

**MINUTES  
CITY COUNCIL MEETING  
January 20, 2015**

The Wayne City Council met in regular session at City Hall on Tuesday, January 20, 2015, at 5:30 o'clock P.M. Mayor Ken Chamberlain called the meeting to order with the following in attendance: Councilmembers Cale Giese, Rod Greve, Jon Haase, Jennifer Sievers, Nick Muir, Jason Karsky, Matt Eischeid and Jill Brodersen; City Attorney Amy Miller; City Administrator Lowell Johnson; and City Clerk Betty McGuire.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on January 8, 2015, and a copy of the meeting notice and agenda were simultaneously given to the Mayor and all members of the City Council. All proceedings hereafter shown were taken while the Council convened in open session.

Councilmember Sievers made a motion, which was seconded by Councilmember Haase, whereas, the Clerk has prepared copies of the Minutes of the meeting of January 6, 2015, and that each Councilmember has had an opportunity to read and study the same, and that the reading of the Minutes be waived and declared approved. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried and the Minutes approved.

The following claims were presented to Council for their approval:

**VARIOUS FUNDS:** AMERITAS, SE, 2748.68; APPEARA, SE, 169.83; ASSOCIATED FIRE, SU, 359.51; BAKER & TAYLOR BOOKS, SU, 978.24; BANK FIRST, SE, 15.00; CITY EMPLOYEE, RE, 150.42; BIG T ENTERPRISES, SU, 43.95; CITY OF WAYNE, PY, 61343.24; CITY OF WAYNE, RE, 227.99; COMMUNITY HEALTH, RE, 4.00; CONSOLIDATED MANAGEMENT, SU, 139.50; CREDIT BUREAU SERVICES, RE, 56.80; CITY EMPLOYEE, RE, 8.00; DANKO EMERGENCY EQUIPMENT, SU, 748.84; DAVE'S DRY CLEANING, SE, 129.00; DEARBORN NATIONAL LIFE, SE, 1854.28; DISCOUNT FURNITURE, SU, 425.00; EASYPERMIT POSTAGE, SU, 1761.69; ECHO GROUP, SU, 1138.64; ED. M FELD EQUIPMENT, SU, 89.40; FREDRICKSON OIL, SU, 332.63; GALE GROUP, SU, 116.30; GREG KALLHOLFF, RE, 500.00; GROSSENBURG IMPLEMENT, SU, 435.82; CITY EMPLOYEE, RE, 19.57; HILLYARD/SIOUX FALLS, SU, 161.60; HIRERIGHT SOLUTIONS, SE, 106.30; HOMETOWN LEASING, SE, 259.98; ICMA, SE, 6674.58; IRS, TX, 23455.90; KNOEPFLER CHEVROLET, SU, 66.84; KTCH, SE, 1742.20; LUTT OIL, SU, 3778.98; MAIN STREET AUTO CARE, SE, 90.00; MARCO, SE, 126.36; MAXIMUM SOLUTIONS, SE, 2725.00; CITY EMPLOYEE, RE, 32.00; MIDWEST LABORATORIES, SE,

71.00; MODRELL, CECILIA, SE, 61.25; NAPA OF WAYNE, SU, 24.19; NE DEPT OF REVENUE, TX, 3492.90; NE PLANNING & ZONING, FE, 40.00; NE RURAL WATER, FE, 750.00; NE SAFETY COUNCIL, SE, 8.85; NPPD, SE, 281637.25; NEW PIG CORPORATION, SU, 312.33; NNPPD, SE, 12306.60; OLSSON ASSOCIATES, SU, 2419.93; PETERSON INDUSTRIAL ENGINE, SE, 8361.89; POSTMASTER, SE, 140.00; POWER MONITORS, SU, 588.10; PRONUNCIATOR, SU, 450.00; ROBERT WOEHLER & SONS, SE, 1774.00; SPARKLING KLEAN, SE, 2747.59; STADIUM SPORTING GOODS, SU, 180.00; STATE NEBRASKA BANK, FE, 40.00; STATE NEBRASKA BANK, RE, 253.84; UTILITIES SECTION, FE, 150.00; VAKOC BUILDER'S RESOURCE, SU, 104.52; WAKEFIELD REPUBLICAN, SU, 27.00; WAYNE COUNTY CLERK, SE, 32.00; WAYNE HERALD, SE, 1257.59; WESCO, SU, 1003.23; ZEE MEDICAL SERVICE, SU, 120.14; ADVANCED CONSULTING ENGINE, SE, 11750.00; AHERN CO., SE, 330.00; AMAZON.COM, SU, 331.84; ARBOR DAY FOUNDATION, FE, 100.00; CITY EMPLOYEE, RE, 184.89; CITY OF WAYNE, RE, 150.00; CITY OF WAYNE, SE, 210.00; CORNHUSKER INTERNATIONAL, SU, 116.33; DE LAGE LANDEN FINANCIAL, TX, 23.61; DUTTON-LAINSON, SU, 1589.73; ECHO GROUP, SU, 715.78; FASTENAL CO, SU, 9.95; GROSSENBURG IMPLEMENT, SU, 79.51; ICC, FE, 170.00; MICHAEL TODD & CO, SU, 233.45; MILO MEYER CONSTRUCTION, SE, 260.00; MOTION INDUSTRIES, SU, 831.32; MSC INDUSTRIAL, SU, 131.32; NE NEB CLERKS ASSOC, FE, 25.00; NOVA HEALTH EQUIPMENT, SE, 379.52; PIEPER & MILLER, SE, 1185.00; PITNEY BOWES, SU, 258.00; SPARLING INSTRUMENTS, SE, 861.01; VAKOC CONSTRUCTION, SE, 10.51; WAYNE COUNTY TREASURER, FE, 957.00; ZEE MEDICAL SERVICE, SU, 25.25

Councilmember Sievers made a motion, which was seconded by Councilmember Haase, to approve the claims. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Chamberlain advised the public that a copy of the Open Meetings Act was located on the south wall of the Council Chambers and was available for public inspection. In addition, he advised the public that the Council may go into closed session to discuss certain agenda items to protect the public interest or to prevent the needless injury to the reputation of an individual and if such individual has not requested a public hearing.

Mayor Chamberlain stated the time was at hand for the public hearing to consider the Planning Commission's recommendation in regard to a rezoning request from R-2 Residential to A-2 Agricultural Residential, with the applicant being the City of Wayne. The area is described as Tax Lots 40 and 58, which are part of the SW1/4NW1/4 of Section 13, Township 26 North, Range 3, East of the 6<sup>th</sup> P.M., Wayne County, Nebraska.

The Planning Commission reviewed the matter at their public hearing on January 5, 2015, and forwarded a recommendation to approve the same subject to the following “Findings of Fact:”

1. Staff’s recommendation; and
2. Consistency with the Comprehensive Plan and the current and future land use maps.

Joel Hansen, Zoning Administrator, advised the Council that this is the property on the north side of Grainland Road across from the new Southview Addition. The rezoning of this property would allow those property owners on the north side to request and qualify for an agricultural deferment of their portion of the Southview utility assessments until they develop the north side of the street.

City Clerk McGuire had not received any comments, either verbal or in writing, for or against this public hearing.

There being no further comments, Mayor Chamberlain closed the public hearing.

Councilmember Sievers introduced Ordinance No. 2015-2, and moved for approval thereof; Councilmember Haase seconded.

#### ORDINANCE NO. 2015-2

AN ORDINANCE AMENDING THE ZONING MAP AND CHANGING THE ZONING OF TAX LOTS 40 AND 58, WHICH ARE PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION THIRTEEN, TOWNSHIP TWENTY-SIX NORTH, RANGE THREE, EAST OF THE 6<sup>TH</sup> P.M., WAYNE COUNTY, NEBRASKA, FROM R-2 RESIDENTIAL TO A-2 AGRICULTURAL RESIDENTIAL.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Sievers made a motion and Councilmember Haase seconded to suspend the statutory rules requiring ordinances to be read by title on three different days. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Sievers made a motion and Councilmember Haase seconded to move for final approval of Ordinance No. 2015-2. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Chamberlain stated the time was at hand for the public hearing to consider the Planning Commission's recommendation in regard to amending the Wayne Municipal Code, Chapter 90 Zoning, Section 90-311 Intent of the R-5 Residential District. The applicant, the City of Wayne, seeks the request to redefine the purpose of the R-5 Residential District.

The Planning Commission reviewed the matter at their public hearing on January 5, 2015, and forwarded a recommendation to approve the same subject to the following "Findings of Fact:"

1. Staff's recommendation; and
2. Consistency with the Comprehensive Plan and the current and future land use maps.

Section 90-311 is proposed to be amended as follows:

#### **Sec. 90-311 Intent**

The R-5 District is designed to ~~permit and encourage creative design in new housing subdivisions to provide for development of affordable housing by allowing flexibility in the design of buildings, open space infrastructure and subdivision design.~~ **provide living areas that would be multiple in type and density while promoting quality housing in or near educational centers.**

After discussion, Council had concerns about the wording "while promoting quality housing in or near educational centers," because they felt the same was too restrictive.

In addition, Council thought if the R-5 zone was geared more towards multiple family dwellings, then "single-family dwellings" should probably be deleted in Sec. 90-312 Principal Uses and Structures (next public hearing).

City Clerk McGuire had not received any comments, either verbal or in writing, for or against this public hearing.

There being no further comments, Mayor Chamberlain closed the public hearing.

Councilmember Giese introduced Ordinance No. 2015-3, and striking “in or near educational centers” and moved for approval thereof; Councilmember Sievers seconded.

ORDINANCE NO. 2015-3

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE IV RESIDENTIAL DISTRICTS, DIVISION 6 – R-5 RESIDENTIAL DISTRICT, SECTION 90-311 INTENT; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried. The second reading will take place at the next meeting.

Mayor Chamberlain stated the time was at hand for the public hearing to consider the Planning Commission’s recommendation in regard to amending the Wayne Municipal Code, Chapter 90 Zoning, Section 90-312 Permitted Principal Uses and Structures of the R-5 Residential District. The applicant, the City of Wayne, seeks the request to add multi-family dwellings as a permitted use.

The Planning Commission reviewed the matter at their public hearing on January 5, 2015, and forwarded a recommendation to approve the same subject to the following “Findings of Fact:”

1. Staff’s recommendation; and
2. Consistency with the Comprehensive Plan and the current and future land use maps.

The amendment was to add “multi-family dwellings” as a permitted principal use and structure.

Mayor Chamberlain suggested changing “child care homes” to “child care facilities.”

City Clerk McGuire had not received any comments, either verbal or in writing, for or against this public hearing.

There being no further comments, Mayor Chamberlain closed the public hearing.

Councilmember Giese wanted the public to know with this R-5 zoning that apartments are coming. If these ordinances reflect that, then the neighbors will not have any confusion about the fact that these are high-density dwellings in this zoning area. In addition to striking single-family dwellings, he also suggested striking two-family dwellings from this section of the code.

Councilmember Brodersen was not in favor of striking “two-family dwellings” in this section of the code. This could be a property that is located on the edge of the R-5 district that may be a good spot for a duplex, which could be a buffer for the R-5 district.

Councilmember Giese introduced Ordinance No. 2015-4, striking “single-family dwellings” and changing “child care homes” to “child care facilities,” and moved for approval thereof; Councilmember Sievers seconded.

#### ORDINANCE NO. 2015-4

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE IV RESIDENTIAL DISTRICTS, DIVISION 6 – R-5 RESIDENTIAL DISTRICT, SECTION 90-312 PERMITTED PRINCIPAL USES AND STRUCTURES; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried. The second reading will take place at the next meeting.

Mayor Chamberlain stated the time was at hand for the public hearing to consider the Planning Commission’s recommendation in regard to amending the Wayne Municipal Code, Chapter 90 Zoning, Section 90-317 General Provisions of the R-5 Residential District. The applicant, the City of Wayne, seeks the request to remove this section of the code and add Parking Regulations.

The Planning Commission reviewed the matter at their public hearing on January 5, 2015, and forwarded a recommendation to approve the same subject to the following “Findings of Fact:”

1. Staff’s recommendation; and
2. Consistency with the Comprehensive Plan and the current and future land use maps.

Section 90-317 is proposed to be amended as follows:

**Sec. 90-317 General Provisions Parking Regulations**

~~The minimum requirements and standards established in this division apply only to R-5 districts. The minimum size for the zoned area to be developed shall be seven acres.~~  
**Parking in an R-5 district shall be in conformance with the provisions of Section 90-710.**

It was noted that this change is due to the fact that:

1. The General Provisions do not pertain to the R-5 district; and
2. Since there are no parking regulations in this section of the code like there are in the R-1, R-2, R-3 and R-4 districts, adding the same will then harmonize with all of those districts.

City Clerk McGuire had not received any comments, either verbal or in writing, for or against this public hearing.

There being no further comments, Mayor Chamberlain closed the public hearing.

Councilmember Sievers introduced Ordinance No. 2015-5, as amended, and moved for approval thereof; Councilmember Greve seconded.

ORDINANCE NO. 2015-5

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE IV RESIDENTIAL DISTRICTS, DIVISION 6 – R-5 RESIDENTIAL DISTRICT, SECTION 90-317 GENERAL PROVISIONS; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried. The second reading will take place at the next meeting.

Mayor Chamberlain stated the time was at hand for the public hearing to consider the Planning Commission’s recommendation in regard to amending the Wayne Municipal Code, Chapter 90 Zoning, Section 90-318 Height and Area Regulations of the R-5 Residential District. The applicant, the City of Wayne, seeks the request to add multi-family dwellings.

The Planning Commission reviewed the matter at their public hearing on January 5, 2015, and forwarded a recommendation to approve the same subject to the following “Findings of Fact:”

1. Staff's recommendation; and
2. Consistency with the Comprehensive Plan and the current and future land use maps.

This section of the code is proposed to be amended as follows:

General requirements:

Area Regulations	Dwelling, Single-Family	Dwelling, Two-Family	Dwelling, Multi-Family	Other Permitted Uses
Lot Area (in sq. feet)	5,000	2,500 per family	500 per sleeping room	5,000
Lot Width (in feet)	40	40 per family	40	40
Required Front Yard (in feet)	15	15	15	15
Required Side Yard (in feet)	5	5 if party wall	5	5
Required Rear Yard (in feet)	Smaller of 20' or 20% of lot			
Height (in feet)	35	35	35	35

Joel Hansen, Zoning Administrator, stated that this section of the code would have to be amended differently than what is being presented to coincide with the previous amendments.

City Clerk McGuire had not received any comments, either verbal or in writing, for or against this public hearing.

There being no further comments, Mayor Chamberlain closed the public hearing.

Councilmember Giese introduced Ordinance No. 2015-6, as amended, and moved for approval thereof; Councilmember Haase seconded.

#### ORDINANCE NO. 2015-6

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE IV RESIDENTIAL DISTRICTS, DIVISION 6 – R-5 RESIDENTIAL DISTRICT, SECTION 90-318 HEIGHT AND AREA REGULATIONS; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried. The second reading will take place at the next meeting.

Mayor Chamberlain stated the time was at hand for the public hearing to consider the Planning Commission's recommendation in regard to amending the Wayne Municipal Code,

Chapter 90 Zoning, Section 90-319 Design Standards and Requirements of the R-5 Residential District. The applicant, the City of Wayne, seeks the request to remove this section of the code and add Sign Requirements.

The Planning Commission reviewed the matter at their public hearing on January 5, 2015, and forwarded a recommendation to approve the same subject to the following “Findings of Fact:”

1. Staff’s recommendation; and
2. Consistency with the Comprehensive Plan and the current and future land use maps.

Section 90-319 is proposed to be amended as follows:

**Sec. 90-319 Design Standards and Requirements Sign Regulations**

~~The following minimum design standards shall be required in an R-5 district:~~

~~1. For streets:~~

- ~~a. A right of way width of 50 feet unless a collector or arterial street.~~
- ~~b. A pavement width of 27 feet, which allows parking on one side only; pavement located within the right of way so as to provide a minimum of 14 feet between the curb and property line on the sidewalk side of the street.~~
- ~~c. All streets shall be looped, curvilinear or end in a cul-de-sac street, or combination, to discourage through traffic.~~
- ~~d. Curbs and gutters are required.~~
- ~~e. Curbs may be designed to allow access onto lots without the necessity of curb cuts. The curb design must be in conformance with standards adopted by the city.~~

~~2. Two off-street parking stalls shall be provided for each dwelling unit.~~

~~3. Sidewalks:~~

- ~~a. Shall be provided with a width of at least four feet.~~
- ~~b. Should be a function of the site design and their location decided upon on a case-by-case basis. They may be located on an easement at the rear of property lines or on only one side of a street. On arterial and collector streets, sidewalks shall be provided on both sides of the street.~~

~~4. Utility, drainage, sidewalks and zero lot line easements shall be provided as required.~~

~~5. Required open recreational areas are required as follows:~~

- ~~a. Every R-5 development shall provide an area to be used as a permanent usable open space recreation area, exclusive of lots, parking areas and streets. The size of the open space area shall be a total of 500 square feet per lot for all lots within the development. The minimum size, however, shall be no less than one half acre.~~
- ~~b. For the purposes of this section, usable open space recreation area shall mean an area that:~~

- ~~1. Is developed, vegetated and landscaped for open areas, ball fields, picnic areas, trails, or similar facilities;~~
  - ~~2. Is legally accessible to all residents of the development or to the public if dedication is required or accepted by the city.~~
  - ~~c. Within three years following the approval of the zoning, all of the recreational facilities shown on the approved development concept plan shall be installed by the developer.~~
  - ~~d. All open space recreational areas exceeding five acres in size may be dedicated to the city. Unless dedicated to and accepted by the city, all required open space recreational areas shall remain under the ownership and control of the developer or a homeowners' association.~~
  - ~~e. The entity exercising ownership and control of the open space recreational area shall be responsible for the continuing upkeep and proper maintenance of the area.~~
- ~~6. a. In reference to this section, a homeowners' association, who shall be responsible for the maintenance and control of the open space recreational areas, shall be established. Provisions for the establishment of the association shall be made and recorded or required by law prior to the sale of any lot in the development. These provisions shall establish that the association has the clear legal authority and duty to maintain and exercise control over the recreational areas, including all facilities placed upon this area.~~
- ~~b. These provisions shall show that the association has the power to compel contributions from residents in the development to cover their proportionate shares in the cost of maintenance and upkeep of the open space recreational areas.~~

**All signs in an R-5 district shall be in conformance with the regulations provided in this division and with the provisions of section 90-713.**

City Clerk McGuire had not received any comments, either verbal or in writing, for or against this public hearing.

There being no further comments, Mayor Chamberlain closed the public hearing.

Councilmember Sievers introduced Ordinance No. 2015-7, as amended, and moved for approval thereof; Councilmember Haase seconded.

#### ORDINANCE NO. 2015-7

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE IV RESIDENTIAL DISTRICTS, DIVISION 6 – R-5 RESIDENTIAL DISTRICT, SECTION 90-319 DESIGN STANDARDS AND REQUIREMENTS; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried. The second reading will take place at the next meeting.

Councilmember Sievers introduced Ordinance No. 2014-45, and moved for approval of the third and final reading thereof; Councilmember Haase seconded.

ORDINANCE NO. 2014-45

AN ORDINANCE ANNEXING CERTAIN REAL ESTATE TO THE CITY OF WAYNE AND EXTENDING THE CORPORATE LIMITS IN THE SOUTHWEST QUADRANT OF THE CITY OF WAYNE TO INCLUDE SAID REAL ESTATE (SOUTHVIEW ADDITION).

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Sievers introduced Ordinance No. 2015-1, and moved for approval of the second reading thereof; Councilmember Haase seconded.

ORDINANCE NO. 2015-1

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE, CHAPTER 78, ARTICLE III, SECTION 78-134 RELATING TO PARKING TIME LIMITS OF 15 MINUTES, 30 MINUTES AND ONE HOUR; LOCATION; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried. The third and final reading will take place at the next meeting.

The following Resolution would approve an agreement with JEO Consulting Group, Inc., for the design and construction oversight services for the “2016 Wayne Aquatic Center Project.”

Roger Protzman and Dave Henke of JEO Consulting Group, Inc., were present to answer questions. The lump sum fee for basic services was reduced to \$210,900, with the estimated hourly fee for the basic services being \$47,400. If there comes a point where they are going to exceed these fees, they will come before Council to discuss the same.

Heather Claussen and BJ Woehler, representing the Aquatic Center Committee, were also present to answer questions.

Councilmember Sievers introduced Resolution No. 2015-7 and moved for its approval;  
Councilmember Haase seconded.

RESOLUTION NO. 2015-7

A RESOLUTION ACCEPTING PROPOSAL AND APPROVING AGREEMENT WITH JEO CONSULTING GROUP, INC., FOR PROFESSIONAL SERVICES FOR THE "WAYNE 2016 AQUATIC CENTER PROJECT."

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

The following Resolution would approve the Construction Services Agreement with JEO Consulting Group, Inc., regarding the "Hillside Drive Improvement Project." The schedule of fees was Construction - \$7,000 (hourly), and Construction Observation - \$2,500 (20 hours at \$125/hr.). This is for the oversight portion of said project.

Councilmember Sievers introduced Resolution No. 2015-8 and moved for its approval;  
Councilmember Greve seconded.

RESOLUTION NO. 2015-8

A RESOLUTION ACCEPTING AND AUTHORIZING THE EXECUTION OF THE CONSTRUCTION PHASE SERVICES AGREEMENT WITH JEO CONSULTING GROUP, INC., FOR THE HILLSIDE DRIVE IMPROVEMENT PROJECT.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

The following Resolution would approve the plans and specifications for the East Water Tower Repainting Project and authorize the City Clerk to begin advertising for bids. The engineer's estimate on the project is \$250,000.

Councilmember Sievers introduced Resolution No. 2015-9 and moved for its approval;  
Councilmember Haase seconded.

RESOLUTION NO. 2015-9

A RESOLUTION REAFFIRMING THE PROJECT ENGINEER AND APPROVING THE PLANS, SPECIFICATIONS AND ESTIMATE OF COST FOR THE EAST WATER TOWER REPAINTING PROJECT AND AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Because there were concerns about the Thorman Street Sanitary Sewer Extension Project as to how far it should be extended and the cost of engineering services if this original contract is amended, Councilmember Giese made a motion, which was seconded by Councilmember Sievers, to table action on Resolution 2015-10 – approving the Agreement with Advanced Consulting Engineering Services for the “Thorman Street Sanitary Sewer Extension Project” until the next meeting. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

The following Resolution would approve an amendment to the Recreational Trails Program Project Agreement for the “Recreational Trail Signage Project.” The agreement is being amended to decrease the required maintenance date from 25 years to 10 years.

Councilmember Giese introduced Resolution No. 2015-11 and moved for its approval; Councilmember Greve seconded.

RESOLUTION NO. 2015-11

A RESOLUTION AMENDING THE RECREATIONAL TRAILS PROGRAM PROJECT AGREEMENT BETWEEN THE CITY OF WAYNE AND THE NEBRASKA GAME AND PARKS COMMISSION FOR THE “RECREATIONAL TRAIL SIGNAGE PROJECT.”

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

A pay request has been received from Robert Woehler & Sons Construction for the “2014 Hillside Drive, Paving & Storm Sewer Improvement Project” for \$95,575.91. The engineer on the project has approved the same.

Councilmember Giese made a motion, which was seconded by Councilmember Haase, approving Pay Application No. 1 for \$95,575.91 to Robert Woehler & Sons Construction for the “2014 Hillside Drive, Paving & Storm Sewer Improvement Project.” Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Discussion took place in regard to staff’s proposal to extend city sewer services south on Chief’s Way. This is a result of Gill Hauling wanting sewer on their lot in that area. Proposed costs, hook-up fees, etc., were discussed. Staff would provide Council with more accurate numbers and net costs of the proposed project at a future meeting.

Councilmember Giese made a motion, which was seconded by Councilmember Sievers, to table action on staff’s proposal to extend city sewer services south on Chief’s Way. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Discussion took place on the request to use the Civic and Community Center Financing Fund for the golf course clubhouse. Mayor Chamberlain prepared some proposed terms for the City to present to the Country Club before making a commitment to apply for the Civic and Community Center Fund. The same were as follows:

1. All golf course and related properties will be deeded over to the city indefinitely. This will eliminate any confusion as to what is owned by whom. He also believes this will help eliminate any perceived ‘shady-ness’ that may be associated with this agreement.
2. The City will enter into a perpetual lease of all the property back to the golf course for the amount of (yet to be determined). The City will then place these funds into a reserve account for future maintenance issues (i.e. roof replacement) and an annual audit. These funds will not be used for upgrades or additions to any of the current infrastructure. Any upgrades, improvements, or additions will be done with revenues generated by the course. No other monies will be given by the City for golf course operation.
3. The City will have some oversight of the golf courses finances. The City will require an annual budget from the golf course including expenses and revenues, and may also ask for a current budget balance sheet. The City will also include the golf course’s finances in the annual audit. The golf course board will agree that any improvements, purchases, or profit sharing will only be done after all of the annual expenses are paid.

4. The golf course will make the clubhouse publicly available for rent for weddings, receptions, conferences, etc. The rental fee will be an agreed upon amount by the golf course board and the Wayne City Council.
5. The golf course may sublease or rent a portion of the clubhouse should they choose. The dollar amount of lease/rent will be an agreed upon amount between the golf course board and the Wayne City council.
6. A more accurate bid/estimate for construction will be required before the application of the grant.
7. One hundred percent of the matching funds need to be in place before the City Council will apply for the grant.

After some discussion, the consensus of Council was to discuss this matter at their retreat this weekend.

Councilmember Giese made a motion, which was seconded by Councilmember Sievers, to adjourn the meeting. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried and the meeting adjourned at 7:45 p.m.