

**MINUTES
CITY COUNCIL MEETING
July 6, 2010**

The Wayne City Council met in regular session at City Hall on Tuesday, July 6, 2010, at 5:30 o'clock P.M. Mayor Lois Shelton called the meeting to order with the following in attendance: Councilmembers Brian Frevert, Jon Haase, Dale Alexander, Doug Sturm, and Kaki Ley; City Attorney Mike Pieper; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Councilmembers Jim Van Delden, Kathy Berry and Ken Chamberlain.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on June 24, 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 Sturm made a motion and seconded by Councilmember Frevert, whereas the Clerk has prepared copies of the Minutes of the meeting of June 15, 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.

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

The following claims were presented to Council for their approval:

VARIOUS FUNDS: AMAZON, SU, 223.21; AMERITAS, RE, 2158.14; APPEARA, SE, 162.48; AS CENTRAL SERVICES, SE, 448.00; BANK FIRST, FE, 210.00; BATTERIES AMERICA, SU, 252.20; BAUER UNDERGROUND, SE, 10304.00; CITY EMPLOYEE, RE, 168.06; BIG T ENTERPRISES, SU, 783.80; CITY EMPLOYEE, RE, 844.78; BLACK HILLS ENERGY, SE, 2271.37; BOMGAARS, SU, 753.56; CITY EMPLOYEE, RE, 1689.47; BROWN SUPPLY, SU, 216.41; CENTRAL STATES GROUP, SU, 82.93; CITY OF NORFOLK, SE, 308.90; CITY OF WAYNE, RE, 300.00; CITY OF WAYNE, RE, 2000.00; CITY OF WAYNE, RE, 50.00; CITY OF WAYNE,

RE, 500.00; CITY OF WAYNE, RE, 285.95; CITY OF WAYNE, PY, 65747.04; CITY OF WAYNE. RE, 100.00; CITY OF WAYNE, RE, 199.57; COMMUNITY HEALTH CHARITIES, RE, 4.00; COMPRESSION SYSTEMS, SE, 11242.03; COVENTRY HEALTH, SE, 19107.08; CREDIT BUREAU SERVICES, SE, 390.00; CUSTOMER SOLUTIONS NETWORK, FE, 75.00; DANKO EMERGENCY EQUIPMENT, SU, 356.00; DE LAGE LANDEN FINANCIAL, SE, 77.00; CITY EMPLOYEE, RE, 1099.72; DUTTON-LAINSON, SU, 182.76; ECHO GROUP, SU, 320.13; EGAN SUPPLY, SE, 1530.03; EISCHEID ARTIFICIAL RAIN, SE, 40.00; ELECTRIC FIXTURE, SU, 725.91; ELKHORN VALLEY, SE, 30000.00; ELLIS PLUMBING & HEATING, SE, 129.46; ERIC NIELSEN, RE, 500.00; FARMERS & MERCHANTS, RE, 500000.00; FASTENAL CO, SU, 94.86; FIRST CONCORD GROUP, SE, 3824.78; FLETCHER FARM SERVICE, SU, 50.00; FLOOR MAINTENANCE, SU, 528.91; FORT DEARBORN LIFE, SE, 106.64; FREDRICKSON OIL, SU, 1002.35; GAYLORD BROS, SU, 28.18; GEMPLER'S INC, SU, 125.75; GERHOLD CONCRETE, SU, 1779.72; GILL HAULING, SE, 133.00; GODFATHER PIZZA, SU, 56.00; CITY EMPLOYEE, RE, 112.18; HAMPTON INN -GRAND ISLAND, SE, 109.00; HAUFF MID-AMERICAN SPORTS, SU, 43.00; HAWKINS, SU, 679.00; HEARTLAND STAINLESS, SU, 2.56; CITY EMPLOYEE, RE, 11.12; HOLIDAY INN OF KEARNEY, SE, 291.80; ICMA, RE, 5644.64; IRS, TX, 20445.11; JACK'S UNIFORMS, SU, 28.94; JASON CAROLLO, SE, 25.00; JEO CONSULTING GROUP, SE, 21601.00; KORY LESEBERG, RE, 391.00; L.G. EVERIST, SU, 507.38; LEAGUE OF NEBRASKA MUN., FE, 1104.00; LIBERAL GASKET MFG , SU, 104.39; CITY EMPLOYEE, RE, 106.11; MERCY MEDICAL CLINIC, SE, 26.00; MID-STATE ENGINEERING, SE, 132.50; MID-SUMMER CLASSIC, FE, 150.00; MIDLAND COMPUTER, SE, 1757.25; MUNICIPAL SERVICE, SU, 395.34; N.E. NEB ECONOMIC DEV DIS, SE, 1483.00; NE AIR FILTER, SU, 450.61; NE CODE OFFICIAL ASSOC., FE, 150.00; NE DEPT OF ENVIRONMENTAL, FE, 20.00; NE DEPT OF REVENUE, TX, 2957.35; NE NEB INS AGENCY, SE, 59126.00; NELEIN, SE, 650.00; NEXIC, SE, 426.00; NMPP ENERGY, FE, 509.25; NORTHEAST EQUIPMENT, SE, 57.55; N.E. NE AMERICAN RED CROSS, RE, 59.24; NNPPD, SE, 2446.56; NWEA, FE, 55.00; OVERHEAD DOOR COMPANY, SU, 1215.00; CITY EMPLOYEE, RE, 58.50; PIEPER, MILLER & DAHL, SE, 2137.00; PITNEY BOWES, SE, 648.00; POLLARD PUMPING, SE, 155.00; PUSH-PEDAL-PULL, RE, 280.32; QUILL, SU, 246.16; QWEST, SE, 427.95; QWEST, SE, 185.35; ROBERT WOehler & SONS, SE, 20944.95; SD MEYERS, SE, 2634.00; SKARSHAUG TESTING LAB, SE, 102.89; STATE FARM INSURANCE, SE, 425.00; STATE NATIONAL BANK, RE, 1500000.00; STATE NATIONAL BANK, RE, 98.67; STEVE HARRIS CONSTRUCTION, SE, 22358.44; THE PENWORTHY COMPANY, SU, 288.22; TOM'S BODY & PAINT SHOP, SE, 1119.30; CITY EMPLOYEE, RE, 68.30; TYLER TECHNOLOGIES, SE, 1777.00; ULTRA PLASTIC PRINTING, SU, 370.00; UNITED WAY, RE, 32.32; US BANK, SE, 2621.40; VAN DIEST SUPPLY, SU, 87.42; VERIZON, SE, 578.02; VIAERO, SE, 138.70; VOSS LIGHTING, SU, 123.96; WAED, RE, 6383.33; WAYNE COUNTY CLERK, SE, 526.47; WAYNE COUNTY COURT, RE, 600.00; WAYNE GRAIN & FEED, SE, 122.00; WAYNE STATE COLLEGE, RE, 2500.00; CITY EMPLOYEE, RE, 704.39; WESCO, SU, 420.68; WHELEN ENGINEERING, SU, 24.75; WINNING FINISH, SE, 90.00; Y & Y LAWN SERVICE,

SE, 57.00; CITY EMPLOYEE, RE, 334.77; ADVANCED CONSULTING, SE, 806.25; CITY OF WAYNE, SE, 1564.00; BARONE SECURITY SYSTEMS, SE, 1044.00; BROWN SUPPLY, SU, 1055.27; CITY EMPLOYEE, RE, 1800.12; CITY OF WAYNE, RE, 967.82; COPY WRITE PUBLISHING, SU, 151.84; EASYPERMIT POSTAGE, SU, 1643.80; ECHO GROUP, SU, 158.00; ELECTRIC FIXTURE, SU, 27.49; FREDRICKSON OIL, SU, 473.88; GERHOLD CONCRETE, SU, 222.75; GILL HAULING, SE, 3083.30; GREAT PLAINS ONE-CALL, SE, 96.60; CITY OF WAYNE, RE, 4397.00; HARDING & SCHULTZ, SE, 4385.17; HEIKES AUTOMOTIVE, SE, 47.93; HOBBY LOBBY, SU, 109.31; CITY OF WAYNE, RE, 3673.00; CITY EMPLOYEE, RE, 508.08; KELLY SUPPLY, SU, 196.82; KRIZ-DAVIS, SU, 51.87; KTCH, SE, 605.00; LANGEMEIER, WAYNE, SE, 100.00; CITY EMPLOYEE, RE, 406.23; LP GILL, SE, 8021.58; CITY OF WAYNE, RE, 10000.00; NNPPD, SE, 10487.80; OLSSON ASSOCIATES, SE, 12188.79; PLUNKETT'S PEST CONTROL, SE, 93.60; QUALITY 1 GRAPHICS, SE, 20.00; QWEST, SE, 1206.18; S & S WILLERS, SU, 193.38; SIEMENS WATER TECHNOLOGIES, SU, 780.00; STALP GRAVEL, SU, 787.70; WASTE CONNECTIONS, SE, 78.00; WATERLINK, SE, 1053.42; WAED, RE, 6383.33; WAYNE COUNTY CLERK, SE, 11.00; WAYNE HERALD, SE, 1522.39; WAYNE STATE COLLEGE, RE, 200.00; WAYNE VETERINARY CLINIC, SE, 98.00; WAPA, SE, 31979.60

Councilmember Sturm made a motion and seconded by Councilmember Frevert 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.

Wes Blecke, Director of Wayne Area Economic Development, and representing the LB 840 Advisory Committee gave a report on the progress of the economic development plan and the status of projects and funding. The only changes that have taken place since January are: \$75,000 grant to the Wayne Veterans Memorial Project

and a \$2,500 grant to the Farmers Market & Community Garden Project. Voters approved \$3.2 million dollars to be collected and used for economic development over 15 years. Of that \$3.2 million dollars, \$736,000 has been committed or disbursed, which is 23% of the total funds possible. At this time, applications for this program have slowed down considerably.

Roger Protzman, engineer with JEO Consulting Group, reviewed the bids that were received on the 2009-2010 Wastewater Treatment Facility Improvements Phase I Project. The City received 7 bids for the construction of the mechanical wastewater treatment facility. The bids ranged from \$5,133,000 to \$5,998,000. The low bidder was Eriksen Construction of Blair, Nebraska, with a bid of \$5,133,000. Their bid documents are in order and they found no irregularities. All bids were below JEO's cost estimate of \$6,000,000, as presented at the May 18th Council meeting. The bid received from Eriksen Construction did include alternate deductive pricing, and after conferring with city staff, they are recommending the City accept the bid with the following alternative deductive item: Submersible Lift Pumps – ABS in the amount of \$34,230. This then lowers the bid from Eriksen Construction to \$5,098,770. Eriksen Construction has completed a number of projects satisfactorily for JEO clients, and they find no reason to withhold award to Eriksen Construction in the amount of \$5,098,770. Mr. Protzman advised the Council that their motion for approval should be contingent upon DEQ approval of the contract documents and should so be documented in the minutes.

Councilmember Sturm introduced Resolution No. 2010-41 and moved for its approval, subject to the same being contingent upon DEQ's approval of the contract documents; Councilmember Frevert seconded.

RESOLUTION NO. 2010-41

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE “2009-2010 WASTEWATER TREATMENT FACILITY IMPROVEMENTS PROJECT.”

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 approve the agreement with Aquarius which provides for a two-year warranty period on the wastewater treatment plant system.

Mr. Protzman advised the Council that Aquarius offered the City a performance guarantee. They reviewed the guarantee and added some additional language to it that they thought would be in the City’s best interest. They requested a two-year guarantee on all of their parts and materials which is beyond what the contractor would provide which is a one-year guarantee. The warranty period would start when the system reaches equilibrium. The purpose of the agreement is should there be a problem, the manufacturer will provide remedies to correct those problems identified in their treatment system. He noted when the crossover takes place, the treatment plant will probably be out of compliance for a month. When starting up a new plant, you usually receive a “grace” or “forgiveness” the first 1-2 months for being out of compliance.

Councilmember Ley introduced Resolution No. 2010-42 and moved for its approval; Councilmember Sturm seconded.

RESOLUTION NO. 2010-42

A RESOLUTION APPROVING AQUARIUS TECHNOLOGIES, INC., MSABP PROCESS PERFORMANCE GUARANTEE AGREEMENT.

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

Dr. Ken Liska and George Phelps, representing the Wayne Kiwanis Club, were present requesting Council consideration to allowing them to build and help maintain a school bus stop shelter for children in the vicinity of Sunnyview Park. They will be applying for a grant in the amount of \$6-7,000 to help cover the cost of this project. A “Kiwanis” sign will be placed on the shelter.

The Kiwanis Club is one of several in Wayne that target projects to benefit children. This proposal would be designed and built locally by Heritage Industries and installed in a location approved by city staff at the school bus stop at 10th Street and Providence Road.

Councilmember Ley made a motion and seconded by Councilmember Sturm approving the request of the Wayne Kiwanis Club to build and help maintain a school bus stop shelter for children in the vicinity of Sunnyview Park. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Shelton declared the time was at hand for the public hearing to consider the Planning Commission’s recommendation in regard to amending Section 74-102 (a) Administrative Subdivisions, by allowing for up to two administrative subdivision replats for the same tract of land. The applicant is the City of Wayne.

Joel Hansen, Building Inspector/Planner/Cert. Street Supt. was present and stated that the Planning Commission held a public hearing on June 7, 2010, on this matter. Doing a lot split or swapping/exchanging small parcels of land is very cumbersome (e.g. applicant must go through two public hearings, the cost, etc.). The recommendation from

staff is to give the zoning administrator the authority to approve two administrative subdivision replats. At this time, the zoning administrator has the authority to approve only one administrative subdivision replat. The Planning Commission wanted to allow up to three administrative subdivision replats by the zoning administrator, but they did not feel comfortable making that recommendation since their public hearing notice did not specify it that way.

Attorney Pieper stated as you continue to subdivide, the descriptions of that property get more and more particular and makes it a little more difficult for both the assessment records and anybody searching those records as you continue to pile on a replat after replat. That is potentially one reason why there shouldn't be an unlimited amount of lot splits.

City Clerk McGuire had not received any comments for or against this public hearing.

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

Councilmember Sturm introduced Ordinance 2010-13, and moved for approval thereof; Councilmember Ley seconded.

ORDINANCE NO. 2010-13

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 74, ARTICLE III, BY AMENDING SECTION 74-102 ADMINISTRATIVE SUBDIVISION; TO PROVIDE FOR THE REPEAL OF CONFLICTING SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Mayor Shelton 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 Shelton declared the time was at hand for the public hearing to consider the Planning Commission's recommendation in regard to amending Section 90-203 Permitted Accessory Uses and Structures; Section 90-233 Permitted Accessory Uses and Structures; Section 90-263 Permitted Accessory Uses and Structures; Section 90-293 Permitted Accessory Uses and Structures; Section 90-313 Permitted Accessory Uses and Structures; and Section 90-703 Accessory Uses, to Allow for an Adjustment in the Maximum Building Size and Total Area of Accessory Structures on a Lot. The applicant is the City of Wayne.

Joel Hansen, Building Inspector/Planner/Cert. Street Supt. was present and stated that the Planning Commission held a public hearing on June 7, 2010, on this matter. The sections of the Code that these amendments pertain to are in the R zones. At the current time, we have a limit of 1,064 sq. ft. for an accessory structure (28'x38' building). There are some property owners in outlying areas of Wayne that have large lots, some of which are over 1 acre in size. He has received inquiries from property owners who have large lots that want to build larger accessory buildings than the code permits. After researching the matter, he made a recommendation to the Planning Commission to consider allowing a property owner to put up a building whose size/dimension is up to 7% of the lot size, but not more than 3,000 sq. ft, which is a 50'x60' building. This would allow some flexibility for those property owners who have larger lots. The Planning Commission approved this recommendation for Council consideration.

City Clerk McGuire had not received any comments for or against this public hearing.

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

Councilmember Ley introduced Ordinance 2010-14, and moved for approval thereof; Councilmember Sturm seconded.

ORDINANCE NO. 2010-14

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE I, ARTICLE IV, ARTICLE V, AND ARTICLE VIII, BY AMENDING SECTIONS 90-203, 90-233, 90-263, 90-293, 90-313, AND 90-703 REGARDING ACCESSORY USES.

Mayor Shelton 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 Sturm introduced Ordinance 2010-12, and moved for approval of the second reading thereof; Councilmember Alexander seconded.

ORDINANCE NO. 2010-12

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 2, ARTICLE IV, BY ADDING DIVISION 8 BOARD OF APPEALS; TO PROVIDE FOR THE REPEAL OF CONFLICTING SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Mayor Shelton 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.

Joel Hansen, Building Inspector/Planner/Cert. Street Supt. stated the following Ordinance would amend the zoning map to go from an arc system to a straight-line system. This is the same action Council took a couple of meetings ago where it was done by resolution. After some research, staff found that the same should have been approved by ordinance.

Councilmember Ley introduced Ordinance 2010-15, and moved for approval thereof; Councilmember Alexander seconded.

ORDINANCE NO. 2010-15

AN ORDINANCE AMENDING THE ZONING MAP BY CHANGING THE EXTRATERRITORIAL JURISDICTION FROM AN ARC SYSTEM TO A STRAIGHT LINE SYSTEM.

Mayor Shelton 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 Chamberlain arrived at 6:35 p.m.

Councilmember Sturm introduced Resolution No. 2010-43 and moved for its approval; Councilmember Alexander seconded.

RESOLUTION NO. 2010-43

A RESOLUTION ADOPTING OFFICIAL ZONING MAP.

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

Garry Poutre, Supt. of Public Works and Utilities, was present and advised the Council that they received two bids for a commercial front deck mower. The bid proposal from Dinkel Equipment did not meet bid specs. Therefore, staff recommendation is to accept the bid of and award the contract to Northeast Equipment for a John Deere commercial front deck mower in the amount of \$17,700. The City crews mow 79.7 acres. This particular mower is a 4-wheel drive mower with dual front wheels for stability and is replacing the 1999 Ranson mower. In addition, this mower will have a roll bar which is needed for safety on some of the steep slopes that they mow.

None of the other mowers have a roll bar. The cost of the mower will be split between the Water/Wastewater Department and the Parks Department. The trade-in value last year for the 1999 Ranson mower was \$2,500. This mower will continue to be used to mow flat ground.

Todd Hoeman and Lowell Heggemeyer of the Public Works Department were present to answer questions.

Councilmember Sturm introduced Resolution No. 2010-44 and moved for its approval; Councilmember Alexander seconded.

RESOLUTION NO. 2010-44

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE PURCHASE OF A COMMERCIAL FRONT DECK MOWER.

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

Garry Poutre, Supt. of Public Works & Utilities, along with City Administrator Johnson, gave a report on the proposed changes that will take place in recycling collection at the transfer station beginning July 31st. Waste Connections has advised the City that they are going to have curbside recycling beginning August 1st and will no longer be operating recycling at the transfer station. We will not have any interruption of services at the transfer station. Staff met with Gill Hauling today, and they have assured us that they will provide for the recycling, and if they do not, then the city will continue to accept all of the recycling that we do now.

Joel Hansen, Building Inspector/Planner/Cert. Street Supt., requested Council consideration to open Tomar Drive and East 4th Street to public use and establish a road across the east end of the rugby fields to connect the summer sports complex. Asphalt

millings from the airport project will be used to establish this road. If the Bencoter Subdivision doesn't have a concrete street in place when the airport project begins, then the asphalt millings can be put down to create a temporary road base to get down to the summer sports complex. Then, once the Bencoter Subdivision is ready to be developed, the asphalt millings can be removed and then replaced with a concrete street.

Councilmember Ley made a motion and seconded by Councilmember Sturm approving the request to open Tomar Drive and E. 4th Street to public use and establish a road across the east end of the rugby fields to connect to the summer sports complex. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Administrator Johnson stated a pay request has been received from Robert Woehler & Sons Construction in the amount of \$18,173.71 for the Muhs Acres Water Main Extension Project. The engineer on the project has approved the same.

Councilmember Sturm made a motion and seconded by Councilmember Chamberlain approving Certificate of Payment No. 3 for the Muhs Acres Water Main Extension Project in the amount of \$18,173.71 to Robert Woehler & Sons Construction. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Administrator Johnson stated a pay request has been received from Gana Trucking & Excavating in the amount of \$8,756.82 for the Former Kardell Landfill project. The engineer on the project has approved the same.

Councilmember Alexander made a motion and seconded by Councilmember Sturm approving Contractor's Pay Estimate No. 2 for the Former Kardell Landfill Project

in the amount of \$8,756.82 to Gana Trucking & Excavating. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Administrator Johnson stated a change order request (final) has been received on the Wayne Booster Pump Station 2009 Project. This change order adds the SRF Federal Assurance Requirements to the contract documents.

Councilmember Chamberlain made a motion and seconded by Councilmember Alexander approving Change Order No. 2 (Final) which would add the SRF Federal Assurance Requirements to the contract documents. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Joel Hansen, Building Inspector/Planner/Cert. Street Supt., stated the “Former Kardell Landfill Stream Restoration Project” was completed on May 14th. He showed a photo of the rock rip rap and initial seeding on the slope/bank of the Logan Creek. After the heavy rains, the water took out the bottom half of the seeded mat on the slope/bank and it got rid of the silt fence (photo also shown). We need to reestablish the silt fence and repair the rest of the project. The rock rip rap stayed in place. One request will be to approve reinstalling the silt fence, and the second request will be to accept Option B which would put rock rip rap on the entire length of the project.

Councilmember Chamberlain made a motion and seconded by Councilmember Haase approving a Change Order for Gana Trucking & Excavating to reinstall silt fence in the “Former Kardell Landfill Stream Restoration Project.” Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Ley made a motion and seconded by Councilmember Chamberlain approving a Change Order for Gana Trucking & Excavating to accept

Option B to put rock rip rap on the entire length of the “Former Kardell Landfill Stream Restoration Project” in the amount of \$44,429.67. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Joel Hansen, Building Inspector/Planner/Cert. Street Supt., stated that Knife River will be doing an asphalt overlay project in Wayne. Recommendation is to approve a change order to put asphalt overlay on E. 12th Street between Schreiner Drive and Walnut Street which is internal to and on the WSC campus for \$6,248.55. Wayne State College rejected acceptance of this one-half block of street from the City in 2008 unless the City repaved it first. After this is done, the City might want to approach the College again to see if they would be willing to take over the street. Asphalt overlay typically gives you an extra 7-10 years of life on your streets. We got almost 30 years of life on the 10th Street asphalt overlay.

Councilmember Ley made a motion and seconded by Councilmember Sturm approving a Change Order for Knife River for work being done on E. 12th Street between Schreiner Drive and Walnut Street in the amount of \$6,248.55. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Alexander made a motion and seconded by Councilmember Ley 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 7:08 p.m.