

**ACKNOWLEDGEMENT OF RECEIPT OF NOTICE OF MEETING
OF THE MAYOR AND CITY COUNCIL OF
THE CITY OF DAVID CITY, NEBRASKA**

The undersigned members of the governing body of the City of David City, Nebraska, hereby acknowledge receipt of advance notice of a regular meeting of said body and the agenda for such meeting to be held at 7:00 o'clock p.m. on the **13th day of February, 2019**, in the meeting room of the City Office, 557 North 4th Street, David City, Nebraska.

This agenda is available for public inspection in the office of the City Clerk and may be modified up to twenty-four hours prior to the opening of the meeting.

Dated this 6th day of February, 2019.

AGENDA AS FOLLOWS:

1. Roll Call;
2. Pledge of Allegiance;
3. Inform the Public about the location of the Open Meetings Act and the Citizens Participation Rules; _____
Mayor Alan Zavodny
4. Minutes of the January 23rd, 2019 meeting of the Mayor and City Council; _____
Council President Kevin N. Hotovy
5. Consideration of Claims;
6. Consideration of Pay Estimate #4 to Eriksen Construction Co., in the amount of \$99,749.84 for the Wastewater Treatment Plant Project; _____
Council member Thomas J. Kobus
7. Committee and Officer Reports;
8. Discussion with General Manager Mark Kirby of Butler Public Power District concerning the Sub Transmission Service Agreement and the need to increase the wheeling rate from \$1.10 to \$1.71 and consideration of such; _____
Council member Dana E. Trowbridge
9. Consideration of the request by Jared Storm (Storm Flying Service) to install a water line to his loading pad at the D.C. Airport for aerial spraying use; _____
Council member John P. Vandenberg
10. Public Hearing to consider the minor subdivision plat of Schneider's Addition, a tract of land located in the West Addition to David City, and in the SW ¼ of Section 19 T15N R3E of the 6th P.M., Butler County, Nebraska, containing 3.98 acres, more or less; (located between Oak Street and Road "M" and "D" and "E" Streets); _____
Council member Gary D. Smith
11. Consideration of ORDINANCE NO. 1303 accepting and approving the minor subdivision plat designated as Schneider's Addition (described above); _____
City Clerk Joan E. Kovar

12. Public Hearing to consider annexing the Samuel J. Stara property located in the NW ¼ of Section 18, Township 15 N, Range 3 E of the Sixth P.M., Butler County, Nebraska, described as follows: Commencing at the Northeast Corner of said Northwest Quarter; thence N90°00'00"W (assumed bearing) on the North Line of said Northwest Quarter, a distance of 89.01 feet to a point on the westerly right-of-way line of State Highway No. 15, said point also being the point of beginning; thence S 06°11'15"E on said westerly right-of-way line, a distance of 221.29 feet; thence N 90°00'00" W parallel with said North Line, a distance of 253.85 feet; thence N 00°00'00" E perpendicular to said North Line, a distance of 220.00 feet to a point on said North Line; thence S 90°00'00" E on said North Line, a distance of 230.00 feet to the point of beginning, containing 1.22 acres, more or less;
13. Consideration of ORDINANCE NO. 1304, entitled: AN ORDINANCE TO EXTEND THE BOUNDARIES AND INCLUDE WITHIN THE CORPORATE LIMITS OF, AND TO ANNEX TO, THE CITY OF DAVID CITY, NEBRASKA, PART OF THE NORTHWEST QUARTER (NW¼) OF SECTION EIGHTEEN (18), TOWNSHIP FIFTEEN (15), NORTH, RANGE THREE (3), EAST OF THE 6th P.M., BUTLER COUNTY, NEBRASKA; TO PROVIDE BENEFITS THERETO; TO PROVIDE FOR SEVERABILITY; TO CONFIRM ZONING CLASSIFICATION; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE THEREOF; AND TO AUTHORIZE PUBLICATION IN PAMPHLET FORM, (Samuel J. Stara property);
14. Public Hearing to consider annexing the Aurora Cooperative Elevator Company property located in the NE ¼ of Section 13, Township 15 N, Range 2 E of the 6th P.M., Butler County, Nebraska described as follows: Commencing at the Northeast corner of Section 13, Township 15 North, Range 2 East, said point being the point of beginning; thence on an assumed bearing of S 00°00'00" E, along the East line of said Northeast Quarter, a distance of 2,350.33 feet to a point being on the Easterly right-of-way line of Burlington Northern Santa Fe Railroad; thence N 30°51'10"W, along said Easterly right of way line, a distance of 2,723.50 feet to a point on the North line of said Northeast Quarter; thence N 89°29'53"E, along said North line, a distance of 1,396.76 feet to the point of beginning, containing 2.785 acres, more or less;
15. Consideration of ORDINANCE NO. 1305, entitled: AN ORDINANCE TO EXTEND THE BOUNDARIES AND INCLUDE WITHIN THE CORPORATE LIMITS OF, AND TO ANNEX TO, THE CITY OF DAVID CITY, NEBRASKA, PART OF THE NORTHEAST ¼ OF SECTION 13, TOWNSHIP 15 N, RANGE 2 E OF THE 6th P.M., BUTLER COUNTY, NEBRASKA; TO PROVIDE BENEFITS THERETO; TO PROVIDE FOR SEVERABILITY; TO CONFIRM ZONING CLASSIFICATION; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE THEREOF; AND TO AUTHORIZE PUBLICATION IN PAMPHLET FORM, (Aurora Cooperative Elevator Company);
16. Public Hearing to consider amending the Zoning Ordinance No. 1060 Article 7: Signs by amending Section 7.02.01 Sign Schedules by adding Pole signs as a Conditional use in TA and amending 7.02.02 Height, Size, Number and Setback Requirements by adding Pole signs Max Sq. Ft as 100', Max Height as 45' and only 1 per property;
17. Consideration of ORDINANCE NO. 1306, entitled: AN ORDINANCE TO AMEND ZONING ORDINANCE NO. 1060 BY AMENDING ARTICLE 7: SIGNS; SECTION 7.02.01 SIGN SCHEDULES, BY ADDING POLE SIGNS AS A CONDITIONAL USE IN TA (TRANSITIONAL AGRICULTURE) AND AMENDING SECTION 7.02.02 HEIGHT, SIZE, NUMBER AND SETBACK REQUIREMENTS BY ADDING THE REQUIREMENTS FOR POLE SIGNS IN TA; TO PROVIDE FOR THE REPEAL OF ANY ORDINANCE OR RESOLUTION IN CONFLICT THERewith; TO PROVIDE FOR AN EFFECTIVE DATE THEREOF; AND TO AUTHORIZE PUBLICATION IN PAMPHLET FORM.
18. Consideration of showing support for the expansion of the Butler County Landfill and restating our support as outlined in Resolution No. 7 – 2018;

19. Consideration of authorizing the purchase of a Hiniker 9285 V-Plow 8'6" wide;
20. Consideration of Resolution No. 2 – 2019 requesting sealed bids for the sale of the property located on the Southwest corner of 5th & "I" Street legally described as Lot 1 and the North 10' of Lot 4, Block 8, Litty's 1st Addition to David City;
21. Consideration of replacing the Slurry Pump at the Water Plant;
22. Consideration of the service renewal for testing and calibrating the meters and equipment;
23. Consideration of a Water Tower & Clearwell Maintenance Project to remove up to three inches (3") of accumulated material from the storage tank floor using underwater vacuum procedures as needed;
24. Consideration of advertising for an entry level employee for the water and sewer departments;
25. Discussion / Consideration of the property located at Lot 2, Block 12, Miles 5th Addition to David City, Butler County, Nebraska (Sanders/Wright property 210 South 8th Street);
26. Adjournment;