

## CITY COUNCIL PROCEEDINGS

November 24, 2009

The City Council of the City of David City, Nebraska, met in open public session in the meeting room of the City Office, 557 N 4<sup>th</sup> Street, David City, Nebraska. The Public had been advised of the meeting by posting of notices at the City Office, U.S. Post Office, First National Bank, Hruska Public Library, Union Bank, County Courthouse, U.S. Bank, and Bank of the Valley. 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.

Mayor Trowbridge opened the special meeting at 5:30 p.m. Mayor Trowbridge stated: "This is a relatively simple agenda. Beyond the roll call there are four items: one is an appointment, one is a resignation and one is a relatively simple agreement. I don't know that we need a lot of guidance, we've visited about that, so this particular meeting we're going to leave the discussion to the table."

Present for the meeting were: Mayor Dana Trowbridge, Council members Gary Smith, Nick Hein, Bill Scribner, Mike Rogers, and Gary Kroesing, City Administrator Joe Johnson, and City Clerk-Treasurer Joan Kovar. Council member Bill Yindrick was absent due to the passing away of his father-in-law Howard Taylor.

Mayor Trowbridge informed the public of the "Open Meetings Act" posted on the east wall of the meeting room and stated that if anyone had questions concerning the open meetings act as the meeting went on that the Mayor and Council would love to entertain them.

Council member Rogers made a motion to appoint James D. Sylvester as interim Chief of Police for the City of David City. Council member Kroesing seconded the motion. Mayor Trowbridge stated that it is the intent to compensate Sergeant Sylvester at Sergeant Sylvester's previous pay rate when he left the employment of the David City police department on retirement. Voting AYE: Council members Scribner, Smith, Rogers, Hein, and Kroesing. Voting NAY: None. Council member Yindrick was absent. The motion carried.

Council member Kroesing made a motion to accept the resignation of Police Officer Kevin L. Broman and place it in his personnel file. Council member Smith seconded the motion. Voting AYE: Council members Hein, Rogers, Smith, and Kroesing. Voting NAY: Council member Scribner. Council member Yindrick was absent. The motion carried.

Mayor Trowbridge stated: "Agenda Item #5 is: Consideration of an agreement between the City of David City, Nebraska, and the County of Butler County, Nebraska, regarding the Butler County Sheriffs Department providing - and the key word in this whole paragraph is "supplemental" - public safety and routine public safety patrol within David City. Supplemental applies to both public safety and public safety patrol. What is gone on; and Sergeant Sylvester has done a magnificent job at this point in time; nothing has changed you have the same level of police patrol and protection that you've had for the past ten years, haven't missed a lick, haven't missed a beat, haven't missed a minute. Jim has dealt with some of the part time officers that we have and has been able to cover all of the shifts. Jim looks forward and has projected that for the most part, and for the most part being probably 80% of the time, you would

be able to cover shifts in that 80%, which leaves some times that we will not be able to cover a shift, 20% or fewer of the times that we will not be able to cover a shift. And therefore we are asking the Council to allow us; Sheriff Hecker has graciously said that his department can cover some shifts for us on a supplemental basis for a relatively short period of time, and he has offered to do so on a "no charge" basis which I think is very gracious of Butler County, and we need to thank them for that assistance. I know if Mark had an opening and we could assist him it would go the other way. So I think we've struck the best of both worlds deal in that particular situation so that is exactly what we are speaking about on agenda item #5. What is going on right now is there was a lengthy ad in the Omaha World Herald professional section on Sunday requesting applicants for a Chief of Police position in David City, Nebraska. We received a highly qualified response today which we're going to follow up with a resume and probably interviews. I anticipate that we will find more than that single response and they will be qualified. Last week we had an interview with a police patrol candidate who had been through the academy, was certified, and had previously been a Sheriff in a western county, and is giving serious thought to coming to David City from an area that he lives at not too far away right now. So, we are progressing toward filling the police Chiefs job and filling some vacancies that we have on the staff. We are moving forward with a building plan for City Hall and a component for the police department. There have been a lot of rumors, there tends to be a bit of misinformation that flows around our community. You have just heard what is going on, and that is exactly what is going on."

Council member Kroesing made a motion to set up an agreement between the City and the County regarding the Butler County Sheriff's department providing supplemental public safety and routine public safety patrol within David City. Council member Hein seconded the motion. Voting AYE: Council members Rogers, Scribner, Smith, Hein, and Kroesing. Voting NAY: None. Council member Yindruck was absent. The motion carried.

There being no further business to come before the Council, Council member Kroesing made a motion to adjourn. Council member Smith seconded the motion. Voting AYE: Council members Scribner, Hein, Kroesing, Rogers, and Smith. Voting NAY: None. Council member Yindruck was absent. The motion carried and Mayor Trowbridge declared the meeting adjourned at 6:39 p.m.

---

Mayor Dana Trowbridge

ATTEST:

---

City Clerk Joan E. Kovar



CERTIFICATION OF MINUTES  
November 24, 2009

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 November 24, 2009; 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, City Clerk