

## CITY COUNCIL PROCEEDINGS

September 29, 2003

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 Mayor declared this an Emergency Council Meeting so advance notice by publication was not possible. In lieu of publishing, the notice was posted at five locations in David City. 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 Agenda, which was kept continuously current in the office of the City Clerk 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, Ted Lukassen, Bill Schatz, and Nick Hein, City Administrator Jeff Fiegenschuh, Water/Sewer Supervisor Eugene Divis, Wastewater Plant Operator Jim Kruse, Power Plant Supervisor John Kabourek, Street Superintendent Jim McDonald, Warren Humphrey representing Olsson Associates, Bill Simmerman, Larry Peirce from the Banner Press, and Deputy City Clerk Tami Comte.

The meeting opened with the Pledge of Allegiance.

Mayor Smith opened the public hearing at 5:37 p.m. concerning the lightning strike at the water treatment plant. Warren Humphrey, representing Olsson Associates, was present to explain the SCADA system and explain the upgrades to the water treatment plant. The copies of the faxes that are attached following the minutes explain the replacements and the upgrades that are recommended by Mr. Humphrey for the water treatment plant.

Mayor Smith declared the Public Hearing closed at 6:22 p.m..

Council member Schatz made a motion to declare an emergency situation with regard to the damages at the water treatment plant. Council member Lukassen seconded the motion. Voting YEA: Council members Kroesing, Smith, Lukassen, Kirby, Schatz and Hein. Voting NAY: None. The motion carried.

City Administrator Fiegenschuh informed the council that he had not received Agency One's claim proposal for the damages at the water treatment plant therefore Agenda Item #5 was skipped.

The Council discussed the bid by Olsson Associates for the system replacement at the water treatment plant. City Administrator Fiegenschuh informed the Council that the cost of these replacements was not budgeted and therefore the budget would need to be amended. Several items are possibly covered by insurance but the amount that the insurance will cover was unknown at this time. The cost of the base system is \$77,250 and \$60,042 for the extra upgrades that are being recommended. Council member Lukassen made a motion to accept the damage report and accept the replacement package subject to budget amendments. Council member Smith seconded the motion. Voting YEA: Council members Kroesing, Smith, Lukassen, Kirby, Schatz and Hein. Voting NAY: None. The motion carried.

Council member Schatz made a motion to award an engineering contract to Olsson Associates and single source it to Olsson Associates. Council member Smith seconded the motion. Voting YEA: Council members Kirby, Smith, Schatz, Hein, Lukassen and Kroesing. Voting NAY: None. The motion carried.

There being no further business to come before the Council, Council member Kroesing made a motion to adjourn. Council member Kirby seconded the motion. Voting YEA: Council members Schatz, Smith, Hein, Kroesing, Lukassen, and Kirby. Voting NAY: None. The motion carried and Mayor Smith declared the meeting adjourned at 6:35 p.m..

Mayor Stephen Smith

Deputy City Clerk Tami L. Comte



CERTIFICATION OF MINUTES  
September 29, 2003

I, Tami L. Comte, duly qualified and acting Deputy City Clerk for the City of David City, Nebraska, do hereby certify with regard to all proceedings of September 29, 2003; 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.

Tami L. Comte