

## CITY COUNCIL PROCEEDINGS

October 10, 2007

The City Council of the City of David City, Nebraska, met in open public session in the meeting room of the City Office, 557 4<sup>th</sup> Street, David City, Nebraska. The Public had been advised of the meeting by publication of notice in The Banner Press on October 4th, 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 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 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 Dana Trowbridge, Council members Gary Smith, Bill Scribner, Nick Hein, Ted Lukassen, and Bill Schatz, City Administrator Joe Johnson, Attorney Jim Egr, and City Clerk-Treasurer Joan Kovar. Council member Rick Holland was absent as he submitted a letter of resignation effective September 24, 2007.

Also present were: Police Chief Stephen Sunday, Margaret Kitt, Jerry Kosch, Senior Community Planner of JEO Consulting Group David Potter, and Banner Press Sports Editor Kreig Ritter.

The meeting opened with the Pledge of Allegiance.

Mayor Trowbridge informed the public of the "Open Meetings Act" posted on the east wall of the meeting room.

The minutes of the September 12<sup>th</sup>, 2007 meeting of the Mayor and City Council were approved upon a motion by Council member Lukassen and seconded by Council member Hein. Voting AYE: Council members Schatz, Scribner, Smith, Lukassen, and Hein. Voting NAY: None. The motion carried.

Mayor Trowbridge asked for Petitions, Communications, and Citizens' Concerns in addition to those contained in the Agenda packets. There were none.

Mayor Trowbridge asked for consideration of claims. Council member Smith made a motion to authorize the payment of claims. Council member Lukassen seconded the motion. Voting AYE: Council members Scribner, Schatz, Hein, Lukassen, and Smith. Voting NAY: None. The motion carried.

Mayor Trowbridge called for Committee and Officers' Reports in addition to those written reports contained in the Agenda packet. There were no additional reports.

Council member Hein made a motion to accept the Committee and Officers' Reports as presented. Council member Lukassen seconded the motion. Voting AYE: Council members Scribner, Schatz, Smith, Lukassen, and Hein. Voting NAY: None. The motion carried.

Mayor Trowbridge scheduled a Committee of the Whole meeting for Monday, October 22<sup>nd</sup>, at 6:00 p.m. in the City Office meeting room.

It was questioned if the City needed to have an additional Public Hearing to amend the Future Land Use Map, the Zoning Ordinance and the Official Zoning Map. City Attorney Egr stated that an additional Public Hearing was not needed since the City Council already held a Public Hearing on September 12, 2007, at which time they identified several changes and moved to continue consideration of an update to the David City Future Land Use Map, an entire update to the David City Ordinance, and a complete update to the David City Zoning Map to the October 10<sup>th</sup> council meeting.

Council member Schatz introduced Ordinance No. 1059. Council member Scribner made a motion to pass and adopt Ordinance No. 1059 on the first reading only. Council member Schatz seconded the motion. Voting AYE: Council members Lukassen, Hein, Smith, Schatz, and Scribner. Voting NAY: None. The motion carried and Ordinance No. 1059 was passed on 1<sup>st</sup> reading only as follows:

**ORDINANCE NO. 1059**

AN ORDINANCE TO AMEND THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF DAVID CITY, BUTLER COUNTY, NEBRASKA; TO PROVIDE FOR THE EFFECTIVE DATE HEREOF; AND TO PROVIDE FOR PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, BUTLER COUNTY, NEBRASKA:

Section 1. Approval of Amendment and Update to Future Land Use Map. The City Council held a Public Hearing on September 12, 2007 and reviewed the Future Land Use Map. On October 10, 2007, the David City Planning Commission conducted a hearing on the matter of amending the future land use map and reported to the City Council that it recommended approval of the land use changes.

On October 10, 2007, the City Council found and determined that the Future Land Use Map is advisable and in the best interests of the City. The City Council further found and determined that public hearings were duly held and notices were duly given. The City Council hereby approves said proposed changes and updates to the Future Land Use Map as forth in Section 2 of this Ordinance.

The amended version of the Future Land Use Map of the City of David City is hereby adopted and shall be signed by the Mayor, attested to by the City Clerk and shall bear the seal of the City and shall show the date of the adoption of that Ordinance and this amendment.

Section 3. Effective Date. This Ordinance shall be in full force and effect from and after passage, approval and publication as provided by law.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2007.

CITY OF DAVID CITY

Passed on 1<sup>st</sup> reading only 10/10/07  
Mayor Dana Trowbridge

Passed on 1<sup>st</sup> reading only 10/10/07  
City Clerk Joan E. Kovar

Council member Schatz introduced Ordinance No. 1060. Council member Lukassen made a motion to pass and adopt Ordinance No. 1060 on the first reading only. Council member Schatz seconded the motion. Voting AYE: Council members Hein, Smith, Scribner, Schatz, and Lukassen. Voting NAY: None. The motion carried and Ordinance No. 1060 was passed on 1<sup>st</sup> reading only as follows:

**ORDINANCE NO. 1060**

AN ORDINANCE TO ADOPT A NEW UPDATED ZONING ORDINANCE AND OFFICIAL ZONING MAP OF THE CITY OF DAVID CITY, BUTLER COUNTY, NEBRASKA; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, BUTLER COUNTY, NEBRASKA:

Section 1. Approval of Zoning Ordinance and Official Zoning Map.

The City Council held a public hearing on said proposed updates and adoption of a new Zoning Ordinance and Official Zoning Map on September 12, 2007, and found and determined that said proposed changes in documents are advisable and in the best interests of the City. Since there were additional proposed updates, the updates were given to the Planning Commission for review.

On October 10, 2007, the David City Planning Commission met at 6:00 p.m. and conducted a public hearing on the matter of updating and adopting a new Zoning Ordinance and Official Zoning Map to reflect changes caused by corrected property lines, land uses, and recent annexations as provided for in Section 405 of the David City Zoning Ordinance and reported to the City Council that it recommended approval of the new Zoning Ordinance and Official Zoning Map.

On October 10, 2007, the City Council found and determined that said proposed changes in documents dated October 2007 area advisable and in the best interest of the City. The City Council further found and determined that public hearings were duly held and notices were duly given. The City Council hereby approves said updated and new Zoning Ordinance and Official Zoning Map.

Section 2. Adoption of a new Official Zoning Map. Pursuant to Section 405 of the David City Zoning Ordinance, the Official Zoning Map of the City of David City is hereby amended and updated to reflect changes caused by corrected property lines, land uses, recent annexations, and new Zoning Ordinance.

The amended version of the Official Zoning Map of the City of David City is hereby adopted and shall be signed by the Mayor, attested to by the City Clerk and shall bear the seal of the City under the following words:

"This is to certify that this is the Official Zoning Map referred to in Section 2 of Ordinance No. \_\_\_\_\_ of the City of David City, Nebraska"

and shall show the date of the adoption of this Ordinance.

Section 3. Effective Date. This Ordinance shall be in full force and effect from and after passage, approval and publication or posting as required by law.

PASSED AND APPROVED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2007.

CITY OF DAVID CITY

Passed on 1<sup>st</sup> reading only 10/10/07  
Mayor Dana Trowbridge

Passed on 1<sup>st</sup> reading only 10/10/07  
City Clerk

Council member Schatz made a motion to approve the new housing guidelines and application. Council member Hein seconded the motion. Voting AYE: Council members Scribner, Smith, Lukassen, Hein, and Schatz. Voting NAY: None. The motion carried and the new housing guidelines and application was approved as follows:

**David City's Community Development  
Block Grant (CDBG) Housing Program**

The reuse plan shall establish the goals and objectives for the reuse of CDBG funds allocated by the City of David City through loan agreements made under CDBG 97-HO-009. All funds shall be used with the corporate limits of the City of David City as specified herein.

The reused funds will be used to assist low and moderate-income persons seeking safe, decent, sanitary and affordable housing in David City.

The funds will also be used for all eligible CDBG housing activities, including, but not limited to homeownership assistance, and rehabilitation (owner occupied).

Applicants for assistance will generally be reviewed based on the following criteria:

- Household Income
- Credit Worthiness
- Estimated Rehabilitation Cost (if estimated cost exceeds estimated value of home upon completion of rehabilitation, no action will be taken aside from minimal weatherization measures)

Assistance to qualified applicants will be in the form of direct loans.

The reuse plan and housing assistance program for David City will be administered jointly by the Housing Board and City Staff. Application for assistance can be obtained through local lenders or the City Office. All application will be reviewed by the Housing Board. While the Housing Board can make recommendations, the City Council shall have the final authority to approve or deny applications.

The City shall be responsible for property inspections and program monitoring, as well as the preparation of all required documentation, including but not limited to, Loan Documents, Deed of

Trust, rehabilitation work orders, contractor lien waivers, etc... In addition, the City shall be responsible for loan serving and program income reports.

Amendments to the Reuse Plan shall be approved by the Nebraska Department of Economic Development, David City Housing Board and the City Council. In addition, the City shall hold a public hearing on said amendment prior to passage of said amendment.

**Two Eligible Activities –**

- Downpayment Assistance – CDBG funds are used for fund the gap between what a bank will offer on a loan and the actual cost of the house being purchased. These funds are normally given at 0% interest and are paid back based on the repayment schedule. (Maximum of \$5,000 per borrower).
- Rehabilitation Funds – If the home to be purchased requires major repairs, and then the lender, a contractor and a representative of the city would inspect the home and determine the rehabilitation work needed. The funds needed to complete the repair work would then be available to the homebuyer subject to the amount in the existing fund. These funds are normally given at 0% interest and are paid back based on the repayment schedule. (Maximum of \$10,000 per borrower).

**Income Guidelines for the CDBG/NIFA Housing Programs**

**Total Annual Income Cannot Exceed**

1 person	\$30,750	5 persons	\$49,400
2 persons	\$35,100	6 persons	\$50,900
3 persons	\$39,500	7 persons	\$54,450
4 persons	\$43,900	8 persons	\$57,950

The lenders are utilizing standard thirty-year first mortgages. There is no interest charged on the grant funds. However there is a 3% application fee, subject to change by the City Council, up front charge to the applicant. It was determined this would be much simpler than tracking the interest on the grant amount. There will also be a fee of \$33 to convert the filing charges for the Deed of Trust.

The income guidelines are based on a family size, and Butler County's 80% of median income. To be eligible the applicant needs to make less than the following adjusted annual income limits:

- \$30,700 for a family size of 1
- \$35,100 for a family size of 2
- \$39,500 for a family size of 3
- \$43,900 for a family size of 4
- \$47,400 for a family size of 5
- \$50,900 for a family size of 6
- \$54,450 for a family size of 7
- \$57,950 for a family size of 8 or more

This income limits will be updated annually

City of David City  
CDBG 97-HO-009

### **Housing Rehabilitation Program**

The goal is to provide low interest loans to rehabilitate existing older homes in David City where such rehabilitation is necessary to make the home safe, decent and sanitary. All upgrades must meet current city code.

#### GENERAL

- Interest rate is dependent upon applicant income and ability to repay (usually 0% loans)
- Repayment terms are either five (5) or ten (10) years depending on applicants ability to repay the loan
- If applicant chooses to sell home prior to repayment of second mortgage to City of David City, funds would be deducted to pay any remaining balance at the time of sale.
- Home must be kept in good repair for duration of the loan
- Applications are accepted through local lenders (banks) and the City Offices on an ongoing basis
- Applications are reviewed and recommended by the David City Housing Board. The City Council has final approval of all applications
- Reimbursement or payment for work completed prior to application submission is not allowed
- The original closing date for this program was June 25, 2000 but the City has elected to continue the program using "Reuse Funds"
- All rehabilitation activities SHALL meet the Nebraska Department of Economic Development Standards

Following is a list of specific eligible activities. Any other activities must receive approval by the Housing Board and the City Council.

#### ELECTRICAL

- Upgrade/Replace Service Panel
- Upgrade/Replace Interior Wiring
- Replace Switches & Fixtures

#### PLUMBING

- Upgrade/Replace Cast Iron Distribution Lines with properly coded items
- Upgrade/Replace Fixtures (includes toilets, bathroom lavatories, shower/tub and other sinks)
- Upgrade/Replace Water Heater
- Upgrade/Replace Water Softener/Filter (if applicable)

#### HEATING/VENTILATION/AIR CONDITIONING

- Upgrade/Replace Furnace
- Upgrade/Replace Air Condition Compressor & Condenser
- Upgrade/Replace Duct Work/Return Grills/Registers

#### ROOFING & WEATHERIZATION

- Install New Roof & Associated Flashing (including fascia/sophet/vents)
- Install New Gutter(s) and Downspout(s)
- Install New Windows & Doors
- Upgrade/Install Insulation (interior & exterior)
- Install Siding With Associated Trim & Moldings
- Repair Foundation/Footings

#### GENERAL CARPENTRY

- Install/Replace Drywall/Paneling/Wall Coverings
- Upgrade/Replace Interior Millwork (including trim, doors, cabinets & moldings)
- Install/Replace Flooring (including vinyl, tile, carpet, etc...)
- Upgrade/Repair Framing/Sheathing

### **Homeownership Opportunity Program**

The goal is to provide low interest loans to be used as downpayment assistance for LMI qualified homebuyers toward the purchase of existing homes in David City.

#### GENERAL

- Provide low interest loans (secured as second mortgage) to LMI homebuyers to be used as downpayment assistance
- Interest rate is dependent upon applicant income and ability to repay (usually 0% loans)
- Repayment terms are 60 months of five (5) years
- If applicant choose to sell home prior to repayment of second mortgage to City of David City, funds would be deducted to pay any remaining balance at the time of sale
- Home must be kept in good repair for duration of loan
- Application are accepted through local lenders (banks) and the City Office on an ongoing basis
- Applications are reviewed and recommend by the Housing Board. Final Approval is given by the City Council
- The original closing date for this program was June 25, 2000 but the City has elected to continue the program using "Reuse Funds"

### **Additional Guidelines**

The David City Housing Committee made the following recommendations to the full City Council on January 6, 2007. The Housing Committee is requesting that these changes to the program be passed as a resolution.

- 1) Each client (both existing and future) will receive a bill in the mail 15 days prior to their payment due date. They will then have an additional 14 days to make their payment at the City Office. Thirty days after the initial billing statement was sent, the client will receive a delinquency notice. The delinquency notice will include the original payment and a late fee of \$5.00. Clients can avoid late fees and delinquency notices if they make prior payment arrangements with the City Office.
- 2) If a client continue to neglect their payment obligation and does not attempt to contact the City Office to make payment arrangements, the City Reserves the right to use a collection agency or to pursue legal action through the City Attorney.
- 3) The two eligible activities shall be prioritized with Downpayment Assistance funds to receive highest priority followed by Rehabilitation funds.

**CITY OF DAVID CITY  
CDBG HOUSING REUSE PROGRAM**

City Hall  
557 4<sup>th</sup> Street  
David City, NE 68632  
(402) 367-3135

**AGREEMENT**

To Whom It May Concern:

This is to certify that the undersigned has given permission to the City of David City's Housing Board to request and receive information required to verify employment, mortgages, and other liens, deed, trust accounts, savings accounts, credit accounts, financial status, and any other information necessary to complete the undersigned's application for a loan from the CDBG Program.

The undersigned hereby applies for a loan from the City of David City CDBG Housing Program. The undersigned agrees to comply with all provisions of the CDBG Program. The undersigned represents that all statements made in the Homebuyer Down payment Assistance and/or Rehabilitation Application are true and correct, and are made for the purpose of obtaining a CDBG loan. The undersigned further agrees that the David City Housing Board may verify information from any source named in the application.

I undersigned fully understand that it is a federal, state and local crime, punishable by fine or imprisonment or both, to knowingly make false statements concerning any of the facts in the application.

**CERTIFICATION:**

I/We certify that all information contained in this application is true and complete to the best of my/our knowledge and belief. It is understood and agreed that this information is given for the purpose of obtaining financial assistance through the City of David City' CDBG Reuse funds, and will be used for no other purpose.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_



**CITY OF DAVID CITY  
CDBG HOUSING REUSE PROGRAM**

City Hall  
557 4<sup>th</sup> Street  
David City, NE 68632  
(402) 367-3135

**GENERAL RELEASE OF INFORMATION**

To Whom It May Concern:

I/we hereby authorize you to release to the City of David City the following information:

1. Previous and past employment history, including employer, period employed, title of position, income and hours worked.
2. Income from all sources, including, but not limited to, wages, unemployment benefits, pension benefits, interest income, income from rental properties, social security, disability, child support, maintenance, public assistance, and any other sources.
3. Any information deemed necessary in connection with a consumer credit report or a real estate transaction.

This information will be for the confidential use of the City of David City in determining my/our eligibility for a loan from the City's CDBG Housing Reuse Program, or to confirm information that I/we have supplied. Please complete the attached verification request.

A photo or fax copy of this document may be deemed to be the equivalent of the original and may be used as a duplicate original. The original signed General Release of Information from will be kept on file with the City of David City.

\_\_\_\_\_  
*Last, First, M.I.*

\_\_\_\_\_  
*Last, First, M.I.*

\_\_\_\_\_  
*Social Security #*

\_\_\_\_\_  
*Social Security #*

\_\_\_\_\_  
*Address*

\_\_\_\_\_  
*Address*

\_\_\_\_\_  
*City, State, Zip*

\_\_\_\_\_  
*City, State, Zip*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Date*

**CITY OF DAVID CITY  
CDBG HOUSING REUSE PROGRAM**

City Hall  
557 4<sup>th</sup> Street  
David City, NE 68632  
(402) 367-3135

**LEAD HAZARDS ADVISORY**

**ACKNOWLEDGEMENT FORM**

I/we have received a copy of the EPA publication entitled "Protect Your Family from Lead in Your Home."

\_\_\_\_\_  
Signature of Applicant

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Applicant

Date: \_\_\_\_\_

**CITY OF DAVID CITY  
CDBG HOUSING REUSE PROGRAM  
APPLICATION**  
City Hall  
557 4<sup>th</sup> Street  
David City, NE 68632  
(402) 367-3135

**Which City of David City Housing Reuse Programs Loan are you applying for?**

Owner-Occupied Housing Rehabilitation Application  YES  NO  
Down Payment Assistance Application  YES  NO

**PART 1: HOUSEHOLD INFORMATION**

**Section A - Please complete the following section for all household members age 18 or older who will occupy the property. Make copies if necessary for any additional household members.**

Name of Primary Applicant: \_\_\_\_\_

Current Address (street, city, state, \_\_\_\_\_  
zip): \_\_\_\_\_

Phone Work ( \_\_\_\_ ) \_\_\_\_\_ Home ( \_\_\_\_ ) \_\_\_\_\_ Cell ( \_\_\_\_ ) \_\_\_\_\_

Email: \_\_\_\_\_

Birthday: \_\_\_\_\_ Gender: \_\_\_\_\_ Number of people to live in your household \_\_\_\_\_

Are you a full-time student?  YES  NO Are you currently Employed?  YES  NO

Mailing Address (if different): \_\_\_\_\_

**Federal funding agencies require us to collect ethnicity and race data to track Fair Housing performance.**

**Ethnicity** (please choose one):  Hispanic or Latino **OR**  Not Hispanic or Latino

**Race** (please choose *one or more* of the following):

American Indian or Alaska Native  Asian  Black or African American

Native Hawaiian or Other Pacific Islander	White
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**Name of Secondary Applicant:** \_\_\_\_\_

Current Address (street, city, state, zip): \_\_\_\_\_  
 Phone Work ( \_\_\_\_ ) \_\_\_\_\_ Home ( \_\_\_\_ ) \_\_\_\_\_ Cell ( \_\_\_\_ ) \_\_\_\_\_  
 Email: \_\_\_\_\_

Birthday: \_\_\_\_\_ Gender: \_\_\_\_\_ Number of people to live in your household \_\_\_\_\_  
 Are you a full-time student?  YES  NO Are you currently Employed?  YES  NO  
 Mailing Address (if different): \_\_\_\_\_

**Name of Others:** \_\_\_\_\_

Current Address (street, city, state, zip): \_\_\_\_\_  
 Phone Work ( \_\_\_\_ ) \_\_\_\_\_ Home ( \_\_\_\_ ) \_\_\_\_\_ Cell ( \_\_\_\_ ) \_\_\_\_\_  
 Email: \_\_\_\_\_

Birthday: \_\_\_\_\_ Gender: \_\_\_\_\_ Number of people to live in your household \_\_\_\_\_  
 Are you a full-time student?  YES  NO Are you currently Employed?  YES  NO  
 Mailing Address (if different): \_\_\_\_\_

**Section B – Other Information.**

1. Do you or any household members currently own a home?	<input type="checkbox"/> YES <input type="checkbox"/> NO
2. Can you furnish a letter of recommendation from your current landlord?	<input type="checkbox"/> YES <input type="checkbox"/> NO
3. Do you presently budget your expenses?	<input type="checkbox"/> YES <input type="checkbox"/> NO
4. Have you been separated or divorced within the last 3 years?	<input type="checkbox"/> YES <input type="checkbox"/> NO
5. Are there any outstanding judgment against any member of your household?	<input type="checkbox"/> YES <input type="checkbox"/> NO
6. Has a member of your household been declared bankrupt within the past 7 years?	<input type="checkbox"/> YES <input type="checkbox"/> NO
7. Are any members of your household currently party to a lawsuit?	<input type="checkbox"/> YES <input type="checkbox"/> NO
8. Are you currently delinquent or in default on any loan of any kind?	<input type="checkbox"/> YES <input type="checkbox"/> NO
9. Are you obligated to pay alimony, child support, or maintenance?	<input type="checkbox"/> YES <input type="checkbox"/> NO

10. Are you a co-maker or endorser on any note?		<input type="checkbox"/> YES	<input type="checkbox"/> NO			
11. Are you a United States citizen?		<input type="checkbox"/> YES	<input type="checkbox"/> NO			
12. Address/Location of proposed property for purchase:						
13. Do you have a proposed Purchase Agreement for the identified property?		<input type="checkbox"/> YES	<input type="checkbox"/> NO			
14. Do you anticipate changes in the income of any household member during the upcoming 12 months?		<input type="checkbox"/> YES	<input type="checkbox"/> NO			
Please explain any anticipated changes:						
15. Are home improvements needed?		<input type="checkbox"/> YES	<input type="checkbox"/> NO			
Improvements Needed	Roof	<input type="checkbox"/> YES	<input type="checkbox"/> NO	Insulation	<input type="checkbox"/> YES	<input type="checkbox"/> NO
	Exterior siding/painting	<input type="checkbox"/> YES	<input type="checkbox"/> NO	Interior wall /ceilings/floors	<input type="checkbox"/> YES	<input type="checkbox"/> NO
	Furnace	<input type="checkbox"/> YES	<input type="checkbox"/> NO	Foundation	<input type="checkbox"/> YES	<input type="checkbox"/> NO
	Water heater	<input type="checkbox"/> YES	<input type="checkbox"/> NO	Windows – storms/permanent	<input type="checkbox"/> YES	<input type="checkbox"/> NO
	Plumbing	<input type="checkbox"/> YES	<input type="checkbox"/> NO	Doors – storm/exterior	<input type="checkbox"/> YES	<input type="checkbox"/> NO
	Wiring/Electrical Service	<input type="checkbox"/> YES	<input type="checkbox"/> NO	Chimney	<input type="checkbox"/> YES	<input type="checkbox"/> NO
	Other (please specify) :					

**PART 2: INCOME AND ASSET INFORMATION**

Please complete a separate Income and Asset Section for EACH individual in the household who receives income or holds assets. Make copies of this part of the application if necessary. You do not need to provide employment income information for household members younger than 18. You do need to include assets held by children, or benefit income received by children.

On the following list, check YES if you receive the particular income, and check NO if you do not receive the income. You will need to provide verification for each item checked YES.

The following information is for: **(Name)**

\_\_\_\_\_

**Section A - Income Information.**

Gross income is the combined household income which includes, but is not limited to, job earnings, Social Security and Social Services (for all in household), TANF, VA benefits, unemployment income, military pay, worker's compensation payments, child support,

alimony/maintenance payments, income from pensions or retirement plans, stocks, etc. Failure to report household income is considered fraud and can have serious consequences.

**Employment Income (Do not include employment income of children younger than 18)**

<b>Self-Employment</b>	<b>Type of Income</b>	<b>Received?</b>	<b>Gross Monthly Wages</b>	
Name of Business:	Self-Employment	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
<b>Employer # 1</b>	<b>Type of Income</b>	<b>Received?</b>	<b>Gross Monthly Wages</b>	
Name and Address of Employer:	Wages/Salaries	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
	Overtime Pay	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
	Commission	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
	Fees/Tips	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
	Bonuses	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Avg. # hours/week: _____				
<b>Employer # 2</b>	<b>Type of Income</b>	<b>Received?</b>	<b>Gross Monthly Wages</b>	
Name and Address of Employer:	Wages/Salaries	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
	Overtime Pay	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
	Commission	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
	Fees/Tips	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
	Bonuses	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Avg. # hours/week: _____				
<b>PLEASE ADD ALL EMPLOYMENT INCOME AND RECORD HERE</b>			\$	_____

**Section B – Other Income Information.**

**Name:**

\_\_\_\_\_

**Benefit Income**

<b>Type of Income</b>	<b>Receive?</b>	<b>Monthly Amount</b>	<b>Clarification (as necessary)</b>
Social Security	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Supplemental Security Income (SSI)	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Supplemental Security Disability Income (SSDI)	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Worker's Comp	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Disability pay/benefits	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	

Unemployment Insurance	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Severance Pay	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Annuities	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Insurance Policy Payment	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Pension	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Retirement Benefits	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Armed Forces Pay	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
<b>PLEASE ADD ALL BENEFIT INCOME AND RECORD HERE: \$ _____</b>			

**Alimony and Child Support**

Provide a copy of the court order for each type of support and indicate whether you are actually receiving

Type of Support Income	Received?	Monthly Amount	Clarification (as necessary)
Alimony / Maintenance	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Child Support	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
<b>PLEASE ADD ALL SUPPORT INCOME AND RECORD HERE: \$ _____</b>			

**Other Sources of Income**

Type of Other Income	Received?	Monthly Amount	Clarification (as necessary)
Money or gifts regularly given by persons not living in the home	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Lottery winnings paid periodic payments	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
Other Income (please specify)	<input type="checkbox"/> YES <input type="checkbox"/> NO	\$	
<b>PLEASE ADD ALL OTHER INCOME AND RECORD HERE: \$ _____</b>			

**Section C – Asset Information.**

**Name:**

\_\_\_\_\_

An asset is cash or no cash item that can be converted to cash.

**Report the following assets:** Cash held in saving accounts, checking accounts, safe deposit boxes, homes, etc. Equity in rental property or other capital investments. Cash value of stocks, bonds, Treasury bills, certificates of deposit and money market accounts. Individual retirement

and Keogh accounts (even though withdrawal would result in a penalty). Retirement and pension funds. Cash value of life insurance policies available to the individual before death. Personal property held as an investment such as gems, jewelry, coin collections, antique cars, etc. Lump sum or one-time receipt, such as inheritances, capital gains, lottery winnings, victim's restitution, insurance settlements and other amounts not intended as periodic payments. Mortgages or deeds of trust held by an applicant. **Do Not Report** necessary personal property such as clothing, furniture, cars and vehicles specially equipped for persons with disabilities.

**Bank Accounts**

Name of Institution	Type of Account	Current Balance
	Checking	\$
	Checking	\$
	Checking	\$
	Savings	\$
	Savings	\$
	Money Market	\$
	Money Market	\$
	Other (please specify)	\$
PLEASE ADD ALL BANK ACCOUNT BALANCES AND RECORD HERE: \$ _____		

**Other Assets**

Name of Institution	Type of Investment	Current Value of Assets
	Individual Stocks	\$
	Bonds	\$
	Mutual Funds	\$
	Trust Funds	\$
	Retirement Accounts (i.e. IRA, Keogh, 401K, 403B, PERA)	\$
	IRA/Keogh/401K	\$
	Cash Value of life insurance policy	\$
	Gift Money for down payment – provide a copy of the gift letter	\$
	Estimated Proceeds from Sale of Home	\$
	Value of Other Property (please specify)	\$
	Other Asset (please specify; this includes mobile homes)	\$

PLEASE ADD VALUE OF ALL OTHER ASSETS AND RECORD HERE: \$ \_\_\_\_\_

Council member Schatz made a motion to approve the down-payment assistance loan application #45 for \$3,000 CDBG Re-Use Housing Funds. Council member Lukassen seconded the motion. Voting AYE: Council members Scribner, Smith, Hein, Lukassen, and Schatz. Voting NAY: None. The motion carried.

Council member Schatz introduced Ordinance No. 1061 setting the pay for City Administrator Joe Johnson. Council member Schatz 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 AYE: Council members Scribner, Hein, Lukassen, Smith, and Schatz. Voting NAY: None. The motion carried.

Council member Schatz made a motion to pass and adopt Ordinance No. 1061 on the third and final reading. Council member Hein seconded the motion. Voting AYE: Council members Lukassen, Scribner, Smith, Hein, and Schatz. Voting NAY: None. The motion carried and Ordinance No. 1061 was passed and adopted as follows:

#### **ORDINANCE NO. 1061**

**AN ORDINANCE OF THE CITY OF DAVID CITY, NEBRASKA TO SET THE PAY FOR THE CITY ADMINISTRATOR; REPEAL ALL ORDINANCES OR PORTIONS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDE AN EFFECTIVE DATE; AND PROVIDE FOR PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM.**

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

SECTION 1. The Mayor and City Council of David City, Nebraska, do hereby establish and fix the salary for City Administrator Joseph J. Johnson at **\$55,000.00 per year**, after the passage of this ordinance.

SECTION 2. Any and all ordinances, or sections thereof, passed and approved prior to the passage, approval and publication or posting of this ordinance, and in conflict with its provisions, is hereby repealed.

SECTION 3. This ordinance shall be published in pamphlet form and shall be in full force and effect beginning on September 26, 2007.

PASSED AND APPROVED this 10<sup>th</sup> day of October, 2007.

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Mayor Dana Trowbridge

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City Clerk Joan E. Kovar



Council member Schatz introduced Resolution No. 13 – 2007 and moved for its passage and adoption. Council member Scribner seconded the motion. Voting YEA: Council members Smith, Hein, Lukassen, Scribner, and Schatz. Voting NAY: None. The motion carried and Resolution No. 13 - 2007 was passed and adopted as follows:

**RESOLUTION NO. 13 - 2007**

WHEREAS, law enforcement agencies within the following counties: Butler, Clay, Fillmore, Hamilton, Jefferson, Merrick, Nuckolls, Saunders, Seward, Thayer, Webster, and York desire to enter into a cooperative law enforcement effort; and

WHEREAS, the above agencies have submitted a grant application known as the RURAL APPREHENSION PROGRAM (hereafter RAP 18 #07-DA-311); and

WHEREAS, the RAP project has been funded by the Nebraska Crime Commission; and,

WHEREAS, the various counties, communities, and agencies within those jurisdictions desire to make the most efficient use of the power by enabling them to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner pursuant to forms of governmental organization that will accord best with geographic, economic, population, and other factors; and

WHEREAS, an interlocal agreement, consistent with Nebraska Revised Statutes 13-801 et. seq, would be in the best interest of all participating agencies; and

WHEREAS, the agencies desire to enter into a written interlocal agreement for the purposes of carrying out the RAP objectives and grant requirements of the Nebraska Crime Commission.

**BE IT RESOLVED THAT:**

The City of David City authorizes Stephen M. Sunday, Chief of Police, to enter the City of David City into an interlocal agreement for joint and cooperative action pursuant to the provisions of Section 13-801 through 13-807 of Nebraska Revised Statutes. The interlocal agreement shall be for the strict administration of the RAP project and all funds allocated by the Nebraska Crime Commission, and Match dollars allocated by the RAP members. Further, this interlocal agreement shall not establish a separate legal entity, rather as a joint and cooperative undertaking between public agencies i.e. state, county, city, and village. (Nebraska Revised Statute 13-801).

Amount of match dollars allocated by the City of David City for the 2007 -2008 grant period (RAP 18) will be \$1,298.00. (2000 census 2,597 population x \$0.50)

Dated this 10<sup>th</sup> day of October, 2007.

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Mayor Dana Trowbridge

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City Clerk Joan Kovar

Council member Schatz, based on the recommendation of Police Chief Sunday, made a motion to approve the appointment of Marla Jo Schnell of Osceola, Nebraska, as a part-time police officer for David City on an as needed basis. Council member Smith seconded the motion. Council member Schatz stated that since this employment is on a "part-time as needed basis" there should be no problems in the future. City Attorney Egr agreed. Voting AYE: Council members Scribner, Lukassen, Hein, Smith, and Schatz. Voting NAY: None. The motion carried.

Council member Schatz, based on the recommendation of Police Chief Sunday, made a motion to approve the appointment of Valarie Jackson of Wahoo, Nebraska, as a part-time police officer for David City on an as needed basis. Council member Smith seconded the motion. Voting AYE: Council members Hein, Lukassen, Scribner, Smith, and Schatz. Voting NAY: None. The motion carried.

Council member Schatz introduced Resolution No. 14 – 2007 waiving the cost of electric, water, and sewer for the Park, Police, Library, and Street Departments and moved for its passage and adoption. Council member Hein seconded the motion. Council member Smith stated that it was discussed that an in-lieu of cost for utilities would be budgeted for and placed in the Contingency Fund. The department heads would need to make a request to the City Council to use these funds which will only be authorized for the betterment of the City, not for wages or overtime, etc.

Council member Smith made a motion to amend Resolution No. 14 - 2007 to include #3 to state: The in-lieu of utility costs budgeted amounts will be placed in a Contingency Fund and the respective department heads must receive Council approval to access the funds. Council member Hein seconded the motion. Voting AYE: Council member Lukassen, Schatz, Scribner, Hein, and Smith. Voting NAY: None. The motion carried.

Voting AYE to pass and approve Resolution No. 14 - 2007 as amended: Council members Smith, Lukassen, Scribner, Hein, and Schatz. Voting NAY: None. The motion carried and Resolution No. 14 - 2007 was passed and adopted as follows:

#### **RESOLUTION NO. 14 - 2007**

#### **A RESOLUTION OF THE CITY OF DAVID CITY, ALLOWING THE DAVID CITY STREET DEPARTMENT, THE DAVID CITY POLICE DEPARTMENT, THE DAVID CITY PARKS DEPARTMENT AND THE HRUSKA MEMORIAL LIBRARY USE OF DAVID CITY WATER, SEWER, AND ELECTRIC SERVICES WITHOUT CHARGE.**

WHEREAS, the City of David City, Nebraska (hereinafter referred to as "David City") is an independent body of government operating under the laws of the State of Nebraska, and

WHEREAS, David City owns, maintains and operates the David City Water and Sewer Department and the David City Electric Department, otherwise known as "city utilities", and

WHEREAS, David City owns, maintains and operates the David City Office, the David City Street Department, the David City Police Department, the David City Parks Department and maintains and operates the Hruska Memorial Library, and

WHEREAS, the David City Office the David City Street Department, the David City Police Department, the David City Parks Department and the Hruska Memorial Library expend tax dollars to pay David City utility costs because of inadequate income generated from the service those departments provide to the citizens, and

WHEREAS, the David City Water and Sewer Department and Electric Department generate adequate incomes to provide for free city utilities to David City departments that provide true governmental services using tax dollars.

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

1. The City of David City's Water and Sewer Department and Electric Department be requested, by this resolution, to provide free utilities for the David City Office, the David City Street Department, the David City Police Department, the David City Parks Department and the Hruska Memorial Library.
2. To permit such service to be provided without charge.
3. The in-lieu of utility costs budgeted amounts will be placed in a Contingency Fund and the respective department heads must receive Council approval to access the funds.

PASSED AND APPROVED this 10<sup>th</sup> day of October, 2007.

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Mayor Dana Trowbridge

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City Clerk Joan E. Kovar

Council member Schatz introduced Ordinance No. 1062. Council member Schatz 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 AYE: Council members Lukassen, Hein, Scribner, Smith, and Schatz. Voting NAY: None. The motion carried.

Council member Schatz made a motion to pass and adopt Ordinance No. 1062 on the third and final reading. Council member Hein seconded the motion. Voting AYE: Council members Lukassen, Smith, Scribner, Hein, and Schatz. Voting NAY: None. The motion carried and Ordinance No. 1062 was passed and adopted as follows:

**ORDINANCE NO. 1062**

AN ORDINANCE INCORPORATING A 2½% COST OF LIVING ADJUSTMENT FOR FULL-TIME WORKERS AND/OR SETTING THE SALARIES AND PAY SCALES FOR APPOINTED OFFICERS AND EMPLOYEES OF THE CITY OF DAVID CITY, NEBRASKA; TO REPEAL ALL ORDINANCES OR PORTIONS OF ORDINANCES IN CONFLICT THEREWITH;

TO PROVIDE FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR A TIME WHEN THIS ORDINANCE SHALL TAKE EFFECT.

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

**SECTION 1.** The Mayor and City Council of David City, Nebraska, do hereby establish and fix the pay scales and salaries for the following positions for the appointed officers and employees of the City of David City, Nebraska:

**SECTION 2.** The wages for the Library Director and Librarians are set by the Library Board and therefore are not included.

**Part-Time Workers**

Years in Position	A 0	B 6m	C 1	D 2	E 3	F 4	G 5	H 6	I 7	J 8	K 9	L 10	M 11	N 12	O 13	P 14	Q 15	R 16	S 17	T 18	U 19	V 20
Part-time workers	\$6.92	7.21	7.37	7.50	7.59	7.67	7.80	7.92	8.08	8.21	8.36	8.52	8.65	8.83	9.03	9.23	9.41	9.62	9.80	9.98	10.19	10.39
Zoning Inspector	\$15.00	15.25	15.45	15.50	15.57	15.62	15.69	15.74	15.81	15.86	15.92	15.97	16.03	16.08	16.15	16.21	16.27	16.34	16.41	16.46	16.53	16.63
Bartenders -	Begin @ \$6.00/hr - experienced up to \$6.50																					
Recycling workers -	Begin @ \$6.00/hr - experienced up to \$6.60																					
Years in Position	1	2	3	4																		
Summer Time Help -	\$6.12	6.37	6.62	6.87																		

**Full-Time Workers**

Years in Position:	A 0	B 6m	C 1	D 2	E 3	F 4	G 5	H 6	I 7	J 8	K 9	L 10	M 11	N 12	O 13	P 14	Q 15	R 16	S 17	T 18	U 19	V 20
<b>Office Staff</b>																						
Clerical I	10.13	10.26	10.38	10.53	10.66	10.79	10.93	11.05	11.19	11.34	11.46	11.60	11.73	11.86	12.00	12.13	12.25	12.40	12.54	12.66	12.80	12.92
Police Clerical	9.61	9.98	10.17	10.32	10.39	10.46	10.53	10.62	10.71	10.81	10.93	11.01	11.11	11.18	11.25	11.33	11.38	11.43	11.49	11.57	11.64	11.71
Acct Clerk I	10.20	10.34	10.53	10.69	10.88	11.03	11.20	11.39	11.53	11.72	11.89	12.06	12.22	12.40	12.58	12.76	12.89	13.05	13.19	13.34	13.52	13.66
Acct Clerk II (includes .50/hr for CMC)	13.11	13.40	13.58	13.75	13.88	13.99	14.08	14.29	14.46	14.65	14.83	15.06	15.25	15.38	15.51	15.64	15.79	15.92	16.05	16.21	16.36	16.51
Years in Position:	A 0	B 6m	C 1	D 2	E 3	F 4	G 5	H 6	I 7	J 8	K 9	L 10	M 11	N 12	O 13	P 14	Q 15	R 16	S 17	T 18	U 19	V 20
<b>Utility Staff</b>																						
Power Plant Operator I	10.69	10.88	11.10	11.34	11.53	11.77	11.99	12.20	12.42	12.65	12.87	13.13	13.34	13.57	13.80	14.01	14.27	14.47	14.71	14.95	15.17	15.43
Power Plant Operator	12.92	13.50	14.10	14.28	14.45	14.66	14.94	15.22	15.52	15.81	16.11	16.38	16.59	16.76	16.96	17.16	17.35	17.54	17.75	17.93	18.03	18.12
Power Plant Operator III	16.46	16.66	16.82	17.03	17.17	17.34	17.51	17.66	17.86	18.02	18.18	18.39	18.56	18.74	18.93	19.11	19.28	19.48	19.66	19.83	20.02	20.21
Apprentice Lineman	12.44	12.79	12.96	13.14	13.24	13.34	13.48	13.64	13.82	13.98	14.15	14.33	14.48	14.61	14.71	14.83	14.95	15.06	15.16	15.25	15.41	15.50
Line worker II	14.79	15.11	15.28	15.50	15.61	15.73	15.86	16.04	16.23	16.41	16.63	16.81	16.99	17.15	17.30	17.44	17.56	17.68	17.82	17.96	18.10	18.27
Line worker I	17.53	17.90	18.07	18.27	18.39	18.52	18.67	18.87	19.09	19.28	19.49	19.67	19.90	20.03	20.18	20.33	20.48	20.63	20.79	20.92	21.05	21.21
Line Foreman	18.50	19.14	19.27	19.54	19.70	19.86	20.05	20.30	20.55	20.81	21.07	21.32	21.58	21.72	21.91	22.07	22.26	22.41	22.59	22.76	22.89	23.08
Water/Sewer Operator I	10.69	10.99	11.15	11.34	11.44	11.53	11.65	11.83	12.01	12.18	12.37	12.55	12.74	12.84	12.97	13.12	13.23	13.36	13.50	13.63	13.77	13.90
WA/SE Op 1 w Grade VI	11.32	11.60	11.77	11.94	12.05	12.15	12.25	12.43	12.62	12.79	12.97	13.16	13.33	13.47	13.58	13.71	13.85	13.97	14.08	14.26	14.37	14.49
WA/SE Operator II	12.90	13.11	13.27	13.47	13.64	13.84	14.00	14.22	14.37	14.56	14.75	14.95	15.14	15.31	15.53	15.71	15.91	16.12	16.30	16.49	16.70	16.89
WA/SE Op I I w Gr VI	13.52	13.69	13.88	14.04	14.26	14.42	14.61	14.79	14.99	15.15	15.38	15.54	15.73	15.92	16.13	16.32	16.50	16.71	16.90	17.11	17.30	17.49
WA/SE Op III w Gr VI	15.45	15.79	15.95	16.12	16.23	16.34	16.45	16.67	16.85	16.95	17.18	17.38	17.58	17.70	17.85	17.96	18.08	18.21	18.33	18.47	18.60	18.74
Waste Water Plant Operator	14.58	14.91	15.07	15.22	15.38	15.47	15.57	15.76	15.95	16.12	16.28	16.46	16.68	16.80	16.92	17.06	17.18	17.30	17.41	17.55	17.68	17.82

City Council Proceedings  
 October 10, 2007  
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Years in Position:	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V
	0	6m	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20
<b>City Maintenance Staff</b>																						
Laborer I	7.93	8.13	8.18	8.34	8.41	8.48	8.55	8.66	8.76	8.85	8.96	9.07	9.17	9.23	9.31	9.39	9.45	9.51	9.58	9.65	9.71	9.77
Laborer II	10.57	10.90	11.04	11.22	11.34	11.44	11.53	11.71	11.87	12.04	12.20	12.37	12.54	12.64	12.76	12.85	12.97	13.10	13.19	13.29	13.40	13.53
Maintenance Worker I	10.82	11.10	11.23	11.38	11.46	11.56	11.65	11.81	11.96	12.10	12.24	12.41	12.58	12.67	12.79	12.89	13.01	13.13	13.23	13.33	13.47	13.58
Maintenance Worker II	11.39	11.66	11.83	11.99	12.08	12.18	12.29	12.46	12.64	12.80	12.96	13.14	13.30	13.43	13.56	13.69	13.82	13.94	14.04	14.19	14.32	14.44
Street Foreman	14.31	14.68	14.85	15.06	15.17	15.28	15.45	15.61	15.81	16.00	16.20	16.36	16.58	16.69	16.81	16.94	17.06	17.19	17.32	17.44	17.57	17.70
<b>Police Staff</b>																						
Police Officer	13.17	13.44	13.60	13.76	13.87	13.97	14.06	14.25	14.37	14.53	14.71	14.88	15.07	15.17	15.31	15.44	15.54	15.66	15.79	15.88	16.00	16.11
Sergeant	15.75	16.09	16.27	16.45	16.62	16.80	16.95	17.05	17.17	17.36	17.56	17.75	17.94	18.08	18.21	18.36	18.49	18.63	18.79	18.91	19.04	19.21
<b>Department Supervisors</b>																						
Park & Aud Supt.	14.25	14.62	14.79	14.99	15.13	15.24	15.40	15.58	15.80	16.00	16.21	16.39	16.63	16.79	16.94	17.11	17.24	17.40	17.57	17.71	17.89	18.05
City Clerk/Treas CMC MMC	18.35	18.59	18.72	18.83	18.89	18.99	19.08	19.21	19.32	19.43	19.57	19.70	19.80	19.86	19.97	20.05	20.12	20.20	20.31	20.40	20.49	20.57
Licensed Street Supt.	18.44	18.77	18.93	19.10	19.21	19.31	19.43	19.58	19.76	19.92	20.08	20.24	20.42	20.52	20.63	20.74	20.86	20.96	21.07	21.19	21.29	21.43
WA/SE Supervisor w Gr VI	17.64	18.03	18.23	18.46	18.58	18.71	18.84	19.04	19.25	19.48	19.70	19.90	20.09	20.24	20.39	20.53	20.68	20.85	20.99	21.14	21.29	21.46
Power Plant Supervisor	18.17	18.71	18.97	19.22	19.37	19.57	19.73	19.99	20.23	20.49	20.75	20.98	21.25	21.41	21.59	21.74	21.91	22.08	22.23	22.41	22.57	22.76
Police Chief	17.54	18.17	18.50	18.82	19.04	19.25	19.48	19.79	20.13	20.44	20.76	21.08	21.41	21.62	21.84	22.06	22.27	22.47	22.70	22.93	23.13	23.37
Electric Supervisor	20.72	21.36	21.67	22.00	22.21	22.43	22.66	23.00	23.31	23.61	23.94	24.26	24.59	24.78	25.01	25.25	25.44	25.66	25.88	26.10	26.28	26.51

**SECTION 3.** Any and all ordinances, or sections thereof, passed and approved prior to the passage, approval and publication or posting of this ordinance, and in conflict with its provisions, are hereby repealed.

**SECTION 4.** This ordinance shall be published in pamphlet form and shall be in full force and effect on September 26, 2007 following its passage, approval, and publication as provided by law and city ordinance.

PASSED AND APPROVED this 10<sup>th</sup> day of October, 2007.

\_\_\_\_\_  
 Mayor Dana Trowbridge

\_\_\_\_\_  
 City Clerk Joan E. Kovar

Mayor Trowbridge presented the following letter:

*Dear Mayor Trowbridge,*

*September 24, 2007*

*As our family is in the process of re-locating to Bellwood, this letter is to inform you of my intentions of resigning my position on the city council. It has been an honor and a privilege to serve on this council. I have learned a lot of things about the city and county government that I may be able to use in the future. I want to express my best wishes to you and the City Administrator along with Jim Egr. My resignation is effective September 24, 2007.*

*Once again thanks for all your help and support  
 Best wishes, Rick Holland  
 Cc: Joe Johnson, City Administrator and Jim Egr, City Attorney*

Margaret Kitt stated that she ran against Rick Holland and therefore was questioning the replacement for the council member position in the 1<sup>st</sup> Ward. Mayor Trowbridge stated that she could definitely apply for the position, however, State Statute states: vacancies in city elected offices shall be filled by the Mayor and City Council for the balance of the unexpired term. Notice of a vacancy, except a vacancy resulting from the death of the incumbent, shall be in writing and presented to the Council at a regular or special meeting and shall appear as a part of the minutes of such meeting. The Council shall at once give public notice of the vacancy by causing to be published in a newspaper of general circulation within the city or by posting in three public places in the city the office vacated and the length of the unexpired term. The Mayor shall, within four weeks after the meeting at which such notice of vacancy has been presented or upon the death of the incumbent, call a special meeting of the Council or place the issue of filling such vacancy on the agenda at the next regular meeting at which time the mayor shall submit the name of a qualified registered voter to fill the vacancy for the balance of the unexpired term. The Council shall vote upon such nominee, and if a majority votes in favor of such nominee, the vacancy shall be declared filled. If the nominee fails to receive a majority of the votes, the nomination shall be rejected and the Mayor shall, at the next regular or special meeting, submit the name of another qualified registered voter to fill the vacancy. If the subsequent nominee fails to receive a majority of the votes, the Mayor shall continue at such meeting to submit the names of qualified registered voters in nomination and the Council shall continue to vote upon such nominations until the vacancy is filled. The Mayor shall cast his or her vote for or against the nominee in the case of a tie vote of the Council. All Council members present shall cast a ballot for or against the nominee. Any member of the Council who has been appointed to fill a vacancy on the Council shall have the same rights, including voting, as if such person were elected.

Council member Schatz made a motion to accept the resignation of Rick Holland as Council member - 1<sup>st</sup> Ward and begin the process to find a replacement. Council member Smith seconded the motion. Voting AYE: Council members Hein, Lukassen, Scribner, Smith, and Schatz. Voting NAY: None. The motion carried.

Mayor Trowbridge would like to address the replacement in letter fashion - submitted in a sealed envelope - stating their qualifications or whatever qualifies them for this position. A notice of vacancy will be placed in the Banner Press. The deadline for submitting an application will be November 7, 2007.

Council member Schatz made a motion to approve the Optimist Club transitioning the northeast sand volleyball court into a basketball court contingent upon the City Council having final approval of the engineering of the basketball court which will remain city property. Council member Smith seconded the motion. Voting AYE: Council members Lukassen, Scribner, Hein, Smith, and Schatz. Voting NAY: None. The motion carried.

Council member Schatz made a motion to accept the Airport Advisory Committee's recommendation that HWS Consulting Group be selected as the Engineering/Architectural Firm for future airport construction projects. Council member Lukassen seconded the motion. Voting AYE: Council members Hein, Smith, Scribner, Lukassen, and Schatz. Voting NAY: None. The motion carried.

Council member Schatz made a motion to designate 1<sup>st</sup> National Bank of Omaha - David City Branch; U.S. Bank - David City Branch; Union Bank - David City Branch; and Bank of the Valley - David City Branch; as the Depository Banks for the City of David City/David City Utilities

for fiscal year October 1, 2007 thru September 30, 2008. Council member Smith seconded the motion. Voting AYE: Council members Lukassen, Scribner, Hein, Smith, and Schatz. Voting NAY: None. The motion carried.

There being no further business to come before the Council, Council member Hein made a motion to adjourn. Council member Lukassen seconded the motion. Voting AYE: Council members Smith, Scribner, Schatz, Lukassen, and Hein. Voting NAY: None. The motion carried and Mayor Trowbridge declared the meeting adjourned at 7:50 p.m.

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Mayor Dana Trowbridge

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City Clerk Joan E. Kovar



CERTIFICATION OF MINUTES  
October 10, 2007

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 October 10, 2007; 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.

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Joan E. Kovar, City Clerk