

**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 **22<sup>nd</sup> day of March, 2023**, in the **meeting room of the City Office, 490 "E" Street, David City, Nebraska**. The Mayor and City Council reserve the right to enter into a closed session at any time during the meeting, in accordance with the Nebraska Open Meetings Act, even though the closed session may not be stated on the agenda.

This agenda is available on our Web site at [www.davidcityne.com](http://www.davidcityne.com) for public inspection and may be modified up to twenty-four hours prior to the opening of the meeting.

**Members of the public may attend this meeting electronically. A link and phone number will be available on our website.**

Dated this 16<sup>th</sup> day of March, 2023.

\_\_\_\_\_  
Mayor Jessica J. Miller

**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;
4. Minutes of the March 8, 2023 Meetings of the Mayor and City Council;\*
5. Resolution No. 12-2023 Establishing Rules and Procedures for the Conduct of Public Meetings and the Participation at such meetings;
6. Request from Butler County Extension for \$1,000 to help support two Fellowes to assist with the Rural Prosperity Nebraska program;
7. Public hearing to purchase the RV campground located in the W ½ of the SW ¼ 1.5 Acres and part of Outlot 2 and part of Outlot 3, part of the W ½ of the SW ¼ 2.625 Acres, West Addition by the City of David City. The initial intent of purchasing the RV Campground would be to add the parcel to the current David City parks system;

\_\_\_\_\_  
Council President Bruce L. Meysenburg

\_\_\_\_\_  
Council member Kevin E. Woita

\_\_\_\_\_  
Council member Thomas J. Kobus

\_\_\_\_\_  
Council member Patrick J. Meysenburg

\_\_\_\_\_  
Council member Keith A. Marvin

\_\_\_\_\_  
Council member James L. Angell

\_\_\_\_\_  
City Clerk Tami L. Comte

8. Resolution No. 13-2023 purchasing the RV campground from the CDA;\*
9. Resolution No. 14-2023 approving a loan contract with the Nebraska Dept. of Environment and Energy;
10. Public hearing to consider amending the Future Land Use map by changing the zoning classification from Agricultural Crop to Industrial Heavy for the following real estate as requested by Arps Red-E-Mix, to wit:  
PART OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 12, TOWNSHIP 15 NORTH, RANGE 2 EAST OF THE SIXTH P.M., AND PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 7, TOWNSHIP 15 NORTH, RANGE 3 EAST OF THE SIXTH P.M., ALL IN BUTLER COUNTY NEBRASKA, BEING DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 12; THENCE S89°56'25"W (ASSUMED BEARING) ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 12, A DISTANCE OF 1396.92 FEET TO THE EASTERLY RIGHT OF WAY LINE OF THE BURLINGTON NORTHERN AND SANTA FE RAILWAY; THENCE N30°24'47"W ON SAID EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 765.41 FEET; THENCE N89°56'25"E, PARALLEL WITH SAID SOUTH LINE, A DISTANCE OF 1790.10 FEET TO THE EAST LINE OF SAID SOUTHEAST QUARTER; THENCE CONTINUING N89°56'25"E, A DISTANCE OF 33.00 FEET TO THE EAST RIGHT OF WAY LINE OF COUNTY ROAD "M"; THENCE S00°29'44"W ON SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 660.50 FEET TO THE POINT OF INTERSECTION WITH THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 7, THENCE WEST ON SAID SOUTH LINE, A DISTANCE OF 33.00 FEET TO THE POINT OF BEGINNING, CONTAINING 24.66 ACRES, MORE OR LESS.
11. Ordinance No. 1434 amending the Future Land Use map by changing the zoning classification from Agricultural Crop to Industrial Heavy for the following real estate as requested by Arps Red-E-Mix as legally described above;\*
12. Public hearing to consider amending the Official Zoning Map by changing the zoning classification from TA -Transitional Agriculture to I-2 – Heavy Industrial for the following real estate as requested by Arps Red-E-Mix as legally described above;
13. Ordinance No. 1435 amending the Official Zoning Map by changing the zoning classification from TA -Transitional Agriculture to I-2 – Heavy Industrial for the following real estate as requested by Arps Red-E-Mix as legally described above;\*
14. Approving the easements for JB Schmid, LLC and Dollar Trees Stores, Inc. all in Section 18, Township 15, Range 3, all for Northland Subdivision;
15. Discussion/Action concerning purchasing fully equipped 2019 Explorer for the police department from Butler County for \$10,000;\*
16. Discussion/Action concerning purchasing equipment for the police department from Butler County;
17. Approve the bidding documents for the "2023 AGP Substation – Long Lead Equipment" project and the authorization to advertise;
18. Pay Estimate #8 for M.E. Collins Contracting for Municipal Paving Improvements in the amount of \$26,345.00 and Change Order #7 in the amount of \$3,356.00;
19. Consider authorizing the Mayor to execute the Pipeline Crossing Agreement with the Nebraska Central Railroad;
20. Consider setting a special meeting date for April 5, 2023;
21. Closed session for personnel, contracts or pending litigation (as necessary);\*
22. Adjourn.