

CITY COUNCIL PROCEEDINGS
May 14, 2025

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 posting in four public places (City Office, US Post Office, Butler County Courthouse and Hruska Public Library). 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, Jim Angell, Rick Holland, City Administrator Alan Zavodny, City Administrator Intern Raiko Martinez, City Attorney David Levy and City Clerk-Treasurer Tami Comte. Council members Keith Marvin and Jeremy Abel were absent.

Also present for the meeting were: Deputy Clerk Lori Matchett, Police Officer Chris Baete, Electric Supervisor Patrick Hoeft, Ethan Joy with JEO, Jeff Hilger, Mark and Noah Polacek, Chris and Nancy Kozisek and Marlene Hein.

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. She also reminded the public that if they speak tonight in front of the Council, they must state their name and address for the record.

Council member Kevin Woita made a motion to approve the minutes of the April 23, 2025 meeting of the Mayor and City Council as presented. Council Member Jim Angell seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

Council member Bruce Meysenburg made a motion to approve the claim of D-Sign Shop as presented. Council Member Kevin Woita seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Abstain (With Conflict), Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea, Mayor Jessica Miller: Yea
Yea: 4, Nay: 0, Absent: 2, Abstain (With Conflict): 1

Council member Rick Holland made a motion to approve the claims as presented. Council Member Kevin Woita seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

Council member Kevin Woita made a motion to approve the committee and officer reports and the Butler County Development Board update as presented. Council Member Jim Angell seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce

Meysenburg: Yea, Kevin Woita: Yea

Yea: 4, Nay: 0, Absent: 2

Council member Bruce Meysenburg made a motion to approve Certificate of Payment #26 in the amount of \$132,495.61 to Velocity Constructors Inc. for the 2022 Water Treatment Plant Upgrade. Council Member Jim Angell seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce

Meysenburg: Yea, Kevin Woita: Yea

Yea: 4, Nay: 0, Absent: 2

DocuSign Envelope ID: 65CB1F5B-4DDE-4E6A-BA63-6A5E5C5F4C6F

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.:	26	Application Date:	5/1/2025
Application Period:	From 4/1/2025 to 5/1/2025		
1. Original Contract Price		\$	10,562,772.00
2. Net change by Change Orders		\$	344,007.51
3. Current Contract Price (Line 1 + Line 2)		\$	10,906,779.51
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)		\$	10,683,213.03
5. Retainage			
a. 5% X \$ 10,661,713.03 Work Completed =		\$	533,085.65
b. 5% X \$ 21,500.00 Stored Materials =		\$	1,075.00
c. Total Retainage (Line 5.a + Line 5.b)		\$	534,160.65
6. Amount eligible to date (Line 4 - Line 5.c)		\$	10,149,052.38
7. Less previous payments (Line 6 from prior application)		\$	10,016,556.77
8. Amount due this application		\$	132,495.61
9. Balance to finish, including retainage (Line 3 - Line 4 + Line 5.c)		\$	757,727.13
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:	James Sulzbach - Project Manager Velocity Constructors		
Signature:	<u>James Sulzbach</u>	Date:	5/9/2025
Recommended by Engineer	Approved by Owner		
By: <u>Sarah Nguyen</u>	By: _____		
Title: <u>Project Engineer</u>	Title: <u>Mayor</u>		
Date: <u>5/9/2025</u>	Date: _____		

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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.:	26		Application Period:	From	04/01/25		to	05/01/25		Application Date:	05/01/25
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 Improvements ¹											
B-1.01	Mobilization	1,030,293.00	1,030,293.00	-	-	1,030,293.00	100%	-			
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	114,481.00	-	-	114,481.00	100%	-			
B-1.04	Existing Pipe Cleaning & Repainting	57,573.00	16,000.00	5,000.00	-	21,000.00	36%	36,573.00			
B-1.05	Electrical Improvements, Complete	1,840,041.00	1,825,894.59	-	-	1,825,894.59	99%	14,146.41			
B-1.06	Demolition of Exterior Infrastructure	32,732.00	32,732.00	-	-	32,732.00	100%	-			
B-1.07	Demolition of Interior Infrastructure	90,500.00	85,000.00	5,500.00	-	90,500.00	100%	-			
B-1.08	Building Improvements (Doors/Windows)	80,036.00	79,036.00	-	-	79,036.00	99%	1,000.00			
B-1.09	Building Improvements (Interior Painting)	523,405.00	431,655.00	10,000.00	-	441,655.00	84%	81,750.00			
B-1.10	First Floor Roof Membrane Replacement	174,179.00	174,179.00	-	-	174,179.00	100%	-			
B-1.11	Skylight Replacement	48,568.00	48,568.00	-	-	48,568.00	100%	-			
B-1.12	HVAC Improvements	143,128.00	143,128.00	-	-	143,128.00	97%	5,000.00			
B-1.13	Plumbing Improvements	92,021.00	88,000.00	-	-	88,000.00	96%	4,021.00			
B-1.14	Lab Improvements	21,099.00	20,159.93	939.07	-	21,099.00	100%	-			
B-1.15	Hardness Monitoring Equipment and Meters	77,743.00	77,743.00	-	-	77,743.00	100%	-			
B-1.16	Site Paving and Grading	58,690.00	53,000.00	4,000.00	-	57,000.00	97%	1,690.00			
B-1.17	Fencing and Gates	58,513.00	2,000.00	-	21,500.00	23,500.00	40%	35,013.00			
B-1.18	Misc. Site Improvements	148,846.00	140,000.00	-	-	140,000.00	94%	8,846.00			
B-1.19	Exterior Piping Improvements	338,959.00	338,959.00	-	-	338,959.00	100%	-			
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 Improvements ¹											
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	693,132.00	-	-	693,132.00	100%	-			
B-1.23	Gravity Filter Equipment Installation	45,979.00	45,979.00	-	-	45,979.00	100%	-			
B-1.24	Electrical	25,200.00	25,200.00	-	-	25,200.00	100%	-			

Lump Sum

EJCDC C-620 Contractor's Application for Payment
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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.:	26	Application Period:	From	04/01/25	to	05/01/25	Application Date:	05/01/25
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 Osmosis ¹								
B-1.25	CCRO and CIP Tank Skids (Equipment Only)	2,126,760.00	2,126,760.00	-	-	2,126,760.00	100%	-
B-1.26	CCRO and CIP Tank Skids (Installation)	7,208.00	6,708.00	-	-	6,708.00	93%	500.00
B-1.27	Existing Maintenance Facility Demolition	27,093.00	27,093.00	-	-	27,093.00	100%	-
B-1.28	RO Room Expansion, Block Construction	245,926.00	245,926.00	-	-	245,926.00	100%	-
B-1.29	New Existing Maintenance Facility Floor Pavement	3,174.00	3,174.00	-	-	3,174.00	100%	-
B-1.30	New Existing Maintenance Facility Roof	28,709.00	28,709.00	-	-	28,709.00	100%	-
B-1.31	Overhead Doors	22,781.00	22,781.00	-	-	22,781.00	100%	-
B-1.32	Access Doors	8,791.00	8,791.00	-	-	8,791.00	100%	-
B-1.33	Single Girder Bridge Crane & Hoist (Equipment Only)	20,361.00	20,361.00	-	-	20,361.00	100%	-
B-1.34	Single Girder Bridge Crane & Hoist (Installation)	12,387.00	12,387.00	-	-	12,387.00	100%	-
B-1.35	Below Grade CCRO Skid Piping, Complete	57,740.00	57,740.00	-	-	57,740.00	100%	-
B-1.36	Above Grade CCRO & CIP Skid Piping, Complete	129,743.00	129,743.00	-	-	129,743.00	100%	-
B-1.37	Electrical	10,080.00	9,800.00	-	-	9,800.00	97%	280.00
BASE BID GROUP D - Intermediate Clearwell ¹								
B-1.38	Intermediate Clearwell Structural Concrete	170,506.00	170,506.00	-	-	170,506.00	100%	-
B-1.39	Clearwell Hatches	15,613.00	15,613.00	-	-	15,613.00	100%	-
B-1.40	Vertical Turbine Pumps	113,608.00	113,608.00	-	-	113,608.00	100%	-
B-1.41	Degasser (Equipment Only)	112,153.00	112,153.00	-	-	112,153.00	100%	-
B-1.42	Degasser (Installation)	6,407.00	6,407.00	-	-	6,407.00	100%	-
B-1.43	Pump Building, Block Construction	116,781.00	116,781.00	-	-	116,781.00	100%	-
B-1.44	Stairs and Miscellaneous Metals	4,603.00	4,000.00	-	-	4,000.00	87%	603.00
B-1.45	Clearwell Ladders	4,749.00	4,749.00	-	-	4,749.00	100%	-
B-1.46	Fluid Applied Exterior Membrane	103,757.00	103,757.00	-	-	103,757.00	100%	-
B-1.47	Intermediate Clearwell Piping, Fittings, Valves, Meters, Complete	77,335.00	77,335.00	-	-	77,335.00	100%	-
B-1.48	Weir Plate and Weir Window	4,398.00	4,398.00	-	-	4,398.00	100%	-
B-1.49	Electrical	50,400.00	50,400.00	-	-	50,400.00	100%	-

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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.:	26	Application Period:	From	04/01/25	to	05/01/25	Application Date:	05/01/25
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 Improvements ¹								
B-1.50	Chemical Feed System Improvements	149,305.00	149,305.00	-	-	149,305.00	100%	-
B-1.51	Gas Chlorine System Improvements	62,365.00	62,365.00	-	-	62,365.00	100%	-
B-1.52	Electrical	15,120.00	15,120.00	-	-	15,120.00	100%	-
BASE BID GROUP F - Backwash Improvements ¹								
B-1.53	Backwash Waste Pump and Piping Improvements, Complete	161,971.00	161,971.00	-	-	161,971.00	100%	-
B-1.54	Proposed Manhole Improvements	1,551.00	1,551.00	-	-	1,551.00	100%	-
B-1.55	Backwash Pit Access Hatch	3,727.00	3,727.00	-	-	3,727.00	100%	-
B-1.56	Backwash Supply Pump and Piping Improvements, Complete	103,300.00	81,409.93	20,000.00	-	101,409.93	98%	1,890.07
B-1.57	Electrical/Generator	252,000.00	252,000.00	-	-	252,000.00	100%	-
Bid Alternate #1								
BA1-1	Gravity Filter Effluent Valve Replacement ¹	220,730.00	220,730.00	-	-	220,730.00	100%	-
Bid Alternate #2								
BA2-1	Demolish Existing Upflow Clarifier Unit, Complete ¹	113,190.00	28,000.00	80,000.00	-	108,000.00	95%	5,190.00
Original Contract Totals		\$ 10,343,448.00	\$ 9,993,396.45	\$ 125,439.07	\$ 21,500.00	\$ 10,140,335.52		\$ 203,112.48
Change Orders								
CO-1	12" Underslab Pipe	54,560.00	54,560.00	-	-	54,560.00	100%	-
CO-2	Misc	84,742.51	84,742.51	-	-	84,742.51	100%	-
CO-3	Misc	114,989.00	114,989.00	-	-	114,989.00	100%	-
CO-4	Lights and Fence - Drive way	17,454.00	7,000.00	-	-	7,000.00	40%	10,454.00
CO-5	-Aggregate+Sink+Trans & BFV+Delay	72,262.00	62,262.00	-	-	62,262.00	86%	10,000.00
Change Order Totals		\$ 344,007.51	\$ 323,553.51	\$ -	\$ -	\$ 323,553.51	94%	\$ 20,454.00
Unit Price								
B2	Install Aggregate	15,215.00	15,215.00	-	-	15,215.00	100%	-
B3	Final Clearwell Roof	14,030.00	-	14,030.00	-	14,030.00	100%	-
BA3-1	Install 6" Pavement	190,079.00	190,079.00	0	-	190,079.00	100%	-
Original Contract and Change Orders								
Project Totals		\$ 10,906,779.51	\$ 10,522,243.96	\$ 139,469.07	\$ 21,500.00	\$ 10,683,213.03	98%	\$ 223,566.48

¹ Sales Tax for Materials & Equipment Included

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Progress Estimate - Unit Price Work

Contractor's Application for Payment

Owner: City of David City		Owner's Project No.: 202024.00	
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. D311606			
Contract: 2022 Water Treatment Plant Upgrades, SRF Project No. D311606			

Application No.: 26	Application Period: From 04/01/25 to 05/01/25	Application Date: 05/01/25
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A	B	C	D	E	F	G	H	I	J	K	L
Bid Item No.	Description	Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	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) (\$)
						Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)				
Original Contract											
Base Bid ¹											
B-2	Install Aggregate Surfacing	358.00	TONS	42.50	15,215.00	358.00	15,215.00		15,215.00	100%	-
B-3	Final Clearwell Roof Slab Rehabilitation	100.00	SF	140.30	14,030.00	100.00	14,030.00		14,030.00	100%	-
Bid Alternate #3											
BA3-1	Install 6" Concrete Pavement ¹	1,324.00	SY	143.56	190,079.00	1,324.00	190,079.00		190,079.00	100%	-
Original Contract Totals					\$ 219,324.00		\$ 219,324.00	\$ -	\$ 219,324.00	100%	\$ -
Original Contract and Change Orders											
Project Totals					\$ 219,324.00		\$ 219,324.00	\$ -	\$ 219,324.00	100%	\$ -

¹ Sales Tax for Materials & Equipment Included

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Stored Materials Summary											Contractor's Application for Payment							
Owner:		City of David City									Owner's Project No.:							
Engineer:		JED 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.:		26		Application Period:		From		04/01/23		to		05/01/23		Application Date:		05/01/23		
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	G		H		I		J		K		L		M
						Previous Amount Stored (\$)	Amount Stored this Period (\$)	Amount Stored to Date (G + H) (\$)	Amount Previously Incorporated in the Work (\$)	Amount Previously Incorporated in the Work this Period (\$)	Amount Incorporated in the Work this Period (\$)	Total Amount Incorporated in the Work (J + K) (\$)	Total Amount Incorporated in the Work (J + K) (\$)					
B-1.19	3384991		Yard Pipe	On Site	3	36,399.00	-	36,399.00	-	36,399.00	-	36,399.00	36,399.00	36,399.00	-	-	-	
B-1.19	3383108		Yard Pipe	On Site	4	3,033.87	-	3,033.87	-	3,033.87	-	3,033.87	3,033.87	3,033.87	-	-	-	
B-1.19	3325976		Yard Pipe	On Site	4	4,424.62	-	4,424.62	-	4,424.62	-	4,424.62	4,424.62	4,424.62	-	-	-	
B-1.19	335125		Yard Pipe	On Site	4	6,039.99	-	6,039.99	-	6,039.99	-	6,039.99	6,039.99	6,039.99	-	-	-	
B-1.19	396907		Yard Pipe	On Site	4	23,979.17	-	23,979.17	-	23,979.17	-	23,979.17	23,979.17	23,979.17	-	-	-	
B-1.19	3897709		Yard Pipe	On Site	4	29,725.95	-	29,725.95	-	29,725.95	-	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	-	33,900.00	33,900.00	33,900.00	-	-	-	
B-1.19	7241554		Yard Pipe	On Site	5	370.34	-	370.34	-	370.34	-	370.34	370.34	370.34	-	-	-	
B-1.19	7203897		Yard Pipe	On Site	5	520.82	-	520.82	-	520.82	-	520.82	520.82	520.82	-	-	-	
B-1.19	7063762		Yard Pipe	On Site	5	1,012.90	-	1,012.90	-	1,012.90	-	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	-	30,708.14	30,708.14	30,708.14	-	-	5,000.00	
B1.36	0802556-IN		Electric Pumps	On Site	6	26,934.00	-	26,934.00	-	26,934.00	-	26,934.00	26,934.00	26,934.00	-	-	26,934.00	
B1.47	34604		Mellen Valves PRV	On Site	7	27,865.08	-	27,865.08	-	27,865.08	-	27,865.08	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	-	5,000.00	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	-	112,151.76	112,151.76	112,151.76	-	-	112,151.76	
B-1.22	92500		WestTech	Submittals	7	22,224.99	-	22,224.99	-	22,224.99	-	22,224.99	22,224.99	22,224.99	-	-	22,224.99	
B-1.31	122627		Overhead Doors	On Site	8	17,000.00	-	17,000.00	-	17,000.00	-	17,000.00	17,000.00	17,000.00	-	-	17,000.00	
B-1.19	8 Invoices		Yard Pipe	On Site	9	15,646.63	-	15,646.63	-	15,646.63	-	15,646.63	15,646.63	15,646.63	-	-	15,646.63	
B-1.47	Mellen		Air Vac	On Site	9	3,442.69	-	3,442.69	-	3,442.69	-	3,442.69	3,442.69	3,442.69	-	-	3,442.69	
B-1.53	1 Invoice		Inside Pipe	On Site	9	23,997.39	-	23,997.39	-	23,997.39	-	23,997.39	23,997.39	23,997.39	-	-	23,997.39	
B-1.17	7897108		Lang Fence	On Site	9	21,500.00	-	21,500.00	-	21,500.00	-	21,500.00	21,500.00	21,500.00	-	-	21,500.00	
B-1.40			Vertical Turbine Pumps	On Site	10	85,940.88	-	85,940.88	-	85,940.88	-	85,940.88	85,940.88	85,940.88	-	-	85,940.88	
B-1.05	HDA		Electrical HDA	Pictures	10	143,249.80	-	143,249.80	-	143,249.80	-	143,249.80	143,249.80	143,249.80	-	-	143,249.80	
B-1.22	Mellen		Gate Valves	On Site	10	20,990.00	-	20,990.00	-	20,990.00	-	20,990.00	20,990.00	20,990.00	-	-	20,990.00	
B-1.47	CS&M		Cleanwell Pipe	On Site	10	6,053.25	-	6,053.25	-	6,053.25	-	6,053.25	6,053.25	6,053.25	-	-	6,053.25	
B-1.22	Vesco		Blower	On Site	11	50,000.00	-	50,000.00	-	50,000.00	-	50,000.00	50,000.00	50,000.00	-	-	50,000.00	
B-1.15	Gurney		Split Case Pump	On Site	11	18,227.00	-	18,227.00	-	18,227.00	-	18,227.00	18,227.00	18,227.00	-	-	18,227.00	
B1.47	8 Invoices		Piping	On Site	11	29,798.29	-	29,798.29	-	29,798.29	-	29,798.29	29,798.29	29,798.29	-	-	29,798.29	
B-1.50	Gurney		Chem Feed	On Site	12	113,869.00	-	113,869.00	-	113,869.00	-	113,869.00	113,869.00	113,869.00	-	-	113,869.00	
B-1.22	WestTech		Troughs	On Site	12	103,664.94	-	103,664.94	-	103,664.94	-	103,664.94	103,664.94	103,664.94	-	-	103,664.94	
B-1.56	Mellen		Valves	On Site	12	7,651.83	-	7,651.83	-	7,651.83	-	7,651.83	7,651.83	7,651.83	-	-	7,651.83	
B-1.56	3 Invoice		Inside Piping	Onsite	12	34,824.08	-	34,824.08	-	34,824.08	-	34,824.08	34,824.08	34,824.08	-	-	34,824.08	
B-1.22	94231		Filter Rehab - WestTech	Onsite	13	187,247.48	-	187,247.48	-	187,247.48	-	187,247.48	187,247.48	187,247.48	-	-	187,247.48	
B-1.22	37522		Mellen - Valves	Onsite	13	90,506.40	-	90,506.40	-	90,506.40	-	90,506.40	90,506.40	90,506.40	-	-	90,506.40	
B-1.19	35489		Mellen - Valves	Onsite	13	24,828.20	-	24,828.20	-	24,828.20	-	24,828.20	24,828.20	24,828.20	-	-	24,828.20	
B-1.19	35608		Mellen - Valves	Onsite	13	44,019.10	-	44,019.10	-	44,019.10	-	44,019.10	44,019.10	44,019.10	-	-	44,019.10	
B-1.36	10 Inv		Core and Main - Piping	Onsite	13	39,821.77	-	39,821.77	-	39,821.77	-	39,821.77	39,821.77	39,821.77	-	-	39,821.77	
B-1.11	Pay App 1		Skylight	Onsite	14	24,882.00	-	24,882.00	-	24,882.00	-	24,882.00	24,882.00	24,882.00	-	-	24,882.00	
B1.18,44,45,46,BA2-1	Pay App		Misc Metals Decking	Onsite	14	45,000.00	-	45,000.00	-	45,000.00	-	45,000.00	45,000.00	45,000.00	-	-	45,000.00	
BA1-1	37585		Valves	Onsite	14	50,000.00	-	50,000.00	-	50,000.00	-	50,000.00	50,000.00	50,000.00	-	-	50,000.00	
B-1.19	CI 438085		RCP	Onsite	14	2,671.00	-	2,671.00	-	2,671.00	-	2,671.00	2,671.00	2,671.00	-	-	2,671.00	
B-1.36	U550028		Piping	Onsite	14	6,933.75	-	6,933.75	-	6,933.75	-	6,933.75	6,933.75	6,933.75	-	-	6,933.75	
B-1.05	11766		Enclosures	Onsite	14	13,819.66	-	13,819.66	-	13,819.66	-	13,819.66	13,819.66	13,819.66	-	-	13,819.66	
B-1.53	2212-15350		Valves	Onsite	14	30,555.80	-	30,555.80	-	30,555.80	-	30,555.80	30,555.80	30,555.80	-	-	30,555.80	
B-1.08	Pay App		Misc Metals Decking	Onsite	14	40,000.00	-	40,000.00	-	40,000.00	-	40,000.00	40,000.00	40,000.00	-	-	40,000.00	
B-1.36			Check Valves	Onsite	15	15,817.25	-	15,817.25	-	15,817.25	-	15,817.25	15,817.25	15,817.25	-	-	15,817.25	

City Council Proceedings
May 14, 2025
Page #8

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.:													
Contractor:		Velocity Constructors Inc.										Contractor's Project No.:													
Project:		2022 Water Treatment Plant Upgrades, SRF Project No. 0311686																							
Contract:		2022 Water Treatment Plant Upgrades, SRF Project No. 0311686																							
Application No.:		26		Application Period:		From		04/01/25		to		05/01/25		Application Date:		05/01/25									
A		B		C		D		E		F		G		H		I		J		K		L		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		Materials Stored		Incorporated in Work		Incorporated in the		Total Amount		Remaining in					
												Previous Amount Stored (\$)	Amount Stored this Period (\$)	Amount Previously Incorporated in the Work (\$)	Amount Incorporated in the Work this Period (\$)	Work (\$)	Work (\$)	Work (\$)	Storage (I - L) (\$)						
B-1.13						RO Submittal		Submittals		13		182,064.25				182,064.25		182,064.25		182,064.25				-	
B-1.14						Plastic Cabinets		Onsite		15		18,159.93				18,159.93		18,159.93		18,159.93				-	
B1.36						Check Valves		Onsite		16		15,817.55				15,817.55								15,817.55	
B1.05		2 Invoices				Programming		Onsite		16		42,045.13				42,045.13		42,045.13		42,045.13				-	
B1.36		3 Invoice				Piping		Onsite		16		5,042.47				5,042.47								5,042.47	
B1.36		008UD183				RO Piping		Onsite		18		15,316.81		-		15,316.81								15,316.81	
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Council member Rick Holland made a motion to approve Change Order No. 6 for Velocity Constructors Inc. in the amount of \$68,810.25 for the 2022 Water Treatment Plant Upgrades. Council Member Kevin Woita seconded the motion. The motion carried. Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

CHANGE ORDER NO.: 6

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 Name: **2022 Water Treatment Plant Upgrades, SRF Project No. D311686**
Date Issued: **5/14/2025** Effective Date of Change Order: **5/14/2025**

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

Description:

This change order contains four changes to the contract price and one change to the contract times. The change in contract price includes a spare backwash waste pump, a sprinkler system, new landscaping items for the site to improve maintenance, an overflow structure for the Final Clearwell, and the remaining balance to reimburse Velocity for their original payment due to the backup at the water treatment plant. This change order also includes a change in contract time, due to delays in the start up of the RO system.

Attachments:

- 1 **Spare Backwash Supply Pump**
- 2 **Overflow Structure Cost Breakdown**
- 3 **Landscape Cost Breakdown**

Change in Contract Price		Change in Contract Times	
Original Contract Price:		Original Contract Times:	
\$ 10,562,772.00		Substantial Completion:	August 10, 2024
		Ready for final payment:	October 9, 2024
Net change from previously approved Change Orders:		Net change from previously approved Change Orders:	
\$ 344,007.51		Substantial Completion:	March 24, 2025
		Ready for final payment:	May 15, 2025
Contract Price prior to this Change Order:		Contract Times prior to this Change Order:	
\$ 10,906,779.51		Substantial Completion:	March 24, 2025
		Ready for final payment:	May 15, 2025
Net change for this Change Order:		Net change for this Change Order:	
\$ 68,810.25		Substantial Completion:	June 9, 2025
		Ready for final payment:	June 30, 2025
Contract Price incorporating this Change Order:		Contract Times with all approved Change Orders:	
\$ 10,975,589.76		Substantial Completion:	June 9, 2025
		Ready for final payment:	June 30, 2025

Recommended by Engineer (if required)	Authorized by Owner
By: _____	_____
Title: _____	_____
Date: _____	_____
Accepted by Contractor	Approved by Funding Agency (if applicable)
By: _____	N/A
Title: _____	_____
Date: _____	_____

Change Order Estimate - Lump Sum Work		
JEO Project Name: 2022 Water Treatment Plant Upgrades, SRF Project No. D311686		JEO Project Number: 202024.00
Owner: City of David City		Change Order Number: 6
Contractor: Velocity Constructors, Inc.		Effective Date: May 14, 2025
Item		Change Order Information
Bid Item No.	Description	Scheduled Value
	Balance Velocity's Payment - backup event at water treatment plant	\$7,069.25
	Spare Backwash Waste Pump	\$23,864.00
	Overflow Structure for Final Clearwell	\$22,877.00
	Additional Landscaping	\$15,000.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
Total:		\$68,810.25

Velocity Constructors
2212 - David City WTP
PCO 26 - Spare Pump

All Rates are Burdened and have Per Diem

PM 110 Hry
Supt w Truck & PD 125 Hry
Forman w PD 90 1
W PD 75 2
Combined Rate 80.00

Date 09-May-25

XL 1.2 BID ITEM NO.	David City WTP DESCRIPTION	QUANTITY	U N I T	TOTAL MAN HOURS	Labor Total	MAT UNIT PRICE	MATERIAL DOLLARS	Equipment OTHER UNIT PRICE	Equipment & OTHER DOLLARS	SUB DOLLARS	TOTAL DIRECT COST
1											
2	Spare Pump	1.00	Ls			16,185.00	16,185			0	16,185
3	Testing 7 Day	1.00	Ls			2,585.00	2,585				2,585
4											0
5											0
6											0
7											0
8											0
9											0
10											0
11	PM	2.00	Hr	2.00	220.00						220
12	Supt	1.00	Hr	1.00	125.00						125
13											
TOTALS				3	345		18,770		0	0	19,115



Tax 7.2%						1351		0	0	1,351
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0%

Overhead and Profit					0	2816		0	0	2,816
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Subtotal					345	22,937		0	0	23,282
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Bond and Insurance 2.5%					9	573		0	0	582
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Total					354	23,510		0	0	23,864
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Additional Time

City Council Proceedings
May 14, 2025
Page #12

Velocity Constructors
2212 - David City WTP
PCO 25 - Overflow Structure

All Rates are Burdened and have Per Diem

PM 110 Hry
Supt w Truck & PD 125 Hry
Forman w PD 90 1
W PD 75 2
Combined Rate 80.00

Date 09-May-25

XL 1.2 BID ITEM NO.	David City WTP DESCRIPTION	QUANTITY	UNIT	TOTAL MAN HOURS	Labor Total	MAT UNIT PRICE	MATERIAL DOLLARS	Equipment OTHER UNIT PRICE	Equipment & OTHER DOLLARS	SUB DOLLARS	TOTAL DIRECT COST
1											
2	Overflow Concrete	1.00	Ls							4,850	4,850
3	Overflow Metals	1.00	Ls	8.00	640.00					6,560.00	7,200
4	Overflow Coatings	1.00	Ls							1,200.00	1,200
5	Rip Rap 48"36"12	1.00	Ea	3.00	240.00	500.00	500				740
6	Demo	1.00	Ea	8.00	640.00						640
7	Excavation and Grading	1.00	Ea	8.00	640.00						640
8	Skid w Fuel	1.00	Day	8.00	640.00	120.00	120	300.00	300.00		1,060
9	Mini Excavator w Fuel and Delivery	1.00	Day	8.00	640.00	300.00		750.00	750.00	400.00	1,790
10											0
11	PM	4.00	Hr	4.00	440.00						440
12	Supt	4.00	Hr	4.00	500.00						500
13											
TOTALS				51	4,380		620		1,050	13,010	19,060

Tax 7.2%							45	76	937	1,057	
							0%				
Overhead and Profit							0	93	158	1952	2,202
Subtotal					4,380		758		1,283	15,898	22,319
Bond and Insurance 2.5%					110		19		32	397	558
Total					4,490		777		1,315	16,296	22,877

Additional Time

3711 N Rd
David City NE 68632

Estimate

Date	Estimate #
4/19/2025	64

Name / Address
City of David City 490 E Street PO BOX 191 David City, NE 68632

			Project
Description	Qty	Rate	Total
concrete border around drive lane and landscape	450	10.00	4,500.00
rock	10.5	170.00	1,785.00
weed barrier	4,000	0.50	2,000.00
Prepair seed bed, drill seed, straw mat	15,000	0.30	4,500.00
Prepair seed bed, drill seed	13,000	0.16	2,080.00
white rock for road, area around transformers and east of drive spread	165	80.00	13,200.00
geogrid for road	3,200	0.75	2,400.00
Turn key Hunter Sprinkler System	1	6,250.00	6,250.00
Skid Loader with Operator grade and move dirt for seeding	16	125.00	2,000.00
Skid Loader with Operator regrade road area, tear out rock and grade	8	125.00	1,000.00
Black dirt delivered	80	20.00	1,600.00
		Total	\$41,315.00
		Tax, Overhead & Profit	+ \$2,421
		Total	\$ 43,736
		- (Original Scope & Change Order 4 (Site Plan Changes)	\$28,736

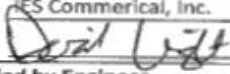

Council member Bruce Meysenburg made a motion to approve Pay Application #12 for IES Commercial, Inc. in the amount of \$43,720.67 for the '2023 AGP Substation' project.

Council Member Jim Angell seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce

Meysenburg: Yea, Kevin Woita: Yea

Yea: 4, Nay: 0, Absent: 2

Contractor's Application for Payment			
Owner:	City of David City		Owner's Project No.:
Engineer:	JEO Consulting Group, Inc.		Engineer's Project No.:
Contractor:	IES Commerical, Inc.		Contractor's Project No.:
Project:	2023 AGP Substation		
Contract:	2023 AGP Substation		
Application No.:	12	Application Date:	4/28/2025
Application Period:	From 4/1/2025	to	4/30/2025
1. Original Contract Price		\$	2,416,450.00
2. Net change by Change Orders		\$	349,772.86
3. Current Contract Price (Line 1 + Line 2)		\$	2,766,222.86
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)		\$	2,754,140.61
5. Retainage			
a. 5% X	\$ 2,754,140.61	Work Completed =	\$ 137,707.03
b. 5% X		Stored Materials =	\$
c. Total Retainage (Line 5.a + Line 5.b)		\$	137,707.03
6. Amount eligible to date (Line 4 - Line 5.c)		\$	2,616,433.58
7. Less previous payments (Line 6 from prior application)		\$	2,608,387.82
8. Amount due this application		\$	8,045.76
9. Balance to finish, including retainage (Line 3 - Line 4 + Line 5.c)		\$	149,789.28
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 Commerical, Inc.		
Signature:		Date:	4/28/2025
Recommended by Engineer		Approved by Owner	
By:		By:	
Title:	Electrical Senior Project Manager	Title:	
Date:	May 9, 2025	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				Engineer's Project No.:		#E871				Owner's Project No.:		1,914,100	
Contractor:		ES Consulting Group, Inc.				Contractor's Project No.:		2023 AGP Substation				Engineer's Project No.:		2023 AGP 2	
Project:		2023 AGP Substation				Contractor's Project No.:		2023 AGP Substation				Contractor's Project No.:		2023 AGP 2	
Contract:		2023 AGP Substation				Contractor's Project No.:		2023 AGP Substation				Contractor's Project No.:		2023 AGP 2	
Application No.:		12		Application Period:		From 04/01/25 to 04/30/25		Application Date:		04/28/25					
Item No.	Description	Item Quantity	Units	Contract Information				Materials Currently Stored (not in G)	Work Completed and Materials Stored to Date (H + I)	% of Value of Item (I / F)	Balance to Finish (F - I)				
				C	D	E	F							G	H
Original Contract														Group A	
1	Substation installation, Complete and Open Serial	1.00	US				\$2,416,450.00		2,416,450.00	1.00	2,416,367.75	2,416,367.75	100%	12,082.25	
				Original Contract Totals				\$ 2,416,450.00	\$ -	\$ 2,416,367.75	100%	\$ 12,082.25			
Change Orders															
Change Order #1		1.00					405,300.00		405,300.00	1.00	405,300.00	405,300.00	100%	-	
Change Order #2		1.00					(139,668.66)		(139,668.66)	1.00	(139,668.66)	(139,668.66)	100%	-	
Change Order #3		1.00					21,996.48		21,996.48	1.00	21,996.48	21,996.48	100%	-	
Change Order #4		1.00					9,759.44		9,759.44	1.00	9,759.44	9,759.44	100%	-	
Change Order #5		1.00					(10,056.56)		(10,056.56)	1.00	(10,056.56)	(10,056.56)	100%	-	
Change Order #6		1.00					6,921.20		6,921.20	1.00	6,921.20	6,921.20	100%	-	
Change Order #7		1.00					12,074.46		12,074.46	1.00	12,074.46	12,074.46	100%	-	
Change Order #8		1.00					42,416.52		42,416.52	1.00	42,416.52	42,416.52	100%	-	
				Change Order Totals				\$ 349,772.88	\$ -	\$ 349,772.88	100%	\$ 349,772.88	100%	\$ -	
Original Contract and Change Orders															
				Project Totals				\$ 2,754,140.63	\$ -	\$ 2,754,140.63	100%	\$ 2,754,140.63	100%	\$ 12,082.25	

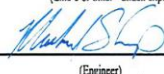

Council member Kevin Woita made a motion to approve Pay Estimate #14 in the amount of \$1,213,953.49 to BRB Contractors, Inc. for the Wastewater Treatment Plant Improvement Project. Council Member Rick Holland seconded the motion. The motion carried.
Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

Contractor's Application for Payment No.		14
	Application Period: 3/26/2025 - 4/23/2025	Application Date: 4/22/2025
To (Owner): David City, NE	From (Contractor): BRB Contractors, Inc.	Via (General Contractor):
Project: David City WWTP Facility Improvements	Contract:	
Owner's Contract No.:	Contractor's Project No.: NE3DAV	Engineer's Project No.: 6475

Application For Payment Change Order Summary		
Approved Change Orders		
Number	Additions	Deductions
1	\$100,574.62	-\$61,042.51
2	\$133,342.31	
TOTALS	\$233,916.93	-\$61,042.51
NET CHANGE BY CHANGE ORDERS	\$172,874.42	

1. ORIGINAL CONTRACT PRICE	\$	\$16,882,000.00
2. Net change by Change Orders	\$	\$172,874.42
3. Current Contract Price (Line 1 ± 2a-2b)	\$	\$17,054,874.42
4. TOTAL COMPLETED AND STORED TO DATE (Column F on Progress Estimate)	\$	\$10,170,925.75
5. RETAINAGE:		
a. 5% X \$5,450,703.56 Work Completed	\$	\$272,535.18
b. 5% X \$4,720,222.19 Stored Material	\$	\$236,011.11
c. Total Retainage (Line 5a + Line 5b)	\$	\$508,546.29
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)	\$	\$9,662,379.46
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)	\$	\$8,448,425.97
8. AMOUNT DUE THIS APPLICATION	\$	\$1,213,953.49
9. BALANCE TO FINISH, PLUS RETAINAGE (Column G on Progress Estimate + Line 5 above)	\$	\$7,392,494.96

Contractor's Certification	
The undersigned Contractor certifies that to the best of its knowledge: (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 Work covered by prior Applications for Payment; (2) title of 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 Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective	
By:  Keith Klug Project Manager BRB Contractors, Inc.	Date: 4/22/2025

Payment of:	\$	\$1,213,953.49	(Line 8 or other - attach explanation of the other amount)
is recommended by:		5/1/25	(Engineer) (Date)
Payment of:	\$	\$1,213,953.49	(Line 8 or other - attach explanation of the other amount)
is approved by:		5-14-24	(Owner) (Date)
Approved by:			Funding Agency (if applicable) (Date)

Mayor Jessica Miller declared the public hearing open at 7:12 p.m. to consider amending the Official Zoning Map by changing the zoning classification from R-1 – Residential Low Density to TA1 – Transitional Agricultural for the real estate owned by Chris Kozisek.

Chris Kozisek introduced himself and stated that this tract was recently annexed. He stated that part of the tract is already zoned TA1- Transitional Agricultural and so they are asking for the balance of the tract to be rezoned.

City Clerk Tami Comte stated that the Planning Commission recommended rezoning Parcels “A”, “B”, “C” and “D”. They did not recommend rezoning Parcel “E”. She stated that the Ordinance is written to reflect the change by the Planning Commission.

City Administrator Alan Zavodny stated that the rezoning is a common-sense solution and is the best solution.

Hearing no further comments, Mayor Jessica Miller declared the public hearing closed at 7:18 p.m.

Council member Bruce Meysenburg introduced Ordinance No. 1514, amending the Official Zoning Map by changing the zoning classification from R-1 – Residential Low Density to TA1 – Transitional Agricultural for the real estate owned by Chris Kozisek. Mayor Jessica Miller read Ordinance No. 1514 by title.

Council member Bruce Meysenburg made a motion to suspend the statutory rule requiring an Ordinance to be read on three separate days. Council Member Kevin Woita seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea, Mayor Jessica Miller, Yea
Yea: 5, Nay: 0, Absent: 2

Council member Bruce Meysenburg made a motion to pass and adopt Ordinance No. 1514 on third and final reading 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. Council Member Kevin Woita seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

ORDINANCE NO. 1514

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP BY CHANGING THE ZONING CLASSIFICATION FROM R-1 – RESIDENTIAL LOW DENSITY TO TA1 – TRANSITIONAL AGRICULTURE AS REQUESTED BY CHRIS KOZISEK; REPEALING ANY ORDINANCES IN CONFLICT HEREWITH; DESCRIBING THE TIME WHEN THIS

ORDINANCE SHALL BE IN FULL FORCE AND EFFECT, AND PROVIDING FOR PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM.

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

Section 1. That the Official Zoning Map be amended as follows to change the zoning classification from R-1 Residential Low Density to TA1 – Transitional Agriculture for the area described as:

PARCEL "A"

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 N00°22'05"W (ASSUMED BEARING) ON THE EAST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 711.64 FEET; THENCE N89°45'16"W PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 813.61 FEET; THENCE S24°59'23"E, A DISTANCE OF 130.30 FEET; THENCE N89°43'27"W, A DISTANCE OF 72.50 FEET; THENCE S33°35'21"E, A DISTANCE OF 229.21 FEET; THENCE S50°43'46"E, A DISTANCE OF 233.98 FEET; THENCE S51°43'48"E, A DISTANCE OF 171.09 FEET; THENCE S00°14'44"W PERPENDICULAR TO SAID SOUTH LINE, A DISTANCE OF 150.65 FEET TO SAID SOUTH LINE; THENCE S89°45'16"E ON SAID SOUTH LINE, A DISTANCE OF 394.00 FEET TO THE POINT OF BEGINNING, CONTAINING 10.04 ACRES, MORE OR LESS.

PARCEL "B"

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: REFERRING TO THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 20; THENCE N00°22'05"W (ASSUMED BEARING) ON THE EAST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 711.64 FEET TO THE POINT OF BEGINNING; THENCE N89°45'16"W PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 813.61 FEET; THENCE N24°59'23"W, A DISTANCE OF 111.66 FEET; THENCE N20°30'26"E, A DISTANCE OF 415.59 FEET; THENCE N80°30'18"W, A DISTANCE OF 163.00 FEET TO THE SOUTH EAST CORNER OF KOZI SECOND ADDITION TO THE CITY OF DAVID CITY, BUTLER COUNTY, NEBRASKA; THENCE N13°43'09"E ON THE EAST LINE OF SAID KOZI SECOND ADDITION, A DISTANCE OF 30.43 FEET; THENCE S89°45'16"E PARALLEL WITH SAID SOUTH LINE, A DISTANCE OF 865.23 FEET TO SAID EAST LINE; THENCE S00°22'05"E ON SAID EAST LINE, A DISTANCE OF 546.70 FEET TO THE POINT OF BEGINNING, CONTAINING 10.04 ACRES, MORE OR LESS.

PARCEL "C"

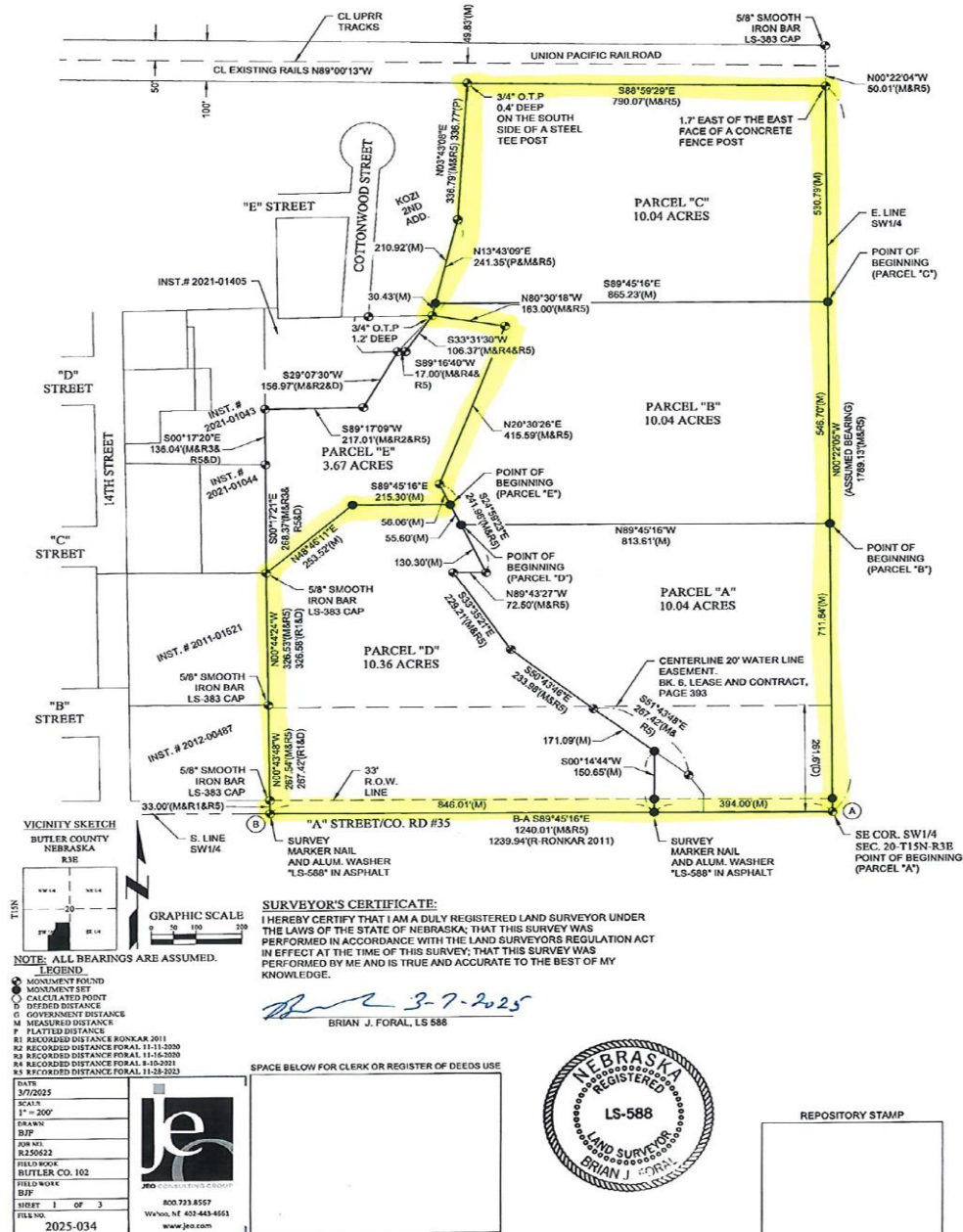
A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 15 NORTH, RANGE 3 EAST OF THE SIXTH P.M., BUTLER COUNTY, NEBRASKA, BEING DESCRIBED AS FOLLOWS: REFERRING TO THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 20; THENCE N00°22'05"W (ASSUMED BEARING) ON THE EAST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 1258.34 FEET TO THE POINT OF BEGINNING; THENCE N89°45'16"W PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 865.23 FEET TO THE EAST LINE OF KOZI SECOND ADDITION TO THE CITY OF DAVID CITY, BUTLER COUNTY, NEBRASKA; THENCE N13°43'09"E ON THE EAST LINE OF SAID KOZI SECOND ADDITION, A DISTANCE OF 210.92 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 790.07 FEET TO THE EAST LINE OF SAID SOUTHWEST QUARTER; THENCE S00°22'05"E ON SAID EAST LINE, A DISTANCE OF 530.79 FEET TO THE POINT OF BEGINNING, CONTAINING 10.04 ACRES, MORE OR LESS.

PARCEL "D"

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: REFERRING TO THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 20; THENCE N00°22'05"W (ASSUMED BEARING) ON THE EAST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 711.64 FEET; THENCE N89°45'16"W PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 813.61 FEET TO THE POINT OF BEGINNING; THENCE S24°59'23"E, A DISTANCE OF 130.30 FEET; THENCE N89°43'27"W, A DISTANCE OF 72.50 FEET; THENCE S33°35'21"E, A DISTANCE OF 229.21 FEET; THENCE S50°43'46"E, A DISTANCE OF 233.98 FEET; THENCE S51°43'48"E, A DISTANCE OF 171.09 FEET; THENCE S00°14'44"W PERPENDICULAR TO SAID SOUTH LINE, A DISTANCE OF 150.65 FEET TO SAID SOUTH LINE; THENCE N89°45'16"W ON SAID SOUTH LINE, A DISTANCE OF 846.01 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 N48°46'11"E, A DISTANCE OF 253.52 FEET; THENCE S89°45'16"E PARALLEL WITH SAID SOUTH LINE, A

DISTANCE OF 215.30 FEET; THENCE S24°59'23"E, A DISTANCE OF 55.60 TO THE POINT OF BEGINNING, CONTAINING 10.36 ACRES, MORE OR LESS.

SURVEY RECORD
KOZISEK



Section 2. That any ordinance or section of any ordinance passed and approved prior to the passage, approval, and publication or posting of this ordinance and in conflict with its provisions, is hereby appealed.

Section 3. This ordinance shall be published in pamphlet form and shall be in full force and effect from and after its passage, approval, and publication as provided by law.

Passed and adopted this 14th day of May, 2025.

Mayor Jessica J. Miller

City Clerk Tami L. Comte

Council member Bruce Meysenburg made a motion to approve Napier Construction to repair the garage roof at the power plant using asphalt shingles. Council Member Rick Holland seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

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ESTIMATE

Napier Construction Services LLC mnapiert706@gmail.com
1130 32 Rd +1 (402) 367-2568
David City, NE 68632

Bill to
City of David City NE
City of David City NE

Ship to
City of David City NE
City of David City NE

Estimate details
Estimate no.: 1184
Estimate date: 04/28/2025

#	Date	Product or service	Description	Qty	Rate	Amount
1.		Roofing	Estimate is for complete asphalt tear off, disposal, and installation of new laminate shingles, installed in accordance with local building codes.	1	\$5,929.00	\$5,929.00

Total **\$5,929.00**

Note to customer

Note: all rotten or structurally unsound roof decking will be repaired and billed on a time+materials basis.

Accepted date

Accepted by

ESTIMATE

Napier Construction Services LLC mnapier706@gmail.com
1130 32 Rd +1 (402) 367-2568
David City, NE 68632

Bill to
City of David City NE
City of David City NE

Ship to
City of David City NE
City of David City NE

Estimate details
Estimate no.: 1186
Estimate date: 04/28/2025

#	Date	Product or service	Description	Qty	Rate	Amount
1.		Fascia Repair	Estimate is for complete replacement of (mostly) rotten 1x6 fascia board around all eaves of building. Includes replacement with 2x6 fascia, and metal fascia cap to prevent future rot issues.	1	\$2,411.00	\$2,411.00

Total **\$2,411.00**

Note to customer

Note: Work must be done prior to roof installation.

Accepted date

Accepted by

ESTIMATE

Napier Construction Services LLC mnapier706@gmail.com
1130 32 Rd +1 (402) 367-2568
David City, NE 68632

Bill to
City of David City NE
City of David City NE

Ship to
City of David City NE
City of David City NE

Estimate details

Estimate no.: 1185
Estimate date: 04/28/2025

#	Date	Product or service	Description	Qty	Rate	Amount
1.		Roofing	Estimate is for complete asphalt tear off, disposal, and installation of new pro-rib metal roofing, installed in accordance with local building codes.	1	\$6,867.00	\$6,867.00

Total **\$6,867.00**

Note to customer

Note: All rotten or structurally unsound roof decking will be repaired and billed on a time+materials basis.

Accepted date

Accepted by

Council member Bruce Meysenburg made a motion to approve the quote from Siemens for three new Vacuum Circuit Breakers for the north substation. Council Member Kevin Woita seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

 Outlook

RE: Siemens Industry Quote SF25504921 - David City

From Jody Ellis <JEllis@HKSCHOLZ.COM>
Date Wed 4/16/2025 9:05 AM
To Pat Hoeft <phoeft@davidcityne.gov>

Pat,

The quote you referenced is for a New Vacuum Circuit Breaker. It is a direct replacement for the existing breakers at the North Substation.

There are used circuit breaker available on the internet; however, they are the same age as your existing breakers. The vacuum breakers are a significant upgrade from the existing. Same upgrade we made at the power plant switchgear.

My recommendation is:

- 1) Replace the 3 obsolete, breakers at the North Sub with New Vacuum Circuit Breakers – Direct replacement, No modifications necessary
- 2) Replace Electro/Mechanical protective relays at North Substation with SEL solid state relays
- 3) Replace Electro/Mechanical protective relays at Power Plant Switchgear & Generation Panel with SEL solid state relays
- 4) Update Generator controls – Automation??

The North Sub breakers are the priority.

Please let me know if you need anything further from me.

Take care,

Jody

Jody O Ellis
Sr Field Engineer
HK Scholz co
O(402) 339-7600 / C (402) 670-6311
jellis@hkscholz.com

From: Pat Hoeft <phoeft@davidcityne.gov>
Sent: Friday, April 04, 2025 9:46 AM
To: Jody Ellis <JEllis@HKSCHOLZ.COM>
Subject: Fw: Siemens Industry Quote SF25504921 - David City

SIEMENS

Quote # SF25504921R

Quote For: Jennifer Vieux

April 17, 2025
City of David City, NE

Siemens Industry, Inc.
Smart Infrastructure
Electrical Services
7000 Siemens Rd.
Wendell, NC 27591
Jeff Creech

Siemens is pleased to offer this proposal for the City of David City, NE. This offer is defined per the stipulations set forth in this proposal, any specifications or service expectations other than what is defined in this proposal are not included and may be subject to additional charges.

This proposal will remain in effect for 60 days from today, April 17, 2025.



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Quote # SF25504921R



Benefits and product summary of MV Roll In Replacement Breakers

Cubicle Modifications not required:

This product information submittal covers the design, testing, and manufacturing information for new replacement, medium-voltage vacuum circuit breakers manufactured by Siemens. The breakers will be a direct mechanical and electrical replacement and interchangeable between different cells of the same voltage, MVA and ampere class without cell modifications unless specifically noted.

- Siemens manufactures these vacuum replacement breakers in Wendell, NC.
- There are millions of Siemens 3AH vacuum circuit breakers installed globally.
- Siemens manufactures all major components, including the vacuum bottles.

Applicable Standards

All Siemens medium voltage replacement circuit breakers are designed, manufactured, and tested in accordance with the applicable sections of:

ANSI C37.04

ANSI C37.06

ANSI C37.09

ANSI C37.20.2

ANSI C37.55

ANSI C37.100

Note: In accordance with ANSI/IEEE Standard C37.59-1996 breakers which do not utilize some part of the original equipment in their final configuration, are not covered by that standard. Accordingly Siemens vacuum replacement breakers meet the full requirements of the standards listed above for new circuit breakers.

Materials

All materials will be new and unused. No parts from the original circuit will be reconditioned and reused in the new replacement breaker.

Vacuum Element Features

General

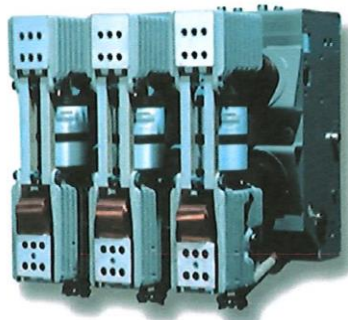
The retrofit or replacement breaker will utilize one of the type 3AF/3AH vacuum elements manufactured by Siemens. The breaker design will use a common operator design across all ratings, e.g. a "breaker family".

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Quote # SF25504921R

SIEMENS

Siemens 3AH Vacuum Module



Mechanical and Electrical Life

The breaker element employed in any retrofit supplied for this bid will have a mechanical design life of at least 10,000 mechanical operations and the vacuum interrupters with a life of at least 10,000 full load current switching operations and at least 50 full fault current switching operations.

The breaker will be capable of up to 3,000 or 10,000 operations (depending specific ratings) and 10 years under normal operating conditions without re-lubrication and readjustment.

The vacuum element mechanism frame will be welded and constructed of a minimum of 3/16 (7 GA.) material to ensure strength, rigidity, and dimensional stability over the life of the breaker.

Common Pole Shaft

The circuit breaker mechanism will open and close all three phases and any auxiliary devices via a common operating shaft to ensure consistent and simultaneous operation of the main contacts. The main drive shaft will be connected to the individual vacuum interrupters via insulated drive links. The drive links will employ contact pressure springs that transfer the closing motion from the pole shaft to the contacts through roller bearings to ensure smooth operation.

Insulated drive links

The mechanism drive shaft will be connected to each moving contact via an insulated drive link. The insulated link material will be non-hygroscopic and meet the flame-retardant requirements as set forth in ANSI C37.20.2. The drive links will be easily removable with single pins at each end and spring retaining clips. Due to the extremely long life specified, it will be possible to adjust the length of the drive links for the purposes of adjusting or balancing vacuum interrupter stroke over the life of the breaker.

Shock Absorber System

The mechanism will contain a shock absorber system to dampen the opening force of the circuit breaker. The shock absorber will have sufficient resilience to prevent contact bounce that could cause a re-strike of the main contacts during the opening of the circuit breaker. The element will have a sealed replaceable shock absorber and will be capable of being adjusted if replaced and during initial mechanism assembly.

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Quote # SF25504921R

SIEMENS

Manual and Electrical Tripping and Closing

The mechanism will have front accessible manual close and trip operators that are independent of the electrical trip and close coils. The trip and close solenoids will be capable of hand operation with the front cover removed to check for binding or unusual force. The mechanism will be able to accommodate one closing solenoid and up to three tripping releases two shunt releases and either an under-voltage release or a low energy (0.1Ws) current transformer operated release.

Operations Counter

Each breaker mechanism will have a five-(5) digit, non-resetting mechanical operations counter connected to the operating shaft.

Spring Charged Indicator

Each operating mechanism will be equipped with a visible indicator to show the state of the stored energy mechanism. The indicator will display the word "charged" in black letters on a yellow background when the spring is fully charged and "discharged" in black letters on a white background when the springs are discharged. Additionally, the spring charged state will be available through both an "a" and a "b" contact which are independent of any other circuits.

Auxiliary Devices

The breaker will have a low inertia rotary operated auxiliary switch connected to the main pole shaft assembly.

Corona Suppression

The element, to the greatest degree possible, will minimize the possibility of corona generation. Sharp edges, points, and punched parts with burrs and points will be avoided. Where sharp edges or points cannot be eliminated, corona shields with rounded edges will be incorporated into the design to distribute the electric field.

Vacuum Bottle Assembly

For more than 30 years, Siemens has manufactured their vacuum bottle assembly.

The vacuum bottle assembly is constructed from virgin materials. Edges of the ceramic components will be "metalized" and fired prior to assembly. The components will be inserted into a vacuum heat chamber and sealed under vacuum and a stainless-steel corrugated below will achieve isolation of the ambient air and the vacuum.

The vacuum interrupter will have a visual method of identifying contact wear (contact erosion) without the use of gauges or other devices.

Vacuum Interrupter Contacts

The contacts will be composed of unalloyed chromium-copper contact material. Following assembly onto the breaker element, the interrupters will be put through a conditioning process to harden the contacts and as assure integrity of the bellows in actual operation. Contact erosion indicators will not be affixed until after contact conditioning. The conditioning process will consist of approximately 300 cycles in accordance to test procedures that indicate full conditioning has been achieved.

Insulated Pole Assemblies

Pole assemblies will be insulated from ground with epoxy insulating standoffs and access will be available from all sides of the vacuum interrupters for cleaning and inspection. It will be possible to replace individual vacuum interrupters without the need to replace an entire pole assembly.

Current Transfer System

The current transfer from the vacuum interrupter moving stem to the breaker terminal assemblies will be via a non-sliding current transfer system consisting of a copper stem clamp and silver plated copper leaf conductors. It will be possible to verify the adequacy of the moving stem connection and tighten or replace the assembly if necessary. All connections in the primary current path will be silver plated.

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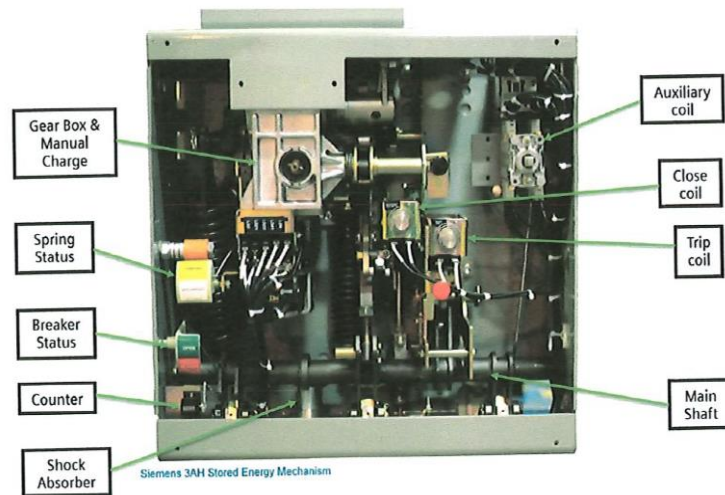
SIEMENS

Trip Free Operation

The new circuit breaker operation mechanism will be a true, "trip-free" design. When the trip function is mechanically engaged and held and the close function is initiated either electrically or mechanically, the contacts will not close. The contacts will be restricted to 10% of the total travel. Execution of the trip-free function will not degrade breaker life or cause the closing springs to impact any components other than snubbers.

Mechanical Status Indicator

Each new vacuum replacement breaker will have a mechanical status indicator with the word "CLOSED" on a red background when the breakers are closed and the word "OPEN" on a green background when the breakers are open.



Replacement Breaker Assembly

Frame

The frames will be constructed from steel, with structural components similar to the original breaker in construction. All steel components used in the frame will be painted with powder coat paint, ANSI 61 light gray finish.

Wheels and Casters for Transport

Replacement breakers will be supplied with a functional replacement of the transport systems of the original design.

Bushing and Interface Conductor Material

Primary and power frequency interface conductors will be constructed of 100% IACS electrical grade conductive copper. Conductors will be silver-plated to a thickness of .0001- .0002 for non-sliding surfaces and .001- .015 for sliding surfaces. The power frequency conductors will be sized to carry the full load ampacity of the circuit breaker without exceeding the temperature rise established in ANSI C37.20.2

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Operating Times – Typical Values

Characteristics	Cycles (60 Hz)	millisecond
Closing Time	4.5	75
Opening Time	2.0	33
Arcing Time at 60 Hz	0.9	15
Interrupting Time	5	83

Typical Closing and Solenoid Characteristics

Control Voltages	Close Coil		Trip Coil	
	Ohms	Amps	Ohms	Amps
ANSI C37.06 Tbl. 8				
48 VDC	23	2.1	2.4	20.0
125 VDC	121	1.0	23	5.4
250 VDC	487	0.5	121	2.1
120 VAC 60 Hz	121	0.9	23	4.7
240 VAC 60 Hz	487	0.4	121	1.8

Typical Spring Charging Motor Characteristics

Control Voltages	Current	Charging Time
ANSI C37.06 Tbl. 8	Amps	Seconds
48 VDC	8	10
125 VDC	4	10
250 VDC	2	10
120 VAC 60 Hz	6	10
240 VAC 60 Hz	3	10

Auxiliary Switch Ratings

Characteristics	Rating
Maximum Operating Voltage	250 V
Continuous Current, Max.	10 A
Making Current, Max.	30 A
Breaking Capacity	
Resistive Loading DC or AC	1200 VA
Inductive Load at 220 VDC	--
(L/R = 20 ms)	750 VA

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Quote # SF25504921R

PRICING

Item	Qty	Product	Description	Lead Time (Weeks)	Unit Price	Extended Price
1	3	MV Replacement Breaker	15FSV-500-1200-37	34	\$32,115	\$96,345.00
1	1	MV Replacement Breaker	15FSV-500-1200-37	34	\$32,115	\$32,115.00

Pricing basis: Fixed

This proposal is quoted using Siemens Industry Inc. Standard Terms and Conditions of Sale for Products and Services, which can be reviewed at <http://www.usa.siemens.com/mvterms>

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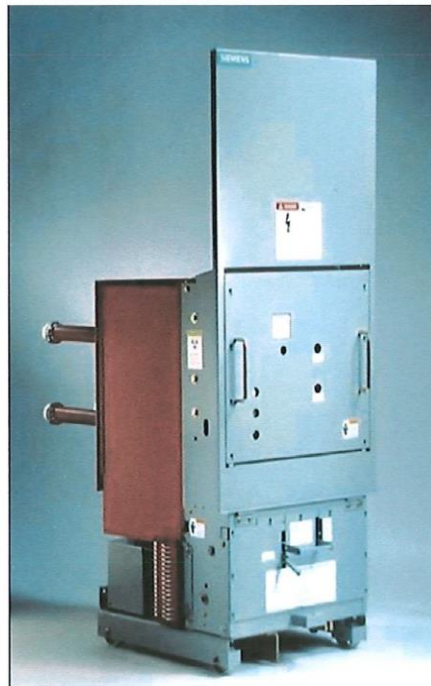
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Quote # SF25504921R

Basis of Offer:

Vacuum Roll-In Replacement Breaker FSV

Siemens will provide vacuum replacement breakers as direct roll-in replacements for Allis Chalmers type FA,FB, and FC/FCV.



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Quote # SF25504921R

For invoicing purposes, the following must be shown on the purchase order:

Please make Purchase Order out to:

Siemens Industry, Inc.
7000 Siemens Road
Wendell, NC 27591

Purchase Order must reference:

Siemens Quotation #: SF25504921R1

Payment terms: NET 30

Shipping Terms: FOB Origin, Freight PPD and Add / Collect

Please submit PO to: [Siemens PO Portal - https://siemens-smartinfrasture.force.com/SI/s/poform](https://siemens-smartinfrasture.force.com/SI/s/poform)

If you are a first-time customer, for faster processing, please also provide a copy of your W-9 and a copy of your tax exemption certificate, if applicable.

Quote Revision Tracking

Quote issued 03/27/25

R1 issued 04/17/25

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Council member Bruce Meysenburg made a motion to table 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. Council Member Jim Angell seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

Council member Bruce Meysenburg made a motion to table 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. Council Member Jim Angell seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

Council member Bruce Meysenburg made a motion to recess the City Council meeting at 7:31 p.m. Council Member Kevin Woita seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

Council member Kevin Woita made a motion to reconvene the City Council meeting at 7:41 p.m. Council Member Bruce Meysenburg seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

Council member Jim Angell made a motion to enter into closed session to discuss pending litigation at 7:41 p.m. Council Member Bruce Meysenburg seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

Mayor Jessica Miller stated, "Now, at 7:41 p.m., we are going into closed session to discuss pending litigation. Mayor Jessica Miller, all of the Council members, City Attorney David Levy, City Administrator Alan Zavodny, City Administrator Intern Raiko Martinez, and City Clerk Tami Comte went into closed session at 7:41 p.m.

Council member Jim Angell made a motion to reconvene in open session at 8:23 p.m. Council Member Bruce Meysenburg seconded the motion. The motion carried.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2

Council member Jim Angell made a motion to adjourn. Council Member Bruce Meysenburg seconded the motion. The motion carried and Mayor Jessica Miller declared the meeting adjourned at 8:24 p.m.

Jeremy Abel: Absent, Jim Angell: Yea, Rick Holland: Yea, Keith Marvin: Absent, Bruce

Meysenburg: Yea, Kevin Woita: Yea
Yea: 4, Nay: 0, Absent: 2



CERTIFICATION OF MINUTES
May 14, 2025

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 May 14, 2025; 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