council member Kirby made a motion to accept the Committee and Officers' Reports as presented. Council member Kroesing seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

Police Chief Sunday has not had any response from Curtis Brahmsteadt or the people/firms involved regarding the Brahmsteadt property at 988 E Street. Police Chief Sunday recommended that the Council let the property advance through the foreclosure process in District Court. "It will be a slower process, but we won't be using tax payers money on something that will eventually be torn down by someone else."

Council member Kroesing made a motion to accept the recommendation of Police Chief Sunday to let the Brahmsteadt property, located at 988 E Street, go through the foreclosure process in District Court. Council member Smith seconded the motion. Voting YEA: Council members Schatz, Hein, Kirby, Smith, Kroesing, and Lukassen. Voting NAY: None. The motion carried.

Council member Lukassen introduced Ordinance No. 924. Council member Kroesing made a motion to suspend the statutory rule that requires an Ordinance be read on three separate days. Council member Smith seconded the motion. Voting YEA: Council members Hein, Schatz, Kirby, Smith, Kroesing, and Lukassen. Voting NAY: None. The motion carried.

Council member Lukassen made a motion to pass and adopt Ordinance No. 924 on the third and final reading. Council member Kroesing seconded the motion. Voting YEA: Council members Smith, Kirby, Hein, Lukassen, Schatz, and Kroesing. Voting NAY: None. The motion carried and Ordinance No. 924 was passed and adopted as follows:

ORDINANCE NO. 924

AN ORDINANCE ACCEPTING AND APPROVING THE PLAT DESIGNATED AS "SYPAL EAST ADDITION", A TRACT OF LAND LOCATED IN LOTS 5, 6, AND 7, DAVID CITY LAND AND LOT COMPANY'S SUBDIVISION OF THE S ½ OF THE SE 1/4 OF SECTION 18, T15N, R3E OF THE 6TH P.M. IN BUTLER COUNTY, NEBRASKA, AND PROVIDING FOR THE ANNEXATION OF THE SYPAL EAST ADDITION.

WHEREAS, Dan Sypal, is one of the owners of a tract of land legally described as:

A tract of land located in Lots 5, 6, and 7, David City Land and Lot Company's Subdivision of the S ½ of the SE 1/4 of Section 18, T15N, R3E of the 6th P.M. in

Butler County, Nebraska, described as follows:

Beginning at a point on the south line of Lot 7, David City Land and Lot Company's Subdivision of the S ½ of the SE 1/4 of Section 18, T15N, R3E of the 6th P.M. in Butler County, Nebraska, said point being 190.87 feet east of the southwest corner of Lot 7; thence north, perpendicular to the south line of said David City Land and Lot Company's Subdivision, 450.00 feet; thence east and parallel with said south line of David City Land and Lot Company's Subdivision, 750.00 feet; thence southerly on a line perpendicular to said south line of David City Land and Lot Company's Subdivision, 450.00 feet, to a point on the south line of said David City Land and Lot Company's Subdivision; thence westerly on said south line, 750.00 feet, to the point of beginning, containing 7.75 acres, more or less.

WHEREAS, Dan Sypal has filed said Plat with the City of David City, Nebraska, and

WHEREAS, Dan Sypal has requested that said Plat be approved and accepted, and

WHEREAS, the Planning Commission of the City of David City, Nebraska, has given their acceptance and approval at their August 24th, 2002, meeting.

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

- Section 1. That the Sypal East Addition as filed in the City Office of the City of David City, Nebraska, is hereby accepted and approved and said owner is hereby given the right to plat said Addition to the City of David City, Nebraska.
- Section 2. That the boundaries of the City of David City, Nebraska, be amended and changed in order to include the annexation of the property described above.
- Section 3. That this Ordinance be filed with the Office of the County Assessor and County Clerk of Butler County, Nebraska, and that the City Clerk be directed to amend the plat filed in her office to show the inclusion of the real estate listed above and that the boundary of David City as amended by this Ordinance be certified and placed on record in the office of the City Clerk of David City, Nebraska.
- Section 4. That any Ordinance, setting or establishing boundaries of the City of David City, Nebraska, in conflict with this Ordinance, be and the same is hereby repealed.
- Section 5. That this Ordinance shall take effect and be in force from and after its passage and publication according to law.

PASSED AND APPROVED this 11th day of September, 2002.

Mayor Stephen Smith

City Clerk Joan E. Kovar

At 8:45 p.m., Mayor Smith declared the 2002 - 2003 Budget Hearing open. The following budget summary reports were presented by City Administrator Andrew Brannen:

**2001-02 and 2002-03 Property Tax
 Valuation and Tax Levy Comparison**

	Valuation		
	<u>Year</u>	<u>Amount</u>	<u>Increase Over Previous Year</u>
	1999	\$68,895,717	3.3%
	2000	\$76,420,565	10.9%
	2001	\$78,318,974	2.5%
	2002	\$82,801,038	5.7%

	<u>2001-2002</u>		<u>2002-2003</u>	
<u>Fund</u>	<u>Property Tax Request</u>	<u>Tax Levy</u>	<u>Property Tax Request</u>	<u>Tax Levy</u>
General	\$352,435	\$0.45	\$372,604.67	\$0.45
Debt Service	\$0	\$0	\$0	\$0
Total	\$352,435	\$0.45	\$372,605	\$0.45

	<u>2001-2002</u>		<u>2002-2003</u>	
	<u>Budgeted Property Tax Revenue</u>		<u>Budgeted Property Tax Revenue</u>	
General (88%)	\$279,129	(90.25%)	\$316,099	
Social Security (12%)	\$38,063	(9.75%)	\$34,149	
Total *	\$317,192		\$350,248	

* to account for delinquent property tax payments, only 94% of the total property tax request is included as revenue in the budget (ex. \$372,605 x 94% = \$350,248)

**City of David City
 Fiscal Year 2003 Requests**

	<u>Revenues</u>	<u>Expenditures</u>
1. General Government	\$688,140	\$135,800
City Office	\$683,640	\$130,900

Building Permits	\$ 4,500	\$ 4,900
2. Public Safety (police)	\$ 1,000	\$326,092
3. Highway/Streets	\$236,755	\$260,000 (\$54,820 for streets)
4. Culture/Recreation	\$111,150	\$301,905
Auditorium	\$ 23,200	\$ 61,075
Park	\$ 8,100	\$ 51,600
Schweser House	\$ 900	\$ 500
Ball Program	\$ 0	\$ 7,000
Swimming Pool	\$ 71,200	\$ 84,500
Library	\$ 7,750	\$ 97,230
5. Miscellaneous		
Contingency	\$ 0	\$ 12,500
Sub-Total	\$1,037,045	\$1,036,297
Adjustments	\$0	\$0
Total	\$1,037,045	\$1,036,297
Adjustments	\$0	\$0
Total	\$1,037,045	\$1,036,297
Surplus/Deficit	\$748	

City of David City
 2002-2003 Budget Summary
General Fund/Utility Combined Summary

	<u>Actual</u> <u>FY 00-01</u>	<u>Estimated</u> <u>FY 01-02</u>	<u>FY 01-02</u>	<u>Budgeted</u> <u>FY 02-03</u>	<u>Percentage Change</u>
Personal Services	\$1,108,193.	\$1,232,244.	\$1,219,412.	\$1,320,927.	8.3%
Operating Expense	\$2,292,155.	\$2,367,403.	\$2,453,870.	\$2,480,320.	1.1%
Supplies	\$206,551.	\$114,344.	\$118,000.	\$124,600.	5.6%
Equipment Rental	\$3,640.	\$5,180.	\$5,800.	\$5,430.	-6.4%
Capital Outlay	<u>\$121,270</u>	<u>\$194,883</u>	<u>\$434,200</u>	<u>\$402,520</u>	<u>-7.3%</u>
Total	\$3,731,809	\$3,914,054	\$4,231,282	\$4,333,797	2.4%

City of David City
 2002-2003 Budget Summary
General Fund Summary

	<u>Actual</u> <u>FY 00-01</u>	<u>Estimated</u> <u>FY 01-02</u>	<u>FY 01-02</u>	<u>Budgeted</u> <u>FY 02-03</u>	<u>Percentage Change</u>
Personal Services	\$519,017.	\$577,101.	\$559,747.	\$599,377.	7.1%

Operating Expense	\$235,237.	\$289,444.	\$283,670.	\$292,820.	3.2%
Supplies	\$48,516.	\$52,128.	\$53,900.	\$49,500.	-8.2%
Equipment Rental	\$3,430.	\$5,180.	\$5,500.	\$5,180.	-5.8%
Capital Outlay	<u>\$121,270</u>	<u>\$109,500</u>	<u>\$110,700</u>	<u>\$64,520</u>	<u>-41.7%</u>
Total	\$927,470	\$1,033,353	\$1,013,517	\$1,011,397	-0.2%

City of David City
 2002-2003 Budget Summary
Utilities Summary

	Actual FY 00-01	Estimated FY 01-02	FY 01-02	Budgeted FY 02-03	Percentage Change
Personal Services	\$589,176.	\$655,143.	\$659,665.	\$721,550.	9.4%
Operating Expense	\$2,056,918.	\$2,077,959.	\$2,170,200.	\$2,187,500.	0.8%
Supplies	\$158,035.	\$62,216.	\$64,100.	\$75,100.	17.2%
Equipment Rental	\$210.	\$0.	\$300.	\$250.	-16.7%
Capital Outlay	<u>\$0</u>	<u>\$85,383</u>	<u>* \$323,500</u>	<u>* \$338,000</u>	<u>4.5%</u>
Total	\$2,804,339	\$2,880,701	\$3,217,765	\$3,322,400	3.3%

* \$200,000 contingency for power plant

2002-2003 Proposed David City Utility Budget

Electric Revenues		<u>2,533,915.</u>
Electric System Expenses	2,158,750	
Electric Plant Expenses	430,300	
Electric Plant Improvements	136,028	
Total	2,725,078	

Surplus/Deficit	-191,163.
Plant Contingency	<u>200,000.</u>
Adjusted Surplus/Deficit	8,837.

Water Revenues	409,400.	#
Hydrant Tax	<u>0.</u>	
Total	409,400.	

Water System Expenses	225,500
Water Plant Expenses	187,200
Water Bond Payment	<u>89,040</u>
Total	501,740

Surplus/Deficit	-92,340.
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Sewer Revenues	475,700.
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Sewer System Expenses	166,200
Sewer Plant Expenses	154,450 *
Sewer Bond (Loan Payment)	<u>204,730 **</u>
Total	525,380

Surplus/Deficit	-49,680.
Henningsen Cost Share	<u>247,243.</u>
Adjusted Surplus/Deficit	197,562.

Total Water/Sewer Surplus/Deficit	105,222.
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* Henningsen Foods pays 88.5% of the operating expenses for the sewer plant

** Henningsen Foods pays 54% of the loan payment to NDEQ

includes revenue from a potential 11% increase in water rates effective 5/01/03 (from \$1.75 to \$1.95 per 1,000 gallons)

City of David City
 in
 Butler County, Nebraska

NOTICE OF BUDGET HEARING AND BUDGET SUMMARY

PUBLIC NOTICE is hereby given, in compliance with the provisions of State Statute Sections 13-501 to 13-512, that the governing body will meet on the 11th day of September, 2002 at 8:00 p.m., at the City Office, 557 4th Street, David City, Nebraska, for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the following proposed budget. The budget detail is available at the office of the Clerk during regular business hours.

Joan E. Kovar
 City Clerk

2000-2001 Actual Disbursements & Transfers	\$ <u>5,303,549.00</u>	
2001-2002 Actual Disbursements & Transfers	\$ <u>7,343,730.00</u>	Aquatic Center
2002-2003 Actual/Estimated Disbursements & Transfers	\$ <u>6,200,715.00</u>	
2002-2003 Necessary Cash Reserve	\$ <u>1,038,148.00</u>	Budgetary not actual
2002-2003 Total Resources Available	\$ <u>7,238,863.00</u>	
Total 2002-2003 Personal & Real Property Tax Requirement	\$ <u>372,604.15</u>	
Unused Budget Authority Created for Next Year	\$ <u>39,103.36</u>	(Was 43,464.84 in the paper but State auditor advised Andrew we didn't need to re-advertise)

Breakdown of Property Tax:

Personal and Real Property Tax Required for Bonds	\$ _____
Personal and Real Property Tax Required for All Other Purposes	\$ <u>372,604.15</u>

NOTICE OF SPECIAL HEARING TO SET FINAL TAX REQUEST

PUBLIC NOTICE is hereby given, in compliance with the provisions of State Statute Section 77-1601.02, that the governing body will meet on the 11th day of September, 2002 at 8:30 p.m. at the City Office, 557 4th Street, David City, NE, for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to setting the final tax request at a different amount than the prior year tax request.

2001-2002 Property Tax Request	\$
2001 Tax Rate	
Property Tax Rate (2001-2002 Request/2002 Valuation)	
2002-2003 Proposed Property Tax Request	\$ <u>372,604.15</u>
Proposed 2002 Tax Rate	

Discussion followed. There being no additional comments or questions, Mayor Smith declared the Budget Hearing closed at 9:00 p.m..

Council member Kroesing made a motion to accept the 2002-2003 budgets as presented. Council member Smith seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

At 9:01 p.m., Mayor Smith declared the Special Hearing open to set the final tax request. Mayor Smith stated that the proposed tax levy for 2002-2003 is \$0.45, with \$372,604 for the total property tax request. There being no comments or questions, Mayor Smith declared the Budget Hearing closed at 9:02 p.m..

Council member Kirby introduced Resolution No. 23 - 2002 and moved for its passage and adoption. Council member Hein seconded the motion. Voting YEA: Council members Kirby, Smith, Schatz, Lukassen, Hein, and Kroesing. Voting NAY: None. The motion carried and Resolution No. 23 - 2002 setting the property tax request was passed and adopted as follows:

RESOLUTION NO. 23 - 2002

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the City of David City passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as requested by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interest of the City of David City that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the City of David City, by a majority vote, resolves that:

1. The 2002-2003 property tax request be set at \$ 372,604 .
2. A copy of this resolution be certified and forwarded to the County Clerk on or before October 13, 2002.

Mayor Stephen Smith

City Clerk Joan E. Kovar

Council member Hein made a motion to approve an additional 1% increase in restricted funds authority. Council member Kirby seconded the motion. Voting YEA: Council members Schatz, Lukassen, Kroesing, Smith, Kirby, and Hein. Voting NAY: None. The motion carried.

Council member Kroesing introduced Resolution No. 24 - 2002 and moved for its passage and adoption. Council member Lukassen seconded the motion. Voting YEA: Council members Kirby, Smith, Schatz, Lukassen, Hein, and Kroesing. Voting NAY: None. The motion carried and Resolution No. 24 - 2002 was passed and adopted as follows:

RESOLUTION NO. 24 - 2002

WHEREAS, the consumer charges for labor, vehicles, equipment rentals, etc., for the City of David City/David City Utilities, have not been increased for some time, and,

WHEREAS, the City has determined a need to increase the consumer charges.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA that the following consumer charges are hereby approved and adopted.

The following rates will be in effect:

Electric Department - Charges

Labor	\$28.00 / hour
Labor / Overtime	\$42.00 / hour
Vehicles:	
Basket Trucks	\$38.00 / hour
Digger Derrick	\$38.00 / hour
Vermeer Trencher-Plow (2 to 3 ft.)	\$.75 / foot
(3 to 5 ft.)	\$1.10 / foot
Chipper	\$20.00 / hour
Moles - includes air compressor - 5½ "	\$7.00 / foot
- 3"	\$6.00 / foot
- 2"	\$5.00 / foot
All other vehicles	\$.65 / mile

Water Department - Charges

Sewer Jet	\$45.00 / hour
Outside city limits add mileage @ .	.50 / mile
Suck Wagon	\$45.00 / hour
Dump Truck	@ .50 / mile
Case Backhoe	\$50.00 / hour
John Deere Backhoe	\$30.00 / hour
Air Compressor	\$30.00 / hour
Portable pump	\$5.00 / hour
Portable Generator	\$5.00 / hour
Cut off saw	\$10.00 / hour plus blades
Lime Sales	\$3.00 / ton plus mileage for dump truck
Air Blower	\$5.00 / hour
Trench Jacks	\$5.00 / hour

All equipment or vehicle rentals are at a minimum of 1 hour rental. An employee must accompany the rental, and the labor is a separate charge.

Dated this 11th day of September, 2002.

Mayor Stephen Smith

City Clerk Joan E. Kovar

City Administrator Brannen stated that in light of our current budget situation, we should probably consider not taking any action on the salary survey and conducting a new survey next summer using updated data from the League of Municipalities. The Council agreed saying that if our current budget situation changes the Council could consider it at that time.

Police Chief Sunday presented the specifications for a new police vehicle. Sunday stated that the specifications do not eliminate any dealers. Sunday would like to start advertising, open bids on October 9, and present the bids to the Council at their October 9 council meeting. The bid will indicate that this will be a lease purchase. Council member Schatz made a motion to approve and accept the specifications for a police car and authorize advertising for bids for a new police vehicle. Council member Smith seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

City Administrator Brannen stated that there are two issues relating to the Northwest Drainage Project that need to be discussed - the work that has already been completed under Phase II and the work that is now in the discussion/planning stages. Several weeks ago the county sent a letter to the City concerning payment for the ditch cleaning and culvert replacement work that was completed two years. Brannen put together a response letter indicating that the county had failed to include the underground storm sewer work that the city had paid for; we have not received a response from the county. There is still much confusion on the county's part concerning the conceptual design that has been developed for the remainder of the project. To help clear the air on some of this confusion the Council could consider doing two things. First, eliminate Struebing Dam from the project for now. Restoring Struebing Dam and opening it up to public access would provide tremendous benefits, but it is not essential to solving the drainage/flooding problems in northwest David City. It is a big cost item that seems to really catch a significant amount of criticism from the county and even the Upper Big Blue NRD. Eliminating it from the project would almost be a goodwill gesture on our part to show the county that we are willing to compromise. The second thing the Council could push for is a meeting between David City, Butler County, the Lower Platte North NRD, the Upper Big Blue NRD, the RC&D, and the Corps of Engineers.

The Council reviewed the correspondences between the County and the City regarding the Norwest Drainage Project and the Interlocal Agreement for the 1996 Central Butler County Drainage Project. There has been no response to Mayor Smith's letter of August 29, 2002, from the County. The Butler County Board of Supervisors sent a letter to Michael Bart, Army Corp of Engineers, stating that Butler County is not "seeking a partnership with the U.S. Army Corps of Engineers", and has not endorsed the project, and has not "mutually agreed" to provide funds under such project. Even if the County does not want to participate, only one sponsor is needed, and David City is listed as the sponsor. Struebing dam could provide a lot of benefits, but it doesn't need to be included in the project. Discussion followed. City Administrator

Brannen will try to schedule a meeting, prior to the September 30th Committee of the Whole Meeting, with representatives of the council: Mark Kirby and Nick Hein, two representatives from the County Board, City Attorney Jim Egr, Deputy County Attorney Jo Petersen, and City Administrator Andrew Brannen to discuss this project.

Water/Sewer Supervisor Gene Divis intends to retire in May 2003. In an effort to provide a smooth transition for Gene's replacement, Gene would like to begin advertising now so that his replacement would start sometime after the first of the year and have 4 or 5 months to train under Gene. Council member Kirby agreed that would be a good idea - get someone in the system and educate them. Gene has a lot of experience and knowledge. Council member Kroesing made a motion to authorize advertising for the water/sewer supervisor position with the understanding that this will provide a transition period for training Gene's replacement, since Gene will be retiring in May. Council member Hein seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

Mayor Smith presented names to serve on the City Administrator Search Committee. Council member Kroesing made a motion to approve the appointment of the following members to serve on the City Administrator Search Committee:

- Citizens Virginia Rerucha
 Connie Perry
 Jack Tarr
- Council members Gary Smith
 Gary Kroesing
 Mark Kirby
- Employees Joan Kovar
 Tim Kovar
 Jim McDonald

and Mayor Smith as an attendee.

Council member Hein seconded the motion. All of the Council member were present, all voted YEA, and the motion carried. Mayor Smith tentatively scheduled a meeting for the Administrator Search Committee for Monday, September 16, 7:00 p.m., at the City Office.

Mayor Smith presented names to serve on a committee to review the building permit process. Council member Kroesing made a motion to approve the appointment of the following members to serve on a committee to review the building permit process:

- Council members Bill Schatz
 Ted Lukassen
- Planning Commission members Jim Masek
 Keith Marvin
- Board of Zoning members Steve Mowers
 Mary Havlovic
- Builders Don Hilger
 (another builder will be added)

Council member Kirby seconded the motion. All of the Council members were present, all voted YEA, and the motion carried. Mayor Smith tentatively scheduled a meeting for the building permit process committee for Wednesday, September 18, 7:00 p.m., at the City Office.

City Attorney Jim Egr advised that the next three agenda items could be combined. Therefore, Council member Schatz made a motion to appoint Jim Masek, Keith Marvin, and George Cunningham to each serve an additional three year term on the Planning Commission. Council member Lukassen seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

Council member Schatz made a motion to appoint Steve Mowers to serve an additional three year term on the Board of Zoning Adjustment. Council member Kirby seconded the motion. All of the Council members were present, all voted YEA, and the motion carried.

Council member Kroesing requested a moment a silence in memory of those who lost their lives in the September 11, 2001 terrorist attacks. → __

There being no further business to come before the Council, Council member Kroesing made a motion to adjourn. Council member Hein seconded the motion. All of the Council members were present, all voted YEA, and the motion carried. Mayor Smith declared the meeting adjourned at 9:50 p.m..

Mayor Stephen Smith

City Clerk Joan E. Kovar



CERTIFICATION OF MINUTES
September 11, 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 September 11, 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