

**AGENDA
CITY COUNCIL MEETING
December 7, 2010**

5:30 Call to Order

- 1. Approval of Minutes – November 16, 2010 and November 23, 2010**
- 2. Approval of Claims**
- 3. Action on Claim of Timothy Krupicka in the amount of \$1,651.33**

Background: This claim is the result of a minor collision last December between Tim and one of our city employees clearing streets with a snowplow. This claim was submitted to EMC, the City's insurance carrier. EMC denied the claim, citing joint responsibility for the accident. No one was injured. Tim has now submitted this claim directly to the City for payment.

Recommendation: There is no staff recommendation. In the past, when our insurance carrier has denied a claim, the Council has taken matching action.

- 4. Action on Claim Submitted by Matthew and Melissa Eiseheid in the Amount of \$1,311.25 for Additional Work and Costs Incurred on Lot 12, Fairway Estates Subdivision**

Background: This claim is the result of extra construction costs incurred by the contractor at this site when installing a sewer line for a new house. The contractor relied on the City's "As Built" construction drawings to locate the sewer extension installed by the 2005 City of Wayne Fairway Estates Utility Extension District. After extensive exploratory digging, the sewer extension to the property was not found in or near the location shown on the "As Built" drawing, the hole was abandoned, filled and re-compacted, and an alternative sewer service line was routed to a nearby sewer manhole.

Recommendation: The "As Built" drawings are a part of the product of the completed utility extension district completed by the City and are to be relied upon by property owners of the lots to access the underground utility system. The recommendation of the City Administrator and concurrence of the Supt. of Public Works and Utilities is to approve payment of the claim as presented and seek reimbursement from the contractor or engineering firm.

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.

5. [Update by Legal Counsel on City’s Response to NEOC Charges brought by Lieutenant Phil Shear and Police Chief Lance Webster](#)

Background: A discrimination claim has been filed by each of these officers against the City of Wayne. Our insurance carrier, Employers Mutual, has assigned an attorney to represent the City against both charges and has taken over the defense of these cases. Randy Goyette, with Baylor Evnen Law Firm, will be at the meeting to discuss the process of these cases with the Council.

6. [State of the City Speech — Lois Shelton, Mayor](#)

Background: Mayor Shelton didn’t run for re-election and has some reporting and thoughts on the progress in the community during the past six years.

7. [Adjourn Sine Die](#)

Background: This statutory action ends the terms of the Mayor and Councilmembers that were not re-elected for another term.

8. [Swearing in of Newly Elected Mayor](#)

Background: This statutory action by District Judge Robert Ensz carries out the directive of the voters in the last election.

9. [Swearing in of Newly Elected Council Members](#)

Background: This action by District Judge Robert Ensz carries out the directive of the voters in the last election.

10. [Select President of Council](#)

Background: This action elects a Council President to preside and carry out the actions of the Mayor in the absence of the Mayor.

11. [Reconvene](#)

12. [Presentation of Dedication of Service Plaque to Outgoing Mayor](#)

13. [Action to Accept Declination/Refusal to Serve Notice by Stephanie Hansen – 4th Ward](#)

Background: This action is required by State Statute to acknowledge the official notice of any person elected that is unable to fill the term of the office.

14. [Action on Declaring Notice of Vacancy in Ward Four and Authorizing City Clerk to Publish Notice](#)

Background: This action is required by State Statute any time a vacancy exists.

15. [Action on a Recommendation from the Citizens Economic Development Advisory Committee for an LB840 Economic Development Loan in the Amount of \\$10,000 \(0% Loan for 10 years\) for Wayne Music](#)

[Boosters to Assist with Purchasing New Band Uniforms for the Wayne High School Band](#)

Background: Action on this agenda item was tabled at the last Council meeting and will come to the floor again at this meeting.

Recommendation: The recommendation of the LB840 Citizens Economic Development Advisory Committee is as described above. The recommendation of the City Administrator and Finance Director is to not approve a request for grant funding. The band uniform project is needed, the school music program is excellent, and the LB840 Economic Development Program has been successful at business growth, but we feel the “fit” of these two programs is weak, and it has not yet been determined, in Council deliberations, how to differentiate this request from potential future similar requests that would use funding that may be needed for more direct business development projects.

16. [Resolution 2010-92: Accepting/Approving Proposal from GIS Workshop to Convert CAD System to ESRI](#)

Background: In 1998, the City of Wayne hired Eisenbraun & Associates from Yankton to collect all of the physical city utility system data, streets, alley right-of-ways, and private lot boundaries and load that data onto a CAD system map to put all of the information into one place where it can be easily accessed and managed. In addition, an aerial photo of the City was taken with visible yellow GPS points laid out on the ground, so that those GPS points on the photo could be orthometrically adjusted to match the same points on the CAD system map. The GPS locations of sewer manholes, manhole depths, curb stops, fire hydrants, etc., were also determined and shown on the CAD system map. The aerial photo maps with lot lines and utility detail that we provide to the Mayor, Council, Planning Commission, project committees and city staff are generated from our existing CAD system. The process of isolating the right detail layers and the desired section of the photo for a specific area with our current CAD system is a little clumsy, and it is more difficult to upload new information into the CAD system as we complete projects and the city grows.

The contract cost to convert our system from CAD to ESRI in GIS is \$36,500, and the annual maintenance cost is \$4,000. Funding in the current budget is available to do this. The reason we recommend moving forward with this project is to make better use of the information we already have. We currently have a lot of detailed information about our streets and utilities loaded into the AutoCAD system. The system is hard to use to extract meaningful data out of and is difficult to upgrade and maintain. The GIS system, as proposed, will allow for many employees/users to be able to extract meaningful data and queries out of our own utility information and add data we have not been able to add before. This conversion will allow more people to use more data on an easier basis. GIS is able to integrate utility and any other type of information with spatial maps much easier and much more seamlessly than CAD can.

Attachments: Attached is the contract from GIS Workshop out of Lincoln to convert our existing CAD data into a GIS format. Brian Kesting and Joel Hansen have interviewed other firms that do these conversions from CAD to GIS and visited communities that have hired these firms. The firm Joel and Brian selected is GIS-

Workshop, a Lincoln, Nebraska firm, that has consistently provided the best and most accurate finished product.

Recommendation: The recommendation of Brian Kesting, our IT Technology Support Specialist, and Joel Hansen our Zoning Administrator and Building Code Official is to hire GIS Workshop under the proposed contract to complete the scope of work needed to do the conversion to GIS.

17. [Discussion and Recommendation to Amend Sections of the Wayne Municipal Code Regarding Building Codes — Joel Hansen, Building Inspector](#)

Background: Based on our City Ordinances, we have been operating under the 2009 International Codes. On January 1, 2011, we will have to require sprinklers in residential structures if we do not amend our current code.

After some research, I found that our interlocal agreement with the City of Norfolk states that we will adopt the 2006 International Building Code, the 2006 International Plumbing Code, the 2006 International Mechanical Code, the 2006 International Residential Code, and the 2006 International Property Maintenance Code prior to the execution of the agreement. It then states Wayne shall also adopt the same revisions or editions, as nearly as possible, considering the statutory differences between the respective parties.

Joel has discussed this issue with Steve Nordhues, who is also President of the Nebraska Code Officials Association, as well as the Norfolk Inspector, and he recommends we go back and adopt the 2006 Codes for the following reasons:

1) Adopting the International Codes as we did with the Ordinance in 2007 to reflect adoption of future codes upon their being published may be unconstitutional. The State Legislature took this approach in 2000, and the Attorney General has been asked to provide an opinion on the issue. If it is deemed to be unconstitutional and the Legislature doesn't adopt a newer version, we may all have to revert back to the last codes adopted by the State by specific reference, which were the 2000 codes. The thought is that the State of Nebraska is supposed to determine the codes to be required, and they have abdicated that responsibility to the ICC by allowing them to publish new requirements without the State reviewing and approving any of the changes.

2) The Legislature will most likely have a heated debate during this session on whether or not to adopt the 2009 codes due to the sprinkler requirement. There is some discussion on whether they will even allow jurisdictions to adopt the codes without adopting the sprinkler requirements as well. The Nebraska Homeowners Association and various fire protection groups are at odds on this issue, so it is difficult to know where the debate will end.

Thus, I recommend we ask the Council to go back and approve the ordinances which adopted the 2006 codes without the reference to adopting newer versions on January 1st after the calendar year in which they were published.

18. [Resolution 2010-93: Accepting Bid and Awarding Contract on the “Kardell Sanitary Sewer Improvement Wayne, NE -2010 Project:”](#)

Background: This project will connect the Industrial Road sewer main and manhole to the existing city sewer main that comes in from Vintage Hills along North Centennial Road. We will install a lift station at the intersection of Industrial Road and the old railroad ROW and build a 4" force main from there to a manhole behind the existing Kardell farmstead.

The project will be paid for like the Vintage Hills II lift station and force main was by using sewer department funds to build it and then charging the assessment equivalent as a hook-up fee to future sewer customers as they connect their businesses to the sewer line. This project and the Industrial Road sewer main are installed deep enough to extend future gravity flow sewer main service south across Highway 35 and west along Chief's Way.

Recommendation: Seven bids were received for this project, ranging from \$206,872 to \$134,983.85. The recommendation of Olsson Associates, the project engineer, and the Supt. of Public Works and Utilities is to accept the bid of \$134,983.85 from Mark Albenesius and award him the contract to build the project in 2011.

19. [Resolution 2010-94: Authorizing Chief Elected Official to Request CDBG Funds](#)

Background: The guidelines of the Community Development Block Grant Program require Council action to authorize the new Mayor to sign all CDBG documents on behalf of the City of Wayne.

20. [Resolution 2010-95: Authorizing Chief Elected Official to Sign Documents on Behalf of the City for Funds with the State National Bank and Trust Company of Wayne](#)

Background: Council action is needed to authorize the new Mayor to sign checks drawn on City of Wayne accounts on behalf of the City of Wayne.

21. [Action on Pay Application No. 3 in the Amount of \\$203,785.92 to M.E. Collins Contracting Co., Inc. for the 2010 Downtown Sidewalk Replacement Project](#)

Background: This is for work completed under contract and approved by the project engineer.

22. [Action on Change Order \(Changes to ADA Ramps\) in the amount of \\$4,579.00 from M.E. Collins Contracting Co., Inc., for the 2010 Downtown Sidewalk Replacement Project](#)

23. [Action on Application for Payment No. 4 in the Amount of \\$184,335.24 to Eriksen Construction Co. for the 2009-2010 Wastewater Treatment Facility Improvements, Phase I Project](#)

Background: This is for work completed under contract and approved by the project engineer.

24. Recess

- a. Convene as Community Development Agency

- b. Appoint Chair of CDA
- c. Approve Minutes – November 16, 2010
- d. CDA Resolution 2010-4 Recommending Approval of Windom Ridge Redevelopment Project (Amended)

Background: This Redevelopment Agreement was approved two years ago by the CDA and City Council to provide \$84,735 in Tax Increment Financing incentives for clearing the property at 814 Windom Street and to provide the infrastructure to construct a market rate 10-plex multi-unit rental housing project. The start of the project was delayed, and the developer has asked to amend the agreement to reset the start date in order to capture the full amount of years for the incremental new real estate property taxes that will be created from the new construction to be separated off to service the TIF bond for the project.

Recommendation: The Planning Commission will make a recommendation after their public hearing on this amendment on December 6th. We will forward that recommendation to you.

- e. Adjourn CDA and Reconvene as Council
- 25. Public Hearing: Amended Redevelopment Plan for the Windom Ridge Redevelopment Project (Advertised Time: 5:30 p.m.)
 - 26. Resolution 2010-96: Approving the Amended Redevelopment Plan for the Windom Ridge Redevelopment Project
 - 27. Action Setting Council Retreat Date for January 21 and 22, 2011
 - 28. Action to Appoint Representative to Wayne Area Economic Development Board
 - 29. Action to Appoint Jon Haase to Replace Ken Chamberlain on the Problem Resolution Team
 - 30. Adjourn

APPROVED AS TO FORM AND CONTENT:

Mayor

City Administrator

November 16, 2010

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

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on November 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 Haase made a motion and seconded by Councilmember Van Delden, whereas the Clerk has prepared copies of the Minutes of the meeting of November 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.

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

The following claims were presented to Council for their approval:

ADDITIONS & CORRECTIONS TO CLAIMS LIST OF NOVEMBER 2, 2010:

ADD CITY OF WAYNE, RE, 366.48 AND CITY OF WAYNE, PY, 59481.51

VARIOUS FUNDS: AMERITAS, SE, 2170.03; APPEARA, SE, 72.25; BANK FIRST, FE, 195.00; BARONE SECURITY SYSTEMS, SE, 69.96; CITY EMPLOYEE, RE, 119.55; CITY EMPLOYEE, RE, 452.56; BOMGAARS, SU, 1194.38; BROWN SUPPLY, SU, 844.38; CITY OF WAYNE, RE, 650.00; CITY OF WAYNE, RE, 500.00; CITY OF WAYNE, PY, 59481.51; CITY OF WAYNE, RE, 521.28; CITY EMPLOYEE, RE, 22.96; COPY WRITE, SU, 1116.62; DAVE'S DRY CLEANING, SE, 117.00; DGR & ASSOCIATES, SE, 56.50; CITY EMPLOYEE, RE, 183.34; CITY EMPLOYEE, RE, 64.76; DUTTON-LAINSON, SU, 104.24; ECHO GROUP, SU, 189.14; ENDURANCE

POWER PRODUCTS, SU, 418.54; ERIKSEN CONSTRUCTION, SE, 92137.50; FORT DEARBORN LIFE, SE, 1623.65; FRED KRENK, RE, 217.84; GERHOLD CONCRETE, SU, 238.50; GREAT PLAINS ONE-CALL, SE, 154.17; CITY EMPLOYEE, RE, 317.86; HACH COMPANY, SU, 30.90; HARDING & SHULTZ, SE, 8604.34; HAWKINS, INC, SU, 763.50; CITY EMPLOYEE, RE, 4.06; CITY EMPLOYEE, RE, 25.59; HOLIDAY INN OF KEARNEY, SE, 142.00; ICMA, RE, 5535.91; INGRAM BOOK COMPANY, SU, 742.73; IRS, TX, 18983.21; JOHN'S WELDING AND TOOL, SU, 70.07; CITY EMPLOYEE, RE, 199.04; CITY EMPLOYEE, RE, 50.00; CITY EMPLOYEE, RE, 197.00; CITY EMPLOYEE, RE, 603.09; KTCH, SE, 1061.00; LARRY MITCHELL, RE, 500.00; LAURA TEST, RE, 320.10; CITY EMPLOYEE, RE, 277.79; M.E. COLLINS, SE, 150290.01; MERCY MEDICAL CLINIC, SE, 240.00; MIDWEST LABORATORIES, SE, 61.35; MORLOK, JEFF, RE, 900.00; MUNICIPAL SUPPLY, SU, 84.72; N.E. NEB ECONOMIC DEV DIS, SE, 612.50; NE DEPT OF REVENUE, TX, 2840.87; NE LIBRARY ASSOCIATION, FE, 250.00; NNPPD, SE, 11634.98; OLSSON ASSOCIATES, SE, 779.72; PAMIDA, SU, 143.69; PEPSI-COLA, SU, 374.52; PLUNKETT'S PEST CONTROL, SE, 93.60; PRESTO X, SE, 77.20; CITY EMPLOYEE, RE, 804.29; QUALITY FOODS, SE, 148.91; QUILL, SU, 852.77; ROSE EQUIPMENT, SU, 53.50; ROY GRAMLICH, RE, 500.00; CITY EMPLOYEE, RE, 92.98; SKARSHAUG TESTING LAB, SE, 102.72; STADIUM SPORTING GOODS, SU, 848.50; STATE NATIONAL BANK, SE, 48.51; STATE NATIONAL BANK, RE, 480422.71; STEVE HARRIS CONSTRUCTION, SE, 5097.61; TYLER TECHNOLOGIES, SE, 138.00; UNITED RENTALS, SU, 177.00; US BANK, SE, 2931.51; WALTER OTTE, RE, 500.00; WAYNE HERALD, SE, 2669.80; WESCO, SU, 2086.11; WAPA, SE, 26572.00; WHELEN ENGINEERING, SE, 23.35; WILLIAM SLAYMAKER, RE, 185.86; CITY EMPLOYEE, RE, 31.36; AMAZON, SU, 246.03; APG CASH DRAWER, SU, 24.93; BAKER & TAYLOR BOOKS, SU, 1277.64; CITY EMPLOYEE, RE, 71.44; CITY EMPLOYEE, RE, 172.36; BROWN SUPPLY, SU, 428.62; CITY EMPLOYEE, RE, 58.40; CITY OF PONCA, RE, 16279.60; CITY OF WAYNE, RE, 250.00; CITY OF WAYNE, RE, 250.00; CITY OF WISNER, RE, 2446.50; CLAUSSEN & SONS IRRIG, SE, 50.00; COVENTRY HEALTH, SE, 18482.77; CULLIGAN, SE, 43.95; DAKOTA BUSINESS SYSTEMS, SE, 101.50; DE LAGE LANDEN FINANCIAL, SE, 394.00; CITY EMPLOYEE, RE, 28.80; FLOOR MAINTENANCE, SU, 104.51; FREDRICKSON OIL, SU, 103.50; GALE GROUP, SU, 449.48; GODFATHERS PIZZA, SU, 43.50; HAUFF MID-AMERICAN SPORTS, SU, 119.97; HAWKINS, SU, 476.28; HDR ENGINEERING, SE, 327.05; HEARTLAND FIRE PROTECTION, SU, 163.00; HEIKES AUTOMOTIVE SERVICE, SE, 1598.32; HOLIDAY INN OF KEARNEY, SE, 559.09; HYDRAULIC EQUIPMENT, SU, 499.40; CITY EMPLOYEE, RE, 758.13; CITY EMPLOYEE, RE, 1025.77; KEPSCO, SU, 11.20; FIREMEN, RE, 787.32; LERNER PUBLISHING GROUP, SU, 550.50; MARSHALL CAVENDISH, SU, 69.95; MIDWEST OFFICE AUTOMATION, SE, 97.92; MIDWEST TAPE, SU, 34.99; NORFOLK DAILY NEWS, SU, 120.50; NORTHEAST NE AMERICAN RED, SE, 350.00; ODEYS, SE, 8000.00; PONCA RURAL FIRE BOARD, RE, 3912.43; CITY EMPLOYEE, RE, 32.80; PRESTO X, SE, 35.00; RANDOM HOUSE, SU, 340.35; CITY EMPLOYEE, RE, 200.76; ROBERTSON IMPLEMENT, SU, 424.76; S & S WILLERS, SU, 1468.25; SPARKLING KLEAN, SE, 1273.46; STADIUM SPORTING GOODS,

SU, 251.00; STANLEY SECURITY SOLUTION, SU, 5652.30; STATE NATIONAL BANK, RE, 92.22; TACO'S AND MORE, SU, 35.00; TODD LUEDEKE, RE, 100.00; VILLAGE OF WINSIDE, RE, 5184.62; CITY EMPLOYEE, RE, 660.76; WATERLINE ENVIROTECH, SU, 412.79; WAED, RE, 5503.50; WAYNE COUNTY COURT, RE, 300.00; WAYNE HERALD, SE, 320.40; WESCO, SU, 1261.69; ZACH OIL, SU, 4769.94

Councilmember Chamberlain made a motion and seconded by Councilmember Haase 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.

Tom Sievers, Fire Chief, and Brent Doring of the Wayne Volunteer Fire Department updated the Council on where they were at with the new fire truck purchase. They have looked at several trucks. They will develop specs and hopefully go out for bids on May 1, 2011. The budget for the fire truck is \$600,000.

Jerry Kabourek, Vice President of M.E. Collins, was present to speak to Council. He had prepared a letter for the Council outlining the factors that he would like Council to consider when making a decision on his request to have the contract end date extended until December 17th. Record rainfall during the months of May, June, July and August delayed the completion of the projects that his crews were on prior to mobilizing to Wayne. In addition, there were utility conflicts, material delivery for water service replacement, plan changes, etc., that also contributed to additional time being required.

They are ready to start on the ramps. Things will now start to get finished and cleaned up. Mr. Kabourek thought that there was about a week's worth of delays in changes that the City and/or property owners wanted.

Councilmember Frevert did not think that M.E. Collins should be penalized for the week to ten days they had to spend on the changes that the City wanted. He wanted to compromise on the date though. Councilmember Sturm suggested December 1st. Councilmember Berry suggested December 10th.

Councilmember Berry made a motion and seconded by Councilmember Van Delden to extend the contract end date on the 2010 Downtown Sidewalk Replacement Project to December 10, 2010. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Administrator Johnson stated that the Sales Tax Advisory Committee met and reviewed an application to Wayne's Economic Development Program Fund. The Committee recommended approving the request by the Wayne Music Boosters for a \$10,000 zero percent interest loan to be paid back over 10 years to be used to assist with purchasing new band uniforms for the Wayne High School Band. The modified recommendation by the committee reduced the \$20,000 request and also changed it from a grant to a zero percent interest loan over 10 years. The vote was unanimous with six in favor.

Karen Parker, representing the Wayne Music Boosters stated that their committee met and is requesting Council consideration to changing the LB840 Committee's recommendation from a \$10,000 0% interest loan to a \$5,000 grant. This is due to the fact that they have made some changes to their order and they have also received a "firm

price” on the uniforms. Ms. Parker presented a document to the Council outlining the funding to date. Funding began last March/April this year. They will be purchasing 200 uniforms and the price will be \$69,782 if ordered before December 15th. To date, Wayne Music Boosters will contribute \$22,000; Wayne Community Schools Foundation \$20,000; Wayne High School \$10,000; and Wayne Blue Devil Boosters \$2,500 for a total of \$54,500. The reason they cannot accept a loan, as recommended by the LB840 Committee, is because the Music Boosters is a group of volunteer parents, and they did not feel they could burden future parents with having to pay back a loan.

The old uniforms could be sold to a smaller school if there are enough good ones left. Another option for the uniforms is to make pillows out of them, which they can sell. The current band uniforms are 30 years old.

Council had concerns about setting a precedent for other groups to come before them for uniforms (e.g. baseball, softball, etc.) and the fact that majority of the points used in the matrix to score the project did not meet the requirements.

Ms. Parker, in response, stated that the differentiation would be the line on the application entitled “Encouraging community organizations to promote workforce attraction.” The committee felt this was enough of a connection to fill out the application. If approved, these uniforms will last 20 years.

Councilmember Frevert stated he would possibly consider a loan, but did not know if he would approve a grant.

Mayor Shelton stated she was having a hard time seeing this as a workforce attraction event.

Don Buryanek, who is on the LB840 Committee, was present to address some of the questions. The Committee had some of the same concerns as Council in regard to setting a precedent. The Committee comes to the Council knowing full well that whatever recommendation they make, the Council makes the final decision. He noted that while some of the projects don't meet the requirements of the matrix, that they do meet some of the criteria set. He noted that the vote was not unanimous on this application.

Councilmember Sturm stated he thought this was a stretch to fit into the criteria and the ideas of what they wanted to do with the LB840 funds, and it opens up a bad precedence for future requests.

Ms. Parker replied she thought there were two issues that could be different. One is this is a far longer term project than most of the others. This has a long life. This project has been very well supported by the taxpayers. In addition, they are coming to the Council after the fact, not before the fact.

She noted that the contribution from the Wayne High School is out of their current year budget.

Councilmember Sturm stated this is a very successful program at the high school. He could not understand why the administration or school board had not been budgeting for new uniforms over the past 30 years. He stated all but one person he has talked to does not think this is something the sales tax money should be spent on. He was concerned about borrowing from Peter to pay Paul.

Administrator Johnson stated the project is outside the parameters in the Economic Development Plan, which is what is making it difficult for the Council.

Ms. Parker stated if this project does not meet that criteria, is it even possible for any group to meet that criteria. She felt a small grant would be appropriate and that the Council could explain that to people who disagree – that they didn't meet every criteria for every economic development facet possible, but that they met the criteria for attraction and image that Wayne portrays once a year in Lincoln or Omaha, and that image is quite attractive to workforce development.

Administrator Johnson stated the criteria that most towns are using are limiting the funds strictly to actual business ventures. The intent is job creation and tourism is one of them, which is where the hotel and the Veterans Memorial fit in.

Councilmember Frevert made a motion and seconded by Councilmember Chamberlain denying the request of the Wayne Music Boosters for a \$5,000 grant from the LB840 Funds which would be used to purchase band uniforms. Mayor Shelton stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Berry and Van Delden who voted Nay, and Councilmember Sturm abstaining from the vote, the Mayor declared the motion failed.

Administrator Johnson stated Council could act on the LB840 Committee's recommendation for the loan or table the discussion until the next meeting.

When asked, Ms. Parker stated she could not accept the loan on behalf of the Wayne Booster Club.

Councilmember Frevert made a motion and seconded by Councilmember Chamberlain to table action on the recommendation of the LB840 Committee for the \$10,000 zero percent loan to the Wayne Music Boosters to purchase band uniforms until

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

Administrator Johnson advised the Council that the City has received the Annual Renewal Maintenance Agreement from the Nebraska Department of Roads. This is a standard form agreement.

Councilmember Chamberlain made a motion and seconded by Councilmember Frevert approving the Annual Renewal Maintenance Agreement (2011) with the Nebraska Department of Roads. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Shelton requested Council consideration to the following appointment: Lou Wiltse to the LB840 Citizens Economic Development Advisory Committee.

Councilmember Chamberlain made a motion and seconded by Councilmember Frevert approving the appointment of Lou Wiltse to the LB840 Citizens Economic Development Advisory Committee. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Shelton requested Council consideration to the following reappointments: Rod Garwood and Byron Heier to the Recreation-Leisure Services Commission (three-year terms).

Councilmember Sturm made a motion and seconded by Councilmember Frevert approving the reappointment of Rod Garwood and Byron Heier to the Recreation-Leisure Services Commission. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Shelton requested Council consideration to the following appointment:

Jane Collier to the Recreation-Leisure Services Commission.

Councilmember Frevert made a motion and seconded by Councilmember Chamberlain approving the appointment of Jane Collier to the Recreation-Leisure Services Commission. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Sturm made a motion and seconded by Councilmember Van Delden 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 Brian Frevert, Jim Van Delden, Jon Haase, Lois Shelton, Doug Sturm, and Kathy Berry; City Attorney Mike Pieper; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Members Dale Alexander and Kaki Ley.

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 October 19, 2010, meeting.

Member Shelton made a motion and seconded by Member Sturm approving the minutes of the October 19, 2010, meeting. 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 take action on the request from Lou Bencoter

to release the lien on the spec house he built at 809 Brookedale Drive. This was the house that Mr. Bencoter was given an extension on. To his knowledge, the house was done in time; he just did not call for a final inspection.

Administrator Johnson stated this is brought before the CDA for their approval since Mr. Bencoter was given an extension. Typically, these lien releases are not brought before the CDA if they meet all of the requirements within the appropriate timelines. Mr. Bencoter now has an occupancy permit and the property is being sold.

Member Berry made a motion and seconded by Member Sturm approving the lien release on Lot 11, Western Ridge II Subdivision which is owned by Lou Bencoter and more commonly known as 809 Brookedale Drive. Chair Chamberlain stated the motion, and the result of roll call being all Yeas, the Chair declared the motion carried.

Member Frevert made a motion and seconded by Member Sturm 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.

Discussion took place regarding proposed dates for the 2011 Council Retreat. Those dates set were: January 21 and 22, January 28 and 29, or February 4 and 5. Council will be contacted to let staff know which weekend works best for them.

Councilmember Chamberlain made a motion and seconded by Councilmember Sturm 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 6:48 p.m.

November 23, 2010

The Wayne City Council met in special session at City Hall on Tuesday, November 23, 2010, at 5:30 P.M. Mayor Lois Shelton called the meeting to order with the following in attendance: Councilmembers Brian Frevert, Jim Van Delden, Jon Haase, Kaki Ley, and Ken Chamberlain; City Attorney Amy Miller; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Councilmembers Dale Alexander and Kathy Berry.

Notice of the convening meeting was given in advance by posting in three places (City Hall, Auditorium and Library) on November 19, 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.

Garry Poutre, Superintendent of Public Works and Utilities, was present to explain what is being amended to the Power Purchase Agreement with IP Wayne, LLC, for the wind power turbine project that was approved at the last Council meeting. The only changes are in Section 7 - Payment for Energy Output (a) Price for Energy Output. Said Section 7 is proposed to be amended as follows:

7. Payment for Energy Output

(a) Price for Energy Output

CITY agrees to purchase from Seller any Energy Output produced for sale by Seller at a base rate of \$0.050 per kWh, subject to annual review and subsequent change/true-up as agreed upon by both CITY and Seller. 'True-up', for purposes of this agreement, is broadly considered to be the difference between base and actual proven avoided City costs.

Avoided cost shall be determined by calculating actual cost of power (demand and energy) purchased from Nebraska Public Power District

(NPPD) at the same time as IP-Wayne was generating for sale to CITY. This will be done using data collected from NPPD and IP-Wayne on an hourly and seasonal basis and applying published 2011 NPPD component rates and conditions as applicable.

The base cost for the subsequent year shall be the avoided cost multiplied by 1.07 escalation.

The difference between base and actual avoided cost (adjustment amount) shall be resolved and reimbursed annually by the respective parties. Annual carrying costs for undercollection/overpayment by either Seller or CITY shall be 2% for 2011 adjustments and calculated using Treasury Bill annual percent yield for the adjustment period thereafter and shall be paid with the adjustment amount. For the period following the 30-day period specified in Section 5(a)(2) until the Completion Date, Seller shall be responsible for payment of all fixed charges required under the Delivery Arrangements Agreement for the use of the Grid, except as such delay is caused by CITY's negligence or its breach of, or default under, this Agreement or the Delivery Arrangements Agreement.

Mr. Poutre advised the Council that the agreement has been amended, at the request of the developer, to include a 7% annual escalation rather than matching NPPD's escalation. Their financiers want to have a solid escalation number for future years. The Agreement that was approved on November 2nd called for the escalation to be what NPPD's escalation is, minus a 1% discount. We will still recalculate or true-up at the end of the year. If they owe us money at the end of the year, they will pay that money back at 2% interest or whatever the current interest rate might be. If we would owe them money at the end of the year, we would pay them interest on that amount, too.

This amendment has been approved by our rate consultant and city attorney.

Councilmember Alexander arrived at 5:35 p.m.

Councilmember Ley introduced Resolution No. 2010-91 and moved for its approval; Councilmember Frevert seconded.

RESOLUTION NO. 2010-91

A RESOLUTION AMENDING THE POWER PURCHASE AGREEMENT
WITH IP WAYNE, LLC (WIND POWER TURBINE PROJECT).

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

Councilmember Frevert made a motion and seconded by Councilmember Alexander 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 5:39 p.m.

ALARM PROS, INC.	MONITORING FEE	79.13
AMERICAN BROADBAND	TELEPHONE CHARGES	1,120.46
AMERITAS LIFE INSURANCE	POLICE RETIREMENT	4,673.24
APPEARA	LINEN & MAT SERVICE	203.70
ARNIE'S FORD-MERCURY INC	REPLACE DRIVERS SIDE WINDOW	183.29
AS CENTRAL SERVICES	TELECOMMUNICATION CHARGES	448.00
BAIRD, HOLM, McEACHEN,	BOND COUNCIL SERVICES	1,850.00
BANK FIRST	FRATERNAL ORDER OF POLICE DUES	390.00
BLACK HILLS ENERGY	GAS BILLING	194.34
CITY EMPLOYEE	HEALTH REIMBURSEMENT	32.55
CITY OF WAYNE	AUDITORIUM DEPOSIT REFUND	150.00
CITY OF WAYNE	BUILDING PERMIT BOND REFUND	3,000.00
CITY OF WAYNE	CAC MEMBERSHIP CORRECTION	185.00
CITY OF WAYNE	CAT TRAP DEPOSIT REFUND	20.00
CITY OF WAYNE	DRIVEWAY DEPOSIT REFUND	500.00
CITY OF WAYNE	PAYROLL	57,633.14
CITY OF WAYNE	PAYROLL	64,965.34
CITY OF WAYNE	UTILITY REFUNDS	1,942.87
BOMGAARS	EXTINGUISHERS/FLY SPRAY	109.31
BROGIE, ED	ENERGY INCENTIVE	700.00
BROWN SUPPLY CO	FIRE HYDRANT POLE	321.95
CAREAGE OF WAYNE	LIGHTING EFFICIENCY	5,800.00
CARHART LUMBER COMPANY	COMPRESSOR/DRY VAC/BITS/BLADE ETC	925.46
CITY EMPLOYEE	HEALTH REIMBURSEMENT	50.72
CHARTWELLS	SENIOR CITIZEN MEALS	5,737.95
CITY EMPLOYEE	HEALTH/VISION REIMBURSEMENT	277.08
CITY OF NORFOLK	INSPECTION FEE	196.67
CIVICPLUS	WEBSITE ANNUAL FEE	3,276.00
COMMUNITY HEALTH	PAYROLL DEDUCTIONS	3.00
DE LAGE LANDEN FINANCIAL	SR CENTER COPIER LEASE	77.00
DEMCO INC	POSTERS/BOOKMARKS/LABEL/BOOK	129.89
DUTTON-LAINSON COMPANY	BULBS/ELECTRIC METERS	606.97
ELECTRIC FIXTURE & SUPPLY	EXIT SIGN/AC FUSES	264.20
FIREMAN'S ASSOCIATION	WSC FIRE SERVICE AGMT	5,000.00
FIRST CONCORD GROUP LLC	CAFETERIA FEES/FLEX	3,824.78
FLOOR MAINTENANCE	TRASH LINERS/GLOVES/TISSUE	280.58
FORT DEARBORN LIFE	LIFE/DISABILITY INSURANCE	1,730.29
FREDRICKSON OIL CO	OIL	425.59
GALE GROUP	BOOK	29.69
GERHOLD CONCRETE CO INC.	CAULK-SB FIELD/SAND/GRAVEL	207.80
GOVERNMENTAL ACCOUNTING	GASB SUBSCRIPTION	205.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	2,515.46
HAROLD POLAND	ENERGY INCENTIVE	289.81
CITY EMPLOYEE	VISION REIMBURSEMENT	66.24
CITY EMPLOYEE	HEALTH REIMBURSEMENT	103.80
CITY EMPLOYEE	HEALTH REIMBURSEMENT	135.61
ICMA RETIREMENT TRUST	ICMA RETIREMENT	11,071.82
INGRAM BOOK COMPANY	BOOKS	493.32
INNOVATIVE PROTECTIVES	VINYL COVER-TREATMENT PLANT (TP)	114.00
IRS	FEDERAL WITHHOLDING	40,076.66
JEO CONSULTING GROUP	SIDEWALK REPLACEMENT/TP/WELL 11	28,165.71
JOHN'S WELDING AND TOOL	REPAIR THREADS ON CYLINDAR	120.00
JOHNSON HARDWARE	CAC DOOR CLOSER	273.23
CITY EMPLOYEE	VISION REIMBURSEMENT	248.30

CITY EMPLOYEE	CAC MONTHLY ACTIVITIES SUPPLIES	104.96
KELBY HERMAN	ELECTRIC HEAT INCENTIVE	700.00
KEPCO ENGRAVING	NAMEPLATES	11.20
KIRKHAM MICHAEL	ENG SERV-PAVING STORM SEWER	1,790.77
KLEIN ELECTRIC	SHERMAN UNDERGROUND PROJECT	8,265.51
KRIS HINNERICHS	ENERGY AUDIT	100.00
KRIZ-DAVIS COMPANY	FOCUS WIRE/ELECTRICAL COATING	795.54
LEAGUE OF NEBRASKA	DUES- L JOHNSON	425.00
LIVING HERE	LIBRARY SUBSCRIPTION RENEWAL	27.00
LOUIS BENSCOTER	HEAT PUMP ENERGY INCENTIVE	700.00
MICROFILM IMAGING SYSTEMS	DIGITIZE WAYNE HERALD	540.55
MIKE TOWNE	WIND ENERGY	2,100.00
NE DEPT OF ENVIRONMENTAL	DRINKING WATER SRF	4,574.78
NE DEPT OF REVENUE	STATE WITHHOLDING	5,934.49
NE EXPRESSWAYS	LOBBYIST SERVICES SEPT-OCT 10	581.04
NE NEB INS AGENCY INC	ENERGY INCENTIVE	500.00
NE PUBLIC HEALTH	FLUORIDE/MEMBRANE FILTER	310.00
NE STATE PATROL	CRIMINAL HISTORY REQUEST	15.00
NEBR PUBLIC POWER DIST	ELECTRICITY	190,285.30
NORTHEAST EQUIPMENT	MOWER REPAIRS	690.53
N.E. NE AMERICAN RED CROSS	CAC FIRST AID/CPR/AED TRAINING	774.24
NORTHEAST NE PUBLIC POWER	ELECTRICITY	2,287.59
OLSSON ASSOCIATES	KARDELL WATER/SEWER IMPROVEMENTS	1,894.71
OPTIMUM DATA INC	ANNTEENNA	680.00
ORIENTAL TRADING CO INC	CRAFT KITS	36.95
CITY EMPLOYEE	HEALTH REIMBURSEMENT	79.74
PITNEY BOWES INC	POSTAGE METER/FOLDER LEASE	648.00
POLLARD PUMPING	PORT A POTTY	100.00
PROGRESSIVE BUSINESS PUB.	SUBSCRIPTION RENEWAL	299.00
PROVIDENCE MEDICAL CENTER	AMBULANCE SERVICE	5,000.00
QUILL CORPORATION	OFFICE SUPPLIES	52.98
QWEST	TELEPHONE CHARGES	309.13
QWEST BUSINESS SERVICES	LONG DISTANCE SERVICES	109.50
ROSE EQUIPMENT INC.	TRAILER CORD/TAR	1,608.61
CITY EMPLOYEE	HEALTH REIMBURSEMENT	3,160.43
CITY EMPLOYEE	MILEAGE REIMBURSEMENT	117.00
SILVER LINING MULTIMEDIA	TEACHING CLOCK	37.95
STADIUM SPORTING GOODS	BASKETBALL T-SHIRTS/EMBROIDERY/SHIRT	1,348.50
STATE NATIONAL BANK	SAVINGS BONDS	350.00
STATE NATIONAL BANK	SERIES 2005 INTEREST	3,117.50
TIM SCHAEFER	LASER TAG	83.50
TYLER TECHNOLOGIES	SIGNATURE	138.00
UNITED STATES PLASTIC	ROTARY PUMP	184.08
UNITED WAY	UNITED WAY DEDUCTION	13.98
VAN DIEST SUPPLY	WEED KILLER	87.42
VERIZON WIRELESS SERVICES	CELL PHONES	259.41
VIAERO	CELL PHONES	135.34
VOSS LIGHTING	BALLAST	1,006.20
WAYNE ANDERSON	ENERGY INCENTIVE	500.00
WAYNE AUTO PARTS	BEARING/CLAMP/GASKET/BULBS/FILTER	808.27
WAYNE COMMUNITY SCHOOLS	PARKING TICKETS	6,002.75
WAYNE STATER	CAC ADVERTISEMENT	12.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	1,571.13
WESCO DISTRIBUTION INC	SPLICE KIT/SLEEVE/WIRE	1,437.22
CITY EMPLOYEE	HEALTH REIMBURSEMENT	354.13

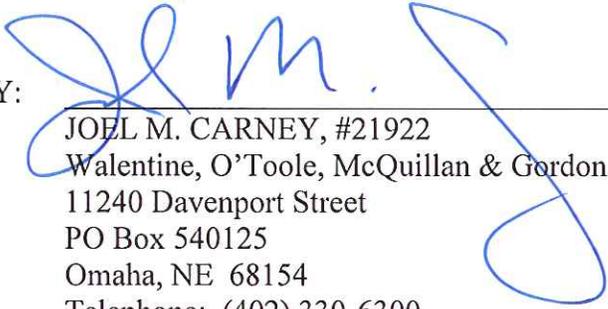
8. As a proximate result of the collision, Claimant suffered damages in the amount of \$ 1,651.33.

WHEREFORE, Claimant makes claim against the City of Wayne, Nebraska for the sum of \$1,651.33.

Dated this 10th day of November, 2010.

TIMOTHY KRUPICKA,
Claimant,

BY:



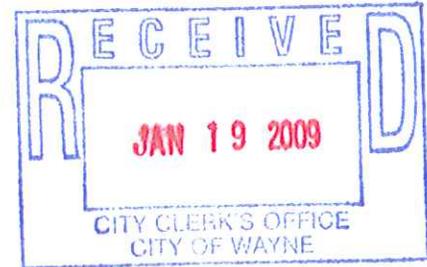
JOEL M. CARNEY, #21922
Walentine, O'Toole, McQuillan & Gordon
11240 Davenport Street
PO Box 540125
Omaha, NE 68154
Telephone: (402) 330-6300
Attorneys for Claimant

EMC
Insurance Companies

P.O. Box 2070
Omaha, NE 68103-2070
Phone 402.493.6990
WATS 800.338.9735
FAX 402.493.1915
Claims FAX 402.963.9662
www.emcinsurance.com

January 14, 2010

COPI



TIMOTHY KRUPICKA
622 WESTWOOD RD
WAYNE, NE 68787-1052

RE: Our Claim #: 648779
 Our Insured: City of Wayne
 Date of Loss: 12/31/2009
 Claimant: Timothy Krupicka

Dear Mr. Krupicka:

This correspondence is in reference to the accident you were involved in with our insured, City of Wayne, in December 31, 2009. We are conducting an investigation into the facts and circumstances of this accident.

Our insured stated that he was driving westbound on 8th Street with city truck and snow blade when he came to a stop. Our insured's driver saw your vehicle start to slide and slid into Insured's truck's snow blade.

We are often faced with conflicting versions of how an accident occurred. In a case such as this, it is our position to support our insured's version. If you can provide us with other or additional information indicating greater negligence on the part of our insured, we will give your claim further consideration.

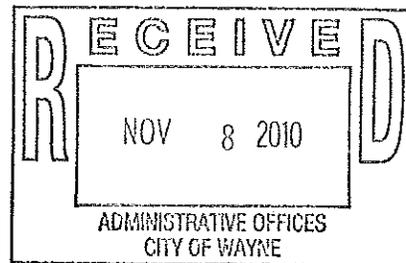
I am sorry, but we are unable to make any payment for your damages. We must respectfully deny your claim. I would suggest you file a claim with your own insurance carrier for possible coverage.

Deb Lawrence – Claims Service Rep.
EMC Ins. Cos.

cc: City of Wayne – Wayne, NE
cc: Northeast Nebraska Ins – Wayne, NE

cc: Lowell
Cramy

November 7, 2010



Lowell Johnson/ City of Wayne
306 Pearl St
Wayne, NE 68787

Mr. Johnson,

We recently began construction on our new residence located at 229 Fairway Circle. On October 13, 2010, we contracted Kay Co. to dig the trench from our foundation to the sewer stub left by Benscoter Plumbing/Construction. I contacted Jeff Brady prior to the dig to determine the exact location of the sewer stub left by Benscoter Plumbing. Brady stated according to the "ASBuilt" engineering plans, the sewer stub was located 10' south of the curb stop and around 11' deep. The proper location was marked and Kay Co. began digging down to locate the sewer stub. Kay Co. dug down to 13 to 14 feet and was unable to locate the sewer stub. Excavation was stopped and Jeff Brady along with Joel Hansen was called to assist in locating the sewer stub. Brady stated there was video taken in the past to locate the "Y" off the sewer mainline. Brady stated the "Y" was located 82' south of the manhole in the adjacent lot to the north. Hansen informed Kay Co. and myself, according to the "ASBuilt's," the sewer stub was supposed to be a 19' piece of PVC off at a 45 degree angle ending 10' south of the curb stop. The decision was made to dig farther in each direction in an attempt to locate the sewer stub. Kay Co. was limited to the distance to dig west as there were underground utilities for phone, cable, and power. The hole grew to the size of approximately 20'x 20' wide, being 13' deep with no sign of the sewer stub. Brady or Hansen was not sure if the 19' sewer stub was even there as there was not anyone to confirm the exact location or if the sewer stub was installed at all. After conferring with Brady and Hansen, it was decided to stop digging for the sewer stub and instead dig to the manhole where the sewer could be hooked up properly and with 100% success. Kay Co. dug a trench to the manhole and the sewer line was hooked up properly.

As a result of attempting to locate the sewer stub in the area noted by the "ASBuilt" engineering plan, a 20'x 20' wide and 13' deep hole needed to be filled in and properly packed. Refilling the hole was very labor intensive and time consuming and we were only able to fill in the hole 1' at a time and pack it down with "Wacker Packer's." It took approximately 1.5 days to fill in and pack the hole properly to prevent settling.

I spoke with Joel Hansen about the responsibility of the improper location or lack of sewer hook-up. Hansen informed me the City of Wayne is responsible to ensure those contracting for the City of Wayne is doing the work properly and is following engineering plans to adhere to the proper locations of utility hook-ups.

I spoke with Kevin Kay of Kay Co. to figure out the difference in bills as what the extra work cost to find the sewer stub that was not located, fill, and pack the hole. Kay Co. determined the total cost was \$1311.25.

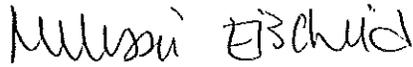
We feel we should not be responsible for this amount. We were unaware of the improper location or lack of sewer stub.

Enclosed with the letter is the bill for Kay Co. If any other questions arise, I can be reached at 375-1944 or 490-2212.

Thank you for your time and consideration in this matter.



Matthew Eischeid



Melissa Eischeid

cc: Darryl
Goel

KAY CO.

Kevin Kay * 57655 851 RD * Wayne, NE. 68787 * Home 375-4583 * Cell 833-8315

Matt Eischeid
508 W 7th Street
Wayne, NE. 68787

<u>DATE</u>	<u>DESCRIPTION</u>	<u>HOURS</u>	<u>TOTAL</u>
-------------	--------------------	--------------	--------------

Dig water & sewer lines (City of Wayne)

10/13/10	7:45 – 12:00 (big excavator)	4 ¼ hrs @ \$90	\$ 382.50
	7:45 – 12:00 + 1:00 – 6:00 (laborer)	9 ¼ hrs @ \$35	\$ 323.75
10/14/10	7:30 – 12:00 + 1:00 -5:45 (bobcat)	9 ¼ hrs @ \$60	\$ 555.00
	extra wacker packer @ \$50/day		\$ 50.00

TOTAL: \$ 1311.25

THANK YOU. WE APPRECIATE YOUR BUSINESS.

ALL ACCOUNTS ARE DUE WITHIN 30 DAYS OF RECEIVING STATEMENT.

Betty McGuire - City Council

From: "Hansen, Stephanie" <SHansen@loubed.com>
To: "kchamberlain@cityofwayne.org" <kchamberlain@cityofwayne.org>
Date: 11/17/2010 5:40 PM
Subject: City Council

Hi Ken,

Although I am extremely honored to have been elected to the Wayne City Council I will not be able to fill the council seat due to my move to Louisville, KY.

I am extremely confident that you will select someone who will have the best interest of Wayne in mind.

FYI ... I also am planning to send a letter to the editor thanking the people who voted for me.

Let me know if you need additional information sent.

Best Regards,
Stephanie

Stephanie M. Hansen
Louisville Bedding Company
502.495.5344 (p)
502.493.1744 (f)
shansen@loubed.com

Important: This e-mail message is intended only for the named recipient(s) above. It may contain information which is confidential or privileged. If you are not the intended recipient, please advise the sender immediately by reply e-mail and delete this message and any attachments without distributing or retaining a copy. Thank you.

[Back to Top](#)

Wayne Area

**Economic Development
Chamber ■ Main Street**

October 15, 2010

Lowell Johnson
City Administrator
306 Pearl Street
PO Box 8
Wayne, NE 68787

RE: Sales Tax Advisory Committee – recommendation for Wayne Music Boosters (\$10,000)

Dear Lowell,

The Sales Tax Advisory Committee met on Thursday, October 14, 2010, and reviewed an application to Wayne's Economic Development Program fund.

The committee recommended approving the request (amount and terms modified by the committee) by the *Wayne Music Boosters* for a \$10,000 zero percent interest loan to be paid back over 10 years to be used to assist with purchasing new band uniforms for the Wayne High School Band. The modified recommendation by the committee reduced the \$20,000 request. Also the modification changed the request from a grant to a zero percent interest loan over 10 years. The vote was unanimous with 6 in favor.

Using its "LB 840 Application Review" matrix, the committee scored the project with the following: *Doesn't Meet* scored 29; *Doesn't Meet/Somewhat Meets* scored 3; *Somewhat Meets* scored 4; *Somewhat Meets/Meets* scored 1; and *Meets* scored 5. This review scoring is used for deliberation. The committee does not use a raw number threshold to recommend projects to the Council.

Please convey this recommendation to the members of the City Council so necessary steps can be taken to complete the application process. Feel free to contact me if you have any questions.

Sincerely,



Wes Blecke
Executive Director

Wayne Music Boosters Grant Request

Fundraising to date *(updated information as of Nov. 16, 2010)*:

Wayne Music Boosters	\$22,000	
Wayne Community Schools Foundation	\$20,000+	200 uniforms firm price if ordered before Dec. 15
Wayne High School	\$10,000	
Wayne Blue Devil Boosters	\$2,500	\$69,782 =====
TOTAL to date	\$54,500	=====

Minimum funds still needed: \$15,282
=====

- Wayne Foundation fall fundraising we hope will raise \$10,000
- Music Boosters December bake sales are new events with unknown fundraising potential, but we're optimistic!
- Some cuts to original uniform proposal reduced the price from the original \$80,000 estimate
- If fundraising fails to meet our minimum, the Music Boosters could opt to cancel the 2012 band/choir trip -- we hope to avoid this! -- or we could eliminate the usual overnight stay for the band/choir trip
- If fundraising exceeds our minimum, we could purchase new garment bags (the current plan is to continue using the old bags); we could purchase hat boxes (currently have none); we could provide uniforms for 9th graders (9th graders currently do not wear band uniforms); or we could schedule a band/choir trip that includes an overnight stay as in past years

THANK YOU FOR CONSIDERING OUR REQUEST!

This has turned out to be one of those "we're all working together to make it happen" projects, and we're getting close to really making it happen! It has been wonderful to see the parents and booster organizations, the Foundation donors, the school, and we hope now the business community / local government, each give the support they could to this project.

RESOLUTION NO. 2010-92

A RESOLUTION ACCEPTING PROPOSAL AND AWARDING CONTRACT FOR THE CONVERSION OF THE CAD SYSTEM TO ESRI.

WHEREAS, one proposal was received for the conversion of the City's current CAD system to the ESRI System; and

WHEREAS, the proposal has been reviewed by City Staff; and

WHEREAS, City Staff is recommending that the contract be awarded to GIS Workshop of Lincoln, NE, in the amount of \$36,500.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Wayne, Nebraska, that they find and declare that the proposal, as submitted by GIS Workshop in the total amount of \$36,500, is reasonable and responsive, and the same is hereby accepted.

BE IT FURTHER RESOLVED, that the proposal, as set forth and filed with the City Clerk in accordance with the general terms calling for the proposals for the furnishing of labor, tools, materials, and equipment required for said project in the City of Wayne, Nebraska, be and the same is hereby accepted.

BE IT FURTHER RESOLVED, that the Mayor be, and he is hereby instructed and authorized to enter into a contract on behalf of the City of Wayne, Nebraska, with GIS Workshop for the above referenced project.

PASSED AND APPROVED this 7th day of December, 2010.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

AGREEMENT FOR THE PROVISION OF LIMITED PROFESSIONAL SERVICES

This Agreement is for limited professional consulting services (hereinafter referred to as "Agreement") to be provided by GIS WORKSHOP, INC. (hereinafter referred to as "GISW") for **City of Wayne, NE** (hereinafter referred to as "CLIENT") as indicated below on the date set forth below.

Article 1 – Scope of Services

- 1.1 Personnel: GISW will rely upon various employees and consultants to work on CLIENT's Project. Hourly rates, costs and/or fees are set forth in the attached Exhibit A: Final Scope of Work, Version 1.4 (hereinafter referred to as "SOW").
- 1.2 General Services Provided: GISW will compile the necessary documentation and coordinate with appropriate parties to provide the products/services as specifically described in the attached SOW.
- 1.3 Relationship of Parties: GISW provides CLIENT services as an "independent contractor" and nothing in the Agreement shall be construed to create a relationship of employer/employee or a partnership.

Article 2 – Fee Arrangement

- 2.1 Professional Fees and Costs: Professional fees will be charged as set forth in the SOW. No additional fees shall be charged without written consent from the CLIENT.
- 2.2 Terms of Payment: GISW will charge for the services performed as outlined in the SOW.

In the event an invoice is not paid within 30 days of receipt, GISW reserves the right to require a deposit. This deposit shall be paid immediately upon request by GISW in addition to any outstanding fees due and shall be retained by GISW through completion of its services on the Project.

In its sole discretion, GISW shall suspend all work on the Project until payment of fees and the deposit described above is made to GISW. CLIENT hereby agrees to hold GISW harmless from all liability, including, but not limited to, all expenses, lost profits, etc., which may arise as a result of suspension of work due to your non-payment of fees.

Article 3 – Special Terms and Conditions

- 3.1 Project Coordination: GISW will rely upon CLIENT to perform and satisfy certain conditions, including such following special conditions as may be necessary:
 - (a) CLIENT's designated project officer and/or representative shall closely coordinate with GISW regarding changes in CLIENT's Project, scheduling, or unanticipated problems. Changes to the proposed work effort of GISW will be authorized timely in writing.
 - (b) CLIENT will promptly notify GISW in writing should any changes in conceptual designs, engineering specifications, or legal or physical control of the Project change at any time.
 - (c) CLIENT will provide GISW with all materials in your possession relevant to the services to be performed by GISW.
 - (d) CLIENT will allow GISW to review and approve any document or work product, which uses or incorporates any portion of any work product produced by GISW before its release to any person(s) or entity. CLIENT further allows GISW to correct any CLIENT interpretation or representation of the technical content of the work produced by GISW.

- 3.2 Conditions as Necessary: In order for GISW to complete the SOW, CLIENT agrees to provide GISW with the following items, as initialed:
- (a) _____ NA
- 3.3 Insurance: GISW maintains workers' compensation, employer's liability, and auto insurance in the amounts statutorily required by the State of Nebraska.
- 3.4 Dispute Resolution: To resolve any conflicts that arise during the provision of services on the Project or following the completion of services, the CLIENT and GISW agree that all disputes between them arising out of or relating to this Agreement shall be submitted to mediation unless the parties mutually agree otherwise. The CLIENT and GISW further agree to include a similar mediation provision in all agreements with independent contractors and consultants retained for the project and to require all independent contractors and consultants also to include a similar mediation provision in all agreements with subcontractors, sub-consultants, or material-men so retained, thereby providing for mediation as the only method for dispute resolution between the parties to those agreements. In the event that the conflict cannot be resolved using mediation, the CLIENT and GISW agree to settle the conflict by arbitration in accordance with the rules of the American Arbitration Association under its Construction Industry Arbitration Rules in effect on the effective date of this Agreement, and judgment on the award rendered by the arbitrators(s) may be entered in any court having jurisdiction thereof.

Article 4 – General Terms and Conditions

- 4.1 Disclaimer of Warranties: Limitation of Liability. GISW MAKES NO WARRANTIES, EXPRESS OR IMPLIED, INCLUDING, BUT NOT LIMITED TO, MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE WITH RESPECT TO ANY INFORMATION, DATA, OR OTHER INFORMATION THAT IS PROVIDED TO GISW FROM CLIENT THAT IS INCLUDED, UTILIZED, INCORPORATED, OR USED IN WHOLE OR IN PART IN GISW'S SOW. ANY OTHER WARRANTIES SHALL BE EXPRESSLY AGREED UPON BY THE PARTIES IN WRITING. GISW SHALL NOT BE LIABLE TO CLIENT FOR DAMAGES OF ANY KIND OR NATURE ALLEGEDLY SUFFERED BY CLIENT, INCLUDING BUT NOT LIMITED TO, INDIRECT, SPECIAL, EXEMPLARY, INCIDENTAL, OR CONSEQUENTIAL DAMAGES, WHETHER BASED ON WARRANTY, CONTRACT, OR TORT (INCLUDING, WITHOUT LIMITATION, STRICT LIABILITY).

Article 5 – Miscellaneous

- 5.1 Governing Law: Although certain of the obligations set forth in this Agreement may, by necessity, be performed in states or countries beyond the State of Nebraska, this Agreement shall be in all respects interpreted, governed by, and construed in accordance with the laws of the State of Nebraska.
- 5.2 Assignment: Neither party to this Agreement shall transfer, sublet, or assign any rights under or interest in this Agreement (including but not limited to monies that are due or monies that may be due) without the prior written consent of the other party.
- 5.3 Severability and Survival: If any provision in this Agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions shall nevertheless continue in full force without being impaired or invalidated in any way.
- 5.4 Amendment: This Agreement shall not be amended except by written instrument signed by the parties hereto. This Agreement constitutes the entire and integrated Agreement by and between the parties and supersedes any and all prior negotiations, whether written or oral.
- 5.5 Indemnification: CLIENT agrees to hold GISW free and harmless from any and all claims, and shall indemnify GISW for any claim arising from any negligent act of omission on the part of the CLIENT or any other person or entity acting on its behalf.

- 5.6 **Entire Agreement:** This Agreement contains the entire agreement between GISW and CLIENT, superseding all prior and contemporaneous written or oral understandings between the parties. No change or modification to this Agreement shall be valid or binding unless the same is in writing and signed by the parties hereto.
- 5.7 **Authorization:** The individual signing this Agreement for and on behalf of both parties represents that he or she is a duly authorized agent of his or her respective principal. We agree to the terms and conditions set forth in this Agreement.

Article 6 – Amendments

- 6.1 **Intellectual Property:** Any existing intellectual property or intellectual property created solely as a result of this agreement belongs to GISW and may not be sold, leased, or licensed for use to anyone else without written permission from GISW.

CLIENT Contact Information:

Brian Kesting, IT Director
City of Wayne, NE
306 Pearl St
Wayne NE 68787

TEL: (402) 375-1733
FAX: n/a
EMAIL: bkesting@cityofwayne.org

By: _____
Authorized Signature

Printed
Name: _____

Date: _____

Federal Tax ID No.: 47-0820253
EXHIBIT A: Final Scope of Work, Version 1.4

GISW Contact Information:

Mr. Marcus E. Tooze – President
GIS Workshop, Inc.
4949 NW 1st St, Suite 1
Lincoln NE 68521

TEL: 402-436-2150
FAX: 402-436-2152
EMAIL: mtooze@gisworkshop.com

By:  _____
Marcus Tooze, President

Date: 11/18/10 _____

CITY OF WAYNE, NE

PRICING INFORMATION

The following provides the total and detailed costs for the services and deliverables described in this proposal (maintenance schedule begins on the 1st day after product acceptance). Variations and/or additions to those tasks/features/service stated within are subject to additional costs at our standard consulting rate of \$125 per hour. Any change orders must be documented and added as an addendum to this scope with the additional costs for said change order added to the following costs.

*** PLEASE NOTE ***

GIS Workshop, Inc. does not ordinarily charge clients for scoping and design services. We believe these services are the key to a successful project and should not be limited to a particular time restriction. In addition, GISW does not ordinarily charge for administration or project management expenses.

COSTS FOR PROPOSED SERVICES, HARDWARE, & SOFTWARE

<u>Deliverables</u>	<u>Cost (\$)</u>
Item 1: GIS Solution	\$36,500
A) GIS Database Design & Development	\$31,000
B) Hardware & Software Recommendations	\$4,000
1) Hardware & Software Recommendations	Included
2) ESRI ArcView 10.0 Desktop Software License – Qty 1	\$1,500
3) Publisher Extension for ArcGIS Desktop-Qty 1	\$2,500
C) Training	\$1,500
1) 1-Day Training Session: City Specific GIS Training (any number of people)	\$1,500
D) Support	Included
1) Annual GIS Phone/Online Support – Unlimited calls (1 st 12 months)	Included
2) QA/QC Data Integrity Checks – Qty 2	Included
E) ESRI Software Maintenance	Included
1) ESRI ArcView 10.0 Desktop Software Maintenance (1 st 12 months)	Included
Total Costs for above listed Services	\$36,500

COSTS FOR OPTIONAL SUPPORT & MAINTENANCE

<u>Optional Items</u>	<u>Cost (\$)</u>
Annual Support & Maintenance	\$4,000
A) Support – After 1 st year	\$4,000
1) Annual GIS Phone/Online Support – Unlimited calls	\$4,000
B) Annual Maintenance – After 1 st year	\$400
1) GIS Software	\$400
i) ESRI ArcView 10.0 Desktop Software Maintenance	\$400
<i>Payable directly to ESRI</i>	

PROJECT COMPLETION

Completion date is sixteen weeks after receipt of signed Contract. This date assumes the availability of Client for training portion of project. GISW cannot be held responsible for delays due to Client's schedule

RESOLUTION NO. 2010-93

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE "KARDELL SANITARY SEWER IMPROVEMENT PROJECT."

WHEREAS, seven bids were received on November 18, 2010, on the "Kardell Sanitary Sewer Improvement Project"; and

WHEREAS, the bids have been reviewed by the City's engineer on the project, Olsson Associates; and

WHEREAS, Olsson Associates is recommending that the contract be awarded to Mark Albenesius, Inc., in the amount of \$134,983.85.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Wayne, Nebraska, that they find and declare that the bid for the "Kardell Sanitary Sewer Improvement Project", as submitted by the following contractor, is reasonable and responsive, and the same is hereby accepted:

<u>Bidder</u>	<u>Amount</u>
Mark Albenesius, Inc. Sioux City, IA	\$134,983.85

BE IT FURTHER RESOLVED, that the bid, as set forth and filed with the City Clerk in accordance with the general terms calling for the proposals for the furnishing of labor, tools, materials, and equipment required for said project in the City of Wayne, Nebraska, be and the same is hereby accepted.

BE IT FURTHER RESOLVED, that the Mayor be, and she is hereby instructed and authorized to enter into a contract on behalf of the City of Wayne, Nebraska, with the contractor for the above project, and the City Administrator is authorized to approve and execute change orders in amounts not to exceed five percent of the contract amount.

PASSED AND APPROVED this 7th day of December, 2010.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

RESOLUTION 2010-94

A RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL TO REQUEST COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

WHEREAS, the City of Wayne, Nebraska, has applied for Community Development Block Grant Funds.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the Mayor is authorized and directed to sign the necessary documents to request the release of the Community Development Block Grant Funds for Grant Numbers 07-ED-007, 07-NFHP-5044, 08-DTR-104, and 08-ED-006 for:

- Determination of Level Review
- Authorization to Request Community Development Block Grant Funds
- Financial Management Certification
- Procurement Procedures and Code of Conduct; and
- Excessive Force Certification

PASSED AND APPROVED this 7th day of December, 2010.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

RESOLUTION 2010-95

A RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL TO SIGN DOCUMENTS ON BEHALF OF THE CITY FOR FUNDS WITH THE STATE NATIONAL BANK & TRUST COMPANY OF WAYNE, NEBRASKA.

WHEREAS, the State National Bank & Trust Company of Wayne, Nebraska, is a depository for the City of Wayne funds.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the Mayor is authorized to sign the necessary documents to request the release of funds at such times as when appropriate.

PASSED AND APPROVED this 7th day of December, 2010.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

[Back to Top](#)



980 E. 25TH ST.
P.O. Box 83
WAHOO, NE 68066

(402) 443-3663
FAX: (402) 443-5013

November 29, 2010

JEO Consulting Group, Inc.
Attn: Terry Mead, P.E.
803 West Norfolk Avenue
P.O. Box 1424
Norfolk, Nebraska 68702

RE: 2010 Sidewalk Replacement
Wayne, Nebraska

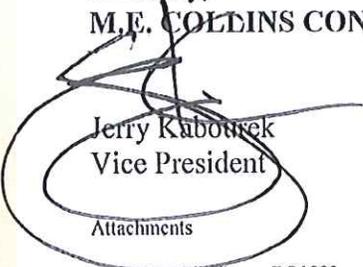
Terry:

Attached are three (3) signed originals of Pay Application No. 3 and three (3) originals of change Order No. 1 for the above referenced project.

Please review and forward to the owner for further processing.

Please feel free to contact this office with any questions you may have.

Sincerely,
M.E. COLLINS CONTRACTING CO., INC.



Jerry Kabourek
Vice President

Attachments

Copy to: File #: BO1893



APPLICATION FOR PAYMENT NO. 3

To: City of Wayne, Nebraska
 From: ME Collins Contracting Co., Inc.
 Contract For: 2010 Wayne Sidewalk Replacment
 ENGINEER's Project No. 90836
 For Work accomplished through the date of: November 23, 2010

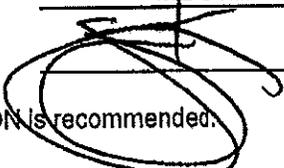
1. Original Contract Price:	\$ 624,616.70
2. Net change by Change Orders and Written Amendments (+ or -):	\$ -
3. Current Contract Price (1 plus 2):	\$ 624,616.70
4. Total completed and stored to date:	\$ 534,489.60
5. Percent of Project Completed <u>86%</u>	
6. Retainage (per agreement):	
<u>10%</u> of completed Work and Stored Materials:	\$ 53,448.96
(10% of the first 50% of work completed & stored)	
Total Retainage:	\$ 53,448.96
7. Total completed and stored to date less retainage (4 minus 6):	\$ 481,040.64
8. Less previous Application for Payments:	\$ 277,254.72
9. DUE THIS APPLICATION (7 MINUS 8):	\$ 203,785.92

Accompanying Documentation:

CONTRACTOR'S Certification:

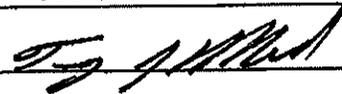
The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied on account to discharge CONTRACTOR's legitimate obligations incurred in connection with Work covered by prior Applications for Payment numbered 1 through 3 inclusive; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to OWNER at time of payment free and clear of all Liens, security interests and encumbrances (except for Payment will pass to OWNER at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to OWNER indemnifying OWNER against any such Lien, security interest or encumbrance); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and not defective.

Dated: 11/23/10

ME Collins Contracting Co., Inc.
 By: 

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated: 11-24-10

JEO CONSULTING GROUP, INC.
 By: 

APPLICATION APPROVED BY: City of Wayne, Nebraska

By: _____
 Title: _____

Date: _____

ATTEST:

By: _____

Title: _____

CONTRACTOR'S PROGRESS ESTIMATE

Owner: City of Wayne, Nebraska

Date: 11/23/10

Project: 2010 Wayne Sidewalk Replacement

Estimate No.: 3

Contractor: ME Collins Contracting Co., Inc.

JEO Project No.: 090836

ITEM NO.	CONTRACT QTY	UNIT	DESCRIPTION	QTY TO DATE	UNIT PRICE	TOTAL
GROUP "A" - REMOVALS						
1	1	LS	Mobilization	1	\$24,700.00	\$24,700.00
2	27,281	SF	Remove Sidewalk	26205	\$2.20	\$57,651.00
3	388	SY	Remove Driveway Paving	458	\$10.00	\$4,580.00
4	124	SY	Remove Pavement	155	\$10.00	\$1,550.00
5	931	SY	Remove Pavement & Salvage Brick	1022	\$16.00	\$16,352.00
6	473	LF	Remove Concrete Curb and Gutter	473	\$6.00	\$2,838.00
7	204	SY	Remove Alley Paving	224	\$14.00	\$3,136.00
8	8	EA	Remove & Reset Sign and Post	4	\$100.00	\$400.00
9	1	LS	Remove Step & Planters	1	\$700.00	\$700.00
10	118	SF	Remove & Salvage Brick	125	\$4.00	\$500.00
11	15	LF	Remove Trench Drain	15	\$10.00	\$150.00
12	12	EA	Remove Tree	12	\$300.00	\$3,600.00
13	4	EA	Remove Inlet	4	\$400.00	\$1,600.00
14	1	EA	Remove Junction Box		\$500.00	\$0.00
15	1	EA	Remove Existing Concrete Ramp Structure	1	\$3,000.00	\$3,000.00
16	8	LF	Remove Steps		\$50.00	\$0.00
17	1	EA	Remove Existing Concrete Stoop Structure		\$600.00	\$0.00
18	1	EA	Remove Existing Wood Ramp Structure		\$300.00	\$0.00
19	1	EA	Remove Manhole Ring and Cover		\$200.00	\$0.00
20	3	CY	Place Flowable Fill		\$165.00	\$0.00
TOTAL GROUP "A" - REMOVALS						\$120,757.00
GROUP "B" - SIDEWALK/PAVING IMPROVEMENTS						
1	25,382	SF	Build 5" Concrete Sidewalk	24317	\$4.80	\$116,721.60
2	1,094	SY	Build 8" PCC Pavement w/Integral Curb & Gutter	1086	\$47.00	\$51,042.00
3	389	SY	Build 8" PC Concrete Driveway Pavement	496	\$47.00	\$23,312.00
4	208	SY	Build 8" PC Concrete Alley Pavement	236	\$50.00	\$11,800.00
5	510	LF	Remove and Replace Concrete Curb and Gutter	423	\$30.00	\$12,690.00
6	143	SY	Build Brick Paving w/Salvaged Brick	37	\$80.00	\$2,960.00
7	1	EA	Ramp/Wall/Handrail Structures - "A" 3/D1.1		\$4,955.00	\$0.00

8	1	EA	Ramp/Wall/Handrail Structures – "B" 4/D1.1	0.69	\$4,480.00	\$3,078.00
9	1	EA	Ramp/Wall/Handrail Structures – "C" 6/D1.1		\$5,789.00	\$0.00
10	1	EA	Ramp/Wall/Handrail Structures – "D" 7/D1.1		\$8,799.00	\$0.00
11	1	EA	Ramp/Wall/Handrail Structures – "E" 8/D1.1	1	\$1,785.00	\$1,785.00
12	1	EA	Ramp/Wall/Handrail Structures – "F" 9/D1.1	1	\$10,810.00	\$10,810.00
13	1	EA	Ramp/Wall/Handrail Structures – "G" 10/D1.1		\$6,050.00	\$0.00
14	1	EA	Ramp/Wall/Handrail Structures – "H" 11/D1.1		\$17,899.00	\$0.00
15	1	EA	Ramp/Wall/Handrail Structures – "I" 1/D1.2		\$2,618.00	\$0.00
16	1	EA	Ramp/Wall/Handrail Structures – "J" 2/D1.2		\$4,182.00	\$0.00
17	1	EA	Ramp/Wall/Handrail Structures – "K" 3/D1.2		\$4,481.00	\$0.00
18	1	EA	Ramp/Wall/Handrail Structures – "L" 4/D1.2		\$1,505.00	\$0.00
19	1	EA	Ramp/Wall/Handrail Structures – "M" 5/D1.2		\$4,252.00	\$0.00
20	2	EA	Adjust Manholes to Grade	2	\$270.00	\$540.00
21	3	EA	Adjust Gas Valve Box to Grade	2	\$180.00	\$360.00
22	13	EA	Adjust Curb Stop to Grade	9	\$180.00	\$1,620.00
23	2	EA	Adjust Electrical Box to Grade	2	\$687.00	\$1,374.00
24	1,379	SY	Subgrade Preparation (12")	1086	\$2.10	\$2,280.60
25	3,704	SY	Subgrade Modification (12" Depth)	3417	\$20.00	\$68,340.00
26	227	LF	Build Barrier Curb	188	\$31.00	\$5,828.00
27	24	EA	Build Curb Ramp with Truncated Dome Panels	17	\$718.00	\$12,206.00
28	201	EA	Drill and Grout Tie Bars	314	\$8.00	\$2,512.00
29	8	EA	Structural Stoop	4	\$802.00	\$3,208.00
30	16	LF	Build Trench Drain	26	\$63.00	\$1,638.00
31	1	EA	Remove and Rebuild Curb Inlet Box Lid	1	\$1,583.00	\$1,583.00
32	1	EA	Build Drop Curb Grate Inlet (reuse existing grate)	1	\$2,518.00	\$2,518.00
33	1	EA	Build Curb Inlet Y=4', A=4'-0"	1	\$2,684.00	\$2,684.00
34	1	EA	Build Curb Inlet Y=12', A=4'-0"	1	\$3,448.00	\$3,448.00
35	1	EA	Build Curb Inlet Y=6', A=2'-8"	1	\$3,066.00	\$3,066.00
36	494	LF	Build 12" RCP Storm Sewer	458	\$30.00	\$13,740.00
37	4	VF	Build 48" Storm Sewer Manhole	4	\$515.00	\$2,060.00
38	1	EA	Manhole Ring and Cover	1	\$662.00	\$662.00
39	5	EA	Plug and Abandon Existing Storm Sewer	5	\$352.00	\$1,760.00
TOTAL GROUP "B" - SIDEWALK/PAVING IMPROVEMENTS						\$365,626.20

GROUP "C" - ELECTRICAL CONDUIT						
1	1,920	LF	Install 1-1/4" PVC Conduit Schedule 40 (Trenched)	1750	\$2.60	\$4,550.00
2	525	LF	Install 1-1/4" PVC Conduit Schedule 80 (Trenched)	628	\$2.80	\$1,758.40
3	108	LF	Install 1-1/4" PVC Conduit Schedule 80 (Bored)		\$9.00	\$0.00
4	11	EA	1-1/4" PVC Cap	9	\$14.00	\$126.00
5	2	EA	Connect to Existing Pull Box	5	\$40.00	\$200.00
6	3	EA	Connect to Existing Conduit	3	\$40.00	\$120.00
TOTAL GROUP "C" - ELECTRICAL CONDUIT						\$6,754.40
GROUP "D" - WATER MAIN						
1	424	LF	Install 8" PVC C900 Water Main	424	\$29.00	\$12,296.00
2	2	EA	Cap and Abandon Existing 8" Water Main	2	\$700.00	\$1,400.00
3	24	LF	Install 6" PVC C900 Water Main	24	\$30.00	\$720.00
4	1	EA	Cap and Abandon Existing 6" Water Main	1	\$700.00	\$700.00
5	28	LF	Install 4" PVC C900 Water Main	28	\$30.00	\$840.00
6	1	EA	Cap and Abandon Existing 4" Water Main	1	\$697.00	\$697.00
7	2	EA	Install 8" 45 Degree Bend	2	\$328.00	\$656.00
8	2	EA	Install 8" 90 Degree Bend	2	\$338.00	\$676.00
9	1	EA	Install 8"x4" Tee	1	\$378.00	\$378.00
10	3	EA	Install 8"x6" Tee	3	\$414.00	\$1,242.00
11	2	EA	Install 6" 45 Degree Bend	2	\$216.00	\$432.00
12	2	EA	Install 4" 90 Degree Bend	2	\$198.00	\$396.00
13	1	EA	Install 8" Gate Valve & Box	1	\$1,351.00	\$1,351.00
14	1	EA	Install 6" Gate Valve & Box	1	\$967.00	\$967.00
15	1	EA	Install 4" Gate Valve & Box	1	\$888.00	\$888.00
16	1	EA	Install 8" Bolted Flex Coupling	1	\$359.00	\$359.00
17	1	EA	Install 6" Bolted Flex Coupling	1	\$315.00	\$315.00
18	1	EA	Install 4" Bolted Flex Coupling	1	\$207.00	\$207.00
19	5	EA	Install 1" Corp Stop w/ Saddle	5	\$327.00	\$1,635.00
20	5	EA	Install 1" Curb Stop & Box	5	\$273.00	\$1,365.00
21	169	LF	Install 1" PE Service Line	251	\$20.00	\$5,020.00
22	5	EA	Connect to existing service line	6	\$80.00	\$480.00
23	2	EA	Install 3-Way Fire Hydrant w/Auxiliary Valve	2	\$3,817.00	\$7,634.00
24	2	EA	Remove & Salvage Existing Hydrant	2	\$349.00	\$698.00
SUBTOTAL GROUP "D" - WATER MAIN						\$41,352.00
TOTAL BASE BID						\$534,489.60

CHANGE ORDER

No. One (1)

DATE OF ISSUANCE November 18, 2010

EFFECTIVE DATE November 16, 2010

OWNER City of Wayne, Nebraska
 CONTRACTOR ME Collins Contracting Co., Inc.
 Project: 2010 Wayne Sidewalk Replacement
 JEO Project No.: 090836
 ENGINEER JEO Consulting Group, Inc.

You are directed to make the following changes in the Contract Documents:
Description:

Changes to ADA ramps.

Reason for Change Order: Request from property owners and as directed by the City.

Attachments: (List documents supporting change)

CHANGE IN CONTRACT PRICE:	
Original Contract Price	\$ <u>624,616.70</u>
Net Increase (Decrease) from previous Change Orders No. ___ to ___:	\$ <u>0.00</u>
Contract Price prior to this Change Order:	\$ <u>624,616.70</u>
Net increase of this Change Order:	\$ <u>4,579.00</u>
Contract Price with all approved Change Orders:	\$ <u>629,195.70</u>

CHANGE IN CONTRACT TIMES:	
Original Contract Times:	Ready for final payment: <u>November 1, 2010</u> (days or dates)
Net change from previous Change Orders No. ___ to ___:	Ready for final payment: <u>NA</u> (days)
Contract Times prior to this Change Order:	Ready for final payment: <u>November 1, 2010</u> (days or dates)
Net increase (decrease) this Change Order:	Ready for final payment: <u>39 Days</u> (days)
Contract Times with all approved Change Orders:	Ready for final payment: <u>December 10, 2010</u> (days or dates)

RECOMMENDED: JEO Consulting Group, Inc.

By: [Signature]
ENGINEER (Authorized Signature)

Date: 11-30-10

ACCEPTED: ME Collins Contracting Co., Inc.

BY: [Signature]
CONTRACTOR (Authorized Signature)

APPROVED: City of Wayne, Nebraska

By: _____
OWNER (Authorized Signature)

Date: _____

DATE: 11/29/10

2010 Wayne Sidewalk Replacement
Wayne, Nebraska
JEO Project No. 090836

November 16, 2010

CHANGE ORDER NO. 1

Owner: City of Wayne, Nebraska

Contractor: ME Collins Contracting Co., Inc.

ORIGINAL CONTRACT AMOUNT: \$624,616.70

ITEM NO.	QTY	UNIT	DESCRIPTION	UNIT PRICE	ADD	DEDUCT
C1.1	1	EA	Changes to Ramp "A"	\$1,455.00		\$1,455.00
C1.2	1	EA	Eliminate Ramp "B"	\$4,480.00		\$4,480.00
C1.3	1	EA	New steps at 302+25 Rt	\$3,078.00	\$3,078.00	
C1.4	1	EA	Eliminate Ramp "J"	\$4,182.00		\$4,182.00
C1.5	1	EA	Eliminate Ramp "L"	\$1,505.00		\$1,505.00
C1.6	1	EA	Eliminate Ramp "M"	\$4,252.00		\$4,252.00
C1.7	1	LS	Ramp & Improvements at Godfathers	\$23,425.00	\$23,425.00	
C1.8	1	EA	Eliminate Ramp "G"	\$6,050.00		\$6,050.00
TOTAL ADD					\$26,503.00	
TOTAL DEDUCT						\$21,924.00
NET					\$4,579.00	
NEW CONTRACT AMOUNT						\$629,195.70



December 2, 2010

Lowell D. Johnson
City Administrator
City of Wayne
PO Box 8
Wayne, NE 68787

RE: Wayne, NE
2009-2010 Wastewater Treatment Facility Improvements, Phase I
JEO Project No. 090621 / 617S7

Dear Lowell:

Enclosed for the Council's consideration are four (4) copies of Application for Payment No. 4 for the above referenced project. Work completed this month includes mostly rebar and concrete on the Aquarius tank and walls of the blower building. The Contractor is seeking payment on \$689,078.93 less retainage and previous payments. JEO recommends payment in the amount of \$184,335.24 to Eriksen Construction Co. Inc.

A progress meeting was held on December 2, 2010 and meeting minutes will be forwarded. Also enclosed with the pay application are copies of the daily field reports with a copy also being forwarded to staff for review. In the next month more of the tank walls should be poured, and some of the building masonry may be completed.

Upon approval of the pay application, please forward one copy with payment to the Contractor, and return one copy to JEO. You can provide photocopies to NDEQ or USEPA for reimbursement through the funding agencies.

Sincerely,

A handwritten signature in blue ink that reads "Roger S. Protzman".

Roger S. Protzman, P.E.
Project Manager

RSP:skw
Enclosures

Pc: Gary Poutre w/Field Reports (via email)

APPLICATION FOR PAYMENT NO. 4

To: City of Wayne, Nebraska
From: Eriksen Construction Company, Inc.
Contract For: 2009 - 2010 Wastewater Treatment Facility Improvements, Phase I
ENGINEER's Project No. 090621 (617S7)
For Work accomplished through the date of: 11/22/2010

Table with 2 columns: Description and Amount. Rows include: 1. Original Contract Price: \$5,098,770.00; 2. Net change by Change Orders and Written Amendments (+ or -); 3. Current Contract Price (1 plus 2): \$ 5,098,770.00; 4. Total completed and stored to date: \$689,078.93; 5. Percent of Project Completed 14%; 6. Retainage (per agreement): 10% of completed Work and Stored Materials: \$ 68,907.89; Total Retainage: \$ 68,907.89; 7. Total completed and stored to date less retainage (4 minus 6): \$ 620,171.04; 8. Less previous Application for Payments: \$ 435,835.80; 9. DUE THIS APPLICATION (7 MINUS 8): \$ 184,335.24

Accompanying Documentation:

CONTRACTOR'S Certification:

The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied on account to discharge CONTRACTOR's legitimate obligations incurred in connection with Work covered by prior Applications for Payment numbered 1 through 3 inclusive; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to OWNER at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to OWNER indemnifying OWNER against any such Lien, security interest or encumbrance); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and not defective.

Dated: 11/22/10 ERIKSEN CONSTRUCTION COMPANY, INC.
By: [Signature]

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated: 12/2/10 JEO CONSULTING GROUP, INC.
By: [Signature]

APPLICATION APPROVED BY:

By:
Title: Date:

ATTEST:

By: Title:

Continuation Sheet

Application and Certificate for Payment, containing Contractor's signed certification is attached. In tabulations below, amounts are stated to the nearest Dollar.

Application Number: 4
 Application Date: 11/22/10
 Period From: 10/29/10
 Period To: 11/22/10
 Eng. Project No.: 617S7

Use Column 1 on Contracts where variable retainage for line items may apply.

Retainage: 10%

A No.	B Description of Work	C Scheduled Value	D Work Completed			G Total Completed and Stored to Date D+E+F	H % G/C	I C-G	J Retainage 10%
			Previous Applications	Work In Place	Stored Materials				
1	Bonds and Insurance	75,000.00	75,000.00	0.00	0.00	75000.00	100%	0.00	7500.00
2	Mobilization	68,680.00	52,000.00	5,000.00	0.00	57000.00	83%	11680.00	5700.00
3	Site Clearing	85,360.00	80,000.00	5,360.00	0.00	85360.00	100%	0.00	8536.00
4	Grading	25,660.00	5,000.00	0.00	0.00	5000.00	19%	20660.00	500.00
5	Excavation	50,724.00	30,000.00	0.00	0.00	30000.00	59%	20724.00	3000.00
6	Aquarius Tank Rock Base & Sub	39,780.00	39,780.00	0.00	0.00	39780.00	100%	0.00	3978.00
7	Fill	9,780.00	0.00	0.00	0.00	0.00	0%	9780.00	0.00
8	Backfill	80,126.00	0.00	0.00	0.00	0.00	0%	80126.00	0.00
9	Surcharge	19,375.00	19,375.00	0.00	0.00	19375.00	100%	0.00	1937.50
10	Staging Area	34,607.00	34,607.00	0.00	0.00	34607.00	100%	0.00	3460.70
11	Demolition	2,120.00	0.00	0.00	0.00	0.00	0%	2120.00	0.00
12	Rock Around Lift Station	2,163.00	0.00	0.00	0.00	0.00	0%	2163.00	0.00
13	Errosion Control	15,000.00	9,000.00	0.00	0.00	9000.00	60%	6000.00	900.00
14	Fence	40,783.00	21,000.00	0.00	0.00	21000.00	51%	19783.00	2100.00
15	Seeding	5,000.00	0.00	0.00	0.00	0.00	0%	5000.00	0.00
16	Pavement	32,000.00	0.00	0.00	0.00	0.00	0%	32000.00	0.00
17	Concrete	294,000.00	65,000.00	50,000.00	0.00	115000.00	39%	179000.00	11500.00
18	Rebar	196,100.00	50,000.00	55,000.00	0.00	105000.00	54%	91100.00	10500.00
19	Hollow Core	2,500.00	0.00	0.00	0.00	0.00	0%	2500.00	0.00
20	Masonry	151,450.00	0.00	0.00	0.00	0.00	0%	151450.00	0.00
21	Misc. Metals	65,000.00	0.00	0.00	0.00	0.00	0%	65000.00	0.00
22	Handrails/Stairs/Grating	21,000.00	0.00	0.00	0.00	0.00	0%	21000.00	0.00
23	Final Clarifier Demo	4,400.00	0.00	0.00	0.00	0.00	0%	4400.00	0.00
24	Flat Covers	250,000.00	0.00	0.00	0.00	0.00	0%	250000.00	0.00
25	Carpentry	28,500.00	0.00	0.00	0.00	0.00	0%	28500.00	0.00
26	Trusses	10,500.00	0.00	0.00	0.00	0.00	0%	10500.00	0.00
27	Water Repellants	3,500.00	0.00	0.00	0.00	0.00	0%	3500.00	0.00
28	Insulation	1,000.00	0.00	0.00	0.00	0.00	0%	1000.00	0.00
29	Gutters	3,000.00	0.00	0.00	0.00	0.00	0%	3000.00	0.00
30	Joint Sealants	8,000.00	0.00	0.00	0.00	0.00	0%	8000.00	0.00
31	Doors & Hardware	7,800.00	0.00	1,300.00	0.00	1300.00	17%	6500.00	130.00
32	Overhead Doors	12,000.00	0.00	0.00	0.00	0.00	0%	12000.00	0.00
33	Drywall	1,000.00	0.00	0.00	0.00	0.00	0%	1000.00	0.00
34	Painting	45,000.00	0.00	0.00	0.00	0.00	0%	45000.00	0.00
35	Toilet Accessories	4,700.00	0.00	0.00	0.00	0.00	0%	4700.00	0.00
36	Grit and Screw Classifier System	200,000.00	0.00	0.00	0.00	0.00	0%	200000.00	0.00
37	Submersible Lift Station Pumps	33,000.00	0.00	0.00	0.00	0.00	0%	33000.00	0.00
38	Rotary Lobe Pumps	4,800.00	0.00	0.00	0.00	0.00	0%	4800.00	0.00
39	Scraper Clarifiers	165,000.00	0.00	0.00	0.00	0.00	0%	165000.00	0.00
40	Verticle Fine Screen	98,000.00	0.00	0.00	0.00	0.00	0%	98000.00	0.00
41	Interially Fed Drum Screen & Comp	142,500.00	0.00	0.00	0.00	0.00	0%	142500.00	0.00
42	Gates	14,000.00	0.00	0.00	0.00	0.00	0%	14000.00	0.00
43	Aquarius MSABP	1,326,600.00	0.00	0.00	0.00	0.00	0%	1326600.00	0.00

Application and Certificate for Payment, containing Contractor's signed certification is attached. In tabulations below, amounts are stated to the nearest Dollar.

Application Number: 4
Application Date: 11/22/10
Period From: 10/29/10
Period To: 11/22/10
Eng. Project No.: 617S7

Use Column 1 on Contracts where variable retainage for line items may apply.

Retainage: 10%

A No.	B Description of Work	C Scheduled Value	D Work Completed			G Total Completed and Stored to Date D+E+F	H % G/C	C-G	I Retainage 10%
			Previous Applications	Work In Place	Stored Materials				
44	Positive Displacement Blower	64,050.00	0.00	0.00	0.00	0.00	0%	64050.00	0.00
45	Casework/Counter Top	11,865.00	0.00	0.00	0.00	0.00	0%	11865.00	0.00
46	Hoist/Trolley/Crane	13,650.00	0.00	0.00	0.00	0.00	0%	13650.00	0.00
47	Valves	117,600.00	0.00	0.00	0.00	0.00	0%	117600.00	0.00
48	Yard Piping	238,975.00	0.00	10,000.00	73156.93	83156.93	35%	155818.07	8315.69
49	Manholes	174,900.00	0.00	0.00	0.00	0.00	0%	174900.00	0.00
50	Process Piping	98,322.00	0.00	0.00	0.00	0.00	0%	98322.00	0.00
51	Mechanical	86,000.00	500.00	2,500.00	0.00	3000.00	3%	83000.00	300.00
52	Electrical	613,900.00	3,000.00	2,500.00	0.00	5500.00	1%	608400.00	550.00
53		0.00	0.00	0.00	0.00	0.00	0%	0.00	0.00
		5,098,770.00	484262.00	131,660.00	73156.93	689078.93	14%	4409691.07	68907.89



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2249912
INVOICE DATE	11/10/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due	\$25,840.00
-------------------------	--------------------

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

E0029X 10206 D266677978 P654703 0005:0006



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to:

Backordered from:
 10/29/10 2076541

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-858-0457
 WAYNE, NE
 CUSTOMER JOB- WAYNE WAYNE WWTP*

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Return Top Portion With Payment For Faster Credit

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/04/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2249912
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
/20009127199	BID SEQ# 1280 6X3 FLG CROSS DI C110 UNLINED BID SEQ# 1290	12	12	12	190.08000	EA	.00
/19209127200	6 FLG X FLG DI PIPE 12'8" U/L BID SEQ# 1300	10	10	10	425.00000	EA	.00
/20009127201	6 DI BLIND FLANGE UNLINED BID SEQ# 1310	2	2	2	37.51000	EA	.00

*599
 11-15-10
 X*

This transaction is governed by and subject to HD Supply Waterworks standard terms and conditions, which are incorporated herein by this reference and accepted. To review these terms and conditions, please point your web browser to <http://waterworks.hdsupply.com/TandC/>.

Terms	SubTotal
NET 30	25,840.00

Freight	Delivery	Handling	Restock	Misc.	Tax	INVOICE TOTAL	\$25,840.00

HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138

THANK YOU FOR YOUR ORDER
 VISIT
 WATERWORKS.HDSUPPLY.COM
 FOR OTHER SERVICES OFFERED

INVOICE:	2249912
----------	---------



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2249912
INVOICE DATE	11/10/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237
Total Amount Due	\$25,840.00

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

E0029X 10202 D266677978 P654703 0001:0006



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to:

Backordered from:
 10/29/10 2076541

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE
 CUSTOMER JOB- WAYNE WAYNE WWTP*

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Return Top Portion With Payment For Faster Credit

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/04/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2249912
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
	HD SUPPLY WATERWORKS PO#- 4870321						
0118350T	18 TJ PR350 DI PIPE C/L BID SEQ# 20	774	544	230	47.50000	FT	25,840.00
0110350T	10 TJ PR350 DI PIPE C/L BID SEQ# 50	341		341	18.08000	FT	.00
/25009127138	6 TJ PR350 DI PIPE UNLINED BID SEQ# 80	197		197	11.50000	FT	.00
2510FP0500	10 FLGXPE DI PIPE 5'0" C/L BID SEQ# 660	1		1	272.00000	EA	.00
2510FF0106	10 FLGXFLG DI PIPE 1'6" BID SEQ# 680	1		1	209.00000	EA	.00
/19209127160	10 FLGXFLG DI PIPE 13'4" BID SEQ# 690	1		1	760.00000	EA	.00
24109F	10 FLG 90 BEND C/L DI C110 BID SEQ# 700	1		1	213.00000	EA	.00
2508FF1206	8 FLGXFLG DI PIPE 12'6" BID SEQ# 710	8		8	525.00000	EA	.00
2508FP0400	8 FLGXPE DI PIPE 4'0" C/L BID SEQ# 720	4		4	193.00000	EA	.00
2510FP0700	10 FLGXPE DI PIPE 7'0" C/L BID SEQ# 750	1		1	370.00000	EA	.00
2510FF0500	10 FLGXFLG DI PIPE 5'0" BID SEQ# 760	1		1	374.00000	EA	.00
/19209127844	18 FLGXPE DI PIPE 12'8"	1		1	1512.00000	EA	.00
2518FF0100	18 FLGXFLG DI PIPE 1'0" C/L	1		1	755.00000	EA	.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138

402/896-6173

INVOICE #	2249912
INVOICE DATE	11/10/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due	\$25,840.00
-------------------------	--------------------

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

Backordered from:
 10/29/10 2076541

Shipped to:

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE

CUSTOMER JOB- WAYNE WAYNE WWTP*

E0029X 10203 D266677978 P654703 0002:0006



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Return Top Portion With Payment For Faster Credit

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/04/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2249912
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
	BID SEQ# 800						
/19209127845	18 FLGXPE DI PIPE 15'6"	1		1	1407.00000	EA	.00
/19209127168	18 FLGXPE DI PIPE 10'6" BID SEQ# 850	1		1	1170.00000	EA	.00
2504FF0408	4 FLGXFLG DI PIPE 4'8" BID SEQ# 870	1		1	177.00000	EA	.00
24049F	4 FLG 90 BEND C/L DI C110 BID SEQ# 880	3		3	57.00000	EA	.00
2504FF0108	4 FLGXFLG DI PIPE 1'8" BID SEQ# 890	1		1	100.00000	EA	.00
2504FF0610	4 FLGXFLG DI PIPE 6'10" BID SEQ# 900	1		1	226.00000	EA	.00
2503FF0008	3 FLGXFLG DI PIPE 0'8" BID SEQ# 910	1		1	88.00000	EA	.00
24039F	3 FLG 90 BEND C/L DI C110 BID SEQ# 920	9		9	39.00000	EA	.00
/19209127855	3 FLGXFLG DI PIPE 4'2"	1		1	155.00000	EA	.00
/19209127856	3 FLGXFLG DI PIPE 9'10"	1		1	283.00000	EA	.00
/19209127857	3 FLGXFLG DI PIPE 5'3"	1		1	178.00000	EA	.00
2503FF0405	3 FLGXFLG DI PIPE 4'5" BID SEQ# 960	1		1	160.00000	EA	.00
2503FP0400	3 FLGXPE DI PIPE 4'0" C/L BID SEQ# 970	1		1	155.00000	EA	.00
2504FP0700	4 FLGXPE DI PIPE 7'0" C/L	1		1	185.00000	EA	.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2249912
INVOICE DATE	11/10/10
ACCOUNT #	101321
SALESPERSON	JOE MC LAUGHLIN
BRANCH #	237
Total Amount Due	\$25,840.00

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

E0029X 10204 D266877978 P654703 0003:0006



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to:

Backordered from:
 10/29/10 2076541

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE

CUSTOMER JOB- WAYNE WAYNE WWTP*

Return Top Portion With Payment For Faster Credit

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/04/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2249912
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
	BID SEQ# 980						
2508FP1306	8 FLGXPE DI PIPE 13'6" C/L BID SEQ# 1010	1		1	488.00000	EA	.00
2406T060F	6X6 FLG TEE C/L DI C110 BID SEQ# 1020	2		2	122.00000	EA	.00
2506FF0102	6 FLGXFLG DI PIPE 1'2" BID SEQ# 1030	1		1	112.00000	EA	.00
/19209127865	6 FLGXPE DI PIPE 13'4"	1		1	343.00000	EA	.00
/20009127871	6X5 FLG CONC RED DI C110 UNLIN	3		3	68.40000	EA	.00
/20009127182	6 FLG CROSS DI C110 UNLINED BID SEQ# 1060	2		2	190.08000	EA	.00
/19209127183	6 FLGXFLG DI PIPE 2'4" UNLINED BID SEQ# 1070	2		2	133.50000	EA	.00
/19209127184	6 FLG TEE DI C110 UNLINED BID SEQ# 1080	3		3	138.70000	EA	.00
/19209127185	6 FLGXFLG DI PIPE 1'6" UNLINED BID SEQ# 1090	2		2	126.50000	EA	.00
/20009127186	6 DI FLG 90 BEND DI C110 UNLIN BID SEQ# 1100	2		2	94.60000	EA	.00
/19209127187	6 FLGXFLG DI PIPE 7'0" UNLINED BID SEQ# 1110	1		1	264.50000	EA	.00
/20009127188	6 BLIND FLANGE DI C110 UNLINED BID SEQ# 1120	4		4	37.51000	EA	.00
/19209127189	6 FLGXPE DI PIPE 5'6" U/L BID SEQ# 1130	4		4	199.50000	EA	.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2249912
INVOICE DATE	11/10/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237
Total Amount Due	\$25,840.00

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

E0029X 10205 0266677978 P654703 0004:0006



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to: 10/29/10 2076541

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE

CUSTOMER JOB- WAYNE WAYNE WWTP*

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Return Top Portion With Payment For Faster Credit

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/04/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2249912
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
2406R05F	6X5 FLG REDUCER C/L DI C110 BID SEQ# 1140	1		1	63.00000	EA	.00
24069F	6 FLG 90 BEND C/L DI C110 BID SEQ# 1150	13		13	116.00000	EA	.00
2506FF0300	6 FLGXFLG DI PIPE 3'0" BID SEQ# 1160	1		1	161.70000	EA	.00
2506FF0310	6 FLGXFLG DI PIPE 3'10" C/L BID SEQ# 1170	1		1	192.50000	EA	.00
2406T060F	6X6 FLG TEE C/L DI C110 BID SEQ# 1180	1		1	155.00000	EA	.00
2506FF0008	6 FLGXFLG DI PIPE 0'8" BID SEQ# 1190	3		3	119.90000	EA	.00
2506FP1706	6 FLGXPE DI PIPE 17'6" C/L BID SEQ# 1200	1		1	460.00000	EA	.00
24069F	6 FLG 90 BEND C/L DI C110 BID SEQ# 1210	5		5	116.00000	EA	.00
2506FF0508	6 FLGXFLG DI PIPE 5'8" C/L BID SEQ# 1220	3		3	239.80000	EA	.00
2406W060F	6X6 FLG WYE C/L DI C110 BID SEQ# 1230	1		1	180.00000	EA	.00
/19209127196	6 FLGXPE DI PIPE 6'0" UNLINED BID SEQ# 1260	2		2	183.00000	EA	.00
/20009127197	6 FLG 90 BEND DI C110 UNLINED BID SEQ# 1270	2		2	94.60000	EA	.00
/19209127198	6 FLGXFLG DI PIPE 8'0" UNLINED	2		2	264.50000	EA	.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2277581
INVOICE DATE	11/16/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due \$31,990.06

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

922 1 MB 0.382 E0428X 10651 D268222900 P657741 0001:0005



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to:

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE

Backordered from:
 10/29/10 2076541

CUSTOMER JOB- WAYNE WAYNE WWTP*

Return Top Portion With Payment For Faster Credit

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/09/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2277581
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
	HD SUPPLY WATERWORKS PO#- 4870321						
0118350T	18 TJ PR350 DI PIPE C/L BID SEQ# 20	2		2	47.50000	FT	.00
0110350T	10 TJ PR350 DI PIPE C/L BID SEQ# 50	142	145		18.08000	FT	2,621.60
/25009127138	6 TJ PR350 DI PIPE UNLINED BID SEQ# 80	197	200		11.50000	FT	2,300.00
2510FP0500	10 FLGXPE DI PIPE 5'0" C/L BID SEQ# 660	1	1		272.00000	EA	272.00
2510FF0106	10 FLGXFLG DI PIPE 1'6" BID SEQ# 680	1	1		209.00000	EA	209.00
/19209127160	10 FLGXFLG DI PIPE 13'4" BID SEQ# 690	1	1		760.00000	EA	760.00
24109F	10 FLG 90 BEND C/L DI C110 BID SEQ# 700	1	1		213.00000	EA	213.00
2508FF1206	8 FLGXFLG DI PIPE 12'6" BID SEQ# 710	8	8		525.00000	EA	4,200.00
2508FP0400	8 FLGXPE DI PIPE 4'0" C/L BID SEQ# 720	4	4		193.00000	EA	772.00
2510FP0700	10 FLGXPE DI PIPE 7'0" C/L BID SEQ# 750	1	1		370.00000	EA	370.00
2510FF0500	10 FLGXFLG DI PIPE 5'0" BID SEQ# 760	1	1		374.00000	EA	374.00
/19209127844	18 FLGXPE DI PIPE 12'8"	1	1		1512.00000	EA	1,512.00
2518FF0100	18 FLGXFLG DI PIPE 1'0" C/L	1	1		755.00000	EA	755.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138

402/896-6173

INVOICE #	2277581
INVOICE DATE	11/16/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due	\$31,990.06
-------------------------	--------------------

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

922 1 MB 0.382 E0428X I0652 D268222900 P657741 0002:0005



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to:

Backordered from:
 10/29/10 2076541

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE
 CUSTOMER JOB- WAYNE WAYNE WWTP*

Return Top Portion With Payment For Faster Credit

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/09/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2277581
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
	BID SEQ# 800						
/19209127845	18 FLGXPE DI PIPE 15'6"	1	1		1407.00000	EA	1,407.00
/19209127168	18 FLGXPE DI PIPE 10'6" BID SEQ# 850	1	1		1170.00000	EA	1,170.00
2504FF0408	4 FLGXFLG DI PIPE 4'8" BID SEQ# 870	1	1		177.00000	EA	177.00
24049F	4 FLG 90 BEND C/L DI C110 BID SEQ# 880	3	3		57.00000	EA	171.00
2504FF0108	4 FLGXFLG DI PIPE 1'8" BID SEQ# 890	1	1		100.00000	EA	100.00
2504FF0610	4 FLGXFLG DI PIPE 6'10" BID SEQ# 900	1	1		226.00000	EA	226.00
2503FF0008	3 FLGXFLG DI PIPE 0'8" BID SEQ# 910	1	1		88.00000	EA	88.00
24039F	3 FLG 90 BEND C/L DI C110 BID SEQ# 920	9	9		39.00000	EA	351.00
/19209127855	3 FLGXFLG DI PIPE 4'2"	1	1		155.00000	EA	155.00
/19209127856	3 FLGXFLG DI PIPE 9'10"	1	1		283.00000	EA	283.00
/19209127857	3 FLGXFLG DI PIPE 5'3"	1	1		178.00000	EA	178.00
2503FF0405	3 FLGXFLG DI PIPE 4'5" BID SEQ# 960	1	1		160.00000	EA	160.00
2503FP0400	3 FLGXPE DI PIPE 4'0" C/L BID SEQ# 970	1	1		155.00000	EA	155.00
2504FP0700	4 FLGXPE DI PIPE 7'0" C/L	1	1		185.00000	EA	185.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-8173

INVOICE #	2277581
INVOICE DATE	11/16/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due	\$31,990.06
-------------------------	--------------------

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

922 1 MB 0.382 E0428X 10653 0268222900 P657741 0003:0005



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to:

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE

Backordered from:
 10/29/10 2076541

CUSTOMER JOB- WAYNE WAYNE WWTP*

Return Top Portion With Payment For Faster Credit

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/09/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2277581
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
	BID SEQ# 980						
2508FP1306	8 FLGXPE DI PIPE 13'6" C/L BID SEQ# 1010	1	1		488.00000	EA	488.00
2406T060F	6X6 FLG TEE C/L DI C110 BID SEQ# 1020	2	2		122.00000	EA	244.00
2506FF0102	6 FLGXFLG DI PIPE 1'2" BID SEQ# 1030	1	1		112.00000	EA	112.00
/19209127865	6 FLGXPE DI PIPE 13'4"	1	1		343.00000	EA	343.00
/20009127871	6X5 FLG CONC RED DI C110 UNLIN	2		2	68.40000	EA	.00
/20009127182	6 FLG CROSS DI C110 UNLINED BID SEQ# 1060	2	2		190.08000	EA	380.16
/19209127183	6 FLGXFLG DI PIPE 2'4" UNLINED BID SEQ# 1070	2	2		133.50000	EA	267.00
/19209127184	6 FLG TEE DI C110 UNLINED BID SEQ# 1080	3	3		138.70000	EA	416.10
/19209127185	6 FLGXFLG DI PIPE 1'6" UNLINED BID SEQ# 1090	2	2		126.50000	EA	253.00
/20009127186	6 DI FLG 90 BEND DI C110 UNLIN BID SEQ# 1100	2	2		94.60000	EA	189.20
/19209127187	6 FLGXFLG DI PIPE 7'0" UNLINED BID SEQ# 1110	1	1		264.50000	EA	264.50
/19209127189	6 FLGXPE DI PIPE 5'6" U/L BID SEQ# 1130	4	4		199.50000	EA	798.00
24069F	6 FLG 90 BEND C/L DI C110 BID SEQ# 1150	13	13		116.00000	EA	1,508.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2277581
INVOICE DATE	11/16/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due	\$31,990.06
-------------------------	--------------------

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

922 1 MB 0.382 E0428X 10654 D268222900 P657741 0004:0005



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to:

Backordered from:
 10/29/10 2076541

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE
 CUSTOMER JOB- WAYNE WAYNE WWTP*

Return Top Portion With Payment For Faster Credit

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/09/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2277581
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
2506FF0300	6 FLGXFLG DI PIPE 3'0" BID SEQ# 1160	1	1		161.70000	EA	161.70
2506FF0310	6 FLGXFLG DI PIPE 3'10" C/L BID SEQ# 1170	1	1		192.50000	EA	192.50
2406T060F	6X6 FLG TEE C/L DI C110 BID SEQ# 1180	1	1		155.00000	EA	155.00
2506FF0008	6 FLGXFLG DI PIPE 0'8" BID SEQ# 1190	3	3		119.90000	EA	359.70
2506FP1706	6 FLGXPE DI PIPE 17'6" C/L BID SEQ# 1200	1	1		460.00000	EA	460.00
2506FF0508	6 FLGXFLG DI PIPE 5'8" C/L BID SEQ# 1220	3	3		239.80000	EA	719.40
2406W060F	6X6 FLG WYE C/L DI C110 BID SEQ# 1230	1	1		180.00000	EA	180.00
/19209127196	6 FLGXPE DI PIPE 6'0" UNLINED BID SEQ# 1260	2	2		183.00000	EA	366.00
/20009127197	6 FLG 90 BEND DI C110 UNLINED BID SEQ# 1270	2	2		94.60000	EA	189.20
/19209127198	6 FLGXFLG DI PIPE 8'0" UNLINED BID SEQ# 1280	2	2		264.50000	EA	529.00
/20009127199	6X3 FLG CROSS DI C110 UNLINED BID SEQ# 1290	12		12	190.08000	EA	.00
/19209127200	6 FLGXFLG DI PIPE 12'8" U/L	10	10		425.00000	EA	4,250.00



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2271548
INVOICE DATE	11/15/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due	\$15,326.87
-------------------------	--------------------

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

Backordered from:
 10/29/10 2076541

Shipped to:

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE
CUSTOMER JOB- WAYNE WAYNE WWTP*

E0005X 10033 0267813436 P656959 0005:0007



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Return Top Portion With Payment For Faster Credit

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/09/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2271548
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
/20009127199	BID SEQ# 1280 6X3 FLG CROSS DI C110 UNLINED BID SEQ# 1290	12	12		190.08000	EA	.00
/19209127200	6 FLGXFLG DI PIPE 12'8" U/L BID SEQ# 1300	10	10		425.00000	EA	.00
/20009127201	6 DI BLIND FLANGE UNLINED BID SEQ# 1310	2	1	1	37.51000	EA	37.51

This transaction is governed by and subject to HD Supply Waterworks standard terms and conditions, which are incorporated herein by this reference and accepted. To review these terms and conditions, please point your web browser to <http://waterworks.hdsupply.com/TandC/>.

Terms	SubTotal
NET 30	15,326.87

Freight	Delivery	Handling	Restock	Misc.	Tax	INVOICE TOTAL	\$15,326.87
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HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138

THANK YOU FOR YOUR ORDER
 VISIT
 WATERWORKS.HDSUPPLY.COM
 FOR OTHER SERVICES OFFERED

INVOICE:	2271548
-----------------	---------



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2271548
INVOICE DATE	11/15/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due	\$15,326.87
-------------------------	--------------------

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

E0005X 10029 D267813436 P656959 0001:0007



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to:

Backordered from:
 10/29/10 2076541

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE

CUSTOMER JOB- WAYNE WAYNE WWTP*

*Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.*

Return Top Portion With Payment For Faster Credit

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/09/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2271548
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
0118350T	HD SUPPLY WATERWORKS PO#- 4870321 18 TJ PR350 DI PIPE C/L BID SEQ# 20	230	228	2	47.50000	FT	10,830.00
0110350T	10 TJ PR350 DI PIPE C/L BID SEQ# 50	341	199	142	18.08000	FT	3,597.92
/25009127138	6 TJ PR350 DI PIPE UNLINED BID SEQ# 80	197		197	11.50000	FT	.00
2510FP0500	10 FLGXPE DI PIPE 5'0" C/L BID SEQ# 660	1		1	272.00000	EA	.00
2510FF0106	10 FLGXFLG DI PIPE 1'6" BID SEQ# 680	1		1	209.00000	EA	.00
/19209127160	10 FLGXFLG DI PIPE 13'4" BID SEQ# 690	1		1	760.00000	EA	.00
24109F	10 FLG 90 BEND C/L DI C110 BID SEQ# 700	1		1	213.00000	EA	.00
2508FF1206	8 FLGXFLG DI PIPE 12'6" BID SEQ# 710	8		8	525.00000	EA	.00
2508FP0400	8 FLGXPE DI PIPE 4'0" C/L BID SEQ# 720	4		4	193.00000	EA	.00
2510FP0700	10 FLGXPE DI PIPE 7'0" C/L BID SEQ# 750	1		1	370.00000	EA	.00
2510FF0500	10 FLGXFLG DI PIPE 5'0" BID SEQ# 760	1		1	374.00000	EA	.00
/19209127844	18 FLGXPE DI PIPE 12'8"	1		1	1512.00000	EA	.00
2518FF0100	18 FLGXFLG DI PIPE 1'0" C/L	1		1	755.00000	EA	.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2271548
INVOICE DATE	11/15/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due	\$15,326.87
-------------------------	--------------------

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

Backordered from:
 10/29/10 2076541

Shipped to:

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE
 CUSTOMER JOB- WAYNE WAYNE WWTP*

E0005X 10030 0267813436 P656959 0002:0007



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Return Top Portion With Payment For Faster Credit

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/09/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2271548
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
	BID SEQ# 800						
/19209127845	18 FLGXPE DI PIPE 15'6"	1		1	1407.00000	EA	.00
/19209127168	18 FLGXPE DI PIPE 10'6" BID SEQ# 850	1		1	1170.00000	EA	.00
2504FF0408	4 FLGXFLG DI PIPE 4'8" BID SEQ# 870	1		1	177.00000	EA	.00
24049F	4 FLG 90 BEND C/L DI C110 BID SEQ# 880	3		3	57.00000	EA	.00
2504FF0108	4 FLGXFLG DI PIPE 1'8" BID SEQ# 890	1		1	100.00000	EA	.00
2504FF0610	4 FLGXFLG DI PIPE 6'10" BID SEQ# 900	1		1	226.00000	EA	.00
2503FF0008	3 FLGXFLG DI PIPE 0'8" BID SEQ# 910	1		1	88.00000	EA	.00
24039F	3 FLG 90 BEND C/L DI C110 BID SEQ# 920	9		9	39.00000	EA	.00
/19209127855	3 FLGXFLG DI PIPE 4'2"	1		1	155.00000	EA	.00
/19209127856	3 FLGXFLG DI PIPE 9'10"	1		1	283.00000	EA	.00
/19209127857	3 FLGXFLG DI PIPE 5'3"	1		1	178.00000	EA	.00
2503FF0405	3 FLGXFLG DI PIPE 4'5" BID SEQ# 960	1		1	160.00000	EA	.00
2503FP0400	3 FLGXPE DI PIPE 4'0" C/L BID SEQ# 970	1		1	155.00000	EA	.00
2504FP0700	4 FLGXPE DI PIPE 7'0" C/L	1		1	185.00000	EA	.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2271548
INVOICE DATE	11/15/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237
Total Amount Due	\$15,326.87

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

E0005X 10031 0267813436 P658959 0003:0007



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to: WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE
 CUSTOMER JOB- WAYNE WAYNE WWTP*

Backordered from:
 10/29/10 2076541
 Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Return Top Portion With Payment For Faster Credit

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/09/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2271548
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
2508FP1306	BID SEQ# 980 8 FLGXPE DI PIPE 13'6" C/L BID SEQ# 1010	1		1	488.00000	EA	.00
2406T060F	6X6 FLG TEE C/L DI C110 BID SEQ# 1020	2		2	122.00000	EA	.00
2506FF0102	6 FLGXFLG DI PIPE 1'2" BID SEQ# 1030	1		1	112.00000	EA	.00
/19209127865	6 FLGXPE DI PIPE 13'4"	1		1	343.00000	EA	.00
/20009127871	6X5 FLG CONC RED DI C110 UNLIN	3	1	2	68.40000	EA	68.40
/20009127182	6 FLG CROSS DI C110 UNLINED BID SEQ# 1060	2		2	190.08000	EA	.00
/19209127183	6 FLGXFLG DI PIPE 2'4" UNLINED BID SEQ# 1070	2		2	133.50000	EA	.00
/19209127184	6 FLG TEE DI C110 UNLINED BID SEQ# 1080	3		3	138.70000	EA	.00
/19209127185	6 FLGXFLG DI PIPE 1'6" UNLINED BID SEQ# 1090	2		2	126.50000	EA	.00
/20009127186	6 DI FLG 90 BEND DI C110 UNLIN BID SEQ# 1100	2		2	94.60000	EA	.00
/19209127187	6 FLGXFLG DI PIPE 7'0" UNLINED BID SEQ# 1110	1		1	264.50000	EA	.00
/20009127188	6 BLIND FLANGE DI C110 UNLINED BID SEQ# 1120	4	4		37.51000	EA	150.04
/19209127189	6 FLGXPE DI PIPE 5'6" U/L BID SEQ# 1130	4		4	199.50000	EA	.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2271548
INVOICE DATE	11/15/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due	\$15,326.87
-------------------------	--------------------

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

Backordered from:
 10/29/10 2076541

E0005X 10032 D267813436 P656959 0004:0007



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to:

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE
 CUSTOMER JOB- WAYNE WAYNE WWTP*

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Return Top Portion With Payment For Faster Credit

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/09/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2271548
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
2406R05F	6X5 FLG REDUCER C/L DI C110 BID SEQ# 1140	1	1		63.00000	EA	63.00
24069F	6 FLG 90 BEND C/L DI C110 BID SEQ# 1150	13		13	116.00000	EA	.00
2506FF0300	6 FLGXFLG DI PIPE 3'0" BID SEQ# 1160	1		1	161.70000	EA	.00
2506FF0310	6 FLGXFLG DI PIPE 3'10" C/L BID SEQ# 1170	1		1	192.50000	EA	.00
2406T060F	6X6 FLG TEE C/L DI C110 BID SEQ# 1180	1		1	155.00000	EA	.00
2506FF0008	6 FLGXFLG DI PIPE 0'8" BID SEQ# 1190	3		3	119.90000	EA	.00
2506FP1706	6 FLGXPE DI PIPE 17'6" C/L BID SEQ# 1200	1		1	460.00000	EA	.00
24069F	6 FLG 90 BEND C/L DI C110 BID SEQ# 1210	5	5		116.00000	EA	580.00
2506FF0508	6 FLGXFLG DI PIPE 5'8" C/L BID SEQ# 1220	3		3	239.80000	EA	.00
2406W060F	6X6 FLG WYE C/L DI C110 BID SEQ# 1230	1		1	180.00000	EA	.00
/19209127196	6 FLGXPE DI PIPE 6'0" UNLINED BID SEQ# 1260	2		2	183.00000	EA	.00
/20009127197	6 FLG 90 BEND DI C110 UNLINED BID SEQ# 1270	2		2	94.60000	EA	.00
/19209127198	6 FLGXFLG DI PIPE 8'0" UNLINED	2		2	264.50000	EA	.00

CONTINUED...



Local Service, Nationwide
 P.O. Box 1419
 Thomasville, GA 31799-1419

INVOICE

BRANCH ADDRESS
 HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138
 402/896-6173

INVOICE #	2277581
INVOICE DATE	11/16/10
ACCOUNT #	101321
SALESPERSON	JOE MCLAUGHLIN
BRANCH #	237

Total Amount Due **\$31,990.06**

Remit To:
 HD SUPPLY WATERWORKS, LTD.
 PO BOX 91036
 CHICAGO, IL 60693-1036

922 1 MB 0.382 E0428X I0655 D268222900 P657741 0005:0005



ERIKSEN CONSTRUCTION CO INC
 PO BOX 610
 BLAIR NE 68008-0610

Shipped to:

Backordered from:
 10/29/10 2076541

WAYNE WWTP
 4TH ST & DEARBORN ST
 BILL 402-658-0457
 WAYNE, NE

CUSTOMER JOB- WAYNE WAYNE WWTP*

Return Top Portion With Payment For Faster Credit

Thank You For The Opportunity To Serve You.
 We appreciate your prompt payment.

Date Ordered	Date Shipped	Customer PO No.	Job Name	Job No.	Bill of Lading	Shipped Via	Order Number
10/08/10	11/09/10	WAYNE WWTP	WAYNE WWTP*	WAYNE		BESTWAY	2277581
Product Code	Description	Quantity Ordered	Quantity Shipped	Back-Ordered	Price	Per	Amount
/20009127201	BID SEQ# 1300 6 DI BLIND FLANGE UNLINED BID SEQ# 1310	1		1	37.51000	EA	.00

This transaction is governed by and subject to HD Supply Waterworks standard terms and conditions, which are incorporated herein by this reference and accepted. To review these terms and conditions, please point your web browser to <http://waterworks.hdsupply.com/TandC/>.

Terms	SubTotal
NET 30	31,990.06

Freight	Delivery	Handling	Restock	Misc.	Tax	INVOICE TOTAL	\$31,990.06
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HDSWW - OMAHA NE
 Branch - 237
 10707 S 149th Street
 Omaha NE 68138

THANK YOU FOR YOUR ORDER
 VISIT
 WATERWORKS.HDSUPPLY.COM
 FOR OTHER SERVICES OFFERED

INVOICE: 2277581