

**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 **14th day of May, 2025**, 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 for public inspection is available on our website at www.davidcityne.com and may be modified up to twenty-four hours prior to the opening of the meeting.

Dated this 8th day of May, 2025.

AGENDA AS FOLLOWS:

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| 1. Roll Call; | <hr/> Mayor Jessica J. Miller |
| 2. Pledge of Allegiance; | |
| 3. Inform the Public about the location of the Open Meetings Act and the Citizens Participation Rules; | <hr/> Council President Bruce L. Meysenburg |
| 4. Minutes of the April 23, 2025 meeting of the Mayor and City Council; * | <hr/> Council member Jeremy W. Abel |
| 5. Approval of Claim to D-Sign Shop; * | |
| 6. Approval of Claims; * | |
| 7. Committee and Officer Reports/Butler County Development Board update; * | <hr/> Council member James L. Angell |
| 8. Consider Certificate of Payment #26 in the amount of \$132,495.61 to Velocity Constructors Inc. for the 2022 Water Treatment Plant Upgrades; * | <hr/> Council member Rick L. Holland |
| 9. Consider Change Order No. 6 for Velocity Constructors Inc. in the amount of \$68,810.25 for the 2022 Water Treatment Plant Upgrades; * | <hr/> Council member Kevin E. Woita |
| 10. Consider/approve Pay Application #12 for IES Commercial, Inc. in the amount of \$8,045.76 for the '2023 AGP Substation' project; * | <hr/> Council member Keith A. Marvin |
| 11. Consider Pay Estimate #14 in the amount of \$1,213,953.49 to BRB Contractors, Inc. for the Wastewater Treatment Plant Improvement Project; * | <hr/> City Clerk Tami L. Comte |

*Potential Action Item

12. Public Hearing to consider amending the Official Zoning Map by changing the zoning classification from R1 – Residential Low Density to TA1 – Transitional Agricultural for the following real estate as requested by Chris Kozisek:

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 15 NORTH, RANGE 3 EAST OF THE SIXTH P.M., BUTLER COUNTY, NEBRASKA, BEING DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 20; THENCE N89°45'16"W (ASSUMED BEARING) ON THE SOUTH LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 1240.01 FEET TO THE SOUTHEAST CORNER OF A PARCEL OF LAND PREVIOUSLY DESCRIBED AND RECORDED IN INSTRUMENT NUMBER 2012-00487; THENCE N00°43'48"W ON THE EAST LINE OF SAID PARCEL, A DISTANCE OF 267.54 FEET TO THE SOUTHEAST CORNER OF A PARCEL OF LAND PREVIOUSLY DESCRIBED AND RECORDED IN INSTRUMENT NUMBER 2011-01521; THENCE N00°44'24"W ON THE EAST LINE OF SAID PARCEL, A DISTANCE OF 326.53 FEET TO THE NORTHEAST CORNER OF SAID PARCEL; THENCE N89°43'25"W, ON SAID NORTH LINE A DISTANCE OF 141.40 FEET TO THE SOUTHEAST CORNER OF A PARCEL OF LAND PREVIOUSLY DESCRIBED AND RECORDED IN INSTRUMENT NUMBER 2016-01446; THENCE N00°45'55"W ON THE EAST LINE OF SAID PARCEL, A DISTANCE OF 270.71 FEET; THENCE N88°48'23"W ON THE NORTH LINE OF SAID PARCEL, A DISTANCE OF 23.36 FEET TO THE SOUTHEAST CORNER OF A PARCEL OF LAND AS PREVIOUSLY DESCRIBED IN ORDINANCE NUMBER 1296 AND RECORDED IN INSTRUMENT NUMBER 2018-01623; THENCE N00°43'16"W ON THE EAST LINE OF SAID PREVIOUSLY DESCRIBED PARCEL, A DISTANCE OF 379.05 FEET TO THE SOUTHEAST CORNER OF LOT 4, BLOCK 2 OF KOZI ADDITION TO THE CITY OF DAVID CITY, BUTLER COUNTY, NEBRASKA; THENCE N89°09'24"E, ON THE SOUTH LINE OF LOT 3 OF SAID BLOCK 2, A DISTANCE OF 139.77 FEET TO THE SOUTHEAST CORNER OF SAID LOT 3; THENCE N89°21'47"E, A DISTANCE OF 60.19 FEET TO THE SOUTHEAST CORNER OF SAID KOZI ADDITION; THENCE S00°48'58"E ON THE WEST LINE OF LOT 1, BLOCK 2, KOZI SECOND ADDITION TO THE CITY OF DAVID CITY, BUTLER COUNTY, NEBRASKA, A DISTANCE OF 25.06 FEET TO THE SOUTHWEST CORNER OF SAID KOZI SECOND ADDITION; THENCE N89°09'19"E ON THE SOUTH LINE OF SAID KOZI SECOND ADDITION, A DISTANCE OF 139.72 FEET; THENCE N89°16'43"E CONTINUING ON SAID SOUTH LINE, A DISTANCE OF 60.21 FEET; THENCE N89°16'40"E CONTINUING ON SAID SOUTH LINE, A DISTANCE OF 140.05 FEET TO THE SOUTHEAST CORNER OF SAID KOZI SECOND ADDITION; THENCE N13°43'09"E ON THE EAST LINE OF SAID KOZI SECOND ADDITION, A DISTANCE OF 241.35 FEET; THENCE N03°43'08"E CONTINUING ON SAID EAST LINE, A DISTANCE OF 336.79 FEET TO THE SOUTH RIGHT OF WAY LINE OF THE UNION PACIFIC RAILROAD; THENCE S88°59'29"E ON SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 190 FEET; THENCE SOUTH, 1158 FEET; THENCE EAST 599.9 FEET TO THE EAST LINE OF SAID SOUTHWEST QUARTER; THENCE S00°22'05"E ON SAID EAST LINE, A DISTANCE OF 639 FEET TO THE POINT OF BEGINNING, CONTAINING 29.8 ACRES, MORE OR LESS.

13. Consider Ordinance No. 1514 amending the Official Zoning Map by changing the zoning classification from R1 – Residential Low Density to TA1 – Transitional Agricultural for the following real estate, requested by Chris Kozisek as legally described above; *
14. Consider options for roof repair for the power plant garage; *
15. Consider the quote from Siemens for a new Vacuum Circuit Breaker for the north substation; *
16. Consider authorizing the City, through the Mayor, to terminate the contract with Veenstra and Kimm for engineering services for the AGP Trunk Sewer project and the Wastewater Treatment Plant Improvement Project; *
17. Consider authorizing the City, through the Mayor, to engage JEO to provide engineering for the AGP Trunk Sewer project and for the Wastewater Treatment Plant Improvement Project; *
18. Consider closed session for personnel, contracts, or pending litigation (as necessary); *
19. Adjourn. *