

CITY COUNCIL PROCEEDINGS
November 8, 2023

The City Council of the City of David City, Nebraska, met in open public session at 7:00 p.m. in the meeting room of the City Office at 490 "E" Street, David City, Nebraska. The Public had been advised of the meeting by publication of notice in The Banner Press on November 2, 2023, 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 on the City's website. 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 Jessica Miller, Council President Bruce Meysenburg, Council members Kevin Woita, Pat Meysenburg, Jim Angell, Keith Marvin, Tom Kobus, City Attorney David Levy, and Interim City Administrator/City Clerk Tami Comte.

Also present for the meeting were: Deputy Clerk Lori Matchett, Police Chief Marla Schnell, Police Officer Anthony Whitmore, Wastewater Supervisor Charles Dresch, Water/Sewer Operator Michael Williams, Street Supervisor Chris Kroesing and Street Department employee Clint Brandenburgh, Shane Baack and Rick Schneider with the Jones Group, Marlene Hein, Beth Klosterman, and Jerry Kosch. Brad Swerczek with K-Tech Project Services, and Matt Kalin with JEO were present via Zoom.

The meeting opened with the Pledge of Allegiance.

Mayor Jessica Miller informed the public of the "Open Meetings Act" posted on the west wall of the meeting room and asked those present to please silence their cell phones. Mayor Miller read the speaking guidelines for the City Council meeting. She also reminded the public that if they speak tonight in front of the Council that they must state their name and address for the record.

Council member Jim Angell made a motion to approve the minutes of the October 25, 2023 City Council meeting as presented. Council Member Keith Marvin seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

Council member Pat Meysenburg made a motion to approve the claim to D-Sign shop. Council Member Keith Marvin seconded the motion. The motion carried.

Jim Angell: Abstain (With Conflict), Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 5, Nay: 0, Abstain (With Conflict): 1

Council member Tom Kobus made a motion to approve the claims as presented. Council Member Jim Angell seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

Mayor Jessica Miller called for Committee and Officers reports.

Mayor Jessica Miller presented a five-year certificate of appreciation to Street Department employee Clint Brandenburgh.

Wastewater Supervisor Charles Dresch introduced himself and invited Michael Williams to introduce himself to the Council as the newest employee of the Wastewater department.

Council members Pat Meysenburg and Kevin Woita gave an update on the sidewalk committee. The sidewalk committee is beginning to have work completed on the handicap ramps on 5th Street from the railroad tracks to the north. The street department will grind out the curbs and Butler County Concrete and Design has been hired to pour the concrete in these areas on the city property.

Council member Tom Kobus made a motion to approve the committee and officer reports as presented. Council Member Jim Angell seconded the motion. The motion carried. Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

Council member Keith Marvin made a motion to approve Certificate of Payment #8 in the amount of \$363,256.41 to Velocity Constructors Inc. for the 2022 Water Treatment Plant Upgrades. Council Member Kevin Woita seconded the motion. The motion carried. Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

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Contractor's Application for Payment

Owner:	City of David City	Owner's Project No.:	
Engineer:	JEO Consulting Group, Inc.	Engineer's Project No.:	202024.00
Contractor:	Velocity Constructors Inc.	Contractor's Project No.:	
Project:	2022 Water Treatment Plant Upgrades, SRF Project No. D311686		
Contract:	2022 Water Treatment Plant Upgrades, SRF Project No. D311686		
Application No.:	8	Application Date:	11/1/2023
Application Period:	From 10/1/2023	to	11/1/2023

1. Original Contract Price	\$	10,562,772.00
2. Net change by Change Orders	\$	54,560.00
3. Current Contract Price (Line 1 + Line 2)	\$	10,617,332.00
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)	\$	1,459,748.11
5. Retainage		
a. 5% X \$ 1,066,397.50 Work Completed =	\$	53,319.88
b. 5% X \$ 393,350.61 Stored Materials =	\$	19,667.53
c. Total Retainage (Line 5.a + Line 5.b)	\$	72,987.41
6. Amount eligible to date (Line 4 - Line 5.c)	\$	1,386,760.70
7. Less previous payments (Line 6 from prior application)	\$	1,023,504.29
8. Amount due this application	\$	363,256.41
9. Balance to finish, including retainage (Line 3 - Line 4 + Line 5.c)	\$	9,230,571.30

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:

(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;

(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interest, or encumbrances); and

(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor: _____

Signature: James Sulzbach **Date:** 11/6/2023

Recommended by Engineer	Approved by Owner
By: <u>Ethan Jay, P.E.</u>	By: _____
Title: <u>Branch Manager</u>	Title: _____
Date: <u>11/6/2023</u>	Date: _____

Progress Estimate - Lump Sum Work

Contractor's Application for Payment

Owner:	City of David City	Owner's Project No.:	
Engineer:	JEO Consulting Group, Inc.	Engineer's Project No.:	202024.00
Contractor:	Velocity Constructors Inc.	Contractor's Project No.:	
Project:	2022 Water Treatment Plant Upgrades, SRF Project No. D311686		
Contract:	2022 Water Treatment Plant Upgrades, SRF Project No. D311686		

Application No.:	8	Application Period:	From	10/01/23	to	11/01/23	Application Date:	11/01/23
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A	B	C	D		E	F	G	H	I
Item No.	Description	Scheduled Value (\$)	Work Completed		Currently Stored (not in D or E) (\$)	Work Completed and Materials Stored to Date (D + E + F) (\$)	% of Scheduled Value (G / C) (%)	Balance to Finish (C - G) (\$)	
			(D + E) From Previous Application (\$)	This Period (\$)					
Original Contract									
BASE BID GROUP A - General Water Plant Improvements¹									
B-1.01	Mobilization	1,030,293.00	257,573.25	257,573.25		515,146.50	50%	515,146.50	
B-1.02	Bonding and Insurance	66,647.00	66,647.00			66,647.00	100%	-	
B-1.03	Aerator Rehabilitation and Cleaning	114,481.00	-			-	0%	114,481.00	
B-1.04	Existing Pipe Cleaning & Repainting	57,573.00	1,000.00	-		1,000.00	2%	56,573.00	
B-1.05	Electrical Improvements, Complete	1,840,041.00	50,000.00	15,000.00		65,000.00	4%	1,775,041.00	
B-1.06	Demolition of Exterior Infrastructure	32,732.00	30,000.00	-		30,000.00	92%	2,732.00	
B-1.07	Demolition of Interior Infrastructure	90,500.00	-			-	0%	90,500.00	
B-1.08	Building Improvements (Doors/Windows)	80,036.00	1,000.00	-		1,000.00	1%	79,036.00	
B-1.09	Building Improvements (Interior Painting)	523,405.00	1,000.00	1,000.00		2,000.00	0%	521,405.00	
B-1.10	First Floor Roof Membrane Replacement	174,179.00	2,000.00	-		2,000.00	1%	172,179.00	
B-1.11	Skylight Replacement	48,568.00	-			-	0%	48,568.00	
B-1.12	HVAC Improvements	148,128.00	-			-	0%	148,128.00	
B-1.13	Plumbing Improvements	92,021.00	-	2,000.00		2,000.00	2%	90,021.00	
B-1.14	Lab Improvements	21,099.00	-			-	0%	21,099.00	
B-1.15	Hardness Monitoring Equipment and Meters	77,743.00	2,000.00	-		2,000.00	3%	75,743.00	
B-1.16	Site Paving and Grading	58,690.00	-			-	0%	58,690.00	
B-1.17	Fencing and Gates	58,513.00	2,000.00	-		2,000.00	3%	56,513.00	
B-1.18	Misc. Site Improvements	148,846.00	10,000.00	-		10,000.00	7%	138,846.00	
B-1.19	Exterior Piping Improvements	338,959.00	13,000.00	10,000.00	105,566.64	128,566.64	38%	210,392.36	
B-1.20	Seeding, Fertilizer and Mulch	6,610.00	-			-	0%	6,610.00	
B-1.21	Erosion Control	5,751.00	5,751.00	-		5,751.00	100%	-	
BASE BID GROUP B - Gravity Filter System Improvements¹									
B-1.22	New Gravity Filter Equipment, Complete (Media/Wash Troughs/ Air Blower/ Control Panel / Solenoid Panel / Instrumentation / Piping / Valves / Media Strainers)	693,132.00	3,000.00	-	22,224.99	25,224.99	4%	667,907.01	
B-1.23	Gravity Filter Equipment Installation	45,979.00				-	0%	45,979.00	
B-1.24	Electrical	25,200.00	2,000.00	-	5,000.00	7,000.00	28%	18,200.00	

Progress Estimate - Lump Sum Work

Contractor's Application for Payment

Owner:	City of David City	Owner's Project No.:	
Engineer:	JEO Consulting Group, Inc.	Engineer's Project No.:	202024.00
Contractor:	Velocity Constructors Inc.	Contractor's Project No.:	
Project:	2022 Water Treatment Plant Upgrades, SRF Project No. D311686		
Contract:	2022 Water Treatment Plant Upgrades, SRF Project No. D311686		

Application No.:	8	Application Period:	From 10/01/23 to 11/01/23	Application Date:	11/01/23
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A	B	C	D	E	F	G	H	I
Item No.	Description	Scheduled Value (\$)	Work Completed		Currently Stored (not in D or E) (\$)	Work Completed and Materials Stored to Date (D + E + F) (\$)	% of Scheduled Value (G / C) (%)	Balance to Finish (C - G) (\$)
			(D + E) From Previous Application (\$)	This Period (\$)				
BASE BID GROUP C - Reverse Osmosis¹								
B-1.25	CCRO and CIP Tank Skids (Equipment Only)	2,126,760.00	2,000.00	-	-	2,000.00	0%	2,124,760.00
B-1.26	CCRO and CIP Tank Skids (Installation)	7,208.00	-	-	-	-	0%	7,208.00
B-1.27	Existing Maintenance Facility Demolition	27,093.00	27,093.00	-	-	27,093.00	100%	-
B-1.28	RD Room Expansion, Block Construction	245,926.00	6,000.00	-	13,900.00	19,900.00	8%	226,026.00
B-1.29	New Existing Maintenance Facility Floor Pavement	3,174.00	1,000.00	-	-	1,000.00	32%	2,174.00
B-1.30	New Existing Maintenance Facility Roof	28,709.00	1,000.00	-	-	1,000.00	3%	27,709.00
B-1.31	Overhead Doors	22,781.00	2,000.00	-	17,000.00	19,000.00	83%	3,781.00
B-1.32	Access Doors	8,791.00	-	1,000.00	-	1,000.00	11%	7,791.00
B-1.33	Single Girder Bridge Crane & Hoist (Equipment Only)	20,361.00	-	1,000.00	-	1,000.00	5%	19,361.00
B-1.34	Single Girder Bridge Crane & Hoist (Installation)	12,387.00	-	1,000.00	-	1,000.00	8%	11,387.00
B-1.35	Below Grade CCRO Skid Piping, Complete	57,740.00	30,000.00	20,000.00	-	50,000.00	87%	7,740.00
B-1.36	Above Grade CCRO & CIP Skid Piping, Complete	129,743.00	-	-	-	-	0%	129,743.00
B-1.37	Electrical	10,080.00	3,000.00	-	2,000.00	5,000.00	50%	5,080.00
BASE BID GROUP D - Intermediate Clearwell¹								
B-1.38	Intermediate Clearwell Structural Concrete	170,506.00	122,000.00	25,000.00	20,000.00	167,000.00	98%	3,506.00
B-1.39	Clearwell Hatches	15,613.00	-	-	-	-	0%	15,613.00
B-1.40	Vertical Turbine Pumps	113,608.00	2,000.00	-	-	2,000.00	2%	111,608.00
B-1.41	Degasifier (Equipment Only)	112,153.00	2,000.00	-	12,000.00	14,000.00	12%	98,153.00
B-1.42	Degasifier (Installation)	6,407.00	-	-	-	-	0%	6,407.00
B-1.43	Pump Building, Block Construction	116,781.00	2,000.00	-	5,000.00	7,000.00	6%	109,781.00
B-1.44	Stairs and Miscellaneous Metals	4,603.00	2,000.00	-	-	2,000.00	43%	2,603.00
B-1.45	Clearwell Ladders	4,749.00	-	-	-	-	0%	4,749.00
B-1.46	Fluid Applied Exterior Membrane	103,757.00	-	2,000.00	-	2,000.00	2%	101,757.00
B-1.47	Intermediate Clearwell Piping, Fittings, Valves, Meters, Complete	77,335.00	6,000.00	-	27,865.08	33,865.08	44%	43,469.92
B-1.48	Weir Plate and Weir Window	4,398.00	1,000.00	-	-	1,000.00	23%	3,398.00
B-1.49	Electrical	50,400.00	3,000.00	-	10,000.00	13,000.00	26%	37,400.00

Progress Estimate - Lump Sum Work

Contractor's Application for Payment

Owner:	City of David City					Owner's Project No.:			
Engineer:	JEO Consulting Group, Inc.					Engineer's Project No.:	202024.00		
Contractor:	Velocity Constructors Inc.					Contractor's Project No.:			
Project:	2022 Water Treatment Plant Upgrades, SRF Project No. D311686								
Contract:	2022 Water Treatment Plant Upgrades, SRF Project No. D311686								
Application No.:	8		Application Period:	From	10/01/23	to	11/01/23	Application Date:	11/01/23
A	B	C	D		E	F	G	H	I
Item No.	Description	Scheduled Value (\$)	Work Completed		Currently Stored (not in D or E) (\$)	Work Completed and Materials Stored to Date (D + E + F) (\$)	% of Scheduled Value (G / C) (%)	Balance to Finish (C - G) (\$)	
			(D + E) From Previous Application (\$)	This Period (\$)					
BASE BID GROUP E - Chemical Feed System Improvements¹									
B-1.50	Chemical Feed System Improvements	149,305.00	2,000.00	-		2,000.00	1%	147,305.00	
B-1.51	Gas Chlorine System Improvements	62,365.00	2,000.00	-		2,000.00	3%	60,365.00	
B-1.52	Electrical	15,120.00	2,000.00	-	3,000.00	5,000.00	33%	10,120.00	
BASE BID GROUP F - Backwash Improvements¹									
B-1.53	Backwash Waste Pump and Piping Improvements, Complete	161,971.00	3,000.00	-		3,000.00	2%	158,971.00	
B-1.54	Proposed Manhole Improvements	1,551.00		1,200.00		1,200.00	77%	351.00	
B-1.55	Backwash Pit Access Hatch	3,727.00				-	0%	3,727.00	
B-1.56	Backwash Supply Pump and Piping Improvements, Complete	103,300.00	2,000.00	-	26,934.00	28,934.00	28%	74,366.00	
B-1.57	Electrical/Generator	252,000.00	3,000.00	-	122,859.90	125,859.90	50%	126,140.10	
Bid Alternate #1									
BA1-1	Gravity Filter Effluent Valve Replacement ¹	220,730.00	1,000.00	1,000.00		2,000.00	1%	218,730.00	
Bid Alternate #2									
BA2-1	Demolish Existing Upflow Clarifier Unit, Complete ¹	113,190.00				-	0%	113,190.00	
		Original Contract Totals	\$ 10,343,448.00	\$ 674,064.25	\$ 337,773.25	\$ 393,350.61	\$ 1,405,188.11	\$ 12.73	\$ 8,938,259.89
Change Orders									
CO-1	12" Underslab Pipe	54,560.00	54,560.00	-		54,560.00	100%	-	
		Change Order Totals	\$ 54,560.00	\$ 54,560.00	\$ -	\$ -	\$ 54,560.00	100%	\$ -
Original Contract and Change Orders									
		Project Totals	\$ 10,398,008.00	\$ 728,624.25	\$ 337,773.25	\$ 393,350.61	\$ 1,459,748.11	14%	\$ 8,938,259.89

¹ Sales Tax for Materials & Equipment Included

Progress Estimate - Unit Price Work

Contractor's Application for Payment

Owner: <u>City of David City</u>	Owner's Project No.: _____
Engineer: <u>JEO Consulting Group, Inc.</u>	Engineer's Project No.: <u>202024.00</u>
Contractor: <u>Velocity Constructors Inc.</u>	Contractor's Project No.: _____
Project: <u>2022 Water Treatment Plant Upgrades, SRF Project No. D311686</u>	
Contract: <u>2022 Water Treatment Plant Upgrades, SRF Project No. D311686</u>	

Application No.: 8 Application Period: From 10/01/23 to 11/01/23 Application Date: 11/01/23

A	B	C	D	E	F	G	H	I	J	K	L
Bid Item No.	Description	Contract Information			Work Completed		Materials Currently Stored (not in G)	Work Completed and Materials Stored to Date (H + I)	% of Value of Item (J / F)	Balance to Finish (F - J)	
		Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Estimated Quantity Incorporated in the Work					Value of Work Completed to Date (E X G) (\$)
Original Contract											
Base Bid¹											
B-2	Install Aggregate Surfacing	358.00	TONS	42.50	15,215.00		-	-	0%	15,215.00	
B-3	Final Clearwell Roof Slab Rehabilitation	100.00	SF	140.30	14,030.00		-	-	0%	14,030.00	
Bid Alternate #3											
BA3-1	Install 6" Concrete Pavement ¹	1,324.00	SY	143.56	190,079.00		-	-	0%	190,079.00	
Original Contract Totals					\$ 219,324.00		\$ -	\$ -	0%	\$ 219,324.00	
Original Contract and Change Orders											
Project Totals					\$ 219,324.00		\$ -	\$ -	0%	\$ 219,324.00	

¹ Sales Tax for Materials & Equipment Included

Stored Materials Summary

Contractor's Application for Payment

Owner: City of David City		Owner's Project No.:										
Engineer: JEO Consulting Group, Inc.		Engineer's Project No.: 202024.00										
Contractor: Velocity Constructors Inc.		Contractor's Project No.:										
Project: 2022 Water Treatment Plant Upgrades, SRF Project No. D311686												
Contract: 2022 Water Treatment Plant Upgrades, SRF Project No. D311686												
Application No.: II	Application Period: From 10/01/23 to 11/01/23		Application Date: 11/01/23									
A	B	C	D	E	F	Materials Stored		Incorporated in Work			M	
Item No. (Lump Sum Tab) or Bid Item No. (Unit Price Tab)	Supplier Invoice No.	Submittal No. (with Specification Section No.)	Description of Materials or Equipment Stored	Storage Location	Application No. When Materials Placed in Storage	Previous Amount	Amount Stored this	Amount Stored to	Amount Previously	Amount	Total Amount	Materials
						Stored (\$)	Period (\$)	Date (G + H) (\$)	Incorporated in the Work (\$)	Incorporated in the Work this Period (\$)	Incorporated in the Work (J + K) (\$)	Remaining in Storage (I - L) (\$)
B-1.19	5894991		Yard Pipe	On Site	3	36,399.00	-	36,399.00			-	36,399.00
B-1.19	5896108		Yard Pipe	On Site	4	3,033.85	-	3,033.85			-	3,033.85
B-1.19	5835976		Yard Pipe	On Site	4	4,484.62	-	4,484.62			-	4,484.62
B-1.19	835125		Yard Pipe	On Site	4	6,039.99	-	6,039.99			-	6,039.99
B-1.19	806907		Yard Pipe	On Site	4	23,979.17	-	23,979.17			-	23,979.17
B-1.19	5837709		Yard Pipe	On Site	4	29,725.95	-	29,725.95			-	29,725.95
B-1.28 & 38			Rebar	On Site	4	33,900.00	-	33,900.00			-	33,900.00
B-1.19	7241554		Yard Pipe	On Site	5	370.34	-	370.34			-	370.34
B-1.19	7203897		Yard Pipe	On Site	5	520.82	-	520.82			-	520.82
B-1.19	7063762		Yard Pipe	On Site	5	1,012.90	-	1,012.90			-	1,012.90
B-1.24,37,49,52,57	Pay App 2		Electrical Fixtures	On Site	5	30,708.14	-	30,708.14			-	30,708.14
B1.56	0802556-IN		Electric Pumps	On Site	6	26,934.00	-	26,934.00			-	26,934.00
B1.47	34604		Wetline Valves PIV	On Site	7	27,865.08	-	27,865.08			-	27,865.08
B1.43	26123		Misc Metals Decking	On Site	7	5,000.00	-	5,000.00			-	5,000.00
B-1.57	13 Invoices		Electrical	On Site	7	112,151.76	-	112,151.76			-	112,151.76
B-1.22,41	92500		WinTech	Submittals	7	34,224.99	-	34,224.99			-	34,224.99
B1.31	228627		Overhead Doors	On Site	8		17,000.00	17,000.00			-	17,000.00
								-			-	-
								-			-	-
								-			-	-
Totals						\$ 376,350.61	\$ 17,000.00	\$ 393,350.61	\$ -	\$ -	\$ -	\$ 393,350.61

Council member Tom Kobus made a motion to approve Payment #13 for M.E. Collins Contracting Co., Inc. in the amount of \$1,064.00 for "O" Street Paving Improvements. Council Member Pat Meysenburg seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat

Meysenburg: Yea, Kevin Woita: Yea

Yea: 6, Nay: 0

CERTIFICATE OF PAYMENT: 13

Date of Issuance: October 13, 2023

Project: Municipal Paving Improvements, David City, Nebraska - 2022



Project No.: 021-07066

Contractor: M.E. Collins Contracting Co., Inc.

DETAILED ESTIMATE		
Description	Unit Price	Extension
See Attached.		
PLEASE REMIT PAYMENT TO: M.E. Collins Contracting Co., Inc.		
Value of Work Completed This Request:		\$1,064.00

Original Contract Cost:	\$1,848,434.00
Approved Change Orders:	
No. 1	\$0.00
No. 2	\$47,250.00
No. 3	\$9,100.00
No. 4	\$0.00
No. 5	\$22,412.00
No. 6	\$8,050.00
No. 7	\$3,356.00
No. 8	\$19,456.00
No. 9	\$22,000.00
Total Contract Cost:	\$1,980,058.00

Value of completed work and materials stored to date	\$1,959,747.77
Less retainage percentage 0%	\$10,000.00
Net amount due including this estimate	\$1,949,747.77
Less: Estimates previously approved:	

No. 1	\$9,064.80	No. 7	\$35,461.00	No. 11	\$104,096.47
No. 2	\$189,875.93	No. 8	\$26,345.00	No. 12	\$90,144.10
No. 3	\$116,932.09	No. 9	\$215,930.75		
No. 4	\$79,720.20	No. 10	\$93,382.40	Total Previous Estimates:	\$1,948,683.77
No. 5	\$543,937.23				
No. 6	\$443,793.80			NET AMOUNT DUE THIS ESTIMATE:	\$1,064.00

The undersigned hereby certifies, based upon periodic observations as set forth in scope of work and the data included in all applicable payment applications that, to the best of its knowledge, information and belief: (1) the work has progressed as indicated in the applicable payment applications; (2) the work performed and materials delivered by Contractor are in conformance with the plans and specifications; and (3) the Contractor, in accordance with the contract, is entitled to payment as indicated above.

This certification does not constitute a warranty or guarantee of any type. Client shall hold its Contractor solely responsible for the quality and completion of the Project, including construction in accordance with the construction documents. Any duty or obligation of Olsson hereunder is for the sole benefit of the Client and not for any third party, including the Contractor or any Subcontractor.

cc: City of David City - Owner
M.E. Collins Contracting Co., Inc.
Project File

OLSSON

By:



Pay App.
 13

Project: Municipal Paving Improvements, David City, Nebraska - 2022
 Contractor: M.E. Collins Contracting Co., Inc.

Project #: 021-07066
 Date: 10/13/2023

ITEM NO.	DESCRIPTION OF WORK	Pay Unit	Total Est. Qty	Unit Price	SCHEDULED VALUE (D * E)	WORK COMPLETED				MATERIALS PRESENTLY STORED (NOT IN OR A)	TOTAL QUANTITY TO DATE (G+H)	TOTAL COMPLETED AND STORED TO DATE (I+J+K)	% (M/P)	BALANCE TO FINISH (F-M)	RETAINAGE
						Qty from previous pay appl.	Total From previous pay appl.	Qty this Period	Total from this Period						
Base Bid															
1	Mobilization/Demobilization	L.S.	1	\$92,857.00	\$92,857.00	1.00	\$92,857.00	0.00	\$0.00		1.00	\$92,857.00	100%	\$0.00	\$0.00
2	Build 6" Concrete Pavement w/integral Curb	S.Y.	12166	\$73.00	\$888,118.00	12,175.00	\$888,775.00	0.00	\$0.00		12,175.00	\$888,775.00	100%	(\$857.00)	\$0.00
3	Build 6" Concrete Driveway	S.Y.	601	\$71.00	\$56,871.00	707.00	\$56,587.00	0.00	\$0.00		707.00	\$56,587.00	100%	\$284.00	\$0.00
4	Build 4" Concrete Sidewalk	S.Y.	1370	\$57.00	\$78,090.00	1,342.00	\$78,494.00	0.00	\$0.00		1,342.00	\$78,494.00	98%	\$1,598.00	\$0.00
5	Build Concrete Outfall	S.Y.	104	\$67.00	\$6,968.00	125.00	\$8,375.00	0.00	\$0.00		125.00	\$8,375.00	120%	(\$1,407.00)	\$0.00
6	Detectable Warning Panel	S.F.	180	\$51.00	\$9,180.00	180.00	\$9,180.00	0.00	\$0.00		180.00	\$9,180.00	100%	\$0.00	\$0.00
7	Build 3" Crushed Rock Driveway	TONS	34.4	\$61.00	\$2,098.40	49.57	\$3,023.77	0.00	\$0.00		49.57	\$3,023.77	144%	(\$925.37)	\$0.00
8	Build Area Inlet (1)	EA.	7	\$3,933.00	\$27,531.00	7.00	\$27,531.00	0.00	\$0.00		7.00	\$27,531.00	100%	\$0.00	\$0.00
9	Build Curb Inlet	EA.	8	\$5,802.00	\$47,136.00	8.00	\$47,136.00	0.00	\$0.00		8.00	\$47,136.00	100%	\$0.00	\$0.00
10	Build Storm Sewer Manhole	EA.	11	\$6,639.00	\$73,029.00	11.00	\$73,029.00	0.00	\$0.00		11.00	\$73,029.00	100%	\$0.00	\$0.00
11	Build Concrete Collar	EA.	1	\$3,978.00	\$3,978.00	1.00	\$3,978.00	0.00	\$0.00		1.00	\$3,978.00	100%	\$0.00	\$0.00
12	Build 18" flared end section	EA.	2	\$1,234.00	\$2,468.00	1.00	\$1,234.00	0.00	\$0.00		1.00	\$1,234.00	50%	\$1,234.00	\$0.00
13	Build 24" round equivalent flared end section	EA.	13	\$1,423.00	\$18,499.00	14.00	\$19,022.00	0.00	\$0.00		14.00	\$19,022.00	108%	(\$1,423.00)	\$0.00
14	Build storm sewer tap	EA.	1	\$4,104.00	\$4,104.00	1.00	\$4,104.00	0.00	\$0.00		1.00	\$4,104.00	100%	\$0.00	\$0.00
15	Install 15" storm sewer pipe	L.F.	459	\$64.00	\$29,376.00	459.00	\$29,376.00	0.00	\$0.00		459.00	\$29,376.00	100%	\$0.00	\$0.00
16	Install 18" storm sewer pipe	L.F.	2293	\$67.00	\$153,831.00	2,293.00	\$153,831.00	0.00	\$0.00		2,293.00	\$153,831.00	100%	\$0.00	\$0.00
17	Install 24" round equivalent storm sewer pipe	L.F.	190	\$133.00	\$25,270.00	230.00	\$30,590.00	8.00	\$1,064.00		238.00	\$31,654.00	125%	(\$6,384.00)	\$0.00
18	Build fire hydrant assembly	EA.	2	\$7,709.00	\$15,598.00	2.00	\$15,598.00	0.00	\$0.00		2.00	\$15,598.00	100%	\$0.00	\$0.00
19	Reconstruct 1" water services	EA.	1	\$285.00	\$285.00	0.00	\$0.00	0.00	\$0.00		0.00	\$0.00	0%	\$285.00	\$0.00
20	12" water main lowering	EA.	1	\$7,892.00	\$7,892.00	0.00	\$0.00	0.00	\$0.00		0.00	\$0.00	0%	\$7,892.00	\$0.00
21	4" water main lowering	EA.	1	\$3,479.00	\$3,479.00	1.00	\$3,479.00	0.00	\$0.00		1.00	\$3,479.00	100%	\$0.00	\$0.00
22	Adjust fire hydrant to grade	EA.	2	\$1,122.00	\$2,244.00	0.00	\$0.00	0.00	\$0.00		0.00	\$0.00	0%	\$2,244.00	\$0.00
23	Adjust valve to grade	EA.	7	\$432.00	\$3,024.00	7.00	\$3,024.00	0.00	\$0.00		7.00	\$3,024.00	100%	\$0.00	\$0.00
24	Adjust curb stop to grade	EA.	5	\$484.00	\$2,420.00	8.00	\$3,872.00	0.00	\$0.00		8.00	\$3,872.00	160%	(\$1,452.00)	\$0.00
25	Adjust manhole to grade - type 1	EA.	5	\$315.00	\$1,575.00	5.00	\$1,575.00	0.00	\$0.00		5.00	\$1,575.00	100%	\$0.00	\$0.00
26	Adjust manhole to grade - type 2	EA.	2	\$420.00	\$840.00	2.00	\$840.00	0.00	\$0.00		2.00	\$840.00	100%	\$0.00	\$0.00
27	Remove pavement	S.Y.	7863	\$11.00	\$84,293.00	7,863.00	\$84,293.00	0.00	\$0.00		7,863.00	\$84,293.00	100%	\$0.00	\$0.00
28	Remove driveway	S.Y.	664	\$21.00	\$13,944.00	664.00	\$13,944.00	0.00	\$0.00		664.00	\$13,944.00	100%	\$0.00	\$0.00
29	Remove sidewalk	S.Y.	70	\$21.00	\$1,470.00	70.00	\$1,470.00	0.00	\$0.00		70.00	\$1,470.00	100%	\$0.00	\$0.00
30	Remove storm sewer pipe	L.F.	1155	\$12.00	\$13,860.00	1,180.00	\$14,288.00	0.00	\$0.00		1,180.00	\$14,288.00	103%	(\$408.00)	\$0.00
31	Remove flared end section	EA.	2	\$908.00	\$1,816.00	2.00	\$1,816.00	0.00	\$0.00		2.00	\$1,816.00	100%	\$0.00	\$0.00
32	Remove and salvage fire hydrant	EA.	2	\$1,283.00	\$2,566.00	2.00	\$2,566.00	0.00	\$0.00		2.00	\$2,566.00	100%	\$0.00	\$0.00
33	Remove fence	L.F.	442	\$8.00	\$3,536.00	442.00	\$3,536.00	0.00	\$0.00		442.00	\$3,536.00	100%	\$0.00	\$0.00
34	Remove tree	EA.	3	\$2,731.00	\$8,193.00	5.00	\$13,855.00	0.00	\$0.00		5.00	\$13,855.00	167%	(\$5,662.00)	\$0.00
35	Remove and reset mailbox	EA.	15	\$525.00	\$7,875.00	15.00	\$7,875.00	0.00	\$0.00		15.00	\$7,875.00	100%	\$0.00	\$0.00
36	Seeding	S.Y.	10140	\$1.70	\$17,238.00	10,256.00	\$17,435.20	0.00	\$0.00		10,256.00	\$17,435.20	101%	(\$197.20)	\$0.00
37	Inlet sediment filter	EA.	9	\$281.00	\$2,529.00	9.00	\$2,529.00	0.00	\$0.00		9.00	\$2,529.00	100%	\$0.00	\$0.00
38	Erosion control mat, class 1D	S.Y.	2488	\$2.20	\$5,429.60	2,584.00	\$5,684.80	0.00	\$0.00		2,584.00	\$5,684.80	105%	(\$255.20)	\$0.00
39	Build fabric silt fence	L.F.	731	\$8.00	\$5,848.00	140.00	\$840.00	0.00	\$0.00		140.00	\$840.00	19%	\$3,548.00	\$0.00
40	General clearing and grubbing	L.S.	1	\$7,159.00	\$7,159.00	1.00	\$7,159.00	0.00	\$0.00		1.00	\$7,159.00	100%	\$0.00	\$0.00
41	Earthwork	L.S.	1	\$36,347.00	\$36,347.00	1.00	\$36,347.00	0.00	\$0.00		1.00	\$36,347.00	100%	\$0.00	\$0.00
42	Over-excavation	C.Y.	5900	\$5.00	\$29,500.00	5,900.00	\$29,500.00	0.00	\$0.00		5,900.00	\$29,500.00	100%	\$0.00	\$0.00
43	Import	C.Y.	4100	\$12.00	\$49,200.00	4,100.00	\$49,200.00	0.00	\$0.00		4,100.00	\$49,200.00	100%	\$0.00	\$0.00
					\$1,844,901.00		\$1,845,125.77		\$1,094.00			\$1,846,190.77		-\$1,689.77	\$0.00
Change Order															
CO2-1	Water Main Tap	EA.	3	\$15,750.00	\$47,250.00	3.00	\$47,250.00	0.00	\$0.00		3.00	\$47,250.00	100%	\$0.00	\$0.00
CO3-1	Water Restraints	EA.	4	\$875.00	\$3,500.00	4.00	\$3,500.00	0.00	\$0.00		4.00	\$3,500.00	100%	\$0.00	\$0.00

City Council Proceedings
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C03-2	Re-Install Fencing	L.S.	1	\$5,600.00	\$5,600.00	1.00	\$5,600.00	0.00	\$0.00	1.00	\$5,600.00	100%	\$0.00	\$0.00
C04-1	Inlet Box	EA	1	\$2,750.00	\$2,750.00	1.00	\$2,750.00	0.00	\$0.00	1.00	\$2,750.00	100%	\$0.00	\$0.00
C05-1	Manhole #7, Grades were incorrect	L.S.	1	\$1,535.00	\$1,535.00	1.00	\$1,535.00	0.00	\$0.00	1.00	\$1,535.00	100%	\$0.00	\$0.00
C05-2	Removed 1 Tree	L.S.	1	\$650.00	\$650.00	1.00	\$650.00	0.00	\$0.00	1.00	\$650.00	100%	\$0.00	\$0.00
C05-3	Dig Back 40' to Raise 2 Communication Lines @ 11th St Removed 2X4 Concrete Over 12" Water Line.	L.S.	1	\$2,455.00	\$2,455.00	1.00	\$2,455.00	0.00	\$0.00	1.00	\$2,455.00	100%	\$0.00	\$0.00
C05-4	Cutout/Lift Off Pipe Removed 4X8 Concrete Over Sewer Line @ 7th & 8th	L.S.	1	\$1,250.00	\$1,250.00	1.00	\$1,250.00	0.00	\$0.00	1.00	\$1,250.00	100%	\$0.00	\$0.00
C05-5	In Alley	L.S.	1	\$550.00	\$550.00	1.00	\$550.00	0.00	\$0.00	1.00	\$550.00	100%	\$0.00	\$0.00
C05-6	Lowered Electric Line Helped David City Lower 2" Water Line & Install 8" Water	L.S.	1	\$775.00	\$775.00	1.00	\$775.00	0.00	\$0.00	1.00	\$775.00	100%	\$0.00	\$0.00
C05-7	Line 1 Week to Run 120 LF of Pipe, Relocate Fiber & Communication Lines	L.S.	1	\$5,680.00	\$5,680.00	1.00	\$5,680.00	0.00	\$0.00	1.00	\$5,680.00	100%	\$0.00	\$0.00
C05-8	Install 1" Expansion/Sealing Joint	L.S.	1	\$10,700.00	\$10,700.00	1.00	\$10,700.00	0.00	\$0.00	1.00	\$10,700.00	100%	\$0.00	\$0.00
C06-1	Remove/Abandon Inlet	EA	2	\$1,200.00	\$2,400.00	2.00	\$2,400.00	0.00	\$0.00	2.00	\$2,400.00	100%	\$0.00	\$0.00
C07-2	Remove Storm Sewer Pipe	L.F.	11	\$176.00	\$1,776.00	11.00	\$1,776.00	0.00	\$0.00	11.00	\$1,776.00	100%	\$0.00	\$0.00
C07-3	Plug 15" Storm Sewer Pipe	EA	2	\$390.00	\$780.00	2.00	\$780.00	0.00	\$0.00	2.00	\$780.00	100%	\$0.00	\$0.00
C08-1	Install 8" Dia MJ 45 Degree	EA	4	\$750.00	\$3,036.00	4.00	\$3,036.00	0.00	\$0.00	4.00	\$3,036.00	100%	\$0.00	\$0.00
C08-2	Install Valve Box	EA	3	\$284.00	\$852.00	3.00	\$852.00	0.00	\$0.00	3.00	\$852.00	100%	\$0.00	\$0.00
C08-3	Install 12" Gate Valve	EA	1	\$4,862.00	\$4,862.00	1.00	\$4,862.00	0.00	\$0.00	1.00	\$4,862.00	100%	\$0.00	\$0.00
C08-4	Install 12" x 6" Tee	EA	1	\$646.00	\$646.00	1.00	\$646.00	0.00	\$0.00	1.00	\$646.00	100%	\$0.00	\$0.00
C08-5	Install 12" Sleeve	EA	1	\$458.00	\$458.00	1.00	\$458.00	0.00	\$0.00	1.00	\$458.00	100%	\$0.00	\$0.00
C08-6	Install 10" Gate Valve	EA	2	\$7,882.00	\$7,882.00	2.00	\$7,882.00	0.00	\$0.00	2.00	\$7,882.00	100%	\$0.00	\$0.00
C08-7	Install 10" x 6" Tee	EA	1	\$512.00	\$512.00	1.00	\$512.00	0.00	\$0.00	1.00	\$512.00	100%	\$0.00	\$0.00
C08-8	Install 10" Sleeve	EA	2	\$746.00	\$1,496.00	2.00	\$1,496.00	0.00	\$0.00	2.00	\$1,496.00	100%	\$0.00	\$0.00
C08-9	Install add'l Sidewalk Work	L.S.	1	\$22,000.00	\$22,000.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0%	\$22,000.00	\$0.00
Contract Total					\$1,980,058.00		\$1,956,683.77		\$1,064.00	\$0.00	\$1,956,747.77	99%	(\$1,669.77)	\$0.00

Original Contract	\$1,848,434.00
+ CO 1	\$0.00
+ CO 2	\$47,250.00
+ CO 3	\$0,100.00
+ CO 4	\$0.00
+ CO 5	\$22,412.00
+ CO 6	\$8,050.00
+ CO 7	\$3,356.00
+ CO 8	\$19,456.00
+ CO 9	\$22,000.00
Total Contract to Date	<u>\$1,980,058.00</u>
Total Work Completed to Date	\$1,956,747.77
Total Materials Stored to Date	\$0.00
Total Value completed & Stored to Date	<u>\$1,956,747.77</u>
- Retainage	\$10,000.00
Net Total Due Less Retainage	<u>\$1,946,747.77</u>
- Pay AP 1	\$0,064.80
- Pay AP 2	\$169,875.93
- Pay AP 3	\$116,932.00
- Pay AP 4	\$70,720.20
- Pay AP 5	\$543,937.23
- Pay AP 6	\$443,703.80
- Pay AP 7	\$35,461.00
- Pay AP 8	\$26,345.00
- Pay AP 9	\$215,930.75
- Pay AP 10	\$93,362.40
- Pay AP 11	\$104,096.47
- Pay AP 12	\$90,144.10
Total Previous	<u>\$1,948,683.77</u>
Net Amount Due This Estimate	\$1,064.00

Footnote:
 [1] Item 8 - Quantity updated from 6 EA to 7 EA per Change Order #5



P.O. Box 83 - 980 East 25th Street - Wahoo, NE 68066
 Phone #: (402) 443-3663 Fax #: (402) 443-5013

PROGRESS ESTIMATE

Date: 13-Oct-23

Project: MUNICIPAL PAVING IMRP DAVID CITY

Collins Project No: 222630

To: City of David City

Contractor Estimate No.: 13

Attn: Olsson - Dave Ziska

Original Contract Amount: \$ 1,848,434.00

Item	Description	Contract Qty		Qty To Date	Unit Price	Amount
1	MOBILIZATION/DEMobilIZATION	1.00	LS	1.00	\$ 92,857.00	\$ 92,857.00
2	BUILD 8" CONCRETE PAVEMENT W/INTEGRAL CURB	12,166.00	SY	12,175.00	\$ 73.00	\$ 888,775.00
3	BUILD 6" CONCRETE DRIVEWAY	801.00	SY	797.00	\$ 71.00	\$ 56,587.00
4	BUILD 4" CONCRETE SIDEWALK	1,370.00	SY	1,342.00	\$ 57.00	\$ 76,494.00
5	BUILD CONCRETE OUTFALL	104.00	SY	125.00	\$ 67.00	\$ 8,375.00
6	DETECTABLE WARNING PANEL	180.00	SF	180.00	\$ 51.00	\$ 9,180.00
7	BUILD 3" CRUSHED ROCK DRIVEWAY	34.40	TON	49.57	\$ 61.00	\$ 3,023.77
8	BUILD AREA INLET (quantity change only)	7.00	EA	7.00	\$ 3,933.00	\$ 27,531.00
9	BUILD CURB INLET	8.00	EA	8.00	\$ 5,892.00	\$ 47,136.00
10	BUILD STORM SEWER MANHOLE	11.00	EA	11.00	\$ 6,639.00	\$ 73,029.00
11	BUILD CONCRETE COLLAR	1.00	EA	1.00	\$ 3,976.00	\$ 3,976.00
12	BUILD 18" FES	2.00	EA	1.00	\$ 1,234.00	\$ 1,234.00
13	BUILD 24" RE FES	13.00	EA	14.00	\$ 1,423.00	\$ 19,922.00
14	BUILD STORM SEWER TAP	1.00	EA	1.00	\$ 4,104.00	\$ 4,104.00
15	INSTALL 15" STORM SEWER PIPE	459.00	LF	459.00	\$ 64.00	\$ 29,376.00
16	INSTALL 18" STORM SEWER PIPE	2,293.00	LF	2,293.00	\$ 67.00	\$ 153,631.00
17	INSTALL 24" RE STORM SEWER PIPE	190.00	LF	238.00	\$ 133.00	\$ 31,654.00
18	BUILD FIRE HYDRANT ASSEMBLY	2.00	EA	2.00	\$ 7,799.00	\$ 15,598.00
19	RECONSTRUCT 1" WATER SERVICES	1.00	EA	0.00	\$ 285.00	\$ -
20	12" WATER MAIN LOWERING	1.00	EA	0.00	\$ 7,692.00	\$ -
21	4" WATER MAIN LOWERING	1.00	EA	1.00	\$ 3,479.00	\$ 3,479.00
22	ADJUST FIRE HYDRANT TO GRADE	2.00	EA	0.00	\$ 1,122.00	\$ -
23	ADJUST VALVE TO GRADE	7.00	EA	7.00	\$ 432.00	\$ 3,024.00
24	ADJUST CURB STOP TO GRADE	5.00	EA	8.00	\$ 484.00	\$ 3,872.00
25	ADJUST MANHOLE TO GRADE - TYPE 1	5.00	EA	5.00	\$ 315.00	\$ 1,575.00
26	ADJUST MANHOLE TO GRADE - TYPE 2	2.00	EA	2.00	\$ 420.00	\$ 840.00
27	REMOVE PAVEMENT	7,663.00	SY	7,663.00	\$ 11.00	\$ 84,293.00

28 REMOVE DRIVEWAY	664.00	SY	664.00	\$ 21.00	\$ 13,944.00
29 REMOVE SIDEWALK	70.00	SY	70.00	\$ 21.00	\$ 1,470.00
30 REMOVE STORM SEWER PIPE	1,155.00	LF	1,189.00	\$ 12.00	\$ 14,268.00
31 REMOVE FES	2.00	EA	2.00	\$ 308.00	\$ 616.00
32 REMOVE & SALVAGE FIRE HYDRANT	2.00	EA	2.00	\$ 1,283.00	\$ 2,566.00
33 REMOVE FENCE	442.00	LF	442.00	\$ 8.00	\$ 3,536.00
34 REMOVE TREE	3.00	EA	5.00	\$ 2,731.00	\$ 13,655.00
35 REMOVE & RESET MAILBOX	15.00	EA	15.00	\$ 525.00	\$ 7,875.00
36 SEEDING	10,140.00	SY	10,256.00	\$ 1.70	\$ 17,435.20
37 INLET SEDIMENT FILTER	9.00	EA	9.00	\$ 281.00	\$ 2,529.00
38 EROSION CONTROL MAT, CLASS 1D	2,468.00	SY	2,584.00	\$ 2.20	\$ 5,684.80
39 BUILD FABRIC SILT FENCE	731.00	LF	140.00	\$ 6.00	\$ 840.00
40 GENERAL CLEARING & GRUBBING	1.00	LS	1.00	\$ 7,159.00	\$ 7,159.00
41 EARTHWORK	1.00	LS	1.00	\$ 36,347.00	\$ 36,347.00
42 OVER-EXCAVATION	5,900.00	CY	5,900.00	\$ 5.00	\$ 29,500.00
43 IMPORT	4,100.00	CY	4,100.00	\$ 12.00	\$ 49,200.00
CO#2 3 WATER MAIN TAPS	3.00	EA	3.00	15,750.00	\$ 47,250.00
CO#3 WATER RESTRAINTS & FENCE INSTALLATION	1.00	LS	1.00	\$ 9,100.00	\$ 9,100.00
CO#5 CHANGE ORDER #5 ADJUSTMENTS	1.00	LS	1.00	\$ 26,345.00	\$ 26,345.00
CO#6 CHANGE ORDER #6 SIDEWALK ADJUSTMENTS	1.00	LS	1.00	\$ 8,050.00	\$ 8,050.00
CO#7 REMOVAL OF INSTALLED INLETS	1.00	LS	1.00	\$ 3,356.00	\$ 3,356.00
CO#8 ADDITIONAL WATER VALVE WORK	1.00	LS	1.00	\$ 19,456.00	\$ 19,456.00

Previous Requested Amounts:		TOTAL EARNED TO DATE:		\$ 1,959,747.77
Estimate #1:	\$ 9,064.80	Retainage	0.0051%	\$ (10,000.00)
Estimate #2:	\$ 189,875.93	Other Deductions		\$ -
Estimate #3:	\$ 116,932.09	NET ESTIMATE TO DATE:		\$ 1,949,747.77
Estimate #4:	\$ 79,720.20	Less Previous Requests:		\$ 1,948,683.77
Estimate #5:	\$ 543,937.23	TOTAL DUE THIS ESTIMATE:		\$ 1,064.00
Estimate #6:	\$ 443,793.80			
Estimate #7:	\$ 35,461.00			
Estimate #8:	\$ 26,345.00			
Estimate #9:	\$ 215,930.75			
Estimate #10:	\$ 93,382.40			
Estimate #11:	\$ 104,096.47			
Estimate #12:	\$ 90,144.10			

Estimate Prepared by :



Christopher Woodward

City Council Proceedings

November 8, 2023

Page #14

Council member Keith Marvin made a motion to approve Change Order No. 2 with a deduct amount of \$38,071.18 to IES Commercial, Inc. for the '2023 Industrial Parkway-Trowbridge Lane Electrical Extension' project. Council Member Bruce Meysenburg seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat

Meysenburg: Yea, Kevin Woita: Yea

Yea: 6, Nay: 0

CHANGE ORDER NO.: 2

Owner: **City of David City** Owner's Project No.:
 Engineer: **JEO Consulting Group, Inc.** Engineer's Project No.: **230325.00**
 Contractor: **IES Commercial, Inc.** Contractor's Project No.: **555032006**
 Project: **2023 Industrial Parkway-Trowbridge Lane Electrical Extension**
 Contract Name: **2023 Industrial Parkway-Trowbridge Lane Electrical Extension**
 Date Issued: **10/26/2023** Effective Date of Change Order: **11/8/2023**

The Contract is modified as follows upon execution of this Change Order:

Description:

1. Removal of roadway lighting infrastructure north of LP195 per coordination with RD 37 engineer.
2. Final quantity adjustments.

Attachments:

Change in Contract Price	Change in Contract Times
Original Contract Price: \$ <u>601,106.58</u>	Original Contract Times: Substantial Completion: <u>September 1, 2023</u> Ready for final payment: <u>October 11, 2023</u>
Net change from previously approved Change Orders No. 1 to No. 1 : \$ <u>0.00</u>	Net change from previously approved Change Orders 1 to No. 1 : Substantial Completion: <u>September 29, 2023</u> Ready for final payment: <u>October 25, 2023</u>
Contract Price prior to this Change Order: \$ <u>601,106.58</u>	Contract Times prior to this Change Order: Substantial Completion: <u>September 29, 2023</u> Ready for final payment: <u>October 25, 2023</u>
Net change for this Change Order: \$ <u>(38,071.18)</u>	Net change for this Change Order: Substantial Completion: _____ Ready for final payment: _____
Contract Price incorporating this Change Order: \$ <u>563,035.40</u>	Contract Times with all approved Change Orders: Substantial Completion: _____ Ready for final payment: _____

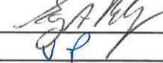
Recommended by Engineer (if required)

Authorized by Owner

By: _____
 Title: _____
 Date: _____

Accepted by Contractor

Approved by Funding Agency (if applicable)

By: 
 Title: _____
 Date: 10-30-23

Change Order Estimate - Unit Price Work						
JEO Project Name: 2023 Industrial Parkway-Trowbridge Lane Elect		JEO Project Number: 230325.00				
Owner: City of David City		Change Order Number: 2				
Contractor: IES Commerical, Inc.		Effective Date: November 8, 2023				
Bid Item No.	Item Description	Change Order Information			Total Value of Item (\$)	
		Item Quantity	Units	Unit Price		
6	40' STREET LIGHT POLE WITH BREAKAWAY BASE AND GROUND	-2	EA	\$1,364.19	(\$2,728.38)	
7	SCREW-IN POLE FOUNDATION	-2	EA	\$574.40	(\$1,148.80)	
16	STREET LIGHT	-2	EA	\$269.25	(\$538.50)	
22	10 KV (8.4 MCOV) ELBOW ARRESTOR	-3	EA	\$100.52	(\$301.56)	
25	BOLLARDS	-4	EA	\$718.00	(\$2,872.00)	
32	IN-GRADE PULL BOX	2	EA	\$1,005.20	\$2,010.40	
40	#6 AL UG, 600V	-1428	FT	\$5.03	(\$7,182.84)	
41	1" STANDARD RADIUS ELBOW	-5	EA	\$323.10	(\$1,615.50)	
44	1/2" STANDARD RADIUS ELBOW	-2	EA	\$215.40	(\$430.80)	
45	2" LONG RADIUS ELBOW	-48	EA	\$430.80	(\$20,678.40)	
51	SUBMERSIBLE 1Ø/3W, 120/240V LIGHTING CIRCUIT SPLICING/FUSING	-3	EA	\$861.60	(\$2,584.80)	
				Total:	(\$38,071.18)	

Council member Pat Meysenburg made a motion to approve Application for Payment #3 in the amount of \$387,044.19 to IES Commercial, Inc. for the '2023 Industrial Parkway-Trowbridge Lane Electrical Extension' project. Council Member Bruce Meysenburg seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea

Yea: 6, Nay: 0

Contractor's Application for Payment

Owner:	City of David City	Owner's Project No.:	
Engineer:	JEO Consulting Group, Inc.	Engineer's Project No.:	230325.00
Contractor:	IES Commercial, Inc.	Contractor's Project No.:	555032006
Project:	2023 Industrial Parkway-Trowbridge Lane Electrical Extension		
Contract:	2023 Industrial Parkway-Trowbridge Lane Electrical Extension		
Application No.:	3	Application Date:	10/26/2023
Application Period:	From 6/23/2023	to	10/23/2023

1. Original Contract Price	\$ 601,106.58
2. Net change by Change Orders	\$ (38,071.18)
3. Current Contract Price (Line 1 + Line 2)	\$ 563,035.40
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)	\$ 563,035.40
5. Retainage	
a. 0% X \$ 563,035.40 Work Completed =	\$ -
b. 0% X \$ - Stored Materials =	\$ -
c. Total Retainage (Line 5.a + Line 5.b)	\$ -
6. Amount eligible to date (Line 4 - Line 5.c)	\$ 563,035.40
7. Less previous payments (Line 6 from prior application)	\$ 175,991.21
8. Amount due this application	\$ 387,044.19
9. Balance to finish, including retainage (Line 3 - Line 4 + Line 5.c)	\$ -

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:
 (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;
 (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interest, or encumbrances); and
 (3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor: IES Commercial, Inc.
Signature: [Signature] **Date:** 10-30-23

Recommended by Engineer		Approved by Owner	
By: _____		By: _____	
Title: _____		Title: _____	
Date: _____		Date: _____	
Approved by Funding Agency			
By: _____		By: _____	
Title: _____		Title: _____	
Date: _____		Date: _____	

Progress Estimate - Unit Price Work										Contractor's Application for Payment			
Owner: City of David City										Owner's Project No.: 280325.00			
Contractor: J&J Contracting Group, Inc.										Contractor's Project No.: 30203.2008			
Project: 2023 Industrial Parkway-Tradeville Lane Electrical Extension													
Contract: 2023 Industrial Parkway-Tradeville Lane Electrical Extension													
Application No.: 3										Application Date: 10/26/23			
Application Period: From 06/23/23 to 10/23/23													
Item No.	Description	Item Quantity	Units	Contract Information		Value of Work Completed (C.A.E.)	Estimated Quantity Incorporated in the Work	Value of Work Completed (C.A.E.)	Mark Complete and Materials Stored to Date (M + S)	Mark Complete and Materials Stored to Date (M + S)	% of Items (P - S)	Balance to Finish (P - S)	
				Unit Price (\$)	Value (\$)								
Original Contract													
Value of Work Completed													
1	402 WOOD	3.00	EA	1,077.00		3,231.00	3.00	3,231.00	3,231.00	100%	-		
2	403 WOOD	7.00	EA	1,077.00		7,539.00	7.00	7,539.00	7,539.00	100%	-		
3	ROCK DISTRIBUTION POLE	10.00	EA	215.40		2,154.00	10.00	2,154.00	2,154.00	100%	-		
4	25' STREET LIGHT POLE WITH GROUND ASSEMBLY	14.00	EA	1,208.28		17,082.28	14.00	17,082.28	17,082.28	100%	-		
5	30' STREET LIGHT POLE WITH GROUND ASSEMBLY	4.00	EA	1,278.00		5,112.00	4.00	5,112.00	5,112.00	100%	-		
6	40' STREET LIGHT POLE WITH BREAKAWAY BASE AND	4.00	EA	1,364.50		5,458.00	4.00	5,458.00	5,458.00	100%	-		
7	SCREW IN POLE FOUNDATION	22.00	EA	57.44		1,263.68	22.00	1,263.68	1,263.68	100%	-		
Value of Work to be Completed													
8	CL-4UP	8.00	EA	215.40		1,723.20	8.00	1,723.20	1,723.20	100%	-		
9	CS-70	2.00	EA	430.00		860.00	2.00	860.00	860.00	100%	-		
10	UN-1	1.00	EA	718.00		718.00	1.00	718.00	718.00	100%	-		
11	UN-RUP	1.00	EA	1,282.39		1,282.39	1.00	1,282.39	1,282.39	100%	-		
12	UN-RUP	1.00	EA	1,282.39		1,282.39	1.00	1,282.39	1,282.39	100%	-		
13	UN-RUP FURBIE DISCONNECT, 15A FURBIE	1.00	LS	400.00		400.00	1.00	400.00	400.00	100%	-		
14	IF MAST ARM WOOD POLE	10.00	EA	107.70		1,077.00	10.00	1,077.00	1,077.00	100%	-		
15	LS-1	10.00	EA	32.30		323.00	10.00	323.00	323.00	100%	-		
16	STREET LIGHT	32.00	EA	269.25		8,616.00	32.00	8,616.00	8,616.00	100%	-		
17	UN-RUP	1.00	EA	488.24		488.24	1.00	488.24	488.24	100%	-		
18	GL-98	1.00	EA	861.60		861.60	1.00	861.60	861.60	100%	-		
19	MC-11	10.00	EA	1,148.80		11,488.00	10.00	11,488.00	11,488.00	100%	-		
20	EN-1	4.00	EA	143.60		574.40	4.00	574.40	574.40	100%	-		
21	P-15	4.00	EA	287.20		1,148.80	4.00	1,148.80	1,148.80	100%	-		
Undeposited Assemblies/Materials													
22	10KV 6A MCOW BLOW ARRESTOR	8.00	EA	1015.20		8,121.60	8.00	8,121.60	8,121.60	100%	-		
23	15KV 200A BLOW, 100 AL	38.00	EA	1,005.20		38,197.60	38.00	38,197.60	38,197.60	100%	-		
24	200A PROTECTIVE CAP	24.00	EA	1015.20		24,364.80	24.00	24,364.80	24,364.80	100%	-		
25	BOLLARDS	16.00	EA	71.80		1,148.80	16.00	1,148.80	1,148.80	100%	-		
26	PAE-11 GROUND ASSEMBLY	1.00	EA	574.40		574.40	1.00	574.40	574.40	100%	-		
27	UN-RUP	1.00	EA	3,744.35		3,744.35	1.00	3,744.35	3,744.35	100%	-		
28	UN-RUP	4.00	EA	6,892.75		27,571.00	4.00	27,571.00	27,571.00	100%	-		
29	10METER PRECASTAL WITH GROUND ASSEMBLY	4.00	EA	2,010.36		8,041.44	4.00	8,041.44	8,041.44	100%	-		
30	UN-RUP	2.00	EA	35,940.00		71,880.00	2.00	71,880.00	71,880.00	100%	-		
31	UN-RUP	1.00	EA	902.60		902.60	1.00	902.60	902.60	100%	-		
32	IN-GRADE PULL BOX	3.00	EA	1,015.20		3,045.60	3.00	3,045.60	3,045.60	100%	-		
Items/Amounts													
33	25' X 30' 1800W 120' GAW, BOLT-MOUNTED	1.00	EA	861.60		861.60	1.00	861.60	861.60	100%	-		
34	25' X 30' 1800W 120' GAW, BOLT-MOUNTED	1.00	EA	987.25		987.25	1.00	987.25	987.25	100%	-		
35	30' X 30' 1800W 120' GAW, BOLT-MOUNTED	1.00	EA	1,362.14		1,362.14	1.00	1,362.14	1,362.14	100%	-		
36	1000 KVA, 381/69V, 377/690V, PAD-MOUNTED	1.00	EA	1,579.59		1,579.59	1.00	1,579.59	1,579.59	100%	-		
37	10' X 10' 1800W 120' GAW, BOLT-MOUNTED	2.00	EA	1,335.47		2,670.94	2.00	2,670.94	2,670.94	100%	-		
38	30' X 10' 1800W 120' GAW, BOLT-MOUNTED	1.00	EA	1,466.76		1,466.76	1.00	1,466.76	1,466.76	100%	-		
Items/Amounts													
39	45' TYP 125'	1,637.00	FT	5.30		8,683.10	1,637.00	8,683.10	8,683.10	100%	-		
40	6" GALV. BUSH	15,444.00	FT	5.03		77,683.32	15,444.00	77,683.32	77,683.32	100%	-		
41	1" STAINLESS BUSHES ELBOW	30.00	EA	32.31		969.30	30.00	969.30	969.30	100%	-		
42	1/2" GALV. BUSH	65,480.00	FT	1.81		118,810.80	65,480.00	118,810.80	118,810.80	100%	-		

Contractor's Application for Payment												
Progress Estimate - Unit Price Work												
Owner: City of Grand City												
Engineer: JCO Consulting Group, Inc.												
Contractor: JES Commercial, Inc.												
Project: 2023 Industrial Parkway-Transformer Lane Electrical Extension												
Contract: 2023 Industrial Parkway-Transformer Lane Electrical Extension												
Application No.: 3 Application Period: From 06/23/23 to 10/23/23 Application Date: 10/26/23												
Bid Item No.	Description	Contract Information			F Value of Bid Item (C X E) (\$)	G Work Completed		I Materials Currently Stored (with 0) (\$)	J Work Completed and Materials Stored to Date (H+I) (\$)	K Value of Items (J / J) (%)	L Balance to Finish (P - J) (\$)	
		C Item Quantity	D Units	E Unit Price (\$)		G Estimated Quantity Incorporated in the Work	H Value of Work Completed to Date (C X G) (\$)					
43	1.0" ALU, 1.5KV, FULL W/ ELECTRICAL	11.5200	FT	30.05	315,276.00	11,520.00	4,793.80	115,276.00	100%	-		
44	1.0" STANDING INSULATED ELBOW	22.00	EA	21,540	473,880	22.00	4,793.80	4,793.80	100%	-		
45	2" LONG INSULATED ELBOW	57.00	EA	43,020	24,555.60	57.00	24,555.60	24,555.60	100%	-		
46	4.0" ALU, 6.00KV	2,498.00	FT	5.03	14,576.94	2,498.00	14,576.94	14,576.94	100%	-		
47	BOARDS, 13" 1" HOP E, SCR 13.5	3,852.00	FT	18.05	90,268.60	3,852.00	90,268.60	90,268.60	100%	-		
48	BOARDS, 13" 2" HOP E, SCR 13.5	1,099.00	FT	14.65	16,100.35	1,099.00	16,100.35	16,100.35	100%	-		
49	BOARDS, 13" 2" HOP E, SCR 13.5	3,425.00	FT	18.94	64,869.50	3,425.00	64,869.50	64,869.50	100%	-		
50	CORRHEAD 1000W, 120/240V LIGHTING CIRCUIT	11.00	EA	57,440	631,840	11.00	6,318.40	6,318.40	100%	-		
51	SUBMERISBLE 1000W, 120/240V LIGHTING CIRCUIT	25.00	EA	80,160	21,540.00	25.00	21,540.00	21,540.00	100%	-		
Transformer												
52	UM8-4 (1000W)	9.00	EA	74,672	672,048	9.00	6,720.48	6,720.48	100%	-		
53	15KV 200A ELBOW, #2 AL	6.00	EA	287,210	1,723,260	6.00	1,723.20	1,723.20	100%	-		
					Original Contract Total	\$	601,106.58	\$	601,106.58	100%	\$	
Change Order												
					Change Order	\$	(38,071.18)	\$	(38,071.18)	100%	\$	
					Change Order Total	\$	(38,071.18)	\$	(38,071.18)	100%	\$	
					Change Order Total	\$	(38,071.18)	\$	(38,071.18)	100%	\$	
					Original Contract Total	\$	563,035.40	\$	563,035.40	100%	\$	
					Project Total	\$	563,035.40	\$	563,035.40	100%	\$	

Council member Bruce Meysenburg made a motion to approve Certificate of Substantial Completion to IES Commercial, Inc. for the '2023 Industrial Parkway-Trowbridge Lane Electrical Extension' project. Council Member Jim Angell seconded the motion. The motion carried. Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
 Yea: 6, Nay: 0

CERTIFICATE OF SUBSTANTIAL COMPLETION

Owner: City of David City
 Engineer: **JEO Consulting Group, Inc.**
 Contractor: IES Commercial, Inc.
 Project: 2023 Industrial Parkway-Trowbridge Lane Electrical Extension
 Contract Name: 2023 Industrial Parkway-Trowbridge Lane Electrical Extension

Owner's Project No.:
 Engineer's Project No.: 230325.00
 Contractor's Project No.: 555032006

This Preliminary Final Certificate of Substantial Completion applies to:

All Work The following specified portions of the Work:

Not Applicable.

Date of Substantial Completion: **October 23, 2023**

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor, and Engineer, and found to be substantially complete. The Date of Substantial Completion of the Work or portion thereof designated above is hereby established, subject to the provisions of the Contract pertaining to Substantial Completion. The date of Substantial Completion in the final Certificate of Substantial Completion marks the commencement of the contractual correction period and applicable warranties required by the Contract.

A punch list of items to be completed or corrected is attached to this Certificate. This list may not be all-inclusive, and the failure to include any items on such list does not alter the responsibility of the Contractor to complete all Work in accordance with the Contract Documents.

Amendments of contractual responsibilities recorded in this Certificate should be the product of mutual agreement of Owner and Contractor; see Paragraph 15.03.D of the General Conditions.

The responsibilities between Owner and Contractor for security, operation, safety, maintenance, heat, utilities, insurance, and warranties upon Owner's use or occupancy of the Work must be as provided in the Contract, except as amended as follows:

Amendments to Owner's Responsibilities: None As follows:

Not Applicable.

Amendments to Contractor's Responsibilities: None As follows:

Not Applicable.

The following documents are attached to and made a part of this Certificate:

Punch list.

This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents, nor is it a release of Contractor's obligation to complete the Work in accordance with the Contract Documents.

EXECUTED BY ENGINEER:		RECEIVED:		RECEIVED:
By: _____	By: _____	By: _____	By: _____	By: _____
(Authorized signature)	Owner (Authorized Signature)	Owner (Authorized Signature)	Contractor (Authorized Signature)	Contractor (Authorized Signature)
Title: _____	Title: _____	Title: _____	Title: _____	Title: _____
Date: _____	Date: _____	Date: _____	Date: _____	Date: _____



Punch List Document


DATE | October 20, 2023
PROJECT | 2023 Industrial Parkway-Trowbridge Lane Electrical Extension
JEO PROJECT NO. | 230325.00
LOCATION | David City, NE
OWNER | City of David City, NE
CONTRACTOR | JES Commercial, Inc.

General Items:

- MP100 - Add fill dirt and compact soil around equipment; level the pedestal in the north-south direction.
- MP105 - Add fill dirt and compact soil around equipment; level the pedestal in the east-west direction.
- MP115 - Add fill dirt and compact soil around equipment.
- Pole 110 - Remove J-hook originally used to hold fuse(s) prior to energization of equipment.

Punch List Items

Completed:



ENGINEER

October 25, 2023

Date

Council member Keith Marvin made a motion to pass and adopt Ordinance No. 1456 establishing a curfew for all persons under 16 years of age on 3rd and final reading. Council Member Jim Angell seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

CITY OF DAVID CITY, NEBRASKA

ORDINANCE NO. 1456

AN ORDINANCE TO ESTABLISH A CURFEW ENFORCEABLE WITHIN THE CORPORATE LIMITS OF DAVID CITY, NEBRASKA, FOR ALL PERSONS UNDER SIXTEEN (16) YEARS OF AGE.

WHEREAS, the City of David City, Nebraska (the "City") desires to establish and empower the David City Police Department to enforce, a city-wide curfew; and

WHEREAS, Nebraska Revised Statutes section 17-111 authorizes such action.

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

Section 1. Establishment of City-Wide Curfew. The City hereby establishes a city-wide curfew for persons under sixteen (16) years of age that shall prohibit any such person from loitering, idling, wandering, strolling, playing, traversing or otherwise being upon the public street, public places, public buildings or any other vacant or other unsupervised places, between the times of 11:00 P.M. and 6:00 A.M. local time.

Section 2. Effect of Violation. Any person(s) violating this ordinance may be placed in the custody of the David City Police Department until such time that the person's parent or legal guardian, or, person(s) with supervisory authority conferred onto them by the person's parent or legal guardian, is able to take custody of said person. The David City Police Department may bring said person to the person's home or other location, as instructed by the person's parent or legal guardian, or to the David City Police Station.

Section 3. Exceptions. It shall not be a violation of this ordinance:

a. to be traveling during curfew pursuant to lawful employment or an organized activity sponsored by a school, church, fraternal organization, community organization or charitable organization;

b. to have the express permission of their parent(s) to be at such place pursuant to an emergency errand; and

c. to be accompanied by and under the supervision of their parent or lawful guardian or someone with supervisory authority conferred onto them by the person's parent or lawful guardian.

PASSED AND APPROVED this 8th day of November, 2023.

Mayor

ATTEST:

City Clerk

[SEAL]

Council member Jim Angell made a motion to approve a Letter Agreement for Professional Services with JEO concerning the Class "A" Street Superintendent for 2024.

Council Member Kevin Woita seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat

Meysenburg: Yea, Kevin Woita: Yea

Yea: 6, Nay: 0



November 1, 2023

City of David City
Mayor and City Council
PO Box 191
David City, Nebraska 68632

RE: City of David City 2024 Street Superintendent Appointment Request

Dear Mayor and City Council:

I am requesting to be appointed as the Street Superintendent for 2024. Attached is the scope of services for the street superintendent appointment. If you decide to appoint me, please ensure the motion is worded in your minutes: "We appoint Andrew Wilshusen from JEO Consulting Group, Inc. as our Street Superintendent." I appreciate the opportunity to work on your behalf.

I would appreciate you notifying me of your action on this request, so my records are up-to-date. Please take a few minutes to complete the form below. Then, please return the form in the enclosed envelope, or email it to Lori Kitt at lkitt@jeo.com.

Please include a copy of your meeting minutes that states the approved appointment and the completed contact update form for our records.

If you have any questions about this letter or the attached information, or if you want further information, don't hesitate to contact me. I appreciate your consideration.

Sincerely,

Andrew Wilshusen
License Number: S-1696 | Class A
JEO Consulting Group, Inc.

Office: 402.474.8793 | **Mobile:** 402.768.1120 | **Email:** awilshusen@jeo.com



2024 STREET SUPERINTENDENT APPOINTMENT REQUEST

The City of David City has appointed Andrew Wilshusen as the Street Superintendent:
 Yes No

Notes: _____

Form Completed By (please print name) _____

Date _____

**Please include a copy of your meeting minutes.*



Scope of Services

Appointed Street Superintendent

Listed below are the services that would be performed annually as the appointed Street Superintendent.

One and Six Year Plan

- Receive input on the One and Six Year plan.
- Prepare a cost opinion for One Year projects.
- Prepare One and Six Year plan documents (location map and project summary).
- Furnish One and Six Year plan documents.
- Assist with questions.

Lane Mile Report

- Update Lane Mile Report.
- Municipality to furnish annexation documents (description and plat) of new annexation areas.

Fee

- The compensation to JEO for providing these services would be the incentive payment the municipality receives for appointing a Class A Street Superintendent.

JEO will invoice annually in December for the year the JEO employee is appointed the street superintendent. Payment is due upon receipt. Invoices unpaid after 30 days will accrue interest at 12% per annum. Payments will be credited first to interest, then principal.

Council member Pat Meysenburg made a motion to appoint Andrew Wilshusen with JEO as the Street Superintendent for 2024. Council Member Keith Marvin seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea

Yea: 6, Nay: 0

Council member Tom Kobus made a motion to appoint JEO Consulting Group, Inc. as the City Engineer for 2024. Council Member Keith Marvin seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea

Yea: 6, Nay: 0



November 1, 2023

City of David City
Mayor and City Council
PO Box 191
David City, NE 68632

RE: 2024 City Engineer Appointment Request

Dear Mayor and City Council:

I ask that you appoint JEO Consulting Group, Inc. as the city engineer for 2024. We appreciate your confidence in JEO in the past, and we sincerely hope to continue our relationship.

JEO has provided services to the city in the past, and our staff has accumulated extensive "institutional knowledge" about your city and its infrastructure. This is extremely important as it provides the background information needed to evaluate what actions to take. Additionally, this knowledge often allows JEO staff to respond to questions about the city and its infrastructure without extensive investigation and research, reducing the time and cost involved in addressing routine matters.

Below is what you can expect from JEO as your city engineer. When a fee is involved for services, as noted in items two through four below, JEO will notify you before beginning work.

- **IDENTIFYING AND PRIORITIZING INFRASTRUCTURE PROJECTS:** If requested, JEO will attend a council or committee meeting to identify and prioritize infrastructure projects in the city. This planning may include prioritizing capital and infrastructure improvements, summary reviews of new permits and their potential impact, information on new regulations, recommendations on future planning, and input on potential funding sources. This does not entail detailed studies or evaluations but can be a valuable first step in assessing potential infrastructure projects' needs, priorities, and feasibility. There is no charge for JEO to attend this meeting or prepare and follow up on the meeting.
- **APPLYING AND SECURING FUNDING:** JEO will assist in applying for and securing funding, such as CDBG, USDA-RD, DWSRF, and CWSRF for potential infrastructure projects, as well as more non-traditional funding from both public and private sources. Additionally, JEO will provide the information necessary to complete the reporting requirements of any funding the city may secure. JEO has staff devoted to assisting municipalities in locating the funding that makes projects a reality. In some cases, having an appointed city engineer can expedite moving a project forward when grant and loan funding is involved. There may be a fee for some of these services, and we would be happy to discuss this with you.
- **ROUTINE INFRASTRUCTURE OPERATION AND MAINTENANCE:** JEO will respond to questions about the routine operation and maintenance of the city infrastructure based on our prior knowledge of these facilities/systems. There is typically no charge for this service. However, in some instances a fee may be involved, such as site visits or research.
- **COST OPINIONS:** Throughout the year, JEO will provide additional assistance with identifying, prioritizing, and providing rough cost opinions for potential infrastructure projects. Depending on some factors, such as the effort required to complete the requested task, there may be a fee involved for this service. However, as noted above,

November 1, 2023
RE: 2024 City Engineer Appointment Request

JEO's extensive institutional knowledge about the city and its infrastructure will provide this service efficiently and effectively.

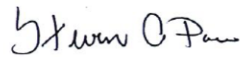
When requested, JEO will provide a scope of services and fees for specific projects that the city would desire to pursue.

JEO does not request a contract to serve as the city engineer, and the city is under no obligation to hire JEO for any project. Furthermore, we do not require a retainer to serve as the city engineer. Instead, we strive to assist you in efficiently and effectively dealing with routine matters, so we will be the first firm considered by the city when you need consulting services for a project. In other words, all we request is the opportunity to earn your business.

We would appreciate you notifying us of your action on this request to keep our records up to date. Please take a few minutes to complete the form below. Then, please return the form in the enclosed envelope, or email it to Lori Kitt at lkitt@jeo.com. Please include a copy of your meeting minutes stating the engineering appointment.

If you have questions about this letter or want further information, don't hesitate to contact me. Thank you for your consideration.

Sincerely,



Steven A. Parr
Principal
JEO Consulting Group, Inc.

Mobile: 402.443.8003 | Email: sparr@jeo.com

✂ -----

2024 ENGINEER APPOINTMENT REQUEST

The City of David City has appointed JEO Consulting Group, Inc. as the city engineer:

Yes No

Notes: _____

Form Completed By (please print name)

Date

****Please include a copy of your meeting minutes.***

Council member Tom Kobus made a motion to deny payment #2 for O'Dell Concrete and Construction in the amount of \$6,000. Council Member Pat Meysenburg seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea

Yea: 6, Nay: 0

Council member Pat Meysenburg made a motion to approve final payment #3 for O'Dell Concrete and Construction in the amount of \$7,496 less \$1,488.12 for a total of \$6,007.88 for the concrete at the campground. Council Member Kevin Woita seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea

Yea: 6, Nay: 0

(This space left intentionally blank)

Home Ph. (402) 542-2160
Cell Ph. (402) 432-1369

O'DELL

SHANE O'DELL
P.O. Box 113
Rising City, NE 68658

CONCRETE and CONSTRUCTION
Performing all types of Concrete Construction

STATEMENT OF ACCOUNT

JOB NAME & LOCATION: D.C. RV Pods DATE 10-20-23

DESCRIPTION:

<u>Bal</u>	<u>\$ 142,496.-</u>
<u>Paid</u>	<u>\$ 135,000.-</u>
<u>Balance</u>	<u>\$ 7496.-</u>

[Signature]

TOTAL \$ 7496.-

A Service charge of 1.5% per month will be applied to all past due balances.

Council member Keith Marvin made a motion to table the agreement for municipal airport use with Frontier Cooperative until the chemical spill is cleaned up. Council Member Bruce Meysenburg seconded the motion. The motion carried.
Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

Council member Tom Kobus made a motion to pass and adopt Resolution No. 49-2023 authorizing City staff to demolish Parmer Residence at 1055 7th Street to abate a public nuisance after conclusion of statutory and David City Municipal Code notice periods. Council Member Keith Marvin seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

RESOLUTION NO. 49-2023

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DAVID CITY, NEBRASKA, FINDING THAT CERTAIN REAL PROPERTY LOCATED IN THE CITY OF DAVID CITY, NEBRASKA HAS FALLEN INTO SUCH A STATE OF DISREPAIR AND DILAPIDATION THAT IS CONSTITUTES A PUBLIC NUISANCE AND APPROVING DEMOLITION OF THE SAME.

WHEREAS, The Mayor and City Council of David City, Nebraska, a municipal corporation and city of the second class (the "City"), provided for four (4) independent evaluations of the residence located at 1055 7th Street, David City, Nebraska (the "Residence"), which are attached hereto and incorporated herein as Exhibits A, B, C, and D, all of which conclude the Residence has fallen into a state of disrepair and dilapidation; and

WHEREAS, The City finds and declares the Residence is uninhabitable and constitutes a public nuisance in violation of subsections (B), (D), (E), (F), (H), (I), (J), and (K) of section 3-501 of the David City Municipal Code and section 18-1722.01 of the Nebraska Revised Statutes, and a danger to the public health, safety and welfare due to numerous infestations of insects and vermin, structural instability and disrepair; and

WHEREAS, The City finds Mr. Larry Parmer ("Owner") is the sole record owner of the Residence and, to the best of the City's knowledge, there are no other persons or entities with an interest, or claim of interest, in the Residence; and

WHEREAS, Section 3-502(C) of the David City Municipal Code and section 18- 2107 of the Nebraska Revised Statutes permit the City to demolish any unsafe or dangerous building that cannot be repaired to comply with the David City Municipal Code and that is unsafe or unfit for human occupancy; and

WHEREAS, City sent Owner a letter via certified mail on October 31, 2023, a copy of which is provided in Exhibit E, attached hereto and incorporated herein by reference, setting forth the Residence's status as a public nuisance, the City's intent to demolish the Residence, and providing Owner a 14-day opportunity to object to the demolition thereof and to request a hearing on the matter or to cure the public nuisance by undertaking demolition of the same, in compliance with section 3- 505(A) of the David City Municipal Code; and

WHEREAS, The City has attempted to find Owner and has been unable to do so despite repeated efforts; and

WHEREAS, The City sent the notice described above via certified mail to both the Residence and the residence of Owner's relatives, which the City estimates to its best ability to be Owner's current whereabouts, at 4847 Beaver Hill Road, Pikeville, TN 37367; and

WHEREAS, Owner failed to object to demolition of the Residence, request to be heard, or to cure pursuant to sections 3-506 and 3-507(A) of the David City Municipal Code before the expiration of the time period afforded to cure, November 14, 2023; and

WHEREAS, The Police Chief of the David City Police Department placed a notice of demolition at or near the front entrance of the Residence on November 6, 2023, a copy of which is provided in Exhibit E, attached hereto and incorporated herein by reference, in compliance with section 3-505(C) of the David City Municipal Code; and

WHEREAS, The City may recoup the expense of demolition via special assessment or civil suit in a court of competent jurisdiction under section 3-506 of the David City Municipal Code and section 18-1722 of the Nebraska Revised Statutes; and

WHEREAS, The City deems the abatement of the public nuisance via demolition of the Residence described herein necessary and in the best interests of the public and is permitted under section 3-506 of the David City Municipal Code.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY OF DAVID CITY, NEBRASKA, AS FOLLOWS:

Section 1. The City finds that the Residence has fallen into such a state of disrepair and dilapidation that it constitutes a public nuisance and must be demolished.

Section 2. The City, or its designee(s), shall provide for the demolition of the Residence immediately upon passage of this resolution.

Section 3. Upon completion of demolition and removal of the Residence, the City shall levy a special assessment against the Residence or file suit in a court of competent jurisdiction to recover the costs of demolition and removal against the Owner, in the City's discretion.

Section 4. All resolutions, orders and parts thereof in conflict herewith are hereby repealed to the extent of such conflict. This Resolution shall immediately take effect upon approval. The provisions of this Resolution are separable, and invalidity of any phrase, clause or part of this Resolution, shall not affect the validity or effectiveness of the remainder of this Resolution.

PASSED AND APPROVED this 8th day of November, 2023.

CITY OF DAVID CITY

Mayor

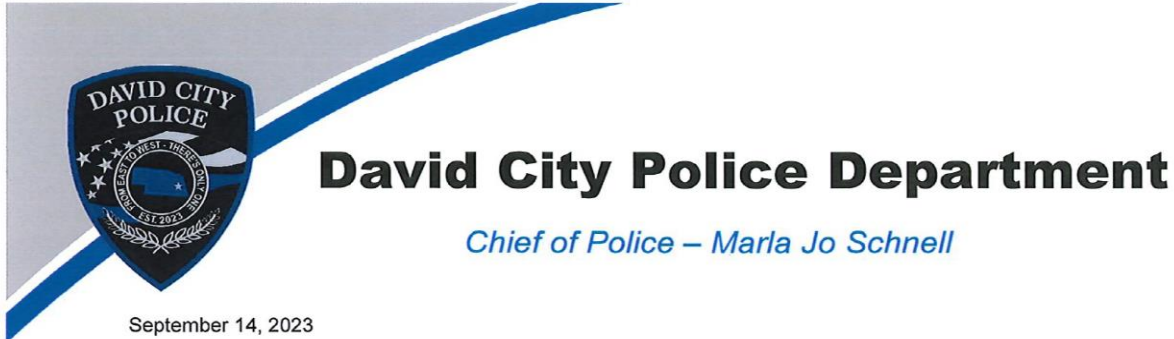
ATTEST:

City Clerk

EXHIBIT A

Letter Sent to Owner Dated September 14, 2023

[See attached]



September 14, 2023

Larry Parmer
1055 North 7th Street
David City, Nebraska 68632

RE: 1055 North 7th Street, David City, Butler County, Nebraska – Notice of Condemnation / DO NOT OCCUPY

Dear Mr. Parmer,

On September 7, 2023, I, along with the Nebraska Department of Health and Human Services, conducted an inspection of your residence located at 1055 North 7th Street David City, Butler County, Nebraska, pursuant to David City Municipal Code section 3-502. Based on that inspection, it is clear that your residence constitutes a clear and imminent health danger to you and other people in the immediate area, and that this residence is unsafe, unsanitary, and unfit for human occupation and use. The conditions found at your residence, in violation of David City Municipal Code, as well as the International Property Maintenance Code sections 302.1, 304.13, 305.1, and 305.3, as incorporated by reference via David City Municipal Code section 9-404(A), are as follows:

- 1) Major infestation of cockroaches, fleas, flies, spiders, and possible bed bugs;
- 2) Infestation of mice;
- 3) Black mold in the bathroom and kitchen areas;
- 4) Compromised air quality inside residence due to black mold, animal feces and urine, rotting trash and food;
- 5) Bottles containing urine littered throughout the residence;
- 6) Open holes in the residence exposing the exterior that allow insects, rodents, and other vermin to enter that make the residence unsafe for human habitation; and
- 7) Missing glass and other damage to majority of windows on the residence.

Due to the condition of the residence, the City of David City, Nebraska is hereby declaring the following with respect to the residence at 1055 North 7th Street, David City, Butler County, Nebraska:

- 1) the subject property is unfit for human occupancy and is a nuisance pursuant to David City Municipal Code section 9-404(A) and (C); and
- 2) the subject property constitutes an unsafe and dangerous building and that the residence is in such condition that it cannot be repaired, and that is shall be condemned and demolished pursuant to David City Municipal Code section 3-503(C).

Sincerely,

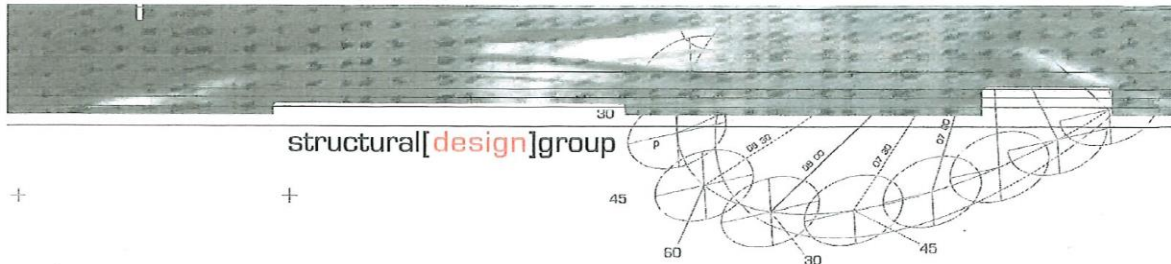
Marla Jo Schnell
Chief of Police David City

sent 10/30/23

EXHIBIT B

Evaluation of Residence Dated October 18, 2023

[See attached]



October 18, 2023

Marla Schnell
Police Chief, City of David City
490 E Street
David City, NE 68632

RE: **1055 7th Street**
David City, NE

Chief Schnell,

This letter is being submitted in response to the request for a structural observation for the property at 1055 7th Street in David City, NE. structural[design]group performed its initial observation of the property on Friday, October 13th, 2023.

The observations and recommendations contained in this report were strictly visual in nature and were done without the use of destructive testing. We reserve the right to modify this report should any other pertinent information become available.

OBSERVATIONS

The property is a single-level, single family wood framed dwelling. It has a partial basement with brick foundation walls.

We were able to observe the exterior, interior and basement of the structure. Portions of the wood framing were visible from the interior where the plaster and lath had been removed or deteriorated. Portions were not accessible or visible due to obstructions or not yet being exposed.

CONCLUSIONS

The exterior of the structure exhibited many signs of deterioration with the north elevation being the worst with an undulating roofline and deteriorated base of the exterior wall. The sill plate for the exterior walls is in contact with the soil in many places and rotted.

The wood framing at openings in the exterior walls has deteriorated in almost all instances. Window and doors are missing, allowing moisture to infiltrate wood framing.

EXHIBIT C

Evaluation of Residence by Farris Engineering Dated October 23, 2023

[See attached]



October 23, 2023

Attention:
Brad Swerczek

KTECH Project Services
14121 Ames Avenue
Omaha, NE. 68124

SUBJECT: David City Home Evaluation

FE #232055

To whom it may Concern:

Based on the agreement between Kirkpatrick Industries and Farris Engineering to provide professional services for the purpose of code compliance review, Farris Engineering did an independent evaluation of a home located at 1055 7th Street in David City, Nebraska, on October 11, 2023.

Farris Engineering is not an employee or relative of the parties involved or otherwise interested in the outcome of this event.

The resources utilized to form this opinion were taken from the Federal Government Housing Quality Standards (CFR 982.401) See attached document.

Based upon our findings and our research, we find this home not fit for the purpose of human habitation. See attached Evaluation.

Sincerely,

FARRIS ENGINEERING



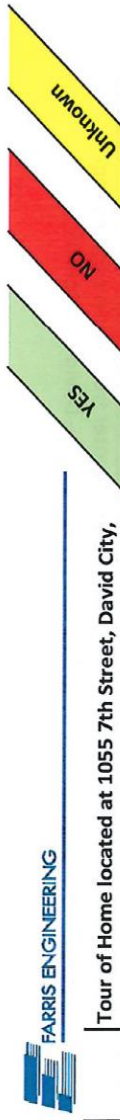
James Quinn, CHFM
Director of Healthcare Services

jdq

cc: Randy Kirkpatrick, KTECH Project Services
David Hunter, Farris Engineering
Darin Cielocha, Farris Engineering
Michael Wallace, Farris Engineering

BRINGING YOUR BUILDINGS TO LIFE

402-330-5900 | 12700 W. Dodge Road, Omaha, NE 68154 | farris-usa.com

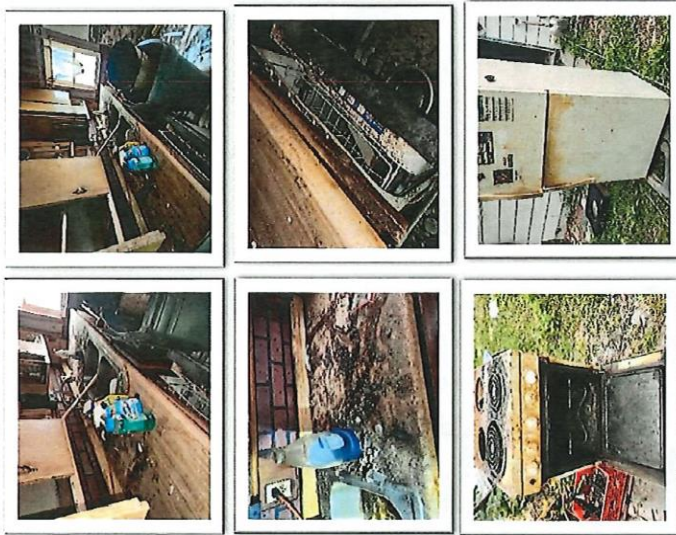


Item	YES	NO	UNKNOWN
Tour of Home located at 1055 7th Street, David City, NE on 10-11-2023			
(b)	X		
<u>Notes</u>	Home was for to have an infestation of rodents and insects due varies opening in house. See attached pictures.		
(c)	X		
<u>Notes</u>	The Kitchen was found to be extremely cluttered and dirty. The stove and refrigerator have been removed to the outside. See attached pictures		
(d)	X		
<u>Notes</u>	The home was found to have numerous broken windows with the back door removed. See attached pictures		
(e)	X		
<u>Notes</u>	The home has numerous broken windows and numerous penetrations to the outside. The home appears to have been cooled by window A/Cs in the past. The home as no operable furnace at this time. See attached pictures.		
(f)	X		
<u>Notes</u>	The home's wiring appears to have been comprised over time and it appears that extension cords were being used to supply electricity to different areas of house. There were multiple sighting of exposed Romex throughout the house. The main panel to the house did not have a cover on. This condition is considered hazardous. See attached pictures.		
(g)	X		
<u>Notes</u>	The home's structure appears to be compromised in several areas. See attached pictures.		
(h)	X		

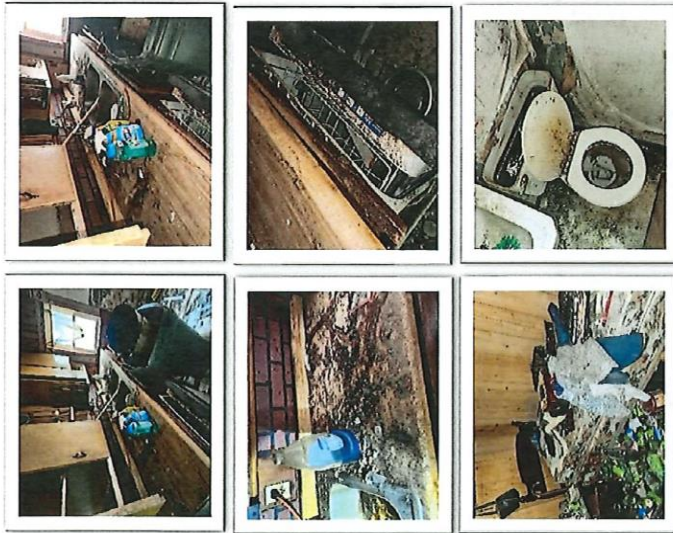
Notes	The first picture in this file shows the only "p" trap found in the house. The second picture shows the drain that is under the kitchen sink that has no "p" trap installed. The third picture shows the drain from the bathtub that has no "p" trap installed. Without the use of "p" traps, this then allows See attached pictures.			
(i)	Des the Home Have a Water Supply that is Free from Contamination per CFR 982.401(i)?			X
Notes	Had no way of testing for this.			
(j)	Is the Home Free of Lead Based Paint per CFR 982.401(j)?			X
Notes	Had no way of testing for this.			
(k)	Does the Home provide an alternate Means of Egress per CFR 982.401(k)?	X		
Notes				
(l)	Is the Home Site Reasonably Free from Noises and Reverberations per CFR 982.401(l)?	X		
Notes				
(m)	Is the Home in a Sanitary Condition per CFR 982.401(m)?		X	
Notes	The overall condition of the home does not meet this criteria. See attached pictures.			
(n)	Does the Home Provide Acceptable Smoke/Fire Detection per CFR 982.401(n)?		X	
Notes	Home was found to have no acceptable means of smoke or fire detection			
Other Sightings of Concern				
#1	Bedroom #2 was inaccessible.			
#2	A very corroded gas line was found in the basement . A very likely location for a major leak. See attached picture.			
#3	Main Gas valve has been turned off but not locked off to prevent turn on. See attached picture.			
#4	Exposed wiring throughout home. Main electrical panel was found without cover or dead front installed. The panel appeared to be energized at time of tour. See attached pictures			
#5	No Central A/C in home. Window units appear to be the source of cooling.			
#6	The furnace was found to be inoperable due to the gas line piping being removed.			
#7	Bathroom has signs of water infiltration in ceiling area. See attached pictures.			
#8	Mouse and Insect droppings throughout home. See attached picture.			
#9	Siding on outside of home appears to of an asbestos product. See attached pictures.			

This Evaluation prepared by James Quinn and David Hunter from Farris Engineering.
 Also present: Brad Swerczek - KTECH and Maria Schnell - David City Police Chief

Reference Pictures for Item (c)



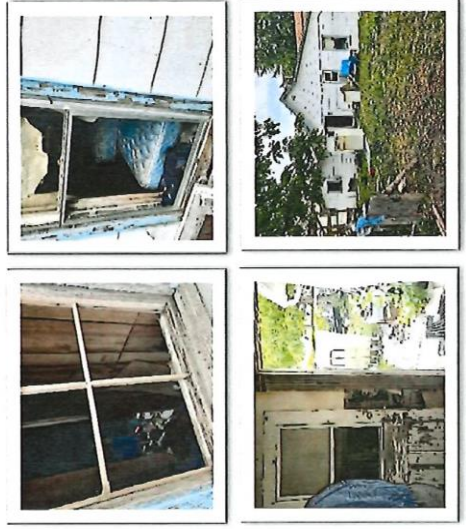
Reference Pictures for Item (b)



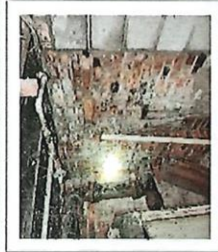
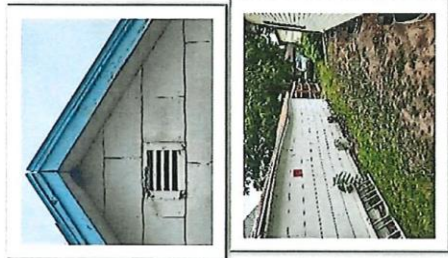
Reference Pictures for Item (e)



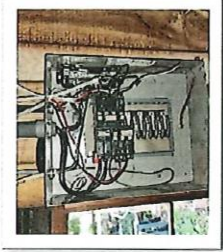
Reference Pictures for Item (d)



Reference Pictures for Item (g)



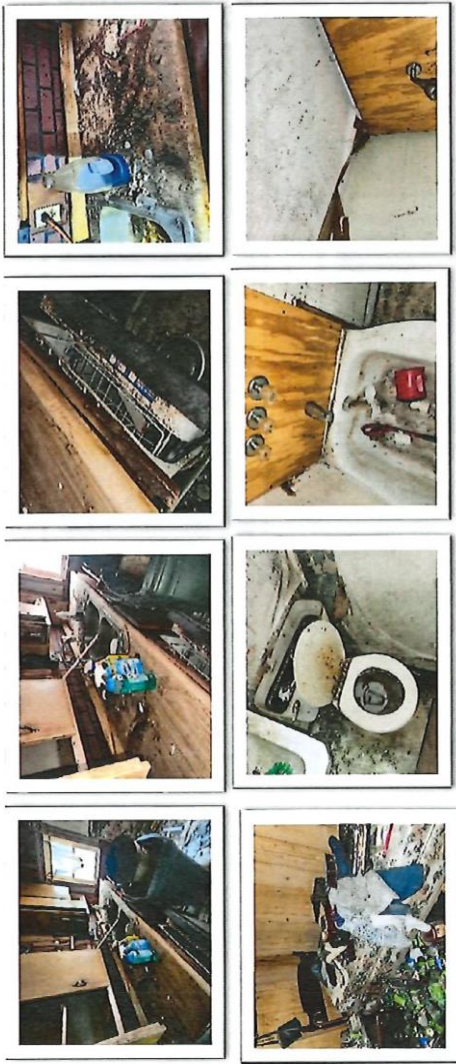
Reference Pictures for Item (f)



Reference Pictures for Item (h)



Reference Pictures for Item (m)



Reference Picture Item #2



Reference Picture Item #3



Reference Pictures Item #7



Reference Picture Item #8



Reference Pictures Item #9



Reference Pictures Item #4

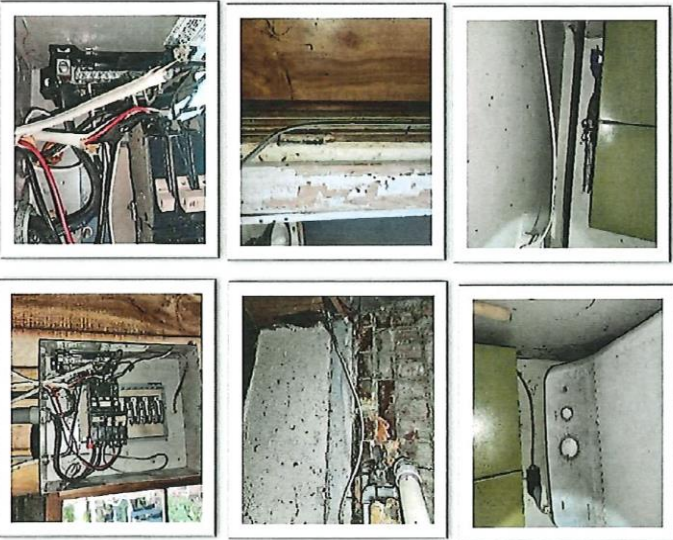


EXHIBIT D

Evaluation of Residence by K Tech Project Services Dated October 24, 2023

[See attached]



7320 E. Fletcher Avenue
Tampa, Florida 33637
14121 Ames Avenue
Omaha, Nebraska 68164
(402) 915-3350

ktech-ki.com

October 24, 2023

Marla Jo Schnell
Police Chief, City of David City
490 E Street
David City, NE 68632

RE: Residence at 1055 7th Street, David City, NE

Chief Schell,

This letter along with the three included attachments is in response to the City's request to review the condition of the house located at 1005 7th Street in David City. Both the inside and outside of the house were reviewed as access/conditions allowed. All observations were made from floor/ground level, no ladders were used and the roof was not accessed.

In general, the condition of the house was found to be a state of disrepair and deterioration. The dilapidated conditions have resulted in the structure to be determined from observation as hazardous. The apparent integrity issues observed would warrant more detailed testing to determine the full extent, but current conditions would be considered unsafe based on our and the two subconsultant observations. Please reference the three attached documents for additional information.

Thank you for the opportunity to help you with the review of this property. If you have any questions with regards to the information provided, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Brad Swerczek', is written over a light blue horizontal line.

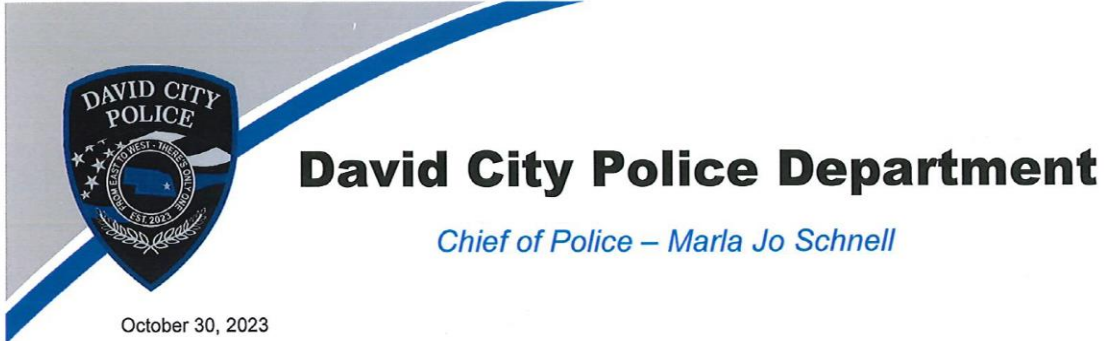
Brad Swerczek
Senior Project Executive

cc. Tami Comte, City of David City

EXHIBIT E

Copy of Letter Sent to Owner on October 30, 2023

[See attached]



October 30, 2023

VIA CERTIFIED MAIL

Larry Parmer
4847 Beaver Hill Road
Pikeville, TN 37367

1055 7th Street
David City, NE 68632

RE: 1055 7th Street, David City, Butler County, Nebraska – Notice of Demolition and Opportunity to Cure

Dear Mr. Parmer,

This letter is notice to you, as owner of the property located at 1055 7th Street, David City, Nebraska, (the "Property"), that the City of David City, Nebraska (the "City") intends to demolish the residence located on the Property. The Property residence has fallen into such a state of disrepair and dilapidation that it cannot be repaired to comply with the provisions of the David City Municipal Code Building Regulations, and it must be demolished. David City Municipal Code section 3-503(C).

The City has conducted four (4) independent evaluations of the Property residence. All four concluded that the Property residence is in a state of disrepair and a danger to the general health, safety, and welfare of the public and are unfit for human habitation. Enclosed are copies of all four evaluations.

If you fail to object to this action, request a hearing or cure the condition of the Property within fourteen (14) days of the mailing of this letter, demolition on the Property will commence. Upon such demolition, the City may file a special assessment against the Property or file a civil suit to recover its costs from you pursuant to section 3-506 of the David City Municipal Code and Nebraska Revised Statutes section 18-1722. Any written objection or request for hearing must be provided to the City Clerk.

Sincerely,

Marla Jo Schnell
Chief of Police David City

Cc: Ms. Tami Comte, City Clerk-Treasurer

Enclosures

Sent 10/30/23

EXHIBIT F

Copy of Notice of Demolition Posted to Residence on November 6, 2023

[See attached]

10:37 AM.

**NOTICE OF
DEMOLITION**

This property located at

1055 7TH STREET, DAVID CITY, NEBRASKA

This residence has been found by the City of David City to be in such a state of disrepair that it is a danger to the public, unfit for human occupancy and a public nuisance. Pursuant to David City Municipal Code section 3-503(C), this residence shall be demolished on or after November 15, 2023

No person shall remove this notice prior to the approved date on which demolition shall commence.

11/6/23
Date Posted:

Jessica J. Miller
Mayor, David City

Council member Pat Meysenburg made a motion to approve canceling the City Council meeting for December 27, 2023. Council Member Kevin Woita seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

Council member Keith Marvin made a motion to recess the City Council meeting at 8:02 p.m.. Council Member Kevin Woita seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

Council member Kevin Woita made a motion to reconvene in open session at 8:29 p.m. Council Member Keith Marvin seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

Council member Keith Marvin made a motion to enter into closed session to discuss personnel and contracts at 8:29 p.m. Council Member Kevin Woita seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

Council member Keith Marvin made a motion to reconvene in open session at 9:08 p.m. Council Member Kevin Woita seconded the motion. The motion carried.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0

Council member Keith Marvin made a motion to adjourn. Council Member Jim Angell seconded the motion. The motion carried and Mayor Miller declared the meeting adjourned at 9:09 p.m.

Jim Angell: Yea, Tom Kobus: Yea, Keith Marvin: Yea, Bruce Meysenburg: Yea, Pat Meysenburg: Yea, Kevin Woita: Yea
Yea: 6, Nay: 0



CERTIFICATION OF MINUTES
November 8, 2023

I, Tami Comte, duly qualified and acting City Clerk for the City of David City, Nebraska, do hereby certify with regard to all proceedings of November 8, 2023; 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 Comte, City Clerk