

**AGENDA  
CITY COUNCIL MEETING  
April 6, 2010**

**5:30 Call to Order**

**1. Approval of Minutes – March 16, 2010**

**2. Approval of Claims**

Anyone desiring to view the Open Meetings Act may do so. The document is available for public inspection and is located on the south wall of the City Council Chambers.

Anyone desiring to speak on an agenda item is invited to do so, and should limit themselves to three minutes. After being recognized by the Chair, proceed to the rostrum and state your name and address for the record.

The City 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.

**3. Proclamation – National Public Safety Telecommunicator’s Week**

**4. Report on Status of Airport Project and Results of Bid Opening For Runway, Taxiway and Ramp Paving and Lighting Improvements — Mitch Nissen, Chair of Wayne Airport Authority and Nancy Braden, Finance Director**

**Background:** The Wayne Airport is owned by the City of Wayne and receives about 3-4 mills (\$60-\$70,000) of city property tax funding each year even though it is out in the county. The Airport Board members are separately elected by the public. The airport board has used this local funding from the city for years to leverage huge amounts of federal funds to improve and maintain the airport. This project is the latest project and is 95% funded by state and federal funding and will begin this summer.

The low bid for this project was 30% under the engineer’s estimate. The Airport Board will take action to contract for engineering oversight of construction and hire the contractor when notice of federal funds release is received. No council action is required for this project.

**Attachments:** Enclosed are photos of Phases I, II and III of this project and the project budget.

**5. Public Hearing:** Class C Liquor License Application of BaHa, Inc., d/b/a “The Rain Tree” (Joseph and Kari Baldwin and

Troy and Michelle Harder) – Advertised Time: 5:30 p.m.

**Background:** A Class C License allows for Rain Tree to hold on-premises wine tasting without getting a special permit each time

**6. Resolution 2010-18 Approving Application for Class C Liquor License of BaHa, Inc., d/b/a “The Rain Tree”**

**7. Public Hearing: Regarding Contract Amendment to the Nebraska Department of Economic Development for a Community Development Block Grant Project No. 07-TFHP-5044 (Housing Development) – Advertised Time: 5:30 p.m.**

8. Action Approving Budget Amendment to the Nebraska Department of Economic Development for a Community Development Block Grant Project No. 07-TFHP-5044 (Housing Development)

**Background:** This action transfers \$79,932 from Section 520 (the down payment loan portion) of the original grant application to Section 542 (the construction costs) of the budget for this \$387,416 grant for Western Ridge.

**Recommendation:** We have already met the housing construction and match requirements of the grant but have not been able to draw down the full amount of the grant. This amendment action allows us to fully draw down the remaining grant funds by the August 2010 deadline. The recommendation of the Finance Director and City Administrator is to approve the amendment and draw down the remaining funds

**9. Resolution 2010-19: Finding the Necessity for Improvements of Certain Sidewalks in the City of Wayne; Approving the Hiring of Special Engineers for the Preparation of Plans, Specifications, and Estimate of Cost for the Construction of Certain Sidewalk Improvements to be Constructed in the City of Wayne**

**Background:** When the NDOR Main Street Repaving and Sidewalk Project was completed in 2006, we were approached by Main Street Wayne and individual owners to help pay the cost of replacing the sidewalks on 1st, 2<sup>nd</sup> and 3<sup>rd</sup> Streets.

WAED and the city applied for a Downtown Revitalization planning grant and conducted a series of town hall meetings to determine what business owners felt would benefit downtown the most. The top three issues were replacement of uneven and cracked sidewalks, ADA accessibility to stores and maintenance of historic building fronts. JEO

and city staff inspection of the sidewalks in the district indicate that most don't meet the 2% maximum side slopes and many have been ground down from cracking and heaving

JEO incorporated these three goals into the Downtown Revitalization Strategic Plan. The city submitted an application for \$250,000 in grant funds specifically for these three goals and we received the grant. The only local match required is for the city and building owners to repair the sidewalks during the grant funded building front and ADA accessibility projects. The engineer's estimate for the total cost of these four projects including the intersections is \$485,000 (this includes the engineering costs). This assumes removal and replacement of all existing sidewalks for uniformity of appearance and uniformity of subgrade materials for stability against heaving. The city's general obligation portion of the project is estimated at \$325,000. We would finance the total project cost through municipal bonds with \$185,000 being repaid through assessments to the building owners in the four districts. We recommend allocating \$30,000 per year from the Sales Tax capital projects fund for 13 years and \$30,000 for the last two years from the Street Dept. budget to pay the debt service on the bonds.

**Attachments:** A schedule of the engineer's estimate of assessments to property owners for the different sidewalk widths is enclosed.

**Recommendation:** Passage of this resolution is a legal requirement needed to create the sidewalk improvement districts. The recommendation of the Finance Director and City Administrator is to approve the resolution and also confirm the funding sources for this project

#### **10. Ordinance 2010-5: Creating Sidewalk Improvement District No. 2010-1**

**Background:** This ordinance creates a sidewalk repaving district on both sides of 1<sup>st</sup> Street from Main to Pearl Street. This ordinance will require three readings to be passed. Because this sidewalk project was brought to us through the series of town hall meetings and the Downtown Revitalization Strategic Plan, because the building owners will have the opportunity and because the building owners will have the opportunity to object in writing to creation of the district, and in the interest of time, we will request council consideration of waiving the three readings and final action to create the district on Tuesday night. If this ordinance has passed Notice will be published in the Wayne Herald and the property owners will each receive written notice of the district creation and information about the district creation process, the estimated assessments to the building owners and the project construction. Property owners will have 20 days from the date of publication of the ordinance to file written objections to the district creation.

**11. Ordinance 2010-6: Creating Sidewalk Improvement District No. 2010-2**

**Background:** This ordinance creates the sidewalk district for 2<sup>nd</sup> Street from Logan to Pearl

**12. Ordinance 2010-7: Creating Sidewalk Improvement District No. 2010-3**

**Background:** This ordinance creates the sidewalk district for 3<sup>rd</sup> Street from Logan to Pearl

**13. Ordinance 2010-8: Creating Sidewalk Improvement District No. 2010-4**

**Background:** This ordinance creates the sidewalk district for the east side of Pearl Street from 1<sup>st</sup> to 3<sup>rd</sup>

**14. Action to Direct JEO to Include Empty Electrical Conduit for Future Street Lighting or Other Power or Communications Under all Sidewalks**

**Background:** The engineer's estimated maximum cost for this is \$15,000, installed and would be the cost of the city electric utility. This would require that all sidewalks be removed.

**Recommendation:** The life of these existing sidewalks is 35 years. The life of the new sidewalks should be longer with the proposed 12" of granular subgrade material. Our existing street lights are adequate and can be serviced. At some future time when we have to replace these lights, the empty conduit gives us the flexibility to re-space the lighting poles and match the Main Street lighting.

**15. Report/Update on Pedestrian Underpass**

**Background:** Enclosed is a listing of the issues recorded at the town hall meeting. The mayor has asked city staff to investigate the things on this list for clarification and discussion with NDOR. We will have a brief update and opportunity for questions.

**16. Resolution 2010-20: Directing the City Clerk to Certify Unpaid Snow Removal Costs to the Wayne County Clerk and Wayne County Treasurer to become a Lien on the West 75' of Lot 3, except the North 10', Block 7, Britton & Bressler's Addition, Wayne, Wayne County, Nebraska - \$113.00 (120 West 8<sup>th</sup> Street)**

**17. Resolution 2010-21: Amending Sewer Rate Schedule to Extend Start Date for the New Sewer Rates to June 1, 2010, and Establishing Usage for Customers Who have had no Usage During December, January, and February**

**Background:** This action sets a fixed amount of water use per household for new homes that don't have a history and "snowbirds" that are gone in the winter, to bill sewer rates from and pushes back the start date for the new sewer rates to the June 1<sup>st</sup> billing which is based on the actual usage from April 15 to May 15 for commercial sewer customers and the average of December through February for residential customers

**Recommendation:** Recommendation of the City Administrator and Finance Director is to approve

**18. Resolution 2010-22: Authorizing City Administrator to Apply for Nebraska Public Transportation Act Funds**

**Recommendation:** The Sr. Center Coordinator and Board of Directors recommend council approval of this annual submittal of our application for NDOR grant funding to subsidize the cost of the handivan public transportation system the we operate out of the Sr. Center

**19. Ordinance 2010-4: Amending Wayne Municipal Code Sec. 18-84, Duties of -Building Inspector**

**Background:** The City of Wayne does not have anyone on staff to review the electrical wiring portion of the building permit process. This amendment of our city code authorizes the State Electrical Inspector to do that for us on residential projects. They already do this on commercial projects for us.

**Recommendation:** The recommendation of the City of Wayne Building Inspector is to approve this clarification amendment to the code

20. Action on Request to Close off 10<sup>th</sup> Street from Providence Road to Hillside Avenue on Saturday, April 24<sup>th</sup>, from 6:30 a.m. until 5:00 p.m. for an Electric Vehicle Car Rally — Greg VanderWeil

**Background:** We do this every year for this WSC electric powered car alternative project providing the city is provided with proof of liability coverage. We also are co-sponsors of the rally with NPPD and Omaha Public Power District for \$150.

**21. Update on New E911 Software that Provides the Ability to Locate Cell Phone Callers — Lance Webster, Police Chief**

22. Adjourn

**APPROVED AS TO FORM AND CONTENT:**

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Mayor

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City Administrator

March 16, 2010

The Wayne City Council met in regular session at City Hall on Tuesday, March 16, 2010, at 5:30 o'clock P.M. Mayor Lois Shelton called the meeting to order with the following in attendance: Councilmembers Jim Van Delden, Jon Haase, Doug Sturm, Kaki Ley, and Ken Chamberlain; City Attorney Kyle Dahl; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Councilmembers Brian Frevert, Dale Alexander and Kathy Berry.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on March 4, 2010, 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 Chamberlain made a motion and seconded by Councilmember Ley, whereas the Clerk has prepared copies of the Minutes of the meeting of March 2, 2010, 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.

City Clerk McGuire requested that the minutes be approved as corrected to reflect Councilmember Doug Sturm being absent.

Mayor Shelton stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Sturm who abstained, the Mayor declared the motion carried and the Minutes approved, as corrected.

The following claims were presented to Council for their approval:

**VARIOUS FUNDS:** ALMQUIST, MALTZAHN, SE, 17700.00; AMERICAN PUBLIC POWER, FE, 952.75; AMERITAS, RE, 2159.10; APPEARA, SU, 25.56; ARNIE'S FORD-MERCURY, SE, 1438.63; ASSOCIATED FIRE, SU, 518.00; BANK FIRST, FE, 210.00; CITY EMPLOYEE, RE, 6.64; BOMGAARS, SU, 904.35; CARHART

LUMBER, SU, 435.66; CHARTWELLS, SE, 3935.00; CITY OF NORFOLK, SE, 194.15; CITY OF WAYNE, RE, 50.00; CITY OF WAYNE, PY, 56142.02; CITY OF WAYNE, RE, 516.90; COACH & ATHLETIC DIRECTOR, SU, 19.95; COMMUNITY HEALTH, RE, 4.00; CONNEY SAFETY PRODUCTS, SU, 100.88; CREATIVE SERVICES OF N.E., SU, 184.95; DAVE'S DRY CLEANING, SE, 108.00; DGR & ASSOCIATES, SE, 892.00; DOESCHER APPLIANCE, SU, 50.60; CITY EMPLOYEE, RE, 11.98; EAKES OFFICE PLUS, SU, 15.55; ECHO GROUP, SU, 792.42; CITY EMPLOYEE, RE, 945.69; ED M FELD EQUIPMENT, SU, 214.50; EGAN SUPPLY, SU, 492.49; ELECTRIC FIXTURE, 551.07; ELLIS PLUMBING & HEATING, SE, 453.15; EXHAUST PROS, SU, 410.55; FLOOR MAINTENANCE, SU, 168.36; FREDRICKSON OIL, SU, 1148.05; G-NEIL, SU, 637.89; GREAT PLAINS ONE-CALL, SE, 3.03; CITY OF WAYNE, RE, 132.02; HAUFF MID-AMERICAN SPORTS, SU, 679.98; HOLIDAY INN ""MIDTOWN"", FE, 630.00; ICMA, RE, 5668.24; INVENSYS SYSTEMS, SU, 206.04; IRS, TX, 18170.68; CITY OF WAYNE, SE, 70.00; JANWAY COMPANY, SU, 354.10; JOHN'S WELDING AND TOOL, SU, 159.46; CITY EMPLOYEE, RE, 101.50; CITY OF WAYNE, RE, 120.00; CITY EMPLOYEE, RE, 136.41; KELLY PUBLISHING, SE, 328.50; KNIFE RIVER MIDWEST LLC, SU, 348.66; KTCH. SE, 645.00; LINWELD, SU, 166.36; CITY EMPLOYEE, RE, 166.89; CITY EMPLOYEE, RE, 120.00; MES-MIDAM, SU, 83.40; MIDWEST LABORATORIES, SE, 53.55; NE DEPT OF REVENUE, TX, 2739.00; NE HARVESTORE, SE, 317.80; NE NOTARY ASSOC, SU, 154.23; NPPD, SE, 211801.23; NORFOLK BOYS BASKETBALL, FE, 200.00; N.E. NE AMERICAN RED CROSS, RE, 29.62; NNPPD, SE, 10698.54; PAMIDA, SU, 39.05; PEPSI-COLA, SU, 601.05; PETERSON INDUSTRIAL ENGINE, SE, 4580.25; PIEPER, MILLER & DAHL, SE, 2823.64; PLUNKETT'S PEST CONTROL, SE, 40.00; POSTMASTER, SE, 185.00; QWEST, SE, 1444.64; RANDY DAMME, RE, 229.46; ROLLIE ROTHER, RE, 500.00; RON'S RADIO, SE, 35.00; S & S WILLERS, SU, 296.78; SPARKLING KLEAN, SE, 1,118.00; STATE NATIONAL BANK, SE, 47.32; STATE NATIONAL BANK, RE, 14820.00; UNITED WAY, RE, 14.13; US BANK, SU, 3173.27; VEL'S BAKERY, SU, 1078.31; VOIGT LOCKSMITH, SE, 130.25; WAYNE AUTO PARTS, SU, 1294.21; WAYNE GRAIN & FEED, SE, 74.00; WAYNE HERALD, SE, 1556.60; WAYNE STATE COLLEGE, RE, 900.00; WAYNE VETERINARY CLINIC, SE, 189.00; WESCO, SU, 133.13; ZACH HEATING & COOLING, SE, 367.02; ZACH OIL, SU, 5957.46; AMAZON, SU, 386.66; APPEARA, SU, 75.69; BAKER & TAYLOR, SU, 213.51; CITY EMPLOYEE, RE, 185.66; COVENTRY HEALTH, SE, 18251.39; CULLIGAN, SE, 42.25; DAKOTA BUSINESS SYSTEMS, SE, 100.00; DE LAGE LANDEN FINANCIAL, SE, 394.00; DUTTON-LAINSON, SU, 182.76; ECHO GROUP, SU, 208.67; ELLIS PLUMBING & HEATING, SE, 69.50; CITY EMPLOYEE, RE, 188.52; FBINAA-NE CHAPTER, FE, 150.00; FIRST CONCORD GROUP, SE, 3863.78; GEMPLER'S, SU, 27.90; HEIKES AUTOMOTIVE, SE, 90.53; HEWLETT-PACKARD, SU, 2392.35; CITY EMPLOYEE, RE, 150.00; JEO, SE, 11211.74; LECC-NEBRASKA, FE, 190.00; CITY EMPLOYEE, RE, 60.00; MERCY MEDICAL CLINIC, SE, 66.00; MILO MEYER CONSTRUCTION, SE, 922.50; CLAYTON STALLING, RE, 411.15; NATIONAL McGRUFF HOUSE, SU, 177.00; NE CHAPTER APWA, SU, 90.00; NE EXPRESSWAYS, SE, 581.04; NORTHEAST EQUIPMENT, RE, 300.00; CITY EMPLOYEE, RE, 28.80; PRESTO X COMPANY, SE, 112.20;

PROVIDENCE MEDICAL CENTER, SE, 3600.99; PURCHASE POWER, SU, 500.00; QUALITY BOOKS, SU, 42.15; QUILL, SU, 195.84; RAMADA INN – KEARNEY, SE, 272.00; RANDOM HOUSE, SU, 324.00; RIDGE POINT, RE, 500.00; STEFFEN, SU, 682.29; THE FINAL TOUCH, SU, 1552.58; THE PENDER TIMES, SU, 35.40; CITY EMPLOYEE, RE, 884.44; UNITED STATES PLASTIC, SU, 41.90; UPSTART, SU, 24.45; WAYNE COUNTY VETS MEMORIAL LB 840, RE, 50501.00; WAYNE STATE COLLEGE, RE, 600.00; CITY EMPLOYEE, RE, 147.60; CITY EMPLOYEE, RE, 161.77

Councilmember Sturm made a motion and seconded by Councilmember Van Delden to approve the claims. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Shelton 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, she 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 Shelton declared the time was at hand for the public hearing on the following Department of Economic Development Community Development Block Grant Projects:

- Downtown Revitalization Phase I;
- Downtown Revitalization Phase II;
- Speculative Building;
- Sand Creek Post & Beam Expansion; and
- Western Ridge

Lisa Hurley of Northeast Nebraska Economic Development District was present to answer questions. She stated this is the next requirement for these grant funded projects. The City received \$30,000 in grant funds for the Downtown Revitalization Phase I Project; the total budget for that project was \$39,400. The City received

\$250,000 in grant funds for the Downtown Revitalization Phase II Project; the total budget for that project was \$499,600. The City received \$255,000 in grant funds for the Speculative Building; the total budget for that project was \$671,000. The City received \$205,000 in grant funds for the Sand Creek Post and Beam Expansion Project. Sand Creek will be paying that money back to the City for the re-use funds. The City received \$387,416 in grant funds for the Western Ridge Project. All of these grant funds have been received since 2007.

Ms. Hurly explained the process for a city getting funding for these types of projects.

Nancy Braden, Finance Director, advised the Council that some of the first grants received by the City were used for Timpte/Great Dane, Dairy Queen, Restful Knights, and Roosevelt Park Subdivision projects.

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

Nancy Braden, Finance Director, stated that the Guidelines for the "New Construction and Down Payment Assistance Program" have been amended because of the changes in the program that came about as a result of a meeting that took place with the Nebraska Department of Economic Development. The changes will now meet the requirements of the grant to allow draw down of the funds for that program. The following Resolution will approve the amended guidelines.

Councilmember Sturm introduced Resolution No. 2010-16 and moved for its approval; Councilmember Van Delden seconded.

#### RESOLUTION NO. 2010-16

A RESOLUTION AMENDING GUIDELINES FOR NEW CONSTRUCTION AND DOWN PAYMENT ASSISTANCE PROGRAM.

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

Administrator Johnson stated the following Resolution would amend the “Energy Incentive Program” to clarify that the incentive is a maximum of \$500 per property per year.

Councilmember Sturm introduced Resolution No. 2010-17 and moved for its approval; Councilmember Chamberlain seconded.

#### RESOLUTION NO. 2010-17

A RESOLUTION AMENDING THE ENERGY INCENTIVE PROGRAM OF THE CITY OF WAYNE TO ESTABLISH AND FUND THE ENERGY SAVER PROGRAM AND PROVIDE FOR COST-SHARING USING A SET ASIDE OF CITY OF WAYNE ENERGY SAVING INCENTIVE FUNDS.

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

Administrator Johnson requested Council consideration to amending the contract with JEO Consulting Group for Engineering Services for the 1<sup>st</sup> Street Water Main and Storm Sewer Improvements to be designed and built concurrently with the Downtown Sidewalk Improvement Project. The estimated fee for this portion of the project is \$20,675.

Administrator Johnson stated that the brick will be put back in the street intersection that will be affected by this project.

Councilmember Chamberlain made a motion and seconded by Councilmember Ley approving Amendment No. 1 to the Agreement with JEO Consulting Group which will add the 1<sup>st</sup> Street Water Main and Storm Sewer Improvements to the Scope of

Services for the Downtown Sidewalk Improvement Project. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Chamberlain made a motion and seconded by Councilmember Ley to recess as Council and convene as the Community Development Agency. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Chair Chamberlain called the meeting of the Community Development Agency to order. Those in attendance were: Members Jim Van Delden, Jon Haase, Lois Shelton, Doug Sturm and Kaki Ley; City Attorney Kyle Dahl; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Members Brian Frevert, Dale Alexander and Kathy Berry.

Chair 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.

The next item on the CDA agenda was to approve the minutes of the March 2, 2010, meeting.

Member Shelton made a motion and seconded by Member Ley approving the minutes of the March 2, 2010, meeting. Chair Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Member Sturm who abstained, the Chair declared the motion carried.

The next item on the agenda was to discuss and take action on the proposed Purchase Agreement for the sale of Lot 15, Western Ridge II Addition, to Habitat for Humanity.

Jeff Carstens, representing Habitat for Humanity, was present.

Administrator Johnson presented the final version of the Purchase Agreement. This is the standard form purchase agreement for lots being sold in Western Ridge, with the exception of Paragraph 9 – Additional Terms. The City will provide a grant of \$40,000 as an incentive for Habitat to use as follows:

- \$5,000 to purchase the lot from the CDA; and
- \$35,000 in reimbursement for construction costs incurred and invoiced before August 1, 2010 (basement and two-car garage, etc.).

This Purchase Agreement also provides that if the family sells the property, they will recapture their loan money and the City will recapture this grant money from the sale proceeds. This incentive is to assist Habitat for Humanity, not the homeowner.

Member Sturm made a motion and seconded by Member Shelton approving the Purchase Agreement for the sale of Lot 15, Western Ridge II Addition, to Habitat for Humanity. Chair Chamberlain stated the motion, and the result of roll call being all Yeas, the Chair declared the motion carried.

The next item on the agenda was to discuss and take action on the sale of Lot 17, Western Ridge II Addition, to Wayne Community Housing Development Corporation.

Nancy Braden, Finance Director, stated that the sale of the lot to WCHDC would be similar to the sale to Habitat for Humanity. WCHDC will use the grant money to purchase the lot.

Member Sturm made a motion and seconded by Member Ley authorizing the lot purchase incentive for Wayne Community Housing Development Corporation (Lot 17, Western Ridge II Addition). Chair Chamberlain stated the motion, and the result of roll call being all Yeas, the Chair declared the motion carried.

Member Ley made a motion and seconded by Member Shelton to adjourn as the Community Development Agency and reconvene as Council. Chair Chamberlain stated the motion, and the result of roll call being all Yeas, the Chair declared the motion carried.

Councilmember Ley made a motion and seconded by Councilmember Chamberlain to adjourn the meeting. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried and the meeting adjourned at 6:13 p.m.

## CLAIMS LISTING APRIL 6, 2010

ALARM PROS, INC.	PROX SENSOR	192.38
AMERITAS LIFE INSURANCE	POLICE RETIREMENT	2,127.05
APPEARA	LINEN & MAT SERVICE	136.05
ARNIE'S FORD-MERCURY INC	REPAIR VAN LIFT	60.05
AS CENTRAL SERVICES	TELECOMMUNICATION CHARGES	448.00
BANK FIRST	FRATERNAL ORDER OF POLICE DUES	210.00
CITY EMPLOYEE	HEALTH REIMBURSEMENTS	284.53
BERT GURNEY & ASSOCIATES	CLARIFIER ACTUATOR	2,350.04
BIG T ENTERPRISES, INC	BATTERY	184.90
BLACK HILLS ENERGY	GAS BILLS	1,086.44
BLACKBURN MANUFACTURING	MARKING FLAGS	252.40
BOMGAARS	GRIPPERS/BOLTS/FASTENERS/LEVEL/ETC	1,070.79
CITY EMPLOYEE	CLOTHING REIMBURSEMENT	96.25
CARROLL DISTRIBUTING	SAFETY GLASSES	39.00
CENTRAL STATES GROUP	SEAL KIT	33.32
CITY OF WAYNE	BUILDING DEPOSIT REFUNDS	1,250.00
CITY OF WAYNE	PAYROLL	53,979.22
CITY OF WAYNE	UTILITY REFUNDS	2,240.47
COMMUNITY HEALTH	HEALTH CHARITIES	4.00
COMPRESSION SYSTEMS	LINERS	5,667.75
CREDIT BUREAU SERVICES	BAD DEBT	251.25
DE LAGE LANDEN FINANCIAL	COPIER LEASE	77.00
FIRE FIGHTER	EMS REIMBURSEMENT	146.00
DUGAN BUSINESS FORMS	50,000 UTILITY BILLS	1,043.13
ECHO GROUP INC JESCO	BALLAST/BREAKERS	187.00
ED M FELD EQUIPMENT INC	CONSOLE BOARD REPAIR	150.29
EGAN SUPPLY CO	BOWL CLEANER/ROLL TOWELS/BAGS	206.49
ELECTRIC FIXTURE & SUPPLY	BULBS	54.71
ELECTRONIC ENGINEERING CO	DESKTOP REPEATER	2,150.00
ELLIS PLUMBING & HEATING	CALCI-SOLVE	37.50
ENGINEERED CONTROLS, INC	TEMPERATURE CONTROL SYST/MAINT.	6,730.00
FAITH REGIONAL	REGISTRATION	25.00
FIRST CONCORD GROUP LLC	CAFETERIA PLAN FEES	3,824.78
FLOOR MAINTENANCE	BOWL CLEANER/TOWELS	544.43
FORT DEARBORN LIFE	LIFE & DISABILITY INSURANCE/VFD INS	1,700.76
GAMBLE, BRIAN	ENERGY INCENTIVE	500.00
GEMPLER'S INC	GLOVES	27.90
HAUFF MID-AMERICAN SPORTS	CLOTHING/FOOSBALLS/INFLATOR/MATS	966.55
HD SUPPLY WATERWORKS, LTD	WATER METERS	1,963.97
ICMA RETIREMENT TRUST-457	ICMA RETIREMENT	5,542.53
CITY OF WAYNE	REVOLVING LOAN	99,750.00
INTERNATIONAL CODE	ATTORNEY CODE BOOKS	222.95
INTERSTATE ALL BATTERY	SCADA BATTERIES	44.70
INTERSTATE INDUSTRIAL	CALIBRATE BACKFLOW GAUGES	194.27
IRS	FEDERAL WITHHOLDING	17,544.50
JACK'S UNIFORMS	HANDCUFFS	240.55
JEO CONSULTING GROUP	WASTEWATER TREATMENT FACILITY	80,430.73
CITY EMPLOYEE	HEALTH REIMBURSEMENT	258.76
KIRKHAM MICHAEL	BANK STABILIZATION	1,390.00
KNIFE RIVER MIDWEST LLC	ASPHALT	405.99
KNOEPFLER CHEVROLET CO	FUEL GAUGE REPAIR	266.48
KRIZ-DAVIS COMPANY	CONNECTORS	108.11

L.G. EVERIST	ROCK	932.95
LOREN PARK	ENERGY INCENTIVE	500.00
LUNDAHL, EARL	WELL SITE RENTAL	350.00
MERCY MEDICAL CLINICS	SAMPLE TESTING	52.00
MIDLAND COMPUTER	EMAIL LICENSE	4,150.31
MUNICIPAL SERVICE	FILTER ELEMENTS	32.13
N.E. NEB ECONOMIC DEV DIS	DOWNTOWN REVITALIZATION II	550.00
NE DEPT OF HHS	POOL PERMIT RENEWAL	80.00
NE DEPT OF REVENUE	STATE WITHHOLDING	2,592.71
NE FOREST SERVICE	REGISTRATION- J HANSEN	5.00
NE NEB INS AGENCY INC	ENERGY INCENTIVE	304.50
NE NEB INS AGENCY INC	INSURANCE	61,502.00
NE PLANNING & ZONING	CONFERENCE REGISTRATIONS	420.00
NE PUBLIC HEALTH	COLIFORM TESTING	550.00
NE SAFETY COUNCIL	NE SAFETY COUNCIL	279.00
NMPP ENERGY	LOAD CONTROL SWITCHES	21,941.25
OLSSON ASSOCIATES	TRAIL II/KARDELL/BENSCOTER	1,971.57
OMB POLICE SUPPLY	SIGHT TOOL	20.00
ORIENTAL TRADING CO INC	READING SUPPLIES-KITES	26.97
OTTE CONSTRUCTION COMPANY	BUILDING PERMIT DEPOSIT REFUND	1,000.00
PEERLESS WIPING CLOTH CO	TOWELS	202.50
CITY EMPLOYEE	HEALTH REIMBURSEMENT	125.58
PIERCE COUNTY COURT	BOND	300.00
PITNEY BOWES INC	POSTAGE METER & FOLDER LEASE	648.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	677.03
CITY EMPLOYEE	SAFETY SHOES	136.41
PROGRESSIVE BUSINESS PUBL.	SUBSCRIPTION	299.00
PROVIDENCE MEDICAL CENTER	POLICE SERVICES	104.00
QWEST	TELEPHONE CHARGES	427.94
QWEST BUSINESS SERVICES	LONG DISTANCE	180.14
RON'S RADIO	REPAIR LADDER TRK CTRL CABLE	526.69
SEAN SPANN	TRAILER RENTAL	120.00
STATE NATIONAL BANK	INVESTMENT	1,650,000.00
STATE NATIONAL BANK	PETTY CASH	439.30
THE FINAL TOUCH	OUTDOOR CARPET/ZONING OFFICE CARPET	769.18
THE MAX AGAIN	BUILDING PERMIT REFUND	500.00
TODD BARNER	ENERGY INCENTIVE	500.00
US BANK	CONFERENCE/MEALS/BATTERIES/CLOTHING	4,447.39
VERIZON WIRELESS SERVICES	CELL PHONES	566.91
VIAERO WIRELESS	CELL PHONES	131.80
WAYNE COUNTY ATTORNEY	PROTEST FEE-RETURN CHECK	10.00
WAYNE COUNTY COURT	BOND	300.00
WAYNE STATE COLLEGE	LIGHTING EFFICIENCY	400.00
CITY EMPLOYEE	VISION REIMBURSEMENT	209.06
WELLS FARGO FINANCIAL	GOLF & TURF EQUIPMENT	17,008.20
WESCO DISTRIBUTION INC	BOX PAD	750.83
WESTERN AREA POWER ADMIN	ELECTRICITY	33,472.40
FIRE FIGHTER	EMS REIMBURSEMENT	175.00

CITY OF WAYNE  
OFFICE OF THE MAYOR

# *Proclamation*

WHEREAS, it is recognized by the citizens of Wayne that it is necessary that Public Safety Telecommunicators be employed to provide both emergency and non-emergency telephone and radio contact for citizens, law enforcement officers, fire fighters, ambulances, and others; and

WHEREAS, it is further recognized that being a Public Safety Telecommunicator requires the ability to provide excellent customer services, and the ability to switch from such diverse assignments as issuing an animal registration to talking to a suicidal caller, or dispatching emergency services to an accident, fire, or other serious injury.

WHEREAS, it is recognized that all Wayne Police Department Dispatchers are public safety telecommunicators who serve our community and the surrounding area twenty-four hours a day, seven days per week, often in a very high stress environment.

WHEREAS, the week of April 11<sup>th</sup> through April 17<sup>th</sup> has been declared "National Public Safety Telecommunicators' Week" as established by the Federal Government to honor the service and sacrifices of all Public Safety Telecommunicator professionals.

NOW, THEREFORE, BE IT RESOLVED that I, Lois Shelton, Mayor of the City of Wayne, Nebraska, do hereby proclaim

*The Week of April 11<sup>th</sup> through April 17<sup>th</sup> as  
"Public Saftey Telecommunicator Week".*

Given under my hand and the Seal of the City of Wayne this 6<sup>th</sup> day of April, 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

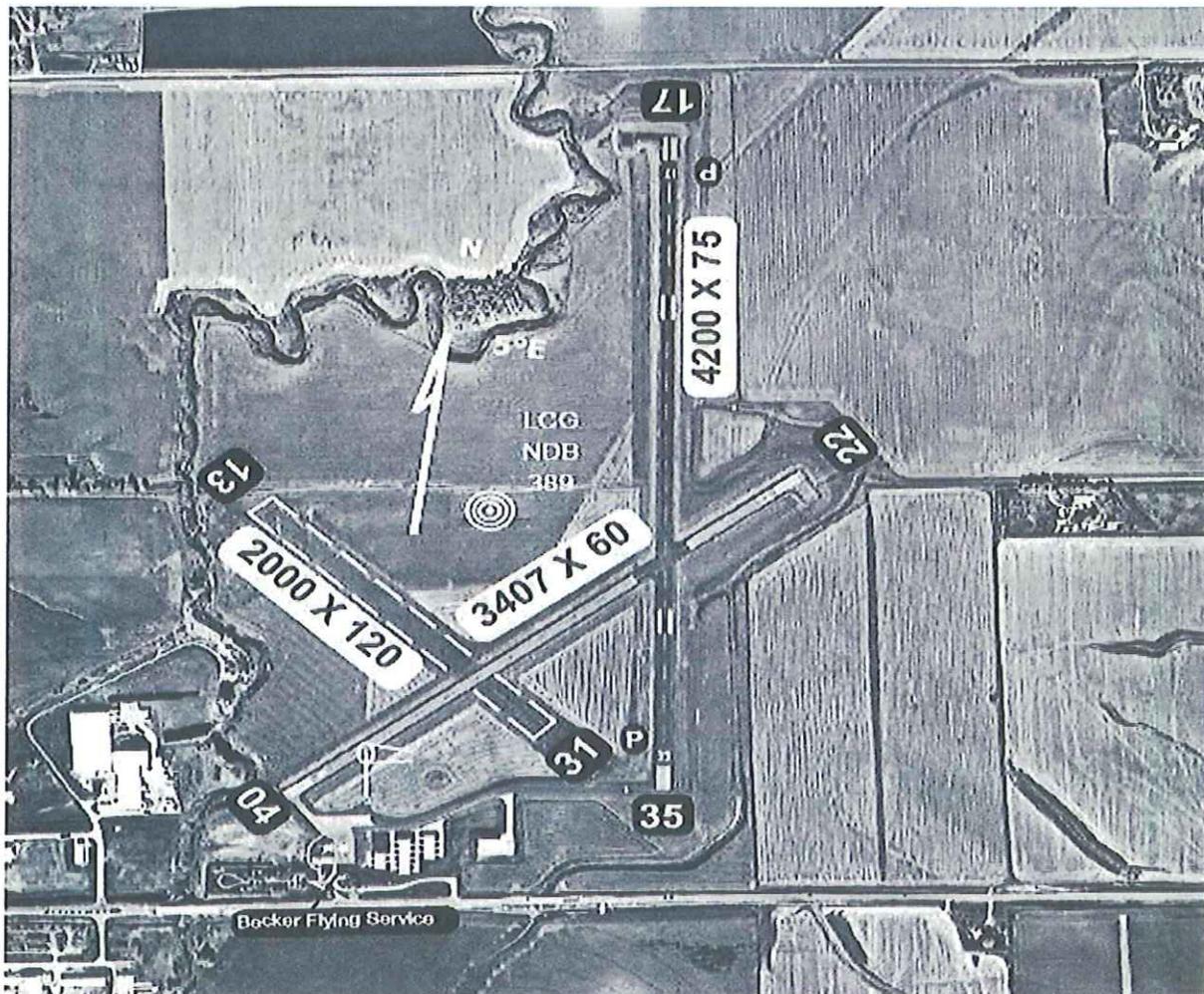
# Airport Project

## #3-31-0086-11/12

Wayne (LCG)

Elevation 1431'

AWOS III P/T	Sioux City App Con	CTAF
120.125 (402-375-0111)	124.6	122.8 <b>L</b>



Runways	Surface	Traffic Pattern	Runway Lights
17 / 35	Asphalt	1000-LH / 1000-LH	MIRL <b>L</b> 122.8
04 / 22	Asphalt	1000-LH / 1000-LH	MIRL <b>L</b> 122.8
13 / 31	Turf	1000-LH / 1000-LH	None
Airport Manager	Clay Bode	402-375-1984	
FBO	Becker Flying Service	402-375-1984	
Fuel	100 LL	Hours	Continuously

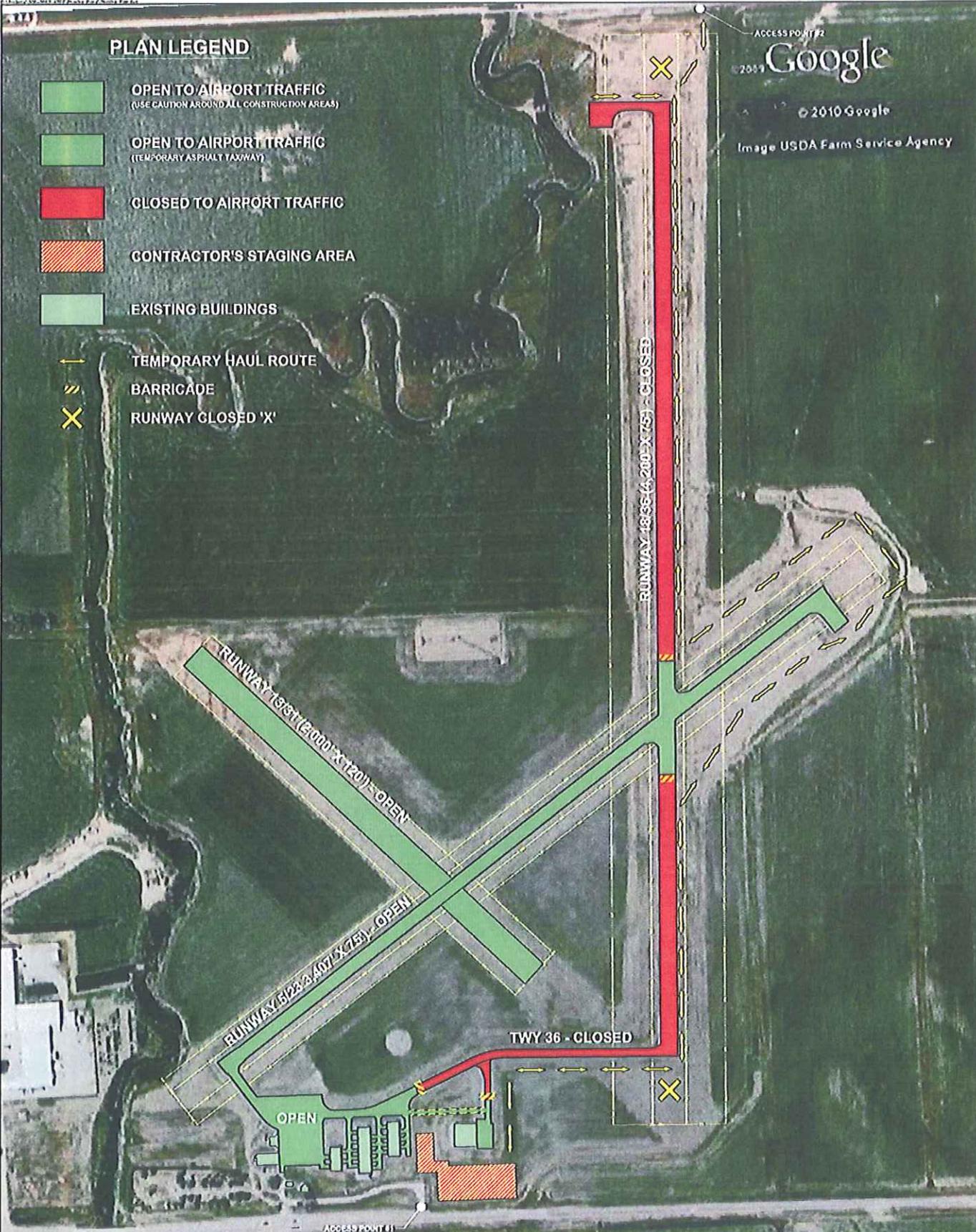
Wayne Municipal Airport

N 42 °14.51' W 96 °58.89'

**PLAN LEGEND**

-  OPEN TO AIRPORT TRAFFIC  
(USE CAUTION AROUND ALL CONSTRUCTION AREAS)
-  OPEN TO AIRPORT TRAFFIC  
(TEMPORARY ASPHALT TAXWAY)
-  CLOSED TO AIRPORT TRAFFIC
-  CONTRACTOR'S STAGING AREA
-  EXISTING BUILDINGS
-  TEMPORARY HAUL ROUTE
-  BARRICADE
-  RUNWAY CLOSED 'X'

ACCESS POINT #2  
 2009 Google  
 © 2010 Google  
 Image USDA Farm Service Agency



**WAYNE MUNICIPAL AIRPORT**  
 PHASE I - SCHEDULE I  
 WAYNE, NEBRASKA  
 AIP # 3-31-0086-11/12

**OLSSON ASSOCIATES**  
 1" = 400'  
 SCALE IN FEET  
 MARCH 2010 04 3112 0.000  


# Airport Project

## #3-31-0086-11/12

- Phase I
  - North South Runway
    - White top (concrete) Runway 18/36
    - White top connecting taxiway
    - White top turnaround runway 18
    - Replace existing lighting with new base mount lights

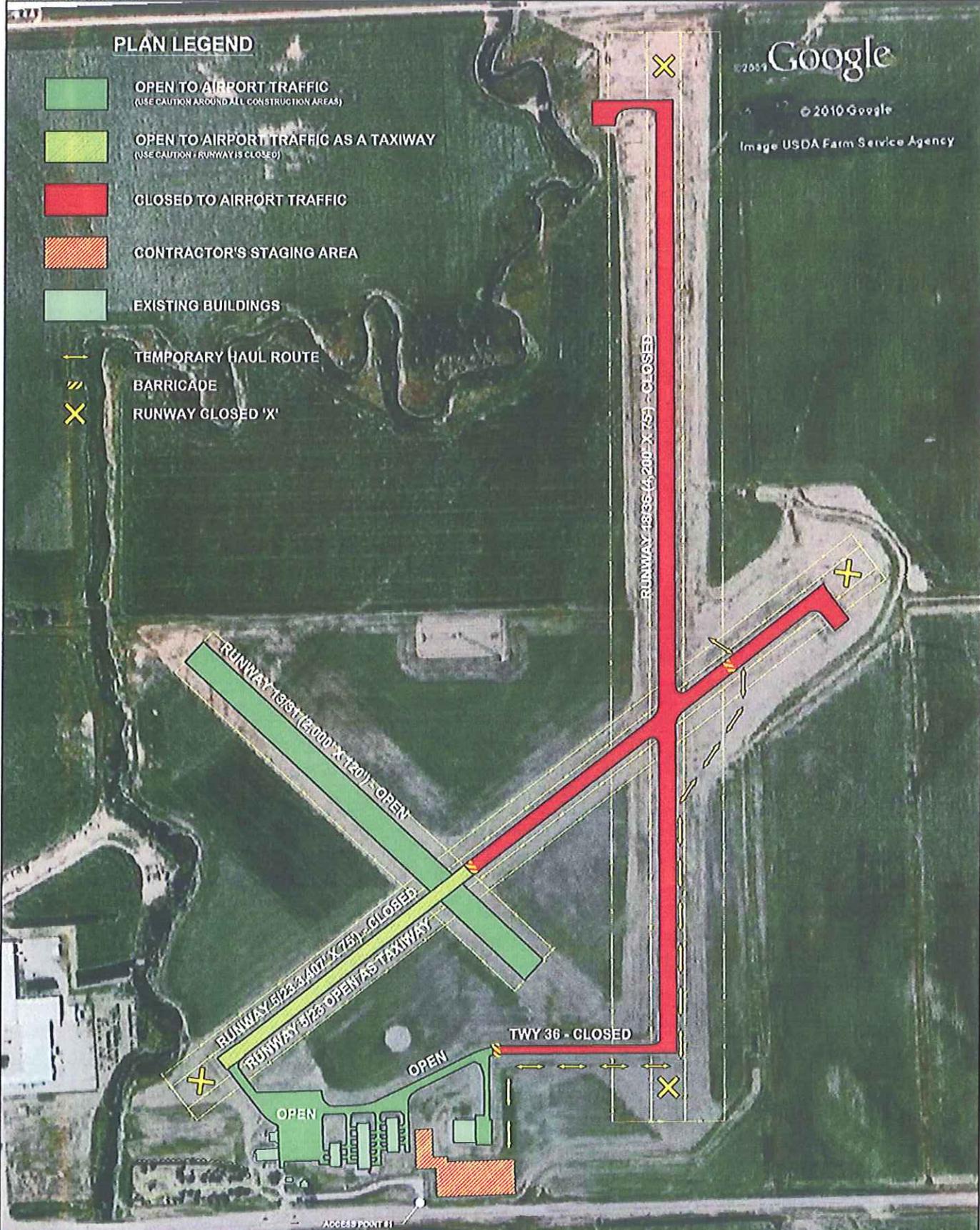
**PLAN LEGEND**

-  OPEN TO AIRPORT TRAFFIC  
(USE CAUTION AROUND ALL CONSTRUCTION AREAS)
-  OPEN TO AIRPORT TRAFFIC AS A TAXIWAY  
(USE CAUTION / RUNWAY IS CLOSED)
-  CLOSED TO AIRPORT TRAFFIC
-  CONTRACTOR'S STAGING AREA
-  EXISTING BUILDINGS
-  TEMPORARY HAUL ROUTE
-  BARRICADE
-  RUNWAY CLOSED 'X'

2010 Google

© 2010 Google

Image USDA Farm Service Agency



**WAYNE MUNICIPAL AIRPORT**

PHASE II - SCHEDULE II

WAYNE, NEBRASKA  
AIP # 3-31-0086-111/12

**OLSSON ASSOCIATES**

SCALE: AS SHOWN  
PROJECT: 00-04 DATE: 8.18.12



# Airport Project

## #3-31-0086-11/12

- Phase II
  - Reconstruct Runway Intersections for the paved runways

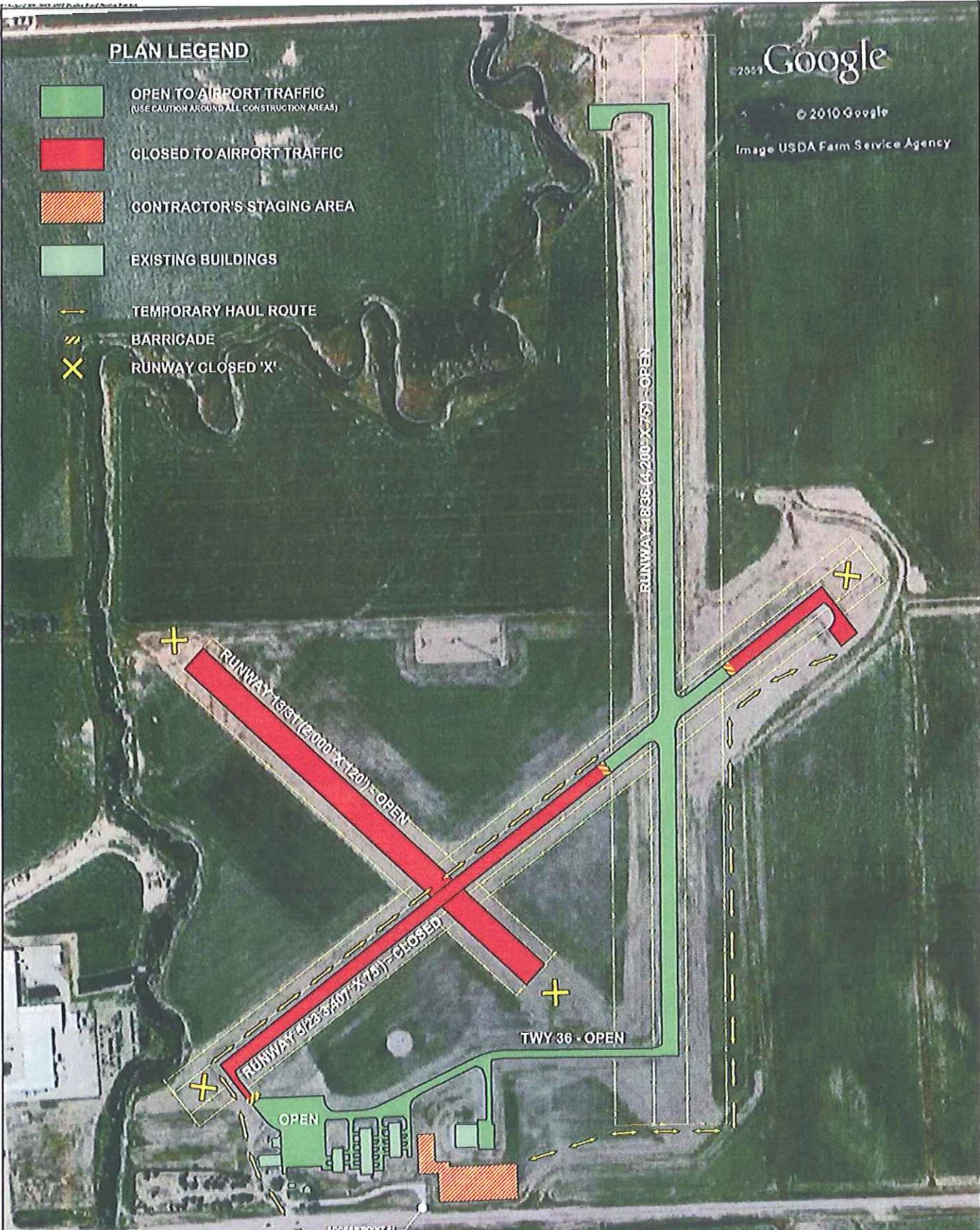
**PLAN LEGEND**

-  OPEN TO AIRPORT TRAFFIC  
(USE CAUTION AROUND ALL CONSTRUCTION AREAS)
-  CLOSED TO AIRPORT TRAFFIC
-  CONTRACTOR'S STAGING AREA
-  EXISTING BUILDINGS
-  TEMPORARY HAUL ROUTE
-  BARRICADE
-  RUNWAY CLOSED 'X'

© 2009 Google

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Image USDA Farm Service Agency



**WAYNE MUNICIPAL AIRPORT**

PHASE III - SCHEDULE III

WAYNE, NEBRASKA  
AIP # 3-31-0086-11/12

**OLSSON**  
ASSOCIATES

PL-007  
SCALE: AS SHOWN  
PROJECT NO. 30-0086-0101-00-000



# Airport Project

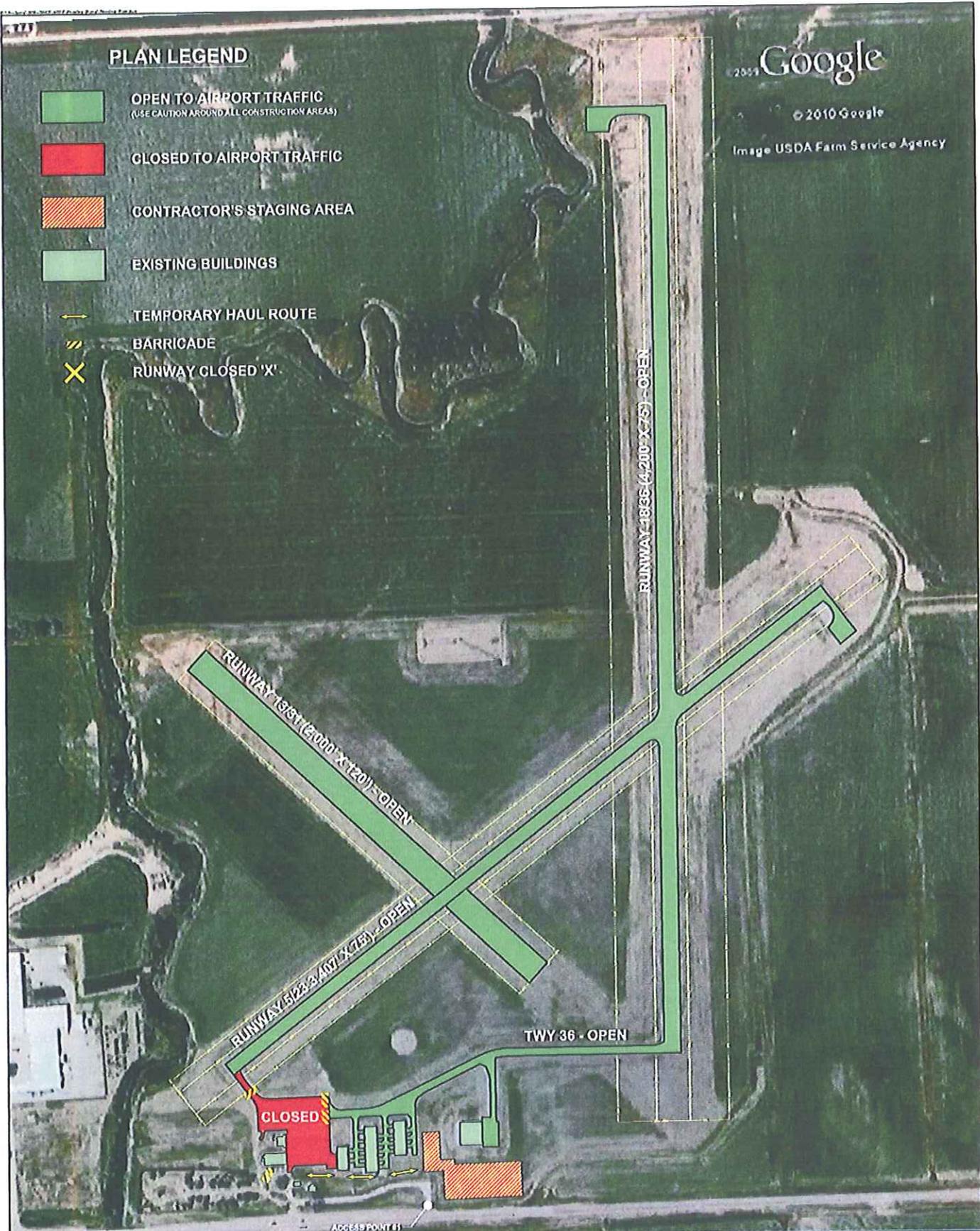
## #3-31-0086-11/12

- Phase III
  - Removal of existing runway 4/22
  - Reconstruction runway 5/23  
(concrete)
  - Reconstruct connecting taxiway  
to runway 5
  - Reconstruct turn around to  
runway 23

**PLAN LEGEND**

- OPEN TO AIRPORT TRAFFIC  
(USE CAUTION AROUND ALL CONSTRUCTION AREAS)
- CLOSED TO AIRPORT TRAFFIC
- CONTRACTOR'S STAGING AREA
- EXISTING BUILDINGS
- TEMPORARY HAUL ROUTE
- BARRICADE
- RUNWAY CLOSED 'X'

2010 Google  
 © 2010 Google  
 Image USDA Farm Service Agency



**WAYNE MUNICIPAL AIRPORT**  
 PHASE IVA - SCHEDULE IV  
 WAYNE, NEBRASKA  
 AIP # 9-31-0086-11/12

**MOLSSON ASSOCIATES**  
 1" = 100'  
 SCALE IN FEET  
 MARCH 2010 0101 0101 0101

# Airport Project

## #3-31-0086-11/12

- Phase IV Alternate Bid #1
  - Reconstruction Apron (concrete)

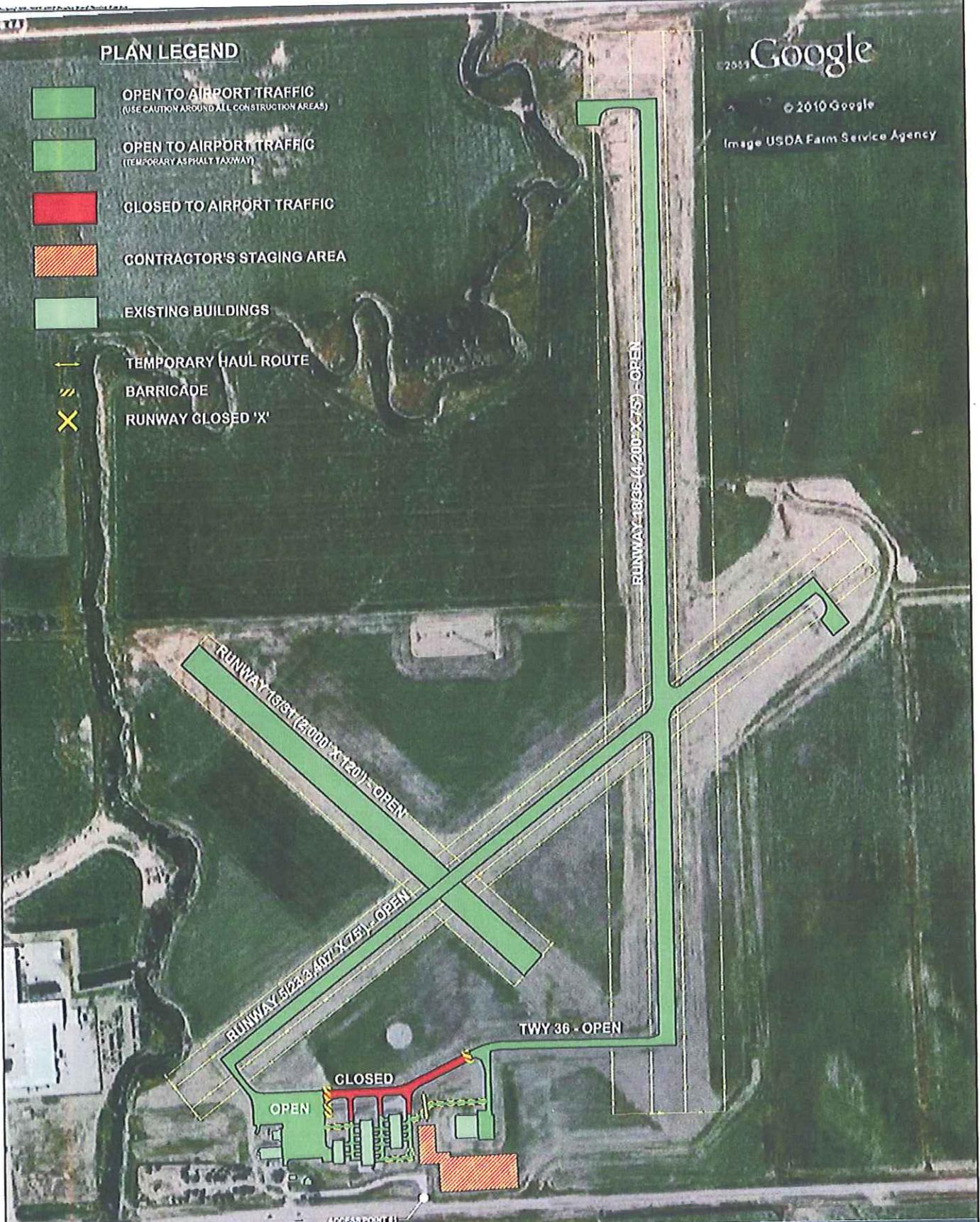
**PLAN LEGEND**

-  OPEN TO AIRPORT TRAFFIC  
(USE CAUTION AROUND ALL CONSTRUCTION AREAS)
-  OPEN TO AIRPORT TRAFFIC  
(TEMPORARY ASPHALT TAXWAY)
-  CLOSED TO AIRPORT TRAFFIC
-  CONTRACTOR'S STAGING AREA
-  EXISTING BUILDINGS
-  TEMPORARY HAUL ROUTE
-  BARRICADE
-  RUNWAY CLOSED 'X'

© 2010 Google

© 2010 Google

Image USDA Farm Service Agency



**WAYNE MUNICIPAL AIRPORT**

PHASE IVB - SCHEDULE IV

WAYNE, NEBRASKA  
AIP # 3-31-0086-11/12

**OLSSON**  
ASSOCIATES



# Airport Project

## #3-31-0086-11/12

- Phase IV Alternate Bid #2
  - Reconstruction of connector taxiway to runway 36 and hangars

# Airport Project

## #3-31-0086-11/12

• Base Bid Sch. I & II	\$1,955,813.55
• Alt #1 Sch. III	\$1,054,589.60
• Alt #2 Sch. IV	<u>\$ 637,013.75</u>
• <b>Total project cost</b>	<b>\$3,647,416.90</b>
• FAA 95% grant	\$3,465,046.06
• State Grant	\$ 50,000.00
• Local match	\$ 132,370.84

- These amounts will vary some as the Nebraska Department of Aeronautics will add in an Administration Fee.
- The bids received were 32% below the Engineers Cost Opinion.
- The low bidder was Dobson Bros. Construction Co. of Lincoln.
- Construction will not take place until we receive word from the Federal Aviation Administration (FAA) that the grant has been awarded. The contract allows 240 working days for project
- We have received verbal okay from the FAA to approve the engineering contract for the construction phase of the project.

**RESOLUTION NO. 2010-18**

WHEREAS, BaHa, Inc., d/b/a "The Rain Tree" made application to the Nebraska Liquor Control Commission for a Retail Class C Liquor License at 421 N. Main Street, Wayne, Wayne County, Nebraska; and

WHEREAS, said application has been forwarded to the City of Wayne for public hearing and recommendation by the City Council; and

WHEREAS, notice of hearing on said application was published in one issue of the Wayne Herald on March 25, 2010; and

WHEREAS, a hearing was held on April 6, 2010, and all persons desiring to present evidence for or against said application were heard.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the application of the license aforementioned be recommended for approval to the Nebraska Liquor Control Commission.

PASSED AND APPROVED this 6<sup>th</sup> day of April, 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_  
City Attorney

[Back to Top](#)

## **NOTICE OF PUBLIC HEARING ON APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

---

NOTICE IS HEREBY GIVEN that on Tuesday, April 6, 2010, in the Council Chambers, the City Council of the City of Wayne will hold a public hearing concerning a contract amendment to the Nebraska Department of Economic Development for a Community Development Block Grant Project #07-TFHP-5044. This grant is available to local governments for housing development.

Public hearings are required during these CDBG funded activities to obtain citizen input, comments or opinions with regard to the program or project performances. The City of Wayne was awarded \$387,416 for housing development activities. The City is requesting to DED a budget amendment change. The total amount of the grant award is not changing. No persons have been displaced as a result of this CDBG activity.

The grant contract budget amendment request will be available for public inspection at Wayne City Offices. All interested parties are invited to attend this public hearing at which time you will have an opportunity to be heard regarding the grant project. Written testimony will also be accepted at the public hearing scheduled for 5:30 p.m., April 6, 2010, at the City Council Chambers, 306 Pearl Street, Wayne, NE. Written comments addressed to Betty McGuire, City Clerk, at City of Wayne, PO Box 8, Wayne, NE 68787, will be accepted if received on or before April 6, 2010.

Individuals requiring physical or sensory accommodations including interpreter service, Braille, large print, or recorded materials, please contact Betty McGuire, City Clerk, at City of Wayne, PO Box 8, Wayne, NE 68787, (402) 375-1733 no later than April 5, 2010.

Two Affidavits of Publication

## NAHTF CONTRACT AMENDMENT REQUEST FORM

This is not a required form to be submitted with a contract amendment request, however all items listed on the form are requirements of the Nebraska Affordable Housing Trust Fund program to be considered for your contract amendment

NAHTF Grant # 07-TFHP-5044

NAHTF Grantee City of Wayne

DED Program Representative Brian Gaskill

Person Completing this form Name \_\_\_\_\_

Contact Number: \_\_\_\_\_

Please complete for each type of amendment requested

**Extension of contract end date – request for DED approval**

Original Contract End Date August 6, 2010

Current Contract End Date including any previously approved extensions \_\_\_\_\_

Proposed Contract End Date August 6, 2010

Required Attachments

Attachment 1: A letter from the Authorized Official stating the following

1. Certification that the governing body has approved the extension;
2. Identification and reasons for the proposed amendment; including
  - a. Changes to the nature of the project requiring the amendment;
  - b. Steps being taken to avoid any future amendment requests for the same reasons
3. If additional local matching funds are required as a result of this extension, certification that such funds are available.

Attachment 2: A revised implementation schedule showing when major milestones will be completed for each activity

**Decrease in proposed accomplishments – request for DED approval**

Original Proposed Accomplishments 17 Current Proposed Accomplishments 6

Required Attachments

Attachment 1: A letter from the Authorized Official stating the following

1. Certification that the governing body has approved the decrease in proposed accomplishments;
2. Identification and reasons for the proposed amendment; including
  - a. Changes to the nature of the project requiring the amendment;
  - b. Steps being taken to avoid any future amendment requests for the same reasons
3. If additional local matching funds are required as a result of this decrease, certification that such funds are available.

Attachment 2: A revised implementation schedule showing when major milestones will be completed for each activity

**Amendment to housing program guidelines, tenant selection and/or lease agreement – request for DED approval**

Required Attachments

Attachment 1: Letter from the Authorized Official stating the following:

1. Certification that the governing body has approved the amendment;
2. Identification and reasons for the proposed amendment;
3. If additional local matching funds are required as a result of this amendment, certification that such funds are available.

Attachment 2: If the amendment will affect major milestones, a revised implementation schedule showing when major milestones will be completed for each activity

Attachment 3: A complete copy of the proposed revised housing program guidelines, tenant selection process and/or lease agreement.

**Budget amendment – request for DED approval**

Original Contract Budget Approved

Activity Code	Activity Number	NAHTF Funds	Other Funds	Total Funds
Site Improvements	0501	74,940.00	130,325.00	205,265.00
Streets	0502	146,276.00	60,000.00	206,276.00
Direct Homebuyer	0520	115,800.00	64,200.00	180,000.00
Acquisition Vacant Land	0521	0.00	40,000.00	40,000.00
SF New Construction Homebuyer	0542	0.00	2,046,000.00	2,046,000.00
Housing Mgt	0580	27,200.00	0.00	27,200.00
General Admin	0810	23,200.00	0.00	23,200.00
<b>Total Project</b>	<b>1000</b>	<b>387,416.00</b>	<b>2,340,525.00</b>	<b>2,727,941.00</b>

Proposed Budget After Amendment

Activity Code	Activity Number	NAHTF Funds	Other Funds	Total Funds
Acquisition Vacant Land	0521	0.00	0.00	0.00
General Admin	0810	23,200.00	0.00	23,200.00
Housing Mgt	0580	27,200.00	0.00	27,200.00
Direct Homebuyer	0520	35,868.00	7,132.00	43,000.00
Site Improvements	0501	74,940.00	130,325.00	205,265.00
Streets	0502	146,276.00	157,068.00	303,344.00
SF New Construction Homebuyer	0542	79,932.00	500,000.00	579,932.00
<b>Total Project</b>	<b>1000</b>	<b>387,416.00</b>	<b>794,525.00</b>	<b>1,181,941.00</b>

Required Attachments

Attachment 1: Letter from the Authorized Official including:

1. Certification that the governing body has approved the budget amendment;
2. Identification and reasons for the proposed budget amendment; including
  - a. Changes to the nature of the project requiring the amendment
  - b. Steps being taken to avoid any future amendment requests for the same reasons
3. If additional local matching funds are required as a result of this amendment, certification that such funds are available.
4. If the amendment includes a new activity, certification that the activity meets the national objective

Attachment 2: Minutes from the public hearing (for local governments) or board meeting (for non-profits and local housing authorities) held on the proposed amendment

Attachment 3: If the budget amendment will affect major milestones, a revised implementation schedule showing when major milestones will be completed for each activity

Attachment 4: Certification of Continued Environmental Compliance (this form is included in the HOME Administration Manual Chapter 7-Environmental Review, Attachment 14)

DED Use Only	
Date amendment request received	
Date amendment approved/denied	

**RESOLUTION NO. 2010-19**

**A RESOLUTION FINDING THE NECESSITY FOR IMPROVEMENT OF CERTAIN SIDEWALKS IN THE CITY OF WAYNE, NEBRASKA, AND APPROVING THE HIRING OF SPECIAL ENGINEERS FOR THE PREPARATION OF PLANS, SPECIFICATIONS AND ESTIMATE OF COST FOR THE CONSTRUCTION OF CERTAIN SIDEWALK IMPROVEMENTS TO BE CONSTRUCTED IN THE CITY OF WAYNE, NEBRASKA.**

BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska:

1. That the Mayor and City Council find and determine the necessity of improving, repairing and replacing certain sidewalks in the City as set out in the attached summary of the City Administrator.
2. That the hiring of JEO Consulting Group, Inc., as engineers for the construction of certain sidewalk improvements to be constructed in the City of Wayne in certain Sidewalk Improvement Districts to be created in the City of Wayne, is hereby approved, ratified and confirmed.

PASSED AND APPROVED this 6<sup>th</sup> day of April, 2010.

THE CITY OF WAYNE, NEBRASKA,

By: \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_  
City Attorney

**CITY OF WAYNE, NEBRASKA**

**ORDINANCE NO. 2010-5**

**AN ORDINANCE OF THE CITY OF WAYNE, NEBRASKA, CREATING A STREET IMPROVEMENT DISTRICT WITHIN THE CITY OF WAYNE TO BE KNOWN AS STREET IMPROVEMENT DISTRICT NO. 2010-1; DEFINING THE BOUNDARIES OF SAID DISTRICT AND PROPERTY CONTAINED THEREIN; AND, PROVIDING FOR THE CONSTRUCTION OF IMPROVEMENTS THEREIN.**

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

Section 1. The Mayor and City Council of the City of Wayne, Wayne County, Nebraska, hereby find and determine that it is in the best interests of the City that West 1<sup>st</sup> Street from Main Street west to the west right-of-way line of Pearl Street including the intersection of 1<sup>st</sup> Street and Pearl Street be improved as hereinafter described; and that it is in the best interests of the City of Wayne to create a street improvement district for the construction of the said improvements.

Section 2. There is hereby created within the City of Wayne, Nebraska, a street improvement district to be known and designated as Street Improvement District No. 2010-1, the outer boundaries of which shall contain the following property:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 11, BLOCK 27, ORIGINAL TOWN AS PLATTED IN THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA; THENCE EASTERLY TO THE SOUTHWEST CORNER OF LOT 1, BLOCK 28 OF SAID ORIGINAL TOWN; THENCE EASTERLY ON THE SOUTH LINE OF SAID LOT 1 AND IT'S EASTERLY EXTENSION TO THE EAST LINE OF SAID BLOCK 28; THENCE NORTHERLY ON SAID EAST LINE TO THE NORTHEAST CORNER OF LOT 8 OF SAID BLOCK 28; THENCE CONTINUING NORTHERLY TO THE SOUTHEAST CORNER LOT 7, BLOCK 21 OF SAID ORIGINAL TOWN; THENCE CONTINUING NORTHERLY ON THE EAST LINE OF LOTS 7 AND 8 OF SAID BLOCK 21 TO THE NORTHEAST CORNER OF SAID LOT 8; THENCE WESTERLY ON THE NORTH LINE OF LOTS 8 AND 6 OF SAID BLOCK 21 TO THE NORTHWEST CORNER OF SAID LOT 6; THENCE CONTINUING WESTERLY TO THE NORTHEAST CORNER OF LOT 7, BLOCK 22 OF SAID ORIGINAL TOWN; THENCE SOUTHERLY ON THE EAST LINE OF SAID LOT 7 TO THE SOUTHEAST CORNER OF SAID LOT 7; THENCE CONTINUING SOUTHERLY TO THE NORTHEAST CORNER OF SAID LOT 11, BLOCK 27; THENCE CONTINUING SOUTHERLY ON THE EAST LINE OF SAID LOT 11 TO THE POINT OF BEGINNING.

Within said District, West 1<sup>st</sup> Street from Main Street west to the west right-of-way line of Pearl Street including the intersection of 1<sup>st</sup> Street and Pearl Street shall be improved by grading and construction of curb and gutter, concrete paving, replacement and repair of brick street surfaces, storm sewer, sidewalk replacement and other necessary improvements and appurtenances.

Section 3. All of said improvements shall be constructed to the established grades as fixed by ordinances of the City of Wayne, and shall be constructed in accordance with plans and specifications to be prepared by JEO Consulting Group, the City's engineers, which plans shall be approved by the Mayor and City Council. The improvements shall be made at public cost, but special assessments shall be levied to reimburse the City for the cost of the improvements as provided by law.

Section 4. Notice of the creation of said Street Improvement District No. 2010-1 shall be published in The Wayne Herald newspaper, a legal newspaper published in and of general circulation within the City of Wayne, for three weeks after the publication of this Ordinance.

Section 5. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this Ordinance.

PASSED AND APPROVED this 6<sup>th</sup> day of April 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

(SEAL)

Publish: \_\_\_\_\_, 2010

# City of Wayne

Downtown Sidewalk project assessments  
 10' wide sidewalk estimated \$56/linear foot  
 6' wide sidewalk estimated \$34/linear foot

## Examples

10 year payment schedule	10' wide sidewalk		6' wide sidewalk	
	annual	monthly	annual	monthly
25 linear foot front footage	\$ 181.31	\$ 14.85	\$ 110.08	\$ 9.02
50 linear foot front footage	\$ 362.61	\$ 29.70	\$ 220.16	\$ 18.03
75 linear foot front footage	\$ 543.92	\$ 44.55	\$ 330.24	\$ 27.05

## Examples

15 year payment schedule	10' wide sidewalk		6' wide sidewalk	
	annual	monthly	annual	monthly
25 linear foot front footage	\$ 134.88	\$ 11.07	\$ 81.89	\$ 6.72
50 linear foot front footage	\$ 269.76	\$ 22.14	\$ 163.78	\$ 13.44
75 linear foot front footage	\$ 404.64	\$ 33.21	\$ 245.67	\$ 20.17

[Back to Top](#)

**CITY OF WAYNE, NEBRASKA**

**ORDINANCE NO. 2010-6**

**AN ORDINANCE OF THE CITY OF WAYNE, NEBRASKA, CREATING A STREET (SIDEWALK) IMPROVEMENT DISTRICT WITHIN THE CITY OF WAYNE TO BE KNOWN AS STREET (SIDEWALK) IMPROVEMENT DISTRICT NO. 2010-2 DEFINING THE BOUNDARIES OF SAID DISTRICT AND PROPERTY CONTAINED THEREIN; AND, PROVIDING FOR THE CONSTRUCTION OF IMPROVEMENTS THEREIN.**

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

Section 1. The Mayor and City Council of the City of Wayne, Wayne County, Nebraska, hereby find and determine that it is in the best interests of the City that the sidewalks on the north side and the south side of 2<sup>nd</sup> Street from the centerline of Pearl Street east to the to the centerline of Logan Street, in the City of Wayne, Nebraska, be improved as hereinafter described; and that it is in the best interests of the City of Wayne to create a Street (Sidewalk) improvement district for the construction of the said improvements.

Section 2. There is hereby created within the City of Wayne, Nebraska, a Street (Sidewalk) improvement district to be known and designated as Street (Sidewalk) Improvement District No. 2010-2, the outer boundaries of which shall contain the following property:

Said District shall consist of all of the property contained in the following described boundaries:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 12, BLOCK 22, ORIGINAL TOWN AS PLATTED IN THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA; THENCE EASTERLY TO THE SOUTHWEST CORNER OF LOT 1, BLOCK 21 OF SAID ORIGINAL TOWN; THENCE EASTERLY ON THE SOUTH LINE OF LOTS 1 AND 17 TO THE SOUTHEAST CORNER OF SAID LOT 17; THENCE CONTINUING EASTERLY TO THE SOUTHWEST CORNER LOT 2, BLOCK 20 OF SAID ORIGINAL TOWN; THENCE CONTINUING EASTERLY ON THE SOUTH LINE OF LOTS 2 AND 17 OF SAID BLOCK 20 TO THE SOUTHEAST CORNER OF SAID LOT 17; THENCE CONTINUING EASTERLY TO THE SOUTHWEST CORNER OF LOT 1, BLOCK 19 OF SAID ORIGINAL TOWN; THENCE NORTHERLY ON THE WEST LINE OF LOT 1 OF SAID BLOCK 19 TO THE NORTHWEST CORNER OF SAID LOT 1; THENCE CONTINUING NORTHERLY TO THE SOUTHWEST CORNER OF LOT 6, BLOCK 14 OF SAID ORIGINAL TOWN; THENCE CONTINUING NORTHERLY ON THE WEST LINE OF SAID LOT 6 TO THE NORTHWEST CORNER OF SAID LOT 6; THENCE WESTERLY TO THE NORTHEASTERLY CORNER OF LOT 13, BLOCK 13 OF SAID ORIGINAL TOWN; THENCE CONTINUING WESTERLY ON THE NORTH LINE OF LOTS 13 AND 11 OF SAID BLOCK 13 TO THE NORTHWEST CORNER OF SAID LOT 11; THENCE CONTINUING WESTERLY TO THE NORTHEAST CORNER OF LOT 8, BLOCK 12 OF SAID ORIGINAL TOWN; THENCE CONTINUING WESTERLY ON THE NORTH LINE OF LOTS 8 AND 6 OF SAID BLOCK 12 TO THE NORTHWEST CORNER OF SAID LOT 6; THENCE CONTINUING WESTERLY TO THE

NORTHEAST CORNER OF LOT 7, BLOCK 11 OF SAID ORIGINAL TOWN; THENCE SOUTHERLY ON THE EAST LINE OF SAID LOT 7 TO THE SOUTHEAST CORNER OF SAID LOT 7; THENCE CONTINUING SOUTHERLY TO THE NORTHEAST CORNER OF SAID LOT 12, BLOCK 22; THENCE CONTINUING SOUTHERLY ON THE EAST LINE OF SAID LOT 12 TO THE POINT OF BEGINNING.

Within said District the following sidewalks shall be improved by removal of existing sidewalks, grading and construction of concrete pedestrian sidewalks and other necessary appurtenant improvements:

Sidewalks on the north side and the south side of 2<sup>nd</sup> Street from the centerline of Pearl Street east to the to the centerline of Logan Street

Section 3. All of said improvements shall be constructed to the established grades as fixed by ordinances of the City of Wayne, and shall be constructed in accordance with plans and specifications to be prepared by JEO Consulting Group, special engineers for the project, which plans shall be approved by the Mayor and City Council. The improvements shall be made at public cost, but special assessments shall be levied to reimburse the City for the cost of the improvements as provided by law.

Section 4. Notice of the creation of said Street (Sidewalk) Improvement District No. 2010-2 shall be published in The Wayne Herald newspaper, a legal newspaper published in and of general circulation within the City of Wayne, for three weeks after the publication of this Ordinance.

Section 5. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this Ordinance.

PASSED AND APPROVED this 6<sup>th</sup> day of April 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

(SEAL)

**CITY OF WAYNE, NEBRASKA**

**ORDINANCE NO. 2010-7**

**AN ORDINANCE OF THE CITY OF WAYNE, NEBRASKA, CREATING A STREET (SIDEWALK) IMPROVEMENT DISTRICT WITHIN THE CITY OF WAYNE TO BE KNOWN AS STREET (SIDEWALK) IMPROVEMENT DISTRICT NO. 2010-3 DEFINING THE BOUNDARIES OF SAID DISTRICT AND PROPERTY CONTAINED THEREIN; AND, PROVIDING FOR THE CONSTRUCTION OF IMPROVEMENTS THEREIN.**

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

Section 1. The Mayor and City Council of the City of Wayne, Wayne County, Nebraska, hereby find and determine that it is in the best interests of the City that the sidewalks on the north side and the south side of 3<sup>rd</sup> Street from the centerline of Pearl Street east to the to the centerline of Logan Street, in the City of Wayne, Nebraska, be improved as hereinafter described; and that it is in the best interests of the City of Wayne to create a Street (Sidewalk) improvement district for the construction of the said improvements.

Section 2. There is hereby created within the City of Wayne, Nebraska, a Street (Sidewalk) improvement district to be known and designated as Street (Sidewalk) Improvement District No. 2010-3, the outer boundaries of which shall contain the following property:

Said District shall consist of all of the property contained in the following described boundaries:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 12, BLOCK 11, ORIGINAL TOWN AS PLATTED IN THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA; THENCE EASTERLY TO THE SOUTHWEST CORNER OF LOT 1, BLOCK 12 OF SAID ORIGINAL TOWN; THENCE CONTINUING EASTERLY ON THE SOUTH LINE OF LOTS 1 AND 17 OF SAID BLOCK 12 TO THE SOUTHEAST CORNER OF SAID LOT 17; THENCE CONTINUING EASTERLY TO THE SOUTHWEST CORNER LOT 2, BLOCK 13 OF SAID ORIGINAL TOWN; THENCE CONTINUING EASTERLY ON THE SOUTH LINE OF LOTS 2 AND 18 OF SAID BLOCK 13 TO THE SOUTHEAST CORNER OF SAID LOT 18; THENCE CONTINUING EASTERLY TO THE SOUTHWEST CORNER OF LOT 1, BLOCK 14 OF SAID ORIGINAL TOWN; THENCE NORTHERLY ON THE WEST LINE OF LOT 1 OF SAID BLOCK 14 TO THE NORTHWEST CORNER OF SAID LOT 1; THENCE CONTINUING NORTHERLY TO THE SOUTHWEST CORNER OF LOT 6, BLOCK 3 OF SAID ORIGINAL TOWN; THENCE CONTINUING NORTHERLY ON THE WEST LINE OF SAID LOT 6 TO THE NORTHWEST CORNER OF SAID LOT 6; THENCE WESTERLY TO THE NORTHEASTERLY CORNER OF LOT 13, BLOCK 4 OF SAID ORIGINAL TOWN; THENCE CONTINUING WESTERLY ON THE NORTH LINE OF LOTS 13 AND 11 OF SAID BLOCK 4 TO THE NORTHWEST CORNER OF SAID LOT 11; THENCE WESTERLY TO THE NORTHEAST CORNER OF LOT 5, BLOCK 5 OF SAID ORIGINAL TOWN; THENCE CONTINUING WESTERLY ON THE NORTH LINE OF LOTS 5 AND 3 OF SAID BLOCK 5 TO THE NORTHWEST CORNER OF SAID LOT 3; THENCE CONTINUING WESTERLY TO

THE NORTHEAST CORNER OF LOT 4, BLOCK 6 OF SAID ORIGINAL TOWN; THENCE SOUTHERLY ON THE EAST LINE OF SAID LOT 4 TO THE SOUTHEAST CORNER OF SAID LOT 4; THENCE CONTINUING SOUTHERLY TO THE NORTHEAST CORNER OF LOT 12 OF SAID BLOCK 11; THENCE CONTINUING SOUTHERLY ON THE EAST LINE OF SAID LOT 12 TO THE POINT OF BEGINNING.

Within said District the following sidewalks shall be improved by removal of existing sidewalks, grading and construction of concrete pedestrian sidewalks and other necessary appurtenant improvements:

Sidewalks on the north side and the south side of 3<sup>rd</sup> Street from the centerline of Pearl Street east to the to the centerline of Logan Street

Section 3. All of said improvements shall be constructed to the established grades as fixed by ordinances of the City of Wayne, and shall be constructed in accordance with plans and specifications to be prepared by JEO Consulting Group, special engineers for the project, which plans shall be approved by the Mayor and City Council. The improvements shall be made at public cost, but special assessments shall be levied to reimburse the City for the cost of the improvements as provided by law.

Section 4. Notice of the creation of said Street (Sidewalk) Improvement District No. 2010-3 shall be published in The Wayne Herald newspaper, a legal newspaper published in and of general circulation within the City of Wayne, for three weeks after the publication of this Ordinance.

Section 5. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this Ordinance.

PASSED AND APPROVED this 6<sup>th</sup> day of April 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

(SEAL)

**CITY OF WAYNE, NEBRASKA**

**ORDINANCE NO. 2010-8**

**AN ORDINANCE OF THE CITY OF WAYNE, NEBRASKA, CREATING A STREET (SIDEWALK) IMPROVEMENT DISTRICT WITHIN THE CITY OF WAYNE TO BE KNOWN AS STREET (SIDEWALK) IMPROVEMENT DISTRICT NO. 2010-4 DEFINING THE BOUNDARIES OF SAID DISTRICT AND PROPERTY CONTAINED THEREIN; AND, PROVIDING FOR THE CONSTRUCTION OF IMPROVEMENTS THEREIN.**

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

Section 1. The Mayor and City Council of the City of Wayne, Wayne County, Nebraska, hereby find and determine that it is in the best interests of the City that the sidewalks on the east side of Pearl Street from the centerline of 1<sup>st</sup> Street north to the to the centerline of 3<sup>rd</sup> Street, in the City of Wayne, Nebraska, be improved as hereinafter described; and that it is in the best interests of the City of Wayne to create a Street (Sidewalk) improvement district for the construction of the said improvements.

Section 2. There is hereby created within the City of Wayne, Nebraska, a Street (Sidewalk) improvement district to be known and designated as Street (Sidewalk) Improvement District No. 2010-4, the outer boundaries of which shall contain the following property:

Said District shall consist of all of the property contained in the following described boundaries:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 6, BLOCK 21, ORIGINAL TOWN AS PLATTED IN THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA; THENCE WESTERLY ON THE SOUTH LINE OF SAID LOT 6 TO THE SOUTHWEST CORNER OF SAID LOT 6; THENCE CONTINUING WESTERLY ON THE WESTERLY EXTENSION OF SAID LOT 6 TO THE CENTERLINE OF PEARL STREET; THENCE NORTHERLY ON SAID CENTERLINE TO THE WESTERLY EXTENSION OF THE NORTH LINE OF LOT 3, BLOCK 5 OF SAID ORIGINAL TOWN; THENCE EASTERLY ON SAID WESTERLY EXTENSION OF TO THE NORTHWEST CORNER OF SAID LOT 3; THENCE CONTINUING EASTERLY ON SAID NORTH LINE TO THE NORTHEAST CORNER OF SAID LOT 3; THENCE SOUTHERLY ON THE EAST LINE OF SAID LOT 3 TO THE SOUTHEAST CORNER OF SAID LOT 3; THENCE CONTINUING SOUTHERLY TO THE NORTHEAST CORNER OF LOT 1, BLOCK 12 OF SAID ORIGINAL TOWN; THENCE CONTINUING SOUTHERLY ON THE EAST LINE OF LOTS 1, 2, 3, 4, 5 AND 6 OF SAID BLOCK 12 TO THE SOUTHEAST CORNER OF SAID LOT 6; THENCE CONTINUING SOUTHERLY TO THE NORTHEAST CORNER OF LOT 1, BLOCK 21 OF SAID ORIGINAL TOWN; THENCE CONTINUING SOUTHERLY ON THE EAST LINE OF LOTS 1, 2, 3, 4, 5 AND 6 OF SAID BLOCK 21 TO THE POINT OF BEGINNING.

Within said District the following sidewalks shall be improved by removal of existing sidewalks, grading and construction of concrete pedestrian sidewalks and other necessary appurtenant improvements:

Sidewalks on the east side Pearl Street from the centerline of 1st Street north to the to the centerline of 3<sup>rd</sup> Street

Section 3. All of said improvements shall be constructed to the established grades as fixed by ordinances of the City of Wayne, and shall be constructed in accordance with plans and specifications to be prepared by JEO Consulting Group, special engineers for the project, which plans shall be approved by the Mayor and City Council. The improvements shall be made at public cost, but special assessments shall be levied to reimburse the City for the cost of the improvements as provided by law.

Section 4. Notice of the creation of said Street (Sidewalk) Improvement District No. 2010-4 shall be published in The Wayne Herald newspaper, a legal newspaper published in and of general circulation within the City of Wayne, for three weeks after the publication of this Ordinance.

Section 5. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this Ordinance.

PASSED AND APPROVED this 6<sup>th</sup> day of April 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

(SEAL)

**Information Gathered for Mayor and Council Regarding Issues  
Recorded from March 23, 2010  
Pedestrian Underpass Town Hall Meeting**

**CONCERNS:**

1. What about all kids north of highway?
  - a. We need to address the safety of all crossings. We can't do them all at the same time but we have the opportunity to start on this one.
  - b. St. Mary's school and Sherman St. crossings could use some attention
2. Alternate crossing at Donner Pass – better site distance
  - a. agreed
3. Cost to build
  - a. \$539,000 is the engineer's estimate for all costs including the 650 feet of 8 foot wide connecting sidewalk required to connect it to the trail
  - b. Grant funds approved is \$369,000
  - c. Local city TIF funds budgeted is \$150,000
  - d. \$8,000 additional local funds needed
  - e. Cost estimates in grant applications are always estimated high to avoid shortage
4. At grade trail crossing already is approved by NDOR
5. Kids should learn safety
6. Value of tax payers dollars could be saved or used for something else
  - a. The \$369,000 NDOR grant cannot be used for anything else
  - b. The \$150,000 in TIF funding can only be used in Western Ridge
  - c. An alternate use for the \$150,000 TIF at WR II would be to complete the paving gap in the street or buy park equipment and remit the rest to the school, city and county
7. There is a higher speed limit at the east Hwy 35 trail crossing
8. Need a better way to cross Hwy 35 everywhere
9. People / kids should use existing traffic light
10. Add a sidewalk on the north side by cemetery

- a. This would not benefit the at grade trail crossing but would help get elementary kids from Western Ridge to the Sherman Street crossing light
11. Snow problem in winter
- a. The existing trail under the bridge was left un-prioritized this winter for snow removal with all the street and alley work
  - b. A pedestrian underpass for school traffic would be considered a transportation route and prioritized
12. Safety concerns for underpass
- a. We considered cameras for the pedestrian trail passage under the bridge because it is so isolated but tried it without and haven't had any safety trouble to date.
  - b. Cameras for live feed would cost \$10,000 to \$10-15,000
  - c. The entire Wayne pedestrian trail system is closed after dark. Some still use it anyway
13. Lacks access to Western Ridge II homes across park / lake
- a. The current silt basin will be built up 2-3 feet and will be converted to a park
  - b. An access sidewalk will need to be built across the park with or without the underpass. We could build up the area for an access sidewalk first as the basement dirt is available
14. Slower speed limit at 30 mph / 25 mph?
- a. Joel is checking on this with NDOR
15. Crossing guards are cheaper
- a. Crossing guards would be helpful at both Sherman and the trail crossing
16. Tax dollars \$ are not free
17. Trail users should find their own way
18. TIF could be used elsewhere (see #6)
19. How would the city use the \$150,000 in TIF funds budgeted for the local match for the underpass if the underpass isn't built? (See #6)
20. Vandalism
- a. Was a problem under the bridge till the trail was built and we painted out the words

21. What about the replacement cost?
- a. Life expectancy would be greater than 75 years
  - b. Under current agreement, that future replacement cost would be 80% NDOR and 20% local

**BENEFITS of BUILDING:**

1. Safer crossing in busy traffic
  - a. During the heavy traffic before and after school, NDOR would prefer to not have traffic stopping on both sides of the hill
2. Out of town traffic is unfamiliar with this area
3. A lot of pedestrian crossings could slow traffic at school times (See #1)
4. Laurel underpass is working
5. The grant funds are in hand, why let it go to the next town to use
6. Not two stops on both sides of the hill during busy before/after school traffic (See #1)

Wayne Transportation Enhancement Project  
Wayne Highway 35 Underpass Project  
Draft Budget

**CONSTRUCTION COSTS**

Item	Unit	No. Req'd	Unit Cost	Cost
Clearing & Grubbing	Acres	0.50	\$ 2,500.00	\$ 1,250.00
Earthwork (Cut & Fill, N/A ON RR Grade)	Cu Yd	400	\$ 10.00	\$ 4,000.00
Seeding	Acres	0.25	\$ 2,000.00	\$ 500.00
Silt Fence (erosion control)	Lin Ft	500	\$ 5.00	\$ 2,500.00
Erosion Control Matting	Sq Yd	750	\$ 3.00	\$ 2,250.00
Remove Pavement	Sq Ft	1,672	\$ 8.00	\$ 13,376.00
HID Lighting in Underpass	Each	8	\$ 1,500.00	\$ 12,375.00
Solar Collection Panels (HID Lighting)	Each	2	\$ 3,500.00	\$ 7,000.00
Box Culvert (12' w x 10' h-cast in place & phased)	Lin Ft	125	\$ 950.00	\$ 118,750.00
Cuvlert Excavation	Cu Yd	1,963	\$ 18.50	\$ 36,315.50
Remove & Replace Concrete Sidewalk	Sq Ft	176	\$ 8.00	\$ 1,408.00
5" Concrete Trail- 8 ft wide	Sq Ft	5,200	\$ 4.00	\$ 20,800.00
9" Concrete Pavement	Sq Yd	186	\$ 45.00	\$ 8,360.00
Subgrade Preparation	Sq Yd	764	\$ 2.00	\$ 1,527.11
Culvert Pipe	Lin Ft	125	\$ 75.00	\$ 9,375.00
Area Inlet	Each	1	\$ 3,000.00	\$ 3,000.00
Sump Pump (and pipeing)	Each	1	\$ 2,500.00	\$ 2,500.00
Signage (MUTCD)	Each	6	\$ 175.00	\$ 1,050.00
Bollards	Each	4	\$ 400.00	\$ 1,600.00
Modular Block Retaining Wall	Sq Ft	1,700	\$ 51.50	\$ 87,550.00
Handrail for Wall	Lin Ft	150	\$ 45.00	\$ 6,750.00
Granular Backfill	Cu Yd	125	\$ 15.00	\$ 1,875.00
Temporary Pavement	Sq Yd	90	\$ 50.00	\$ 4,500.00
Traffic Control During Construction	LS	1	\$ 10,000.00	\$ 10,000.00
<b>Construction Costs Subtotals</b>				<b>\$ 358,612</b>

**PRIVATE UTILITY RELOCATION COSTS**

Light/Power Pole Relocation	Each	1	\$ 3,000.00	\$ 3,000.00
<b>Utility Relocation Costs Total</b>				<b>\$ 3,000.00</b>
<b>Construction &amp; Utility Costs Subtotal</b>				<b>\$ 361,612</b>
Mobilization (1)	Lump Sum	1	8%	\$ 28,929
<b>Construction Costs Total</b>				<b>\$ 390,541</b>

**ENGINEERING COSTS**

Preliminary Engineering (2)	Lump Sum	1	20%	\$ 78,108
Construction Engineering/Contingency (3)	Lump Sum	1	14%	\$ 54,676
NDOR Representative (4)	Lump Sum	1	1%	\$ 3,905
LPA - Person of Responsible Charge	Lump Sum	1	3%	\$ 11,716
<b>Engineering Costs Total</b>				<b>\$ 148,405</b>

**Total Project Costs (Construction+Utility Relocation+Engineering Costs)**

**IN-KIND DONATIONS**

LPA - Person of Responsible Charge	Lump Sum	1	3%	\$ 11,716
<b>TOTAL IN-KIND DONATIONS</b>				<b>\$ 11,716</b>

**FUNDING SOURCES (6)**

In-Kind Donation	NA			\$ 11,716
Applicant's Cash Match	30.0%			\$ 158,169
Federal Funding	70.0%			\$ 369,061

**RESOLUTION NO. 2010-20**

**A RESOLUTION DIRECTING CITY CLERK TO CERTIFY UNPAID SNOW REMOVAL COSTS TO THE WAYNE COUNTY CLERK AND THE WAYNE COUNTY TREASURER TO BECOME A LIEN ON THE WEST 75' OF LOT 3, EXCEPT THE NORTH 10', BLOCK 7, BRITTON & BRESSLER'S ADDITION TO WAYNE, WAYNE COUNTY, NEBRASKA, MORE COMMONLY DESCRIBED AS 120 WEST 8<sup>TH</sup> STREET, WAYNE, NEBRASKA.**

**WHEREAS**, the City of Wayne has incurred costs associated with snow removal on the property located at 120 West 8<sup>th</sup> Street, Wayne, Nebraska, and legally described as the West 75' of Lot 3, except the North 10', Block 7, Britton & Bressler's Addition to Wayne, Wayne County, Nebraska; and

**WHEREAS**, Section 70-44 of the Wayne Municipal Code states that it shall be unlawful for any person, business, association, corporation, or organization of any kind, who owns, occupies, leases, or controls any property within the corporate city limits upon which a sidewalk has been constructed to allow an accumulation of snow or ice on said sidewalk at any time; and

**WHEREAS**, the City Clerk or her designee notified in writing the owner of the premises of the said charges; and

**WHEREAS**, Section 70-44 of the Wayne Municipal Code states that in addition to all other remedies, if a tenant or property owner who is billed for the costs incurred to remove said snow and ice and if said costs are not paid within two months, the City Clerk shall cause a lien to be placed upon the property in the form of a special assessment; and

**WHEREAS**, Section 18-241 of the Wayne Municipal Code further states that the Council may levy the cost as a special assessment against the lot or real estate upon which the building or structure is located; which special assessment shall be a lien on the real estate and shall be collected in the manner provided for special assessments; or collect the cost from the owner of the building or structure and enforce the collection by civil action in any court of competent jurisdiction.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and the Council of the City of Wayne, Nebraska, that the Wayne City Clerk shall certify to the Wayne County Clerk and the Wayne County Treasurer the total amount of \$113.00 in expenses incurred by the City of Wayne in the snow removal on the property referenced herein, and upon certification to the Wayne County Clerk and the Wayne County Treasurer, such expense shall become a lien on the West 75' of Lot 3, except the North 10', Block 7, Britton & Bressler's Addition to Wayne, Wayne County, Nebraska, as a special assessment tax levied on the date of such certification.

**BE IT FURTHER RESOLVED** that the Wayne County Treasurer shall add such expense to and it shall become and form a part of the taxes on such property described herein and shall bear interest at the same rate as taxes and to be collected as a special tax in the manner provided by law.

PASSED AND APPROVED this 6<sup>th</sup> day of April, 2010.

THE CITY OF WAYNE, NEBRASKA

BY \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_  
City Attorney

**RESOLUTION NO. 2010-21**

**A RESOLUTION AMENDING SEWER SERVICE AND USE RATES.**

BE IT RESOLVED that the customer service charge shall be a minimum monthly amount based upon the customer's water meter size and the commodity use rate shall be based upon the amount of water metered each month in thousands of gallons or parts thereof; and

BE IT FURTHER RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the following Sewer Service and Use Rates are established for all customers pursuant to the Wayne Municipal Code Section 82-156 (residential and commercial rates) and Section 82-160 (special use water rate):

1. Net Monthly Customer Service Charge

<u>Meter Size</u>	
3/4" or less	\$ 6.50
1	9.43
1 1/4	13.20
1 1/2	17.94
2	29.84
3	63.77
4	111.35
6	247.33

2. Net Monthly Commodity, Use Rate per Thousand Gallons - \$5.12

BE IT FURTHER RESOLVED that all residential rates shall be based on an average of the water usage during the months of December, January and February; and

**BE IT FURTHER RESOLVED that the sewage contribution of a residential user, who has not established an average for the months of December, January and February, shall be charged, based on proven averages, in the following manner:**

**Single occupancy - 2,000 gal. per month**  
**Double or more occupancy - 5,000 gal. per month**

BE IT FURTHER RESOLVED that this Resolution shall take effect and be in force from and after its passage, approval, and posting as required by law, and the rates provided herein shall be applicable to all services used after meters are read for billing purposes in ~~May~~ **April**, 2010.

PASSED AND APPROVED this 6<sup>th</sup> day of April, 2010.

THE CITY OF WAYNE, NEBRASKA,

By: \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_  
City Attorney

## Operating Budget Summary

*(Round to Nearest Dollar)*

<b>Operating Costs</b>	<b>1</b>	<b>Personnel</b> <i>(Enter from Page 2)</i>	\$ 48,590
	<b>2</b>	<b>Administrative</b> <i>(Enter from Page 3)</i>	\$ 2,561
	<b>3</b>	<b>Special Services</b> <i>(Enter from Page 4)</i>	\$ 1,799
	<b>4</b>	<b>Building Space and Utilities</b> <i>(Enter from Page 4)</i>	\$ 2,985
	<b>5</b>	<b>Fuel</b> <i>(Enter from Page 4)</i>	\$ 5,400
	<b>6</b>	<b>Lubrication, Maintenance, Parts and Supplies</b> <i>(Enter from Page 5)</i>	\$ 6,200
	<b>7</b>	<b>Other</b> <i>(Enter from Page 5)</i>	\$ 70
	<b>8</b>	<b>Total Operating Costs</b> <i>(Total of Lines 1-7 above)</i>	\$ 67,605
<b>Federal Reimbursement Calculation</b>	<b>9</b>	<b>Project Income</b> <i>(Enter from Page 6)</i>	\$ 11,850
	<b>10</b>	<b>Total Income</b> <i>(Line 9)</i>	\$ 11,850
	<b>11</b>	<b>Estimated Net Operating Deficit</b> <i>(Line 8 minus Line 10)</i>	\$ 55,755
	<b>12</b>	<b>Unrestricted Federal Funds</b> <i>(Enter from Page 6)</i>	\$ 382
	<b>13</b>	<b>Section 5311 Federal Funds Requested</b> <span style="float: right;"><i>50% of Line 11 (This amount enters on Page 1, Part VIII)</i></span>	\$ 27,877
	<b>14</b>	<b>Remaining Net Deficit</b> <i>(Line 11 minus Line 13)</i>	\$ 27,878
<b>State Reimbursement Calculation</b>	<b>15</b>	<b>Project Income</b> <i>(Same as Line 9)</i>	\$ 11,850
	<b>16</b>	<b>Federal Contribution</b> <i>(Enter Totals of Line 12 and 13)</i>	\$ 28,259
	<b>17</b>	<b>Total</b> <i>(Add Lines 15 and 16)</i>	\$ 40,109
	<b>18</b>	<b>Net Eligible Operating Deficit</b> <i>(Line 8 minus Line 17)</i>	\$ 27,496
	<b>19</b>	<b>State Funds Requested</b> <span style="float: right;"><i>50% of Line 18 (This amount enters in Page 1, Part VIII)</i></span>	\$ 13,748
	<b>20</b>	<b>Local Matching Funds</b> <i>Identify Source in Section 5 (Line 18 minus Line 19)</i>	\$ 13,748

**RESOLUTION NO. 2010-22**

**A RESOLUTION AUTHORIZING CITY ADMINISTRATOR TO APPLY FOR NEBRASKA PUBLIC TRANSPORTATION ACT FUNDS.**

WHEREAS, there are FFY 2010 federal funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Act Funds; and

WHEREAS, the City of Wayne desires to apply for said funds to be used to provide transportation in the City of Wayne with special emphasis on meeting the needs of elderly and handicapped persons.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the City Administrator is authorized to apply for the above-mentioned funds and that said funds will be used for the City of Wayne's transportation operations in the FY 2010-2011 Application for Public Transportation Assistance.

PASSED AND APPROVED this 6<sup>th</sup> day of April, 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_  
City Attorney

ORDINANCE NO. 2010-4

AN ORDINANCE AMENDING THE WAYNE MUNICIPAL CODE BY AMENDING SECTION 18-84 DUTIES OF THE BUILDING INSPECTOR; TO PROVIDE FOR THE REPEAL OF CONFLICTING SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE

BE IT ORDAINED by the Mayor and Council of the City of Wayne, Nebraska:

Section 1. That Chapter 18, Article III, Section 18-84 of the Wayne Municipal Code is hereby amended to read as follows:

(a) The building inspector shall examine or cause to be examined all electrical installations for which a permit has been issued.

(b) **A State Electrical Permit is required for any electrical work performed within the city limits and within the city's two-mile zoning jurisdiction; this includes an owner of property who resides at the principal dwelling more than 51% of the time. The State Electrical Inspector will conduct all electrical inspections, including remodels and additions for residential structures and any electrical work performed by the owner of the property who resides at the residence more than 51% of the time.** The building inspector shall not be required to make inspections on any electrical installations that are required to be inspected by state or federal authorities.

**(1) An owner of a property may perform electrical work on his or her principal residence where they reside more than 51% of the time, if such residence is not larger than a single-family dwelling, or farm property, excluding commercial or industrial installations in public-use buildings or facilities. The owner of the property does not need to be licensed by the State of Nebraska Electrical Division to perform such work. However the owner of the property may not perform electrical work on a relative's residence, their rental property or their recreational properties. If the owner of a property is purchasing a home or is presently building a home for their principal residence, the owner may not perform any electrical work.**

(c) The building inspector **or State Electrical Inspector** is authorized to examine or cause to be examined any electrical equipment or wiring within or on any building or premises. If such is found to be defective, or not in compliance with accepted standards of construction for safety to life and property, based upon minimum standards set forth in the National Electrical Code, or in any improper operating condition so as to constitute a danger to human life or a hazard to the public health, safety and welfare, the building inspector shall give written notice to the owner of such building or premises, stating the deficiencies found to exist and the date by which these deficiencies must be corrected. Such notice shall be served personally or mailed by United States mail upon the owner at his last known address and upon the electrician making the installation.

(d) The building inspector is vested with the authority to condemn and disconnect or order the electric utility supplier to disconnect the electrical service to any building or premises where such deficiencies in electrical equipment or wiring have not been corrected within the time specified by such notice duly served upon the owner, or in cases of emergency where the name is

necessary for the protection of life, limb, or property; and is further authorized to order the electric utility supplier to disconnect service to any building or premises

Section 2. All Ordinances or parts of Ordinances in conflict herewith are repealed.

Section 3. This Ordinance shall be in full force and effect after the passage, approval, and publication as provided by law.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_  
City Attorney

**CITY OF WAYNE  
INTEROFFICE MEMORANDUM**

**TO:** Mr. Lowell Johnson, City Administrator  
Mayor Lois Shelton  
City Council Members

**FROM:** Lance Webster, Chief of Police

**SUBJECT:** E911 wired and wireless funding

**DATE:** March 30, 2010

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The intent of this memo is to bring all of you up to date on the funding mechanisms affecting the operation of our Enhanced 911 Dispatch Center. The most significant change is the fact that the Nebraska Public Service Commission will soon be returning cellular telephone 911 surcharge fees back to local Public Service Answering Points (PSAPs) such as our dispatch center.

We began collecting 911 surcharge fees on telephone lines in the early 1990's. This money was used to implement our Enhanced 911 telephone system. The Enhanced feature of 911 allows the dispatcher to see both the caller ID and the address of the subscriber's phone. This allows our dispatchers to send help or call back dropped 911 calls. We now charge a \$1.00 per phone line E911 surcharge.

Our E911 surcharge fee generates over \$30,000 per year. These monies are used to support our E911 center and have significant restrictions on their use. Any use of this money must be directly related to the dispatch center.

We have seen a decline in wired 911 surcharge revenue, from a high of over \$35,000 in 2001/2002 to our current level of \$30,713.00 in 2008/2009. More and more people are dropping their wired phone and are using cellular telephones as their primary point of telephonic contact.

As our wired 911 surcharge revenues have continued to drop the Nebraska Public Service Commission has collected 911 surcharges on all cellular telephones in Nebraska. We are seeing well over 50% of our 911 calls now coming from cell phones. Dispatcher Kathy Prince estimated today that we receive ten cell phone 911 calls for every one wired 911 call.

Because of the societal shift from wired telephone service to cellular phone service the Public Service Commission has finally realized that each PSAP needs some of the money generated by cellular 911 surcharge fees.

We are in the process of finalizing Phase II Wireless 911 which gives us the ability to GPS or triangulate the location a wireless 911 call is being made from. We have recently installed almost \$85,000 in wireless 911 equipment & mapping software to complete the Phase II Wireless 911 transition. The Nebraska Public Service Commission paid for all of our communications upgrades.

Because Phase II Wireless 911 is now being implemented the Public Service Commission has now allocated \$23,830.00 to the Wayne Police Department for continued maintenance and replacement of wireless 911 equipment. These funds are very restricted in how they may be used but this funding will be very helpful to our overall financial picture as it relates to our communication system.