

**AGENDA
CITY COUNCIL MEETING
April 19, 2011**

5:30 Call to Order

1. [Approval of Minutes – April 5, 2011](#)
2. [Approval of Claims](#)
3. [Proclamation — Drinking Water Week \(May 1-7, 2011\)](#)

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.

4. [Presentation of Dividend Check from Employers Mutual Company — Cap Peterson, Northeast Nebraska Insurance Agency](#)

Background: In Nebraska, there are two commercial insurers and the League of Nebraska Municipalities LARM (Risk Management Insurance Pool) that will cover cities with large power plants. Our private insurance carrier is Employers Mutual Company. Their annual premium for property loss, liability, and worker's compensation is about \$225,000 per year for the city government and utilities. This doesn't include the city's group health plan, which has an annual premium of about \$250,000. EMC does an annual look back to determine the actual personnel payroll for the year and any adjustments in coverage that were made during the past year and potentially returns a refund of unused premium and mutual dividends.

This will also be an opportunity to discuss some of the city's insurance coverage, our worker's compensation experience modification factor based on past loss, employee safety and other issues.

5. [Public Hearing:](#) [Application of Godfather's of Wayne LLC, d/b/a "Godfather's Pizza" for a Retail Class CK Liquor License \(Advertised Time: 5:30 p.m.\)](#)
6. [Resolution 2011-28:](#) [Approving Application of Godfather's of Wayne LLC, d/b/a "Godfather's Pizza" for a Retail Class CK Liquor License](#)
7. [Action on the Terms of the Performance-Based Loan to DRJ LLC/Inet Library](#)

Background: This LB840 Performance-Based Loan has been approved by the City Council with a motion that directed city staff to negotiate the final terms of the loan. The terms of the loan that have been agreed to are as follows:

1. DRJ will create 15 FTE's located in Wayne by 10 years;
2. DRJ will create 5 FTE's located in Wayne by the end of 3 years or the balance of the note will become payable;
3. DRJ will create 10 FTE's located in Wayne by the end of 7 years or the balance of the note will become payable;
4. The interest on the current balance of the loan will be zero and the term of the loan will be 10 years with 10% forgiven each year for 10 years if the required job FTE's are created and maintained;
5. Requirement of life insurance assignment of \$43,000 to cover the loan on Dr. Jensen and required of any future majority owners; and
6. New value of DRJ office equipment and computers is \$40,000 and will be listed as collateral.

Mayor Chamberlain has suggested that we review these terms with the Council for approval before signing the documents.

8. [Resolution 2011-29: Amending Application to Apply for Assistance from the Nebraska Game & Parks Recreational Trails Program for the Purpose of Placing Signage on Segments of the Pedestrian Trail, more specifically changing the amount of the total project and the local 20% cost-share](#)

Background: Part of the original Phase I Trail plan was to install educational signage along the trail at significant sites. We were able to secure a Nebraska Game & Parks grant for \$16,000 that required a \$3,200 local match. Our plan was to pay this match from the Parks Department operating budget. Recently, Game & Parks has increased the total grant amount to \$20,500, which would increase the local match requirement to \$4,100.

This Resolution is needed to document Council approval of the increase in the required local match to assure that we can carry out this educational signage project.

9. [Resolution 2011-30: Approving Application to Apply for Natural Resource District Cost Share for South Logan Creek Stream Bank Erosion Control \(Area below the Trail Overlook east of the Highway 15 Bridge and the Storm Drain Outlet by Boy Scout Park\)](#)

Background: This would authorize up to \$50,000 in cost-share requests to help pay for the Logan Creek bank stabilization below the Highway 15 bridge and at the Boy Scout Park storm water outlet. These locations were damaged by serious erosion from high water in the last two years. These require repair and will be expensive like the bank stabilization project just completed at the former city dump site west of the airport. We have retained an engineer to develop repair options and estimate costs. Preliminary cost estimates range from \$300,000 - \$500,000. We are also preparing cost-share request applications for these sites to be submitted to the Nebraska Environmental Trust Fund. We received funding assistance from both

the Natural Resources District and the Trust Fund for the bank stabilization project on the west side of the airport.

10. Resolution 2011-31: Accepting Bid and Awarding Contract on the Industrial Road from Highway 35 to Industrial Way Street Improvement Project

Background: Two bids were received on this project. Staff has reviewed the bids, and their recommendation is to accept the low bid of Dobson Brothers Construction in the amount of \$70,211.26.

11. Action on Application for Payment No. 8 in the Amount of \$310,069.97 to Eriksen Construction Co. for the 2009-2010 Wastewater Treatment Facility Improvements, Phase I Project

12. Adjourn

APPROVED AS TO FORM AND CONTENT:

Mayor

City Administrator

April 5, 2011

The Wayne City Council met in regular session at City Hall on Tuesday, April 5, 2011, at 5:30 o'clock P.M. Mayor Ken Chamberlain called the meeting to order with the following in attendance: Councilmembers Brian Frevert, Jim Van Delden, Doug Sturm, Dale Alexander, Kaki Ley, and Jill Brodersen; City Attorney Kyle Dahl; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Councilmembers Jon Haase and Kathy Berry.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on March 24, 2011, 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 Van Delden made a motion and seconded by Councilmember Ley, whereas the Clerk has prepared copies of the Minutes of the meeting of March 15, 2011, and that each Councilmember has had an opportunity to read and study the same, and that the reading of the Minutes be waived and declared approved.

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

The following claims were presented to Council for their approval:

VARIOUS FUNDS: AMERICAN BROADBAND, SE, 1615.11; AMERICAN PUBLIC POWER, FE, 981.33; AMERITAS, SE, 2171.32; APPEARA, SE, 152.42; AS CENTRAL SERVICES, SE, 448.00; ASSOCIATED FIRE, SE, 757.46; BANK FIRST, FE, 195.00; CITY EMPLOYEE, RE, 517.82; BLACKBURN MANUFACTURING, SU, 85.94; BLACK HILLS ENERGY, SE, 1655.05; BOMGAARS, SU, 846.87; CITY EMPLOYEE, RE, 600.00; CITY EMPLOYEE, RE, 6798.58; BROWN SUPPLY, SU, 247.91; CARHART LUMBER COMPANY, SU, 146.60; CITY OF WAYNE, RE, 350.00; CITY OF WAYNE, RE, 1500.00; CITY OF WAYNE, RE, 20.00; CITY OF WAYNE, RE, 210.54; CITY OF WAYNE, PY, 57461.24; CITY OF WAYNE, RE, 238.93; COMMUNITY HEALTH, RE, 3.00; COVENTRY HEALTH, SE, 20168.59;

D.R. HASKIN, SU, 20.00; DE LAGE LANDEN FINANCIAL, SE, 77.00; DEMCO, SU, 1243.50; CITY EMPLOYEE, RE, 175.53; DRJ LLC/INET LIBRARY, RE, 43019.00; ED M FELD EQUIPMENT, SU, 24.75; EGAN SUPPLY, SU, 15.25; ELDERFEST, SE, 25.00; FIRST CONCORD GROUP, SE, 3954.70; FLOOR MAINTENANCE, SU, 800.31; FORT DEARBORN LIFE, SE, 1728.64; CITY EMPLOYEE, RE, 131.94; HAUFF MID-AMERICAN SPORTS, SU, 63.00; HAUGE ASSOCIATES, RE, 167.75; HEGGEMEYER, LOWELL, RE, 29.11; HOBART SALES AND SERVICE, SE, 578.85; HOLIDAY INN-DOWNTOWN, SE, 231.00; HORNADY MANUFACTURING, SU, 231.80; ICMA, SE, 5572.10; INTERSTATE BATTERY, SU, 91.95; IRS, TX, 18215.66; JAFF LTD, RE, 200.00; CITY EMPLOYEE, RE, 490.65; CITY EMPLOYEE, RE, 202.50; CITY EMPLOYEE, RE, 131.87; MAEDC, FE, 75.00; MAIN STREET AUTO CARE, SE, 90.00; MAJESTIC THEATER, RE, 14565.00; MERCY MEDICAL CLINIC, SE, 126.00; MICROFILM IMAGING SYSTEMS, SE, 1014.79; MOONLIGHT TOWING, SE, 239.63; MURPHY TRACTOR & EQUIPMENT, SU, 51.88; N.E. NEB ECONOMIC DEV DIS, RE, 437.50; NANA M & CARTER A PETERSON, RE, 6345.00; NE AIR FILTER, SU, 101.86; NE CODE OFFICIAL ASSOC., FE, 75.00; NE DEPT OF HHHS, FE, 200.00; NE DEPT OF REVENUE, TX, 2819.63; NE PUBLIC HEALTH, SU, 135.00; NE RURAL WATER, FE, 275.00; NE STATE PATROL, SE, 15.00; NEW WORLD INN, SE, 148.00; N.E. NE AMERICAN RED CROSS, RE, 59.24; NNPPD, SE, 3331.88; NeFSMA, FE, 100.00; OLSSON ASSOCIATES, SE, 1464.62; CITY EMPLOYEE, RE, 124.06; PEPSI-COLA, SU, 206.00; PITNEY BOWES, SU, 648.00; PUSH-PEDAL-PULL, SU, 10888.70; QUILL, SU, 891.57; QWEST, SE, 310.58; ROBERTSON IMPLEMENT, SU, 547.20; RON'S RADIO, SU, 58.00; STATE NATIONAL BANK, RE, 110.21; STEFFEN, SU, 24.12; TURFWERKS, SU, 82.77; UNITED WAY, RE, 10.00; VEL'S BAKERY, SE, 1402.50; VERIZON, SE, 306.87; VIAERO, SE, 136.29; WAED, FE, 70.00; WAED, RE, 2500.00; WAYNE COUNTY COURT, RE, 216.50; WAYNE HERALD, SU, 44.00; WELLS FARGO FINANCIAL, RE, 17008.20; CITY OF WAYNE, RE, 210.54; AL NISSEN, RE, 500.00; APPEARA, SE, 74.50; AQUA-CHEM, SU, 1899.88; CITY EMPLOYEE, RE, 79.99; FIREMAN, FE, 75.00; CARROT-TOP INDUSTRIES, SU, 206.34; DEREK ANDERSON, RE, 450.00; FIREMAN, RE, 175.00; DUTTON-LAINSON, SU, 314.18; EASYPERMIT POSTAGE, SU, 1346.71; EGAN SUPPLY, SE, 160.00; ENGINEERED CONTROLS, SE, 450.00; FIRST CONCORD GROUP, RE, 578.34; FLOOR MAINTENANCE, SU, 91.80; FORT DEARBORN LIFE, SE, 1576.84; FRANK TEACH, RE, 250.00; FREDRICKSON OIL, SU, 96.50; GILL HAULING, SE, 133.00; GREAT PLAINS ONE-CALL, SE, 29.29; HARDING & SHULTZ, SE, 31913.00; HAUFF MID-AMERICAN SPORTS, SU, 84.94; CITY EMPLOYEE, RE, 86.90; HFI INC, RE, 20.00; HTM SALES, SU, 130.15; FIREMAN, RE, 175.00; JENNIFER PARKER, RE, 476.38; JEO CONSULTING GROUP, SE, 448.00; KELLY SUPPLY, SU, 485.69; KIRKHAM MICHAEL, SE, 47665.52; LAW ENFORCEMENT SERVICES, SE, 255.00; MIDLAND COMPUTER, SE, 2329.95; MSC INDUSTRIAL, SU, 202.90; NE NEB INS AGENCY INC, SE, 55859.00; NMPP ENERGY, FE, 1674.52; NORTHEAST EQUIPMENT, SE, 469.95; OLSSON ASSOCIATES, SE, 8032.03; PAMIDA, SU, 204.67; PIEPER, MILLER & DAHL, SE, 2654.50; PLUNKETT'S PEST CONTROL, SE, 41.60; PUSH-PEDAL-PULL, SU, 499.96; CITY EMPLOYEE, RE, 73.18; SIRSIDYNIX, SE, 3043.93; SKARSHAUG TESTING LAB, SE, 106.72; STADIUM

SPORTING GOODS, SU, 554.00; STATE FARM INSURANCE, RE, 425.00; TERRACON CONSULTANTS, SE, 1269.50; CITY EMPLOYEE, RE, 265.20; WATERLINK, SE, 1053.42; WAYNE COUNTY CLERK, SE, 84.50; WAYNE HERALD, SE, 194.00; WAYNE VETERINARY CLINIC, SE, 98.00; FIREMAN, RE, 175.00; ZACH OIL, SU, 5576.65;

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

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

Mayor Chamberlain proclaimed the week of April 8th – 10th as the Knights of Columbus “Support Citizens with Intellectual Disabilities Week.”

Councilmember Haase arrived at the meeting at 5:33 p.m.

Councilmember Alexander made a motion and seconded by Councilmember Frevert to adjourn as Mayor and City Council and reconvene as the Board of Equalization. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

The Mayor declared that in accordance with published notice, it was now time to conduct the public hearing relative to the levy of special assessments in Public Utility Water Service District No. 2009-01 (Muhs Acres) and declared the public hearing open.

Administrator Johnson reviewed the assessment process for the Council. The City, in this project, is assuming the costs associated with the transmission line running from the well to the east side of the Skokan property, which is approximately 1200'. The total amount of the assessments for the water line going from the east side of the Skokan property to the end of the Muhs Acres subdivision is \$108,438.76. This amount also includes a prorated share of attorney and engineering fees. The total amount of assessable front footage is 3,255', with the cost per foot being \$33.31. The \$108,438.76 represents the net cost to the property owners after 25% of the amount of the project was forgiven through the Federal Stimulus Funding Program. In addition, the Resolution reflects an interest rate of 4%, with a payback period of 10 years.

Administrator Johnson explained that the cost per foot amount is slightly more than what was in the letter that was sent out to the property owners, for the reason that the cadastral map at the County Assessor's office reflected that the Monte Boyer property, which is a corner lot, was split into two lots, thereby having two frontages. We later found out that Mr. Boyer had combined or merged those two lots into one lot in 1998, and the 80' of side yard frontage had to be included as part of his side yard and allocated to all of the other front footage of the properties in the district. Johnson noted that corner lots are not assessed on both sides.

The Mayor then asked if there were any persons present who wished to be heard concerning the proposed assessments in said District.

Keith Jarvi, a resident of Muhs Acres, requested Council consideration to splitting the assessments equally between the property owners rather than on a front footage basis. He felt this was a desire of the Muhs Acres Homeowners Association. If shared equally,

the amount would be approximately \$4,929 per homeowner. This would mean an increase to those property owners who have a smaller lot, but it would save those with the larger lots about \$2,058. Mr. Jarvi was also of the understanding that the assessments would be spread out over a period of 20 years, and not 10. He thanked the City and staff for installing the water line.

Administrator Johnson advised the Council that the proposal Mr. Jarvi is referring to was brought forward prior to the beginning of the project. The City conferred not only with Bond Counsel, but also hired outside legal counsel, Dave Copple, to research this possibility. A number of avenues were explored to even do this project because of it being outside city limits. Unless State Statutes say you can do something, you can't. Bond Counsel found a State Statute that would allow cities to build districts outside the city limits and assess the costs back. That Statute was clear and this was found early on that it required the assessments to be on a front footage basis. The reason for this is that wider lots create higher costs for the project. It's no different than what we did for the Main Street water line and sidewalk costs. On the advice of our Bond Counsel in Omaha and our legal counsel in Norfolk, we do not have a choice. The risk to the City is if a current owner or future owner would challenge the assessments if they were split equally, the City would have to assume the costs to defend that because it is the City's district. We have no vehicle to recover those costs from the Muhs Acres Homeowner's Association. Johnson does not want the rate payers of Wayne having to defend assessments for Muhs Acres and then having no way to recoup those costs. Johnson opined he felt the fairest way to assess was on a front footage basis. The wider a person's lot, the more expensive it makes the project.

Mr. Copple provided an opinion that the Public Utility District/City would not be in a position to deviate from the statutory language without exposing the City of Wayne to potential claims or liability. Johnson advised the Council he could not recommend against the City's two legal counsels' opinion.

Administrator Johnson had no objection to having the assessments spread out over a twenty year period instead of ten. Two years ago the Federal Government came out with a loan program that had 25% forgiveness, 2% financing with a 1% administrative cost, and a 20-year payback option.

Mr. Jarvi advised the Council that this water district may not have happened had there not been a little bit of a hope or possible inclination that the costs were going to be split evenly. He advised the Council that if they ever do this again, that they make it very clear to the people in those districts exactly how they are going to be assessed and exactly what the payment schedule is going to be because that did not happen. Had they known for sure that this was the way it was going to be assessed, they may not have had a water district. There probably would have been enough people to vote that down.

Councilmember Frevert stated he thought this discussion had come up before the district was ever formed.

City Clerk McGuire had not received any written objections to these assessments.

There being no other persons wishing to be heard concerning the improvements and the proposed levy of special assessments within Public Utility Water Service District No. 2009-01 (Muhs Acres), the Mayor declared the hearing closed.

Administrator Johnson advised the Council that the 20-year assessment time frame will also help the City because the City has costs associated with 1,200' of this project.

Councilmember Ley introduced Resolution 2011-21 and moved for its approval with the assessment schedule being 20 years; Councilmember Frevert seconded.

RESOLUTION NO. 2011-21

A RESOLUTION MAKING ASSESSMENTS IN PUBLIC UTILITY WATER SERVICE DISTRICT NO. 2009-01 (MUHS ACRES).

Councilmember Sturm stated the City's hands are tied. Our legal counsel has advised us that we can only assess on a front footage basis.

Councilmember Haase opined he remembered Larry and Vicki Skokan being present at a Council meeting when this all started and they knew exactly what was going to happen with the assessments.

Administrator Johnson stated the interest rate of 3% is fixed by the State. The other 1% administrative fee helps cover the City's filing costs and staff time for collecting the assessments.

Mayor Chamberlain 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 Alexander to adjourn as the Board of Equalization and reconvene as Mayor and City Council. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Chamberlain stated the time was at hand for the public hearing regarding the application for a Retail Class I Liquor License for Primo S. Gonzalez, d/b/a "Costa Brava I-9233."

Primo S. Gonzalez was present to answer questions. They will be occupying the former Riley's restaurant/café/patio area at 113 S. Main Street.

Wes Blecke, representing Wayne Area Economic Development, supported the Class I liquor license application of Primo S. Gonzalez, d/b/a "Costa Brava I-9233."

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

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

Councilmember Sturm introduced Resolution No. 2011-22 and moved for its approval; Councilmember Ley seconded.

RESOLUTION NO. 2011-22

A RESOLUTION APPROVING APPLICATION FOR RETAIL CLASS I LIQUOR LICENSE — PRIMO S. GONZALEZ, D/B/A "COSTA BRAVA I-9233."

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

Tom Sievers, Fire Chief, and Brent Doring of the Wayne Volunteer Fire Department, presented the Council with the bid specifications for the new aerial ladder truck. They were requesting Council approval of the specifications and to direct the City Clerk to begin advertising for bids. The estimated cost of the new truck is \$580,000.

Councilmember Sturm introduced Resolution No. 2011-23 and moved for its approval; Councilmember Alexander seconded.

RESOLUTION NO. 2011-23

A RESOLUTION APPROVING FIRE TRUCK AND EQUIPMENT SPECIFICATIONS AND AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS.

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

Discussion took place regarding the proposed LB840 \$43,019 performance-based loan to DRJ LLC/Inet Library. This was carried over from the last meeting.

Mayor Chamberlain stated the advantage to a performance-based loan is that the Council can place certain specifications or guidelines on the loan that have to be met. Council needs to determine whether or not they are interested in a performance-based loan, and if so, then we need to determine the criteria to be set.

Councilmember Sturm had some concerns regarding performance-based loans. If the business is successful, it should be able to repay the loan. If the business isn't successful, it doesn't matter how many stipulations you put on it, because you can't get blood out of a turnip. It's just a fancy word for giving a business free money. He was also concerned because the sales tax receipts have declined over the past few months.

Councilmember Frevert stated he thought the Council had to take into consideration what the LB840 Sales Tax Committee originally advised on this matter, which was a low interest loan only and that was approved at the last meeting.

Administrator Johnson stated we have a 15-year budget with projections on sales tax. With the current commitments, we are at year 7. We have committed about half of

the money. We would request some type of collateral such as equipment or property on this loan.

Dennis Jensen updated the Council on his project. They now have a new client in Iraq. They will now be moving into the old First National Bank Building at the corner of 3rd and Main Street instead of the building at the corner of 7th and Main. They have done a lot of marketing already with the funds the City has given them. Mr. Jensen said he would be in agreement with a zero percent loan too. He initially plans on hiring 15 full-time people. If the Council wanted to base the performance-based loan on a time-frame or on a need, he was fine with that too. Four of these full-time positions will be good income positions. The remaining positions will pay \$10 - \$11 per hour.

Councilmember Ley opined she would be more in favor of a performance-based loan because of how it can be written up and what we can require of the business.

Mayor Chamberlain stated the performance-based loan would buy the City some assurances that the business will be in town for a certain number of years, have a certain number of employees, etc.

It was noted that Council needs to establish some general guidelines for performance-based loans so that the applicant can be aware of them up front.

Administrator Johnson suggested the criteria be 15 full-time jobs in 10 years and equipment for collateral. Part of the issue here is that most of the communities that have LB840 have not turned it into a revolving a loan fund like we have. We are making a lot more work out of this than most communities because of our conservative approach to this. It is totally up to the Council on how they want to handle it.

Councilmember Alexander stated turning this into a revolving loan fund prolongs us having this money around past that 15-year window. So, if we keep giving it away, then it's not going to be there after 15 years.

Councilmember Ley made a motion and seconded by Councilmember Haase approving the \$43,019 performance-based loan to DRJ LLC/Inet Library, based upon terms or guidelines to be established by the sub-committee and to authorize staff to set the final terms thereof. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Frevert and Alexander who voted Nay, the Mayor declared the motion carried.

Wes Blecke, Director of Wayne Area Economic Development, was present and advised the Council that the LB840 Sales Tax Advisory Committee met and are recommending approval of a request by Wayne Area Economic Development on behalf of Project ABC for a \$225,000 performance-based loan to be used to purchase the Opportunity (Spec) Building in the Wayne Business Park. If Project ABC chooses to locate in Wayne, it would start with approximately 20 full-time employees and add additional jobs as its current facility is phased out of operation. In addition to the tiered forgiveness schedule of 10 years in the application and supporting information, the Committee added the condition of 5 new jobs every 3 years for 9 years. The estimated investment of this company is between \$4 and \$5 million. The forgiveness would start once ABC has been in the community for three years and has employed 20 full-time employees. Mr. Blecke is assuming they will be paying \$10.50 to \$11.00 per hour to its employees. This company is looking at making a major investment in this building, and they ultimately will not locate in Wayne unless the building and the land is pretty much

given to them. The \$225,000 loan would ultimately go to two places: \$125,000 to WAED to pay off a note and \$100,000 to the State of Nebraska Department of Economic Development to pay back a 0% loan. In working with the State of Nebraska Department of Economic Development this afternoon, they may be able to strike a deal where NDED would forgive the \$100,000, so he may not need the full \$225,000.

Mr. Blecke also went to the County Commissioners and asked them to consider a proposal to take half of the real estate taxes off of this new facility and provide that to economic development so WAED in turn could request less from the LB840 funds. The County will be making a commitment of \$5,000 per year for 5 years to economic development with no strings attached. WAED will then ask for \$5,000 less from their administrative request to the City (\$200,000 request instead of a \$225,000 request). Wayne is one of five communities in the running for this company.

This loan will be null and void if this company decides not to locate in Wayne. They are choosing Nebraska because Nebraska is closer to the food source. It's a food processing company. This company is not interested in an interest bearing loan at this point. If they receive any interest bearing money, it will be from the State of Nebraska.

Property taxes on this building could be about \$51,000 per year based on the current levy, of which approximately \$35-\$38,000 would go to the school district. The City would not receive any portion of this because of the building being located outside city limits.

Mr. Blecke explained the LB840 funding. Only \$3.2 million can be used for economic development over 15 years. If by year 12, they have used the entire \$3.2

million, then the money collected over and above that for the remaining 3 years will go into the city coffers or general fund.

The spec building currently costs WAED about \$13 to \$14,000 per year, which includes interest on their note, insurance, taxes, and utilities.

Councilmember Sturm thought a project such as this was what the sales tax money was going to go for. This is a great opportunity to do something with it. People will be happy to see a business go in the opportunity building.

Councilmember Sturm made a motion and seconded by Councilmember Frevert approving the recommendation of the LB840 Sales Tax Advisory Committee for a \$225,000 performance-based loan to Wayne Area Economic Development on behalf of “Project ABC” with the terms as outlined in Mr. Blecke’s handout. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Discussion took place concerning the possible creation of a Historic Preservation District.

Administrator Johnson stated a lot of money and time has been spent on the downtown district to get it to look the way it does. A “Preservation District” would establish guidelines to ensure that the look and feel of the downtown would stay that way in the future. This has not been discussed downtown in the last year or two.

Wes Blecke, who was the previous City Administrator of Ashland, shared the experiences he had in Ashland with a Preservation District. Ashland had a Historic Preservation Commission that people would have to go before if they wanted to paint the outside of their building, etc. This Commission would make a recommendation to the

Planning Commission, who then would make a recommendation to the City Council. Ashland did this because of the reaction to the NAPA stores. It worked for Ashland.

Mr. Blecke also talked about the “Certified Local Government Program.” This is a program that offers recognition to local governments that, through their own initiative, have established local historic preservation programs. There are seven in Nebraska.

Joel Hansen advised the Council that if an overlay district is going to be created, it will essentially change the zoning regulations which a steering committee is already working on, so that could be part of the public discussion also.

Council consensus was to pursue the development of a Historic Preservation District.

Administrator Johnson stated the following Resolution is an annual action that the Council takes to apply for funds for the handi-van.

Councilmember Sturm introduced Resolution No. 2011-24 and moved for its approval; Councilmember Alexander seconded.

RESOLUTION NO. 2011-24

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

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

Joel Hansen, Certified Street Superintendent, stated the following Resolution would approve a supplemental agreement to the Program Agreement for the Wayne Underpass Project. This essentially reduces the local share from 30% to 20%.

Councilmember Ley introduced Resolution No. 2011-25 and moved for its approval; Councilmember Sturm seconded.

RESOLUTION NO. 2011-25

A RESOLUTION APPROVING SUPPLEMENT TO PROGRAM AGREEMENT – SUPPLEMENT NO. 2 BETWEEN THE CITY OF WAYNE AND THE STATE OF NEBRASKA DEPARTMENT OF ROADS FOR THE WAYNE UNDERPASS PROJECT.

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

Joel Hansen, Certified Street Superintendent, stated because we removed the segment of the trail at the at-grade crossing and moved it to Phase 2, which will then come back with the underpass, we needed to redesign the plans. We are finally at a point where we can sign an engineering agreement. Once the agreement is signed, Olsson will proceed to finish the design of the project.

Councilmember Ley introduced Resolution No. 2011-26 and moved for its approval; Councilmember Sturm seconded.

RESOLUTION NO. 2011-26

A RESOLUTION APPROVING PRELIMINARY ENGINEERING SUPPLEMENTAL AGREEMENT NO. 2 BETWEEN THE CITY OF WAYNE AND OLSSON ASSOCIATES FOR THE WAYNE TRAIL PHASE 2 PROJECT.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Frevert who voted Nay, the Mayor declared the motion carried.

Administrator Johnson stated the following Resolution would amend our schedule of fees by incorporating the new CAC fees and in addition, increasing the dog/cat license fees from \$5 to \$6 due to the Unicameral instituting a fee that is collected by cities and remitted back to the State.

Councilmember Ley introduced Resolution No. 2011-27 and moved for its approval; Councilmember Brodersen seconded.

RESOLUTION NO. 2011-27

A RESOLUTION AMENDING SCHEDULE OF FEES AND CHARGES.

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

Councilmember Sturm introduced Ordinance 2011-4, and moved for approval of the second reading thereof; Councilmember Brodersen seconded.

ORDINANCE NO. 2011-4

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE, CHAPTER 18, ARTICLE II BUILDING CODE, SECTION 18-46 BUILDING PERMITS; CASH DEPOSITS; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

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

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

Councilmember Alexander made a motion and Councilmember Ley seconded to move for final approval of Ordinance No. 2011-4. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Administrator Johnson stated a pay request has been received from Mark Albenesious, Inc., for the Kardell Subdivision Sanitary Sewer Improvements 2010

Project in the amount of \$100,574.42. The engineer on the project has approved the same.

Councilmember Alexander made a motion, which was seconded by Councilmember Frevert approving Certificate of Payment No. 1 for the Kardell Subdivision Sanitary Sewer Improvement – 2010 Project in the amount of \$100,574.42 to Mark Albenesious, Inc. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Alexander made a motion and seconded by Councilmember Haase to adjourn the meeting. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried and the meeting adjourned at 7:20 p.m.

[Back To Top](#)

CLAIMS LISTING APRIL 19, 2011

AMERICAN BACKFLOW	DUES- J BRADY	70.00
AMERITAS LIFE INSURANCE	POLICE RETIREMENT	2,206.73
APPEARA	MAT SERVICE	25.56
CITY EMPLOYEE	COMMERCIAL DRIVERS LICENSE	57.50
BAKER & TAYLOR BOOKS	BOOKS	812.59
BANK FIRST	FRATERNAL ORDER OF POLICE DUES	195.00
BARNHILL PIANO SERVICE	TUNE PIANO IN AUDITORIUM	88.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	2,427.46
CITY EMPLOYEE	HEALTH REIMBURSEMENT	67.07
CITY EMPLOYEE	HEALTH REIMBURSEMENT	759.53
CALIFORNIA CONTRACTORS	SHOE COVERS	210.00
CHARTWELLS	SENIOR CENTER MEALS	6,165.65
CITY OF NORFOLK	INSPECTION FEES	388.30
CITY OF WAYNE	AUDITORIUM DEPOSIT REFUND	150.00
CITY OF WAYNE	BUILDING PERMIT DEPOSIT REFUND	250.00
CITY OF WAYNE	CAC LOCKER REFUND	26.63
CITY OF WAYNE	MILEAGE REIMBURSEMENT	124.44
CITY OF WAYNE	PAYROLL	60,205.84
CITY OF WAYNE	RAZING BOND REFUND	80.00
CITY OF WAYNE	UTILITY REFUNDS	666.79
CITY OF WAYNE	WAED HEALTH REIMBURSEMENT	217.78
COMMUNITY HEALTH	HEALTH CHARITIES	3.00
COPY WRITE PUBLISHING	OFFICE SUPPLY/SHIPPING CHARGES	251.82
COUNTRY NURSERY INC	GIFT CERTIFICATE-GREEN EXPO	296.00
DAVE'S DRY CLEANING	POLICE UNIFORM DRY CLEANING	84.00
DIGITAL ALLY, INC	VIDEO CAMERA UNIT	4,150.00
CITY EMPLOYEE	CLOTHING REIMBURSEMENT-JKT	33.91
ECHO GROUP INC JESCO	PROFILE WRAP	40.38
ED M FELD EQUIPMENT INC	TAPPING SCREWS	2.88
ELLIS PLUMBING & HEATING	HEAT PUMP WIRE RELAY-SR/LIB	103.00
FLOOR MAINTENANCE	CLEANER	114.00
GAYLE MCQUISTAN	ENERGY INCENTIVE	500.00
GUMDROP BOOKS	BOOKS	421.04
HAUGE ASSOCIATES, INC.	PAYROLL DEDUCTIONS	167.75
HD SUPPLY WATERWORKS, LTD	WATER METERS	7,998.50
CITY OF WAYNE	HEALTH REIMBURSEMENT	5,666.94
HIRERIGHT SOLUTIONS INC	COLLECTION FEES	146.30
HOLIDAY INN ""MIDTOWN"	LODGING-J HANSEN	210.00
HOLIDAY INN-DOWNTOWN	LODGING-A LAWRENCE	77.00
HTM SALES INC	SHADE FOR HMI DISPLAY	162.32
ICMA RETIREMENT TRUST	ICMA RETIREMENT	5,645.11
INGRAM BOOK COMPANY	BOOKS	402.83
IRS	FEDERAL WITHHOLDING	18,956.16
JEO CONSULTING GROUP	GENERAL ENGINEERING-SLUDGE	570.00
JEO CONSULTING GROUP	WWTP	35,691.50
JOHN'S WELDING AND TOOL	CYLINDER FILL	26.40
JOHNSON HARDWARE	CAC SHOWER CURTAINS	360.00
KEITH ADAMS	ENERGY INCENTIVE	500.00
KENDALL HOFFMAN	LIBRARY SPEAKER-MILEAGE	173.40
KRIZ-DAVIS COMPANY	CONNECTORS	411.67
KTCH AM/FM RADIO	RADIO ADS	525.00

LIBERAL GASKET MFG CO INC	SHEET MATERIAL	34.47
LUNDAHL, EARL	WELL SITE LEASE	350.00
MARK ALBENESIUS, INC.	KARDELL SANITARY/SEWER IMPROVEMENT	100,574.42
CITY EMPLOYEE	HEALTH REIMBURSEMENT	6.33
MIDWEST LABORATORIES, INC	BOD TESTING	61.35
MIDWEST TAPE LLC	AUDIO BOOKS	322.91
CITY EMPLOYEE	CONFERENCE EXPENSE	225.00
MSC INDUSTRIAL	WRENCH/HAMMER/PLIERS	196.62
N.E. NEB PUBLIC HEALTH	ENERGY INCENTIVE	1,340.00
NE DEPT OF REVENUE	STATE WITHHOLDING	2,930.12
NE STATE PATROL	CRIMINAL HISTORY CHECKS ON VOLUNTEERS	255.00
NEBR PUBLIC POWER DIST	ELECTRICITY	236,221.46
NMPP ENERGY	REGISTRATION	125.00
NORTHEAST NE PUBLIC POWER	WHEELING CHARGES	11,634.98
OTTE CONSTRUCTION COMPANY	EXTERIOR DUCT ENCLOSURE-CH	1,755.00
OTTE CONSTRUCTION COMPANY	WALL REMOVAL- LIB/SR	950.00
OVERHEAD DOOR COMPANY	TRANSFER STATION DOOR REPAIR	120.10
PAC N SAVE	BALLOONS/CANDY/AFTERSCHOOL SNACKS	88.55
PAMIDA STORE	SUMMER READING SUPPLIES/KLEENEX	38.30
CITY EMPLOYEE	HEALTH REIMBURSEMENT	93.77
PEPSI-COLA	CAC POP	815.04
CITY EMPLOYEE	HEALTH REIMBURSEMENT	40.14
POWDERHORN INDUSTRIES INC	TOTES-LIBRARY PROMOTIONS	588.85
PRESTO X COMPANY	PEST CONTROL	82.15
PUSH-PEDAL-PULL	CABLE HANDLES	104.00
QWEST	TELEPHONE LINE	156.08
RANDOM HOUSE	CD'S	195.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	270.98
SPARKLING KLEAN	JANITORIAL SERVICES	1,367.72
STANLEY SECURITY SOLUTION	KEYS	335.00
STATE NATIONAL BANK	ACH FEES	48.44
STATE NATIONAL BANK	SERIES 2010 BAN INTEREST	4,505.40
STATE NATIONAL BANK	PETTY CASH FOR TOURNAMENT	102.00
STATE NATIONAL BANK	LIBRARY PETTY CASH	104.46
SWAN ENGINEERING, LLC	BLUE SINGLE WIRE	301.35
TODD BARNER	ENERGY INCENTIVES 2010-2011	1,000.00
TRIVIEW COMMUNICATION	TELEPHONE & HANDSETS	341.50
US BANK	CONFERENCE FEES/LODGING/MEALS ETC	5,432.26
VAKOC BUILDER'S RESOURCE	TREATED POST	24.99
WAYNE AREA ECONOMIC DEVEL	APRIL 11 CONTRIBUTION	6,383.33
WAYNE AUTO PARTS	FILTERS/ALTERNATORS/GREASE/BELTS ETC	1,634.45
WAYNE CO SHERIFF	DELIVERY FEES	48.19
WAYNE HERALD	CAC ADS	1,355.31
WAYNE STATE COLLEGE	LIGHTING EFFICIENCY	100.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	2,346.74
CITY EMPLOYEE	HEALTH REIMBURSEMENT	217.78
WESTERN AREA POWER ADMIN	ELECTRICITY	32,208.48
ZEE MEDICAL SERVICE CO	FIRST AID SUPPLIES	25.03

CITY OF WAYNE
OFFICE OF THE MAYOR

Proclamation

WHEREAS, water is our most valuable natural resource; and

WHEREAS, only tap water delivers public health protection, fire protection, support for our economy and the quality of life we enjoy; and

WHEREAS, any measure of a successful society – low mortality rates, economic growth and diversity, productivity and public safety – are in some way related to access to safe water; and

WHEREAS, we are all stewards of the water infrastructure upon which future generations depend; and

WHEREAS, each citizen of our community is called upon to help protect our source waters from pollution, to practice water conservation, and to get involved in local water issues.

NOW, THEREFORE, BE IT RESOLVED by virtue of the authority vested in me as Mayor of our City, I do hereby proclaim May 1-7, 2011, as “Drinking Water Week.”

THE CITY OF WAYNE, NEBRASKA,

By _____
Ken Chamberlain, Mayor

ATTEST:

City Clerk

RESOLUTION NO. 2011-28

WHEREAS, Godfather's of Wayne, LLC, d/b/a "Godfather's Pizza" made application to the Nebraska Liquor Control Commission for a Retail Class CK Liquor License at 106 S. Main Street, Wayne, Wayne County, Nebraska; and

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

WHEREAS, notice of hearing on said application was published in one issue of the Wayne Herald on April 7, 2011; and

WHEREAS, a hearing was held on April 19, 2011, and all persons desiring to present evidence for or against said application were heard.

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

PASSED AND APPROVED this 19th day of April, 2011.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

APPLICATION FOR LIQUOR LICENSE
CHECKLIST - RETAIL

CK 93296

301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov

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MAR 4 2011
NEBRASKA LIQUOR
CONTROL COMMISSION

Jackie

Applicant Name James D. Miller

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Trade Name Godfather PIZZA

Previous Trade Name MAR 15 2011

E-Mail Address: WhiteDog40@hotmail.com

NEBRASKA LIQUOR
CONTROL COMMISSION

Provide all the items requested. Failure to provide any item will cause this application to be returned or placed on hold. All documents must be legible. Any false statement or omission may result in the denial, suspension, cancellation or revocation of your license. If your operation depends on receiving a liquor license, the Nebraska Liquor Control Commission cautions you that if you purchase, remodel, start construction, spend or commit money that you do so at your own risk. Prior to submitting your application review the application carefully to ensure that all sections are complete, and that any omissions or errors have not been made. You may want to check with the city/village or county clerk, where you are making application, to see if any additional requirements must be met before submitting application to the state.

REQUIRED ATTACHMENTS

Each item must be checked and included with application or marked N/A (not applicable)

- 1. Fingerprint cards for each person (two cards per person) must be enclosed with a check payable to the Nebraska State Patrol for processing in the amount of \$38.00 per person. All areas must be completed on cards as per brochure. To prevent the delay in issuing your license, we strongly suggest you go to any Nebraska State Patrol office or law enforcement agency listed in the enclosed fingerprint brochure.
- 2. Enclose application fee of \$400, checks made out to the Nebraska Liquor Control Commission.
- 3. Enclose the appropriate application forms; Individual License – Form 1; Partnership License – Form 2; Corporate - Form 3a; Limited Liability Form (LCC) – Form 3b. Corporate Form 3a and LLC Form 3b requires Corporate Manager application – Form 3c.
- 4. If building is being leased send a copy of the lease. Be sure the lease reads in the name of the individual(s), corporation or Limited Liability Company making application. Lease term must run through the license year being applied for.
- 5. If building is owned or being purchased send a copy of the deed or purchase agreement in the name of the applicant.
- 6. If buying the business of a current liquor license holder:
 - a) Provide a copy of the purchase agreement from the seller (must read applicants name)
 - b) Provide a copy of alcohol inventory being purchased (must include brand names and container size)
 - c) Enclose a list of the assets being purchased (furniture, fixtures and equipment)

CK 3143-400-jbm

received

received

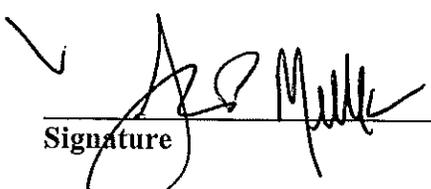
ND 3173-100-

- 7. If planning to operate on current liquor license; enclose Temporary Operating Permit (T.O.P.)(form 125).
- 8. Enclose a list of any inventory or property owned by other parties that are on the premise.
- 9. See enclosed Applicant Requirements brochure for; citizenship, residency and voter registration requirements.
- 10. Corporation or Limited Liability Company must enclose a copy of articles of incorporation, as filed with the Secretary of State's Office. This document must show barcode.
- 11. Submit a copy of your business plan (if applicable).
- 12. Check with local governing bodies for any further requirements or restrictions.

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NEBRASKA LIQUOR
CONTROL COMMISSION

I acknowledge that this application is not a guarantee that a liquor license will be issued to me, and that the average processing period is 60 days. Furthermore, I understand that all the information is truthful and I accept all responsibility for any false documents.

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MAR 15 2011
NEBRASKA LIQUOR
CONTROL COMMISSION



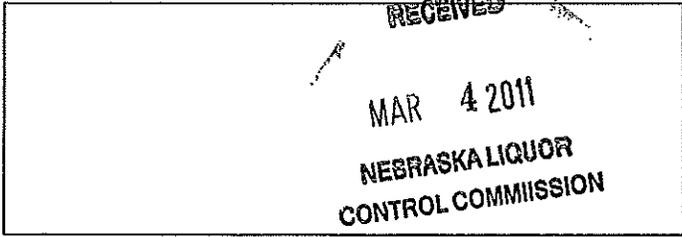
Signature

2-8-11

Date

**APPLICATION FOR LIQUOR LICENSE
RETAIL**

301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov/

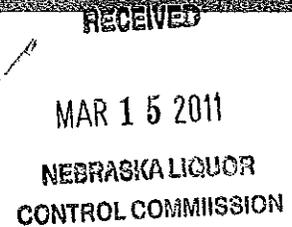


**CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND FEES
(CHECK DESIRED CLASS(S))**

RETAIL LICENSE(S)

Application Fee \$400

- A BEER, ON SALE ONLY
- B BEER, OFF SALE ONLY
- C BEER, WINE, DISTILLED SPIRITS, ON AND OFF SALE
- D BEER, WINE, DISTILLED SPIRITS, OFF SALE ONLY
- I BEER, WINE, DISTILLED SPIRITS, ON SALE ONLY
- AB BEER, ON AND OFF SALE
- AD BEER ON SALE ONLY, BEER, WINE, DISTILLED SPIRITS OFF SALE
- IB BEER, WINE, DISTILLED SPIRITS ON SALE, BEER OFF SALE ONLY
- ID BEER, WINE, DISTILLED SPIRITS ON AND OFF SALE



Class K Catering license (requires catering application form 106) \$100.00

Additional fees will be assessed at city/village or county level when license is issued

Class C license term runs from November 1 – October 31
All other licenses run from May 1 – April 30
Catering license (K) expires same as underlying retail license

TYPE OF APPLICATION BEING APPLIED FOR (CHECK ONE)

- Individual License (requires insert form 1)
- Partnership License (requires insert form 2)
- Corporate License (requires insert form 3a & 3c)
- Limited Liability Company (LLC) (requires form 3b & 3c)

**NAME OF ATTORNEY OR FIRM ASSISTING WITH APPLICATION (if applicable)
Commission will call this person with any questions we may have on this application.**

Name Kate M. Jorgensen Phone number: 402-375-2080
Firm Name Jorgensen Law Office

PREMISE INFORMATION

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Trade Name (doing business as) Godfather's Pizza

Street Address #1 106 S. MAIN ST

MAR 4 2011

Street Address #2 _____

NEBRASKA LIQUOR CONTROL COMMISSION

City Wayne NE County Wayne #21 Zip Code 68787

Premise Telephone number 402-833-5077

Is this location inside the city/village corporate limits: YES CITY NO

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Mail address (where you want receipt of mail from the Commission) _____

MAR 15 2011

Name Godfather's Pizza

NEBRASKA LIQUOR CONTROL COMMISSION

Street Address #1 106 S. MAIN ST

Street Address #2 _____

City Wayne State NE Zip Code 68787

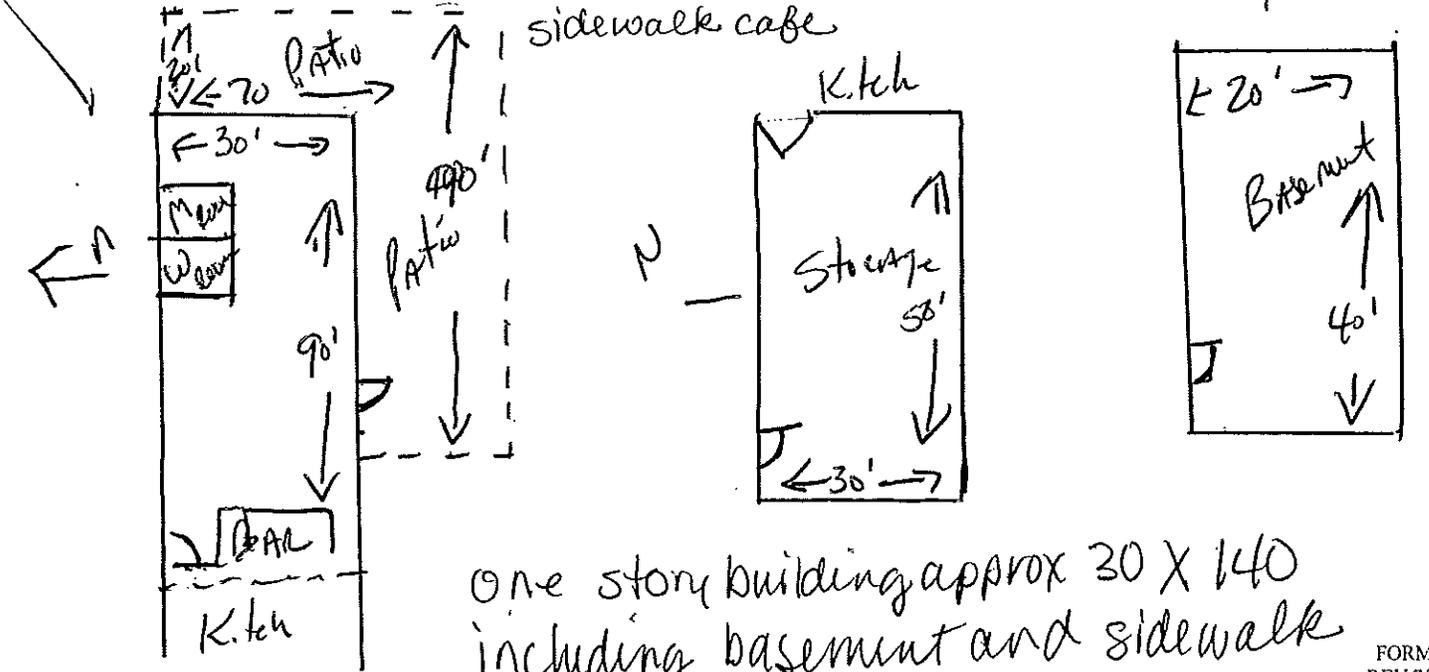
DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED
READ CAREFULLY

In the space provided or on an attachment draw the area to be licensed. This should include storage areas, basement, outdoor area, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building in situations. No blue prints please. Be sure to indicate the direction north and number of floors of the building.

**For on-premise consumption liquor licenses minimum standards must be met by providing at least two restrooms

Length _____ feet
Width _____ feet

PROVIDE DIAGRAM OF AREA TO BE LICENSED BELOW OR ATTACH SEPARATE SHEET



one story building approx 30 X 140 including basement and sidewalk cafe 70 X 90

APPLICANT INFORMATION

1. **READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.**

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

YES NO

If yes, please explain below or attach a separate page.

MAR 4 2011

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (city & state)	Description of Charge	Disposition
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				MAR 15 2011
				NEBRASKA LIQUOR CONTROL COMMISSION

2. Are you buying the business of a current retail liquor license?

YES NO

If yes, give name of business and liquor license number _____

- a) Submit a copy of the sales agreement
- b) Include a list of alcohol being purchased, list the name brand, container size and how many
- c) Submit a list of the furniture, fixtures and equipment

3. Was this premise licensed as a liquor licensed business within the last two (2) years?

YES NO

If yes, give name and license number _____

4. Are you filing a temporary operating permit to operate during the application process?

YES NO

If yes:

- a) Attach temporary operating permit (form 125)
- b) Attach statement(s) from all beer wholesalers (in your particular geographical area) and all liquor wholesalers indicating that the seller is not delinquent or have any debts owed to the wholesalers.

5. Are you borrowing any money from any source, include family or friends, to establish and/or operate the business?

YES NO

If yes, list the lender STATE NATIONAL Bank of Wayne

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NEBRASKA LIQUOR CONTROL COMMISSION

6. Will any person or entity, other than applicant, be entitled to a share of the profits of this business?

YES NO

If yes, explain. (All involved persons must be disclosed on application)

No silent partners

7. Will any of the furniture, fixtures and equipment to be used in this business be owned by others?

YES NO

If yes, list such item(s) and the owner.

8. Is premise to be licensed within 150 feet of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, children, or within 300 feet of a college or university campus?

YES NO

If yes, provide name and address of such institution and where it is located in relation to the premises (Neb. Rev. Stat. 53-177)

9. Is anyone listed on this application a law enforcement officer?

YES NO

If yes, list the person, the law enforcement agency involved and the person's exact duties

10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business

a) List the individual(s) who will be authorized to write checks and/or withdrawals on accounts at this institution.

State National Bank of Wayne

James D. M. Miller
Anna M. Miller

12. List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. Include license holder name, location of license and license number. Also list reason for termination of any license(s) previously held.

James D. Miller

Sold Business

102 Main St
D.B.A White Dog Pub
Wayne, NE 68787

13. List the alcohol related training and/or experience (when and where) of the person(s) making application. Those persons required are listed as followed:

- a) Individual, applicant only (no spouse)
- b) Partnership, all partners (no spouses)
- c) Corporation, manager only (no spouse)
- d) Limited Liability Company, manager only (no spouse)

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MAR 4 2011

Applicant Name	Date Trained (mm/yyyy)	Name of program where trained (name, city)
James D. Milken	4/94	White Dog Pub Wayne, NE

14. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership. If leased, submit a copy of the lease covering the entire license year. Documents must show title or lease held in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed.

Lease: expiration date 1-1-2016
 Deed
 Purchase Agreement

15. When do you intend to open for business? ASAP - Already open

16. What will be the main nature of business? Pizza

17. What are the anticipated hours of operation? 11a - 10p

18. List the principal residence(s) for the past 10 years for all persons required to sign, including spouses.

RESIDENCES FOR THE PAST 10 YEARS: APPLICANT AND SPOUSE MUST COMPLETE					
APPLICANT: CITY & STATE	YEAR FROM	YEAR TO	SPOUSE: CITY & STATE	YEAR FROM	YEAR TO
James M. Milken Wayne, NE			Ann M. Milken		
57028 855 rd	12/97	Present	57028 855 rd	12/97	Present

If necessary attach a separate sheet.

The undersigned applicant(s) hereby consent(s) to an investigation of his/her background investigation and release present and future records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation of any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate or fraudulent.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public by applicant(s) and spouse(s). If partnership or LLC (Limited Liability Company), all partners, members and spouses must sign. If corporation all officers, directors, stockholders (holding over 25% of stock and spouses). Full (birth) names only, no initials.

[Handwritten Signature]

 Signature of Applicant

[Handwritten Signature]

 Signature of Spouse

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MAR 4 2011

NEBRASKA LIQUOR CONTROL COMMISSION

State of Nebraska
 County of Wayne

The foregoing instrument was acknowledged before me this 29th of Jan by

[Handwritten Signature]

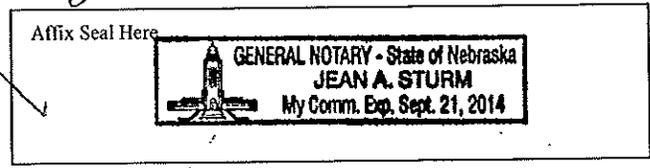
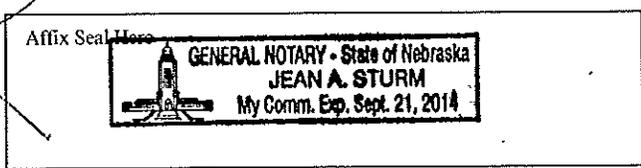
 Notary Public signature

County of Wayne

The foregoing instrument was acknowledged before me this Jan 29, 2011 by

[Handwritten Signature]

 Notary Public signature



in compliance with the ADA, this manager insert form 3c is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

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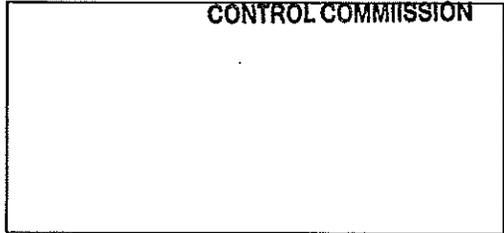
MAR 4 2011

NEBRASKA LIQUOR

CONTROL COMMISSION

APPLICATION FOR LIQUOR LICENSE
CATERING LICENSE

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov



FEE \$100.00

A catering license allows a retail licensee to deliver, sell or dispense alcoholic liquors, including beer, for consumption at a location designated on a Special Designated License (SDL). The catering license is renewed in the same manner and time as the retail license held by the licensee. A licensee shall not cater an event unless a SDL has been obtained. *An applicant seeking a SDL must be filed with the local governing body where the event is to be held at least 21 days prior to the event.* The application must then be filed with the Commission ten working days prior to the event. The local or county approval and law enforcement notification letter must accompany the SDL when submitted to the Commission. The \$40 per day license fee is waived for the holder of a catering license and the number of events allowed is unlimited.

CLASS OF LICENSE AND NUMBER C

NAME OF LICENSEE Godfather's of Wayne, LLC

TRADE NAME Godfather's Pizza

PREMISE ADDRESS 106 S. Main St.

CITY/STATE/ZIP CODE Wayne NE 68078

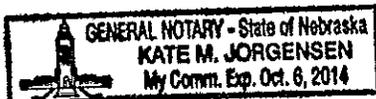
com

A copy of your application for a catering license will be forwarded to the local governing body for recommendation Neb.rev.state., the Liquor Commission shall set for hearing any application receiving local governing body denial, a citizens protest or having statutory problems discovered by the Commission. If the local governing body does not make a recommendation, the Commission may approve or deny the issuance of a license. Catering licenses shall be delivered to the licensee in the same manner as provided in subsection (4) of Neb. rev. state., for delivery of licenses.

A. D. Miller
Signature of Licensee

Subscribed in my presence and sworn to before me this 9 day of Feb., 2011

Kate M. Jorgensen
Notary Public Signature & Seal



**MANAGER APPLICATION
INSERT - FORM 3c**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov

Office Use

RECEIVED
MAR 4 2011
NEBRASKA LIQUOR
CONTROL COMMISSION
RECEIVED

Corporate manager, including spouse, are required to adhere to the following requirements
If spouse filed affidavit of non-participation fingerprints and proof of citizenship not required

- 1) Must be a citizen of the United States
- 2) Must be a Nebraska resident (Chapter 2 - 006)
- 3) Must provide a copy of birth certificate, naturalization paper or US passport
- 4) Must submit their fingerprints (2 cards per person)
- 5) Must be 21 years of age or older
- 6) Applicant may be required to take a training course

MAR 15 2011
NEBRASKA LIQUOR
CONTROL COMMISSION

PASSPORTS

Corporation/Limited Liability Corporation (LLC) information

Name of Corporation/LLC: Godfathers of Wayne, LLC

Premise information

Premise License Number: _____
(if new application leave blank)

Premise Trade Name/DBA: Godfathers PIZZA

Premise Street Address: 106 S. MAN ST

City: Wayne State: NE Zip Code: _____

Premise Phone Number: 402-833-5077

The individual whose name is listed in the president or contact member category on either insert form 3a or 3b must sign their name below.

[Signature]
CORPORATE OFFICER SIGNATURE
(Faxed signatures are acceptable)

Manager's information must be completed below PLEASE PRINT CLEARLY

RECEIVED

MAR 14 2011

Gender: MALE FEMALE

MAR 15 2011 NEBRASKA LIQUOR

Last Name: Milliken First Name: James NEBRASKA LIQUOR CONTROL COMMISSION MI: 15

Home Address (include PO Box if applicable): 5728 855 Rd

City: Wayne State: NE Zip Code: 68787

Home Phone Number: 402-375-5708 Business Phone Number: 402-833-5077

Social Security Number: _____ Drivers License Number & State: _____

Date Of Birth: 7-31-1960 Place Of Birth: Sacramento, Calif

Are you married? If yes, complete spouse's information (Even if a spousal affidavit has been submitted)

RECEIVED

YES NO

MAR 15 2011

Spouse's information NEBRASKA LIQUOR CONTROL COMMISSION

Spouses Last Name: Milliken First Name: Ann MI: _____

Social Security Number: _____ Drivers License Number & State: _____

Date Of Birth: 3-31-1974 Place Of Birth: Geneva, NE

APPLICANT AND SPOUSE MUST LIST RESIDENCE(S) FOR THE PAST 10 YEARS

APPLICANT		SPOUSE	
CITY & STATE	YEAR FROM TO	CITY & STATE	YEAR FROM TO
Wayne, NE	1/97 10/2010	Wayne, NE	1/1997 10/2010

MANAGER'S LAST TWO EMPLOYERS

YEAR FROM TO	NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
	self employeeed last 25 years	self	

Manager and spouse must review and answer the questions below

PLEASE PRINT CLEARLY

MAR 4 2011

NEBRASKA LIQUOR CONTROL COMMISSION

1. READ PARAGRAPH CAREFULLY AND ANSWER COMPLETELY AND ACCURATELY.

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

YES NO If yes, please explain below or attach a separate page.

2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state? IF YES, list the name of the premise.

YES NO *White Dog Pub 102 Main St, Wayne NE*

3. Do you, as a manager, have all the qualifications required to hold a Nebraska Liquor License? Nebraska Liquor Control Act (§53-131.01)

YES NO

4. Have you filed the required fingerprint cards and PROPER FEES with this application? (The check or money order must be made out to the Nebraska State Patrol for \$38.00 per person)

YES NO *print cards enclosed*

5. List the training and/or experience (when and where)

Date:	Where:
<i>3/94 - 10/2005</i>	<i>White Dog Pub - Wayne NE.</i>

PERSONAL OATH AND CONSENT OF INVESTIGATION

RECEIVED

MAR 15 2011

The above individual(s), being first duly sworn upon oath, deposes and states that the undersigned is the applicant and/or spouse of applicant who makes the above and foregoing application that said application has been read and the contents thereof and all statements contained therein are true. If any false statement is made in any part of this application, the applicant(s) shall be deemed guilty of perjury and subject to penalties provided by law. (Sec §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission.

The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate, or fraudulent.

RECEIVED

MAR 4 2011

NEBRASKA LIQUOR CONTROL COMMISSION

James D Milliken
Signature of Manager Applicant

Ann Milliken
Signature of Spouse

State of Nebraska

County of Wayne

County of Wayne

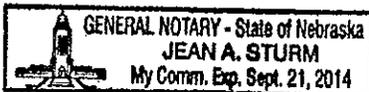
The foregoing instrument was acknowledged before me this Jan. 29, 2011 by

The foregoing instrument was acknowledged before me this Jan. 29, 2011 by

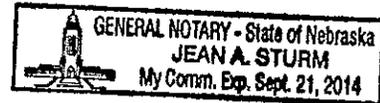
James D Milliken
Jean A Sturm
Notary Public signature

Ann Milliken
Jean A Sturm
Notary Public signature

Affix Seal Here



Affix Seal Here



In compliance with the ADA, this manager insert form 3c is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

Revised 9/2008

**APPLICATION FOR LIQUOR LICENSE
LIMITED LIABILITY COMPANY (LLC)
INSERT - FORM 3b**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov

Office Use	
RECEIVED	RECEIVED
MAR 15 2011	MAR 4 2011
NEBRASKA LIQUOR CONTROL COMMISSION	NEBRASKA LIQUOR CONTROL COMMISSION

- 1) All members and spouses must be listed
- 2) Managing member or contact member must sign
- 3) Managing member and spouse must file fingerprint cards.
Spouse may file affidavit of nonparticipation in lieu of fingerprint cards.

Attach copy of Articles of Organization (Articles must show barcode receipt by Secretary of States office)

Name of Registered Agent: James D. Milliken

Name of Limited Liability Company that will hold license as listed on the Articles of Organization

GodFathers of Wayne, LLC

LLC Address: 106 S MAIN ST

City: Wayne State: NE Zip Code: 68787

LLC Phone Number: 402-375-9163 LLC Fax Number _____

Name of Managing/Contact Member

Name and information of contact member must be listed on following page

Last Name: Milliken First Name: James MI: D.

Home Address: 57828 855 Rd City: Wayne

State: NE Zip Code: 68787 Home Phone Number: 402-375-5708

James D. Milliken
Signature of Managing/Contact Member

State of Nebraska,
County of Wayne

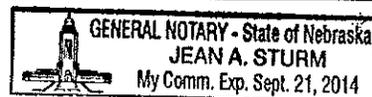
The foregoing instrument was acknowledged before me this

January 29, 2011
date

by James D. Milliken
name of person acknowledged

Jean A. Sturm
Notary Public signature

Affix Seal Here



List names of all members and their spouses (even if a spousal affidavit has been submitted)

Last Name: Milliken First Name: James MI: D.
Social Security Number: _____ Date of Birth: 7-31-1960
Spouse Full Name (indicate N/A if single): Ann Milliken
Spouse Social Security Number: _____ Date of Birth: 3-31-1974
Percentage of member ownership 100%

*signed
passports
prints*

Last Name: _____ First Name: _____ MI: _____
Social Security Number: _____ Date of Birth: _____
Spouse Full Name (indicate N/A if single): _____
Spouse Social Security Number: _____ Date of Birth: _____
Percentage of member ownership _____

RECEIVED
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MAR 4 2011
MAR 15 2011
NEBRASKA LIQUOR CONTROL COMMISSION
NEBRASKA LIQUOR CONTROL COMMISSION

Last Name: _____ First Name: _____ MI: _____
Social Security Number: _____ Date of Birth: _____
Spouse Full Name (indicate N/A if single): _____
Spouse Social Security Number: _____ Date of Birth: _____
Percentage of member ownership _____

Last Name: _____ First Name: _____ MI: _____
Social Security Number: _____ Date of Birth: _____
Spouse Full Name (indicate N/A if single): _____
Spouse Social Security Number: _____ Date of Birth: _____
Percentage of member ownership _____

Is the applying Limited Liability Company controlled by another Corporation/Company?

RECEIVED

YES NO

If yes; name of corporation/company _____

MAR 4 2011

Submit organizational chart

Submit articles of incorporation or authorization to do business in the state of Nebraska from
Secretary of State's office

NEBRASKA LIQUOR
CONTROL COMMISSION

Indicate the company's tax year with the IRS (Example January through December)

Starting Date: JAN Ending Date: Dec

Is this a Non-Profit Corporation?

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YES NO

If yes, provide the Federal ID #. _____

MAR 15 2011
NEBRASKA LIQUOR
CONTROL COMMISSION

RESOLUTION NO. 2011-29

A RESOLUTION TO AMEND THE APPLICATION TO APPLY FOR ASSISTANCE FROM THE NEBRASKA GAME AND PARKS RECREATIONAL TRAILS PROGRAM FOR THE PURPOSE OF PLACING SIGNAGE ON SEGMENTS OF THE PEDESTRIAN TRAIL.

WHEREAS, the City of Wayne, Nebraska, previously made application to the Nebraska Game and Parks Recreational Trails Program for federal assistance for the purpose of placing signage on segments of the "Pedestrian" Trail; and

WHEREAS, the City Administrator of Wayne, Nebraska, was authorized to sign the application for federal assistance, and any other official project documents that were necessary to obtain such assistance, including any agreements, contracts or other documents that are required by the Sate of Nebraska or the Federal Highway Administration; and

WHEREAS, the City of Wayne, Nebraska, had the written commitment for the 20% local matching share for the project elements that were identified on the previous application form and the supplemental documents and would, as it became necessary, allocate the local funds for the project; and

WHEREAS, the grant application is now being amended to reflect the total cost of the project as being \$20,493.61, with the 20% local match from the City of Wayne, Nebraska, being amended to \$4,098.72; and

WHEREAS, the City of Wayne will commit the necessary financial resources to operate and maintain the completed project in a safe and attractive manner for 25 years; and

WHEREAS, the City of Wayne, Nebraska, will not discriminate against any person on the basis of race, color, age, religion, disability, sex or nation origin in the use of any property or facility that is acquired or developed pursuant to the project proposal, and shall comply with the terms and intent of Title VI of the Civil Rights Act of 1964, and any of the regulations promulgated pursuant to such Act; and

WHEREAS, the City of Wayne, Nebraska, will comply with all rules and regulations of the Recreational Trails Program, applicable Executive Orders and all state laws that govern the grant applicant during the performance of the project; and

WHEREAS, the City of Wayne, Nebraska, will comply with the Federal disability access and use standards where they can be reasonably applied, in accord with the American with Disability Act of 1991; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wayne, Nebraska, that the City of Wayne is hereby amending its application to apply for assistance from the Nebraska Game and Parks Recreational Trails Program for the purpose of placing signage on segments of the "Pedestrian" Trail.

PASSED AND APPROVED this 19th day of April, 2011.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

NEBRASKA GAME AND PARKS COMMISSION
RECREATIONAL TRAILS PROGRAM
GRANT APPLICATION FORM
FOR EDUCATIONAL PROJECTS
(June 2010)

Applicant:	City of Wayne	Project Contact:	Anthony Lawrence
Address:	306 Pearl Street, Wayne Ne	Zip Code:	68787
E-Mail Address:	cityadmin@cityofwayne.org	Fax:	402/375-1619
		Cell:	970-466-9708
Business Telephone:	402/375-1733	Federal ID No:	47-6006407
Project Title:	Wayne Trail Interpretive Signage		
Project Description:	The City of Wayne would like to put educational signage along the City of Wayne Trail. The trail is located in Henry Victor Memorial Park, 316 South Nebraska Street. The trail offers such activities as biking, running and natural nature viewing. The trail serves as a diverse community and is easily accessible to all.		
Who this will affect:	See Attachment "A"		
Project Cost Data:			
1. Total Cost:	20,493.61		
2. Federal RTP Share (Maximum: 80% of the Total Project Cost):		16,394.88	
3. Percent of Request:	80%	Percent of Match:	20%
Local Matching Share: (Entire amount of project must be available at application time)			
4. Cash:	\$ 4,098.72	Source:	Parks Dept
5. Taxes:	\$	Source:	
6. Donations:	\$	Source:	
7. Other:	\$	Source:	
8. Total:	\$4,098.72		

APPLICATION DEADLINE:
POSTMARKED BY WED. OCTOBER 1, 2010 OR DELIVERED BY 5PM, WED.
OCTOBER 1, 2010

Send to: NGPC ATTN: Michelle Stryker
PO Box 30370, Lincoln, NE 68503-0370

RESOLUTION NO. 2011-30

A RESOLUTION TO APPLY FOR ASSISTANCE FROM THE NEBRASKA NATURAL RESOURCE DISTRICT FOR THE PURPOSE OF CONTROLLING STREAM BANK EROSION.

WHEREAS, the City of Wayne, Nebraska, is applying for federal assistance from the Nebraska Natural Resource District for the purpose of controlling stream bank erosion; and

WHEREAS, the City Administrator of Wayne, Nebraska, is authorized to sign the application for federal assistance, and any other official project documents that are necessary to obtain such assistance, including any agreements, contracts or other documents that are required by the State of Nebraska; and

WHEREAS, the City of Wayne, Nebraska, currently has the written commitment for the 20% local matching share for the project elements that are identified on the application form and the supplemental documents and will, as it becomes necessary, allocate the local funds for the project; and

WHEREAS, the City of Wayne, Nebraska, will commit the necessary financial resources to operate and maintain the completed project in a safe and attractive manner for 25 years; and

WHEREAS, the City of Wayne, Nebraska, will not discriminate against any person on the basis of race, color, age, religion, disability, sex or nation origin in the use of any property or facility that is acquired or developed pursuant to the project proposal, and shall comply with the terms and intent of Title VI of the Civil Rights Act of 1964, and any of the regulations promulgated pursuant to such Act; and

WHEREAS, the City of Wayne, Nebraska, will comply with all rules and regulations and applicable Executive Orders and all state laws that govern the grant applicant during the performance of the project; and

WHEREAS, the City of Wayne, Nebraska, will comply with the Federal disability access and use standards where they can be reasonably applied, in accord with the American with Disability Act of 1991; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wayne, Nebraska, that the City of Wayne shall apply for assistance from the Nebraska Natural Resource District for the purpose of controlling stream bank erosion.

PASSED AND APPROVED this 19th day of April, 2011.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

RESOLUTION NO. 2011-31

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE "INDUSTRIAL ROAD FROM HIGHWAY 35 TO INDUSTRIAL WAY IMPROVEMENT PROJECT."

WHEREAS, two bids were received on April 8, 2011, on the "Industrial Road from Highway 35 to Industrial Way Improvement Project"; and

WHEREAS, the bids have been reviewed by the City staff; and

WHEREAS, City staff is recommending that the contract be awarded to Dobson Brothers Construction in the amount of \$70,211.26.

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 "Industrial Road from Highway 35 to Industrial Way Improvement Project", as submitted by the following contractor, is reasonable and responsive, and the same is hereby accepted:

<u>Bidder</u>	<u>Amount</u>
Dobson Brothers Construction Lincoln, NE	\$70,211.26

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 he 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 19th day of April, 2011.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

Bid Tabulation Sheet for Industrial Road Street Project

COMPANY	Amount
Dobson Brothers Construction	\$70,211.26
Robert Woehler & Sons Construction	\$73,460.00

DOBSON BROTHERS CONSTRUCTION

AN OLSON COMPANY

April 6, 2011

Attention: City of Wayne
City Clerk
306 Pearl Street
Wayne, Ne 68787

Project: Industrial Rd. Paving

Dobson Brothers Construction is pleased to quote the following scope of work:

Remove & Replace 8" Int. Pavement (1000 SY)	@\$63.95/SY	\$63,950.00
15" RCP Storm Sewer (30 LF)	@\$84.61/LF	\$2,538.30
3'x4' Inlet with Cast Iron Grate (2 EA)	@\$1861.48/EA	\$3,722.96
	Total Base Bid	\$70,211.26

Includes: All labor and materials, joint sealants, grading, subgrade preparation, 4" Asphalt Millings Base, Hauling of Millings, Removal and Disposal of Existing Pavement, Subgrade testing, Concrete testing, Surveying, Bond
Price based on 300' x 30' roadway

Exclusions: Permits, Sales Tax

Note: Pavement to be placed in one continuous pour 30' wide

Estimates for payments shall be made monthly for the work completed. Payments are due upon receipt of Invoice and are past due thirty (30) days after date of invoice. All past due net amounts draw interest of 1.5% per month. Any retainage is due and payable upon completion of contract.

An authorized signature of this proposal will constitute a binding contract for the above-described work.


Dobson Brothers Construction
Matt Martin

Accepted By



Robert Woehler & Sons Construction, Inc.
 123 Fairgrounds Ave.
 Wayne NE 68787

Phone: 402-375-3744
 Fax: 402-833-5363

Bid Proposal For:

4/8/2011

City of Wayne
 Attn: City Clerk
 306 Pearl St
 Wayne NE 68787

Phone: 402-375-1733

Project: Industrial Road from Hwy 35 to Industrial Way

	Description	Unit	Quantity	Unit Cost	Sub Totals
1	Mobilization & Bonding	Lump	1	\$5,000.00	\$5,000.00
2	Remove Paving	SqFt	9000	\$0.50	\$4,500.00
3	Remove Storm Sewer Drains & Pipe	Lump	1	\$1,000.00	\$1,000.00
4	Prepare Existing Subgrade	SqFt	9000	\$0.50	\$4,500.00
5	Place 4" Asphalt Millings	SqFt	9000	\$0.75	\$6,750.00
6	Place 8" 47B 3500 psi Paving	SqFt	9000	\$5.25	\$47,250.00
7	Place Expansion Joint and Seal Joints	Lump	1	\$2,000.00	\$2,000.00
8	Grade shoulders of road	Lump	1	\$960.00	\$960.00
9	Testing	Lump	1	\$1,500.00	\$1,500.00

Total Project Cost **\$73,460.00**

Price Does Not Include Sales Tax, Tax Exempt Form 13 & 17 must be provide or tax will be added.

Bid is based on information in the paper, emails and site visit with Joel.

All Quantities are estimated, any addition or subtraction will adjust total cost.

Owner is responsible for paying any city, NDOR, engineering, staking, inspection and Misc. fees.

Prices include Labor and Material and are good for 60 days.

I have read the proposal, have received an exact copy, and accept the proposal.

Please sign a copy and return.

Approved By: _____

Date: _____

Approved By: BJW
 Bradley J Woehler Secretary
 Robert Woehler & Sons Construction, Inc

Date: 4/8/11

If you have any questions please call 375-3744

B. J. Woehler



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 five (5) copies of Application for Payment No. 8 for the above referenced project. Work completed this month includes rebar and concrete on the Aquarius tank, masonry, manhole installation, piping and stored materials. Equipment delivered and stored onsite this month includes the submersible pumps, blowers, vertical screen unit, and check valves with the invoices for these items included in the pay application. The Contractor is seeking payment on \$2,811,160.75 less retainage and previous payments. JEO recommends payment in the amount of \$310,069.97 to Eriksen Construction Co. Inc.

A progress meeting was held on March 30, 2011 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. The Aquarius structure is more than 75% complete and the Contractor is working on piping and backfilling the lift station and Aquarius tank areas. Work has also begun in earnest on the headworks building and masonry is being completed. We expect backfill to continue for another month with some work on site piping being completed. Also the electrical contractor is onsite doing work and the headworks building will continue to take shape.

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,

Roger S. Protzman, P.E.
Project Manager

RSP:skw
Enclosures

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

APPLICATION FOR PAYMENT NO. 8

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: 3/25/2011

1. Original Contract Price:	<u>\$ 5,098,770.00</u>
2. Net change by Change Orders and Written Amendments (+ or -):	
3. Current Contract Price (1 plus 2):	<u>\$ 5,098,770.00</u>
4. Total completed and stored to date:	<u>\$ 2,811,160.75</u>
5. Percent of Project Completed <u>55%</u>	
6. Retainage (per agreement):	
<u>10%</u> of completed Work and Stored Materials:	<u>\$254,938.50</u>
(10% of the first 50% of work completed & stored)	
Total Retainage:	<u>\$ 254,938.50</u>
7. Total completed and stored to date less retainage (4 minus 6):	<u>\$ 2,556,222.25</u>
8. Less previous Application for Payments:	<u>\$ 2,246,152.28</u>
9. DUE THIS APPLICATION (7 MINUS 8):	<u>\$ 310,069.97</u>

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 6 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: 3/29/11 _____
 By:  _____
 ERIKSEN CONSTRUCTION COMPANY, INC.

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated: 3/31/11 _____
 By:  _____
 JEO CONSULTING GROUP, INC.

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: 7
 Application Date: 02/21/11
 Period From: 01/26/11
 Period To: 02/26/11
 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 Retainage 10% (On first 50%)	
			Previous Applications	Work in Place	Stored Materials				
									E This Application
1	Bonds and Insurance	75,000.00	75,000.00	0.00	0.00	75000.00	100%	0.00	0.00
2	Mobilization	68,680.00	68,680.00	0.00	0.00	68680.00	100%	0.00	0.00
3	Site Clearing	85,360.00	85,360.00	0.00	0.00	85360.00	100%	0.00	0.00
4	Grading	25,660.00	5,000.00	0.00	0.00	5000.00	19%	20660.00	0.00
5	Excavation	50,724.00	45,000.00	4,000.00	0.00	49000.00	97%	1724.00	0.00
6	Aquarius Tank Rock Base & Sub	39,780.00	39,780.00	0.00	0.00	39780.00	100%	0.00	0.00
7	Fill	9,780.00	9,780.00	0.00	0.00	9780.00	100%	0.00	0.00
8	Backfill	80,126.00	15,000.00	0.00	0.00	15000.00	19%	65126.00	0.00
9	Surcharge	19,375.00	19,375.00	0.00	0.00	19375.00	100%	0.00	0.00
10	Staging Area	34,607.00	34,607.00	0.00	0.00	34607.00	100%	0.00	0.00
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	Erosion Control	15,000.00	10,500.00	1,500.00	0.00	12000.00	80%	3000.00	0.00
14	Fence	40,783.00	21,000.00	0.00	0.00	21000.00	51%	19783.00	0.00
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	195,000.00	69,600.00	0.00	264600.00	90%	29400.00	0.00
18	Rebar	196,100.00	174,550.00	17,000.00	0.00	191550.00	98%	4550.00	0.00
19	Hollow Core	2,500.00	0.00	0.00	0.00	0.00	0%	2500.00	0.00
20	Masonry	151,450.00	49,978.50	20,000.00	0.00	69978.50	46%	81471.50	0.00
21	Misc. Metals	65,000.00	3,550.00	0.00	0.00	3550.00	5%	61450.00	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	7,125.00	0.00	0.00	7125.00	25%	21375.00	0.00
26	Trusses	10,500.00	5,250.00	0.00	0.00	5250.00	50%	5250.00	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	1,300.00	0.00	0.00	1300.00	17%	6500.00	0.00
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	28000.00	28000.00	85%	5000.00	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	500.00	0.00	0.00	500.00	0%	164500.00	0.00
40	Vertical Fine Screen	98,000.00	0.00	0.00	87885.00	87885.00	90%	10115.00	0.00
41	Intially 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	13975.00	13975.00	100%	25.00	0.00
43	Aquarius MSABP	1,326,600.00	1,153,161.00	0.00	0.00	1153161.00	87%	173439.00	0.00
44	Positive Displacement Blower	64,050.00	0.00	0.00	57400.00	57400.00	90%	6650.00	0.00
45	Casework/Counter Top	11,865.00	0.00	0.00	0.00	0.00	0%	11865.00	0.00

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: 7
 Application Date: 02/21/11
 Period From: 01/26/11
 Period To: 02/26/11
 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 Retainage 10% (On first 50%)	
			Previous Applications	Work In Place	Stored Materials				
46	Hoist/Trolley/Crane	13,650.00	13,650.00	0.00	0.00	13650.00	100%	0.00	0.00
47	Valves	117,600.00	75,572.00	0.00	16076.00	91648.00	78%	25952.00	0.00
48	Yard Piping	238,975.00	137,806.73	0.00	0.00	137806.73	58%	101168.27	0.00
49	Manholes	174,900.00	106,959.27	0.00	0.00	106959.27	61%	67940.73	0.00
50	Process Piping	98,322.00	54,240.25	0.00	0.00	54240.25	55%	44081.75	0.00
51	Mechanical	86,000.00	42,000.00	0.00	0.00	42000.00	49%	44000.00	0.00
52	Electrical	613,900.00	46,000.00	0.00	0.00	46000.00	7%	567900.00	0.00
53		0.00	0.00	0.00	0.00	0.00	0%	0.00	0.00
		5,098,770.00	2495724.75	112,100.00	203336.00	2811160.75	55%	2287609.25	254938.50

HTM SALES INC.

P.O. Box 24304 PH: 402-935-0300
 Fax 402-935-0301
 Omaha NE 68124
 FED ID 47-0708758

INVOICE

10-25658-1

Mar 21, 2011

YOUR P.O. # 559-09Y

SOLD TO:

Eriksen Construction Company
 P.O. Box 610
 Blair NE 68008

SHIPPED TO:

Eriksen Construction Company
 2546 S. Highway 30
 Blair NE 68008

TERMS

net 30

F.O.B.

origin FFA

SHIPPED VIA

best way

DATE SHIPPED

3/18/11

ORDERED	PART #	DESCRIPTION	PRICE	AMOUNT
		Section 11210 - ABS Submersible Pumps Wayne, NE - WWTP		
4	150G-CB1.6P	ABS - XFP 6" EffeX Pump 460V-3ø-14HP 1000 GPM @ 46' TDH		
1	85016002	Certified Test - PE2 Motor		
4	62320655	ABS - 6" GRA with integral Elbow		
160		160 Ft. of 2" stainless steel guide rails pipe		
4		Intermediate guide rail supports		
4	61240170	ABS - Sealminder Relay 115V-1ø		
4		Stainless steel retrieval cables - 50'		
1		First Partial Billing remaining balance due after startup - \$2000 all items have been shipped	28,000.00	28,000.00

Thanks, Tom Thierolf
 Exempt Certificates on File

SUBTOTAL \$28,000.00
 FREIGHT \$.00
 STATE TAX \$.00
 CITY TAX \$.00
 TOTAL \$28,000.00

Mar 21, 2011

9735 NorthCross Center Court, STE A
 Huntersville, NC 28078
 704/949-1010

James Ward - PM
 Eriksen Construction Co., Inc
 2546 South Hwy 30
 P.O. Box 610
 Blair, NE 68008-0610

Page 1
INVOICE DATE
 March 22, 2011
Due Date 04/21/11
TERMS 30DEL

Delivery Address
 Wayne, Nebraska WWTP
 Bill Welch
 209 Dearborn Street
 c/o Eriksen Construction
 Wayne, 68787
 United States

Invoice JI004341
 YOUR PO NO 559-14Y

PROJECT Wayne,NE-90%equip

Job Number: JO004440

No.	Description	Quantity	Unit of Measure	Unit Price	Disc. %	Amount
	Wayne WWTP, NE Equipment: Total Contract: \$97,650.00 *****	1	Piece			
615528	RoK4 500/6 Control (included) Freight-site delivery 3/21/11 Billing 90% for equip (\$97,650.00 x 90% = \$87,885.00) *****	1	Piece			
	THANK YOU FOR YOUR ORDER. PLEASE REMIT TO OUR MAILING ADDR.					

Total USD 87,885.00
 Tax Amount 0.00
 Total USD Incl. VAT 87,885.00

Shipment Method:

PROJECT: _____

APPROVED: _____

DATE: _____

CONTRACT NON CONTRACT
 MISC. MATERIAL DIRECT JOB
 MISC. SUB OTHER

Mellen & Associates, Inc.3404 South 11th Street
Council Bluffs, IA 51501Phone: (712) 322-9333
Fax: (712) 322-6557
www.melleninc.com

Invoice

Customer No.: ERIKSEN CONS
Invoice No.: 9227Bill To: **Eriksen Const**
P.O. Box 610
2546 S. Hwy 30
Blair, NE 68008Ship To: **Eriksen Const**
Wayne, NE WWTP
WAYNE, NE 68787**APCO/Wayne, NE**

Date		P.O. Number		Ship Via		Terms	
03/23/11		559-22Y		Fed Ex Freight		Net 30	
Quantity		B.O.	Item Number	Description	Unit Price	Amount	
Required	Shipped						
4	4			APCO 8" Swing Check Valve, Flanged, Buna Flapper with Indicator Tag: Headworks	1275.00	5100.00	
4	4			APCO Swing Check Valve, Flanged, Buna Flapper with Indicator Tag: Influent	950.00	3800.00	

Invoice subtotal 8900.00

Invoice total 8900.00

Past due invoices will be subject to a service charge of 1.5% per month.

Mellen & Associates, Inc.3404 South 11th Street
Council Bluffs, IA 51501Phone: (712) 322-9333
Fax: (712) 322-6557
www.melleninc.com

Invoice

Customer No.: ERIKSEN CONS

Invoice No.: 9128

Bill To: **Eriksen Const**
P.O. Box 610
2546 S. Hwy 30
Blair, NE 68008Ship To: **Eriksen Const**
%Wayne NE Waste Treatment Facility**DeZurik/Wayne, NE**

Date		P.O. Number		Ship Via		Terms	
03/02/11		559-22Y				Net 30	
Quantity		B.O.	Item Number	Description	Unit Price	Amount	
Required	Shipped						

24 24

3" DeZurik Butterfly Valve,
Lug Body, Stainless Steel
Disc, EPDM Seat, Lever
Operator

299.00 7176.00

Tag: DROP LEG ISOLATION

Invoice subtotal 7176.00

Invoice total 7176.00

From:

Whipps, inc.

INVOICE NO. 15027

Page Number 1

370 South Athol Rd.
PO Box 1058
Athol, MA 01331
USA

Phone (978) 249-7924
Fax (978) 249-3072

Bill To:

Eriksen Construction Co., Inc.
2546 South Hwy 30
P.O. Box 610
Blair
NE 68008-0610
USA

Invoice Date 02/28/2011
Due Date 03/30/2011

Your Order 559-16Y
FOB ATHOL, MA
Ship Via ABF FREIGHT
Terms 2%-10days,net30

Ship To:

Eriksen Construction
Wayne NE WWTP
205 Dearborn Street
Wayne,
NE 68787

Our Order 15980
Packer No. 15938
Salesperson WATER

Order Qty	Ship Qty	Part ID	Description	U/M	Unit Price	Extended
1	1.00	501	36"x24" AL Stop Gate Assembly	EA	4590.00000	4,590.00
1	1.00	501	48"x44.75"AL Stop Gate Assmby	EA	9385.00000	9,385.00
<i>Subtotal</i>						13,975.00
<i>Total</i>						13,975.00

PROJECT: _____

APPROVED: _____

DATE: _____

CONTRACT NON CONTRACT
MISC. MATERIAL DIRECT JOB
MISC. SUB OTHER

Wayne Public Library Board of Trustees
Tuesday, February 8, 2011 / 5 p.m., Conference Room

MINUTES

CALL TO ORDER

The Wayne Public Library Board met on Tuesday, February 8, 2011. President Joel Ankeny called the meeting to order.

ROLL CALL

Board members Joel Ankeny, Maureen Kingston, Betty Heier and director Luran Lofgren were present. Board members Mollie Spieker and Dennis Lipp were absent.

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 Library/Senior Center Conference Room.

APPROVAL OF MINUTES -- November 2010 minutes were approved.

FINANCIAL REPORT

The financial report was approved as submitted. Slightly ahead of plan this month because of a 3-pay period. Discussion: LKL purchased a Nook and along with a packet of e-readers from the NELS system offices, staff will learn how to use e-readers at their next meeting.

DIRECTOR'S REPORT 33% of year

- Statistics
- | | DEC10 | JAN11 | JAN10 | % of Previous Year Total |
|------------------|-------|-------|-------|--------------------------|
| Circulation | 3739 | 4042 | 3810 | 31 |
| Patrons | 3515 | 3628 | 3753 | 28 |
| Meeting Room | 5 | 10 | 8 | 20 |
| Reference ?s | 180 | 256 | 152 | 35 |
| Computer ?s | 143 | 168 | 260 | 26 |
| Phone Calls | 446 | 526 | 514 | 33 |
| OPACS | 168 | 238 | 185 | 38 |
| CD-ROMs | 1275 | 533 | 121 | 98 |
| Internet | 739 | 869 | 1004 | 27 |
| New Patron Cards | 14 | 20 | 17 | 24 |
| Items Added | 150 | 142 | 130 | 32 |
| Items Deleted | 5 | 162 | 44 | 20 |

- Meetings attended
 - LKL attended Friends of the Library 2011 planning meeting
 - LKL attended Wayne Library Foundation annual meeting
 - LKL took part in a Reporting Webinar for the BTOP grant
 - LKL met with Karla Jensen at the Activity Center to investigate ways to promote the library's audiobook and e-reader services to clients at the CAC.

- Staff projects and concerns
 - LKL, JOsnes, RMcLean, HHeadley visited Wayne Elementary School to meet and greet the students as they arrived in the morning
 - Winter Saturday and Mother Goose Lapsit programming began, getting off to a slow start due to the weather. Attendance started picking up towards the end of the month.
 - Library hosted an all day event in conjunction with National Puzzle Day.
 - Annual periodical sale has been successful, and will wrap up when tax forms arrive. The tax forms have been delayed due to last minute changes causing the need to reprint. NE tax forms are exclusively online now which may cause staff to spend extra time assisting patrons.

OLD BUSINESS

- Update on Excellence in Youth Services Grant—Funds haven't arrived yet, but are expected. Very popular (usage has doubled) new children's interactive computers paid for via T & A account which will be reimbursed once the grant funds do arrive.
- Update on Board Recertification—Board currently has 10 CE credits; needs 10 more to remain certified.
- Progress on current Long Range Plan—See handout. Discussion of digitization of Wayne Herald. Process is operating more smoothly and LKL anticipates project completion by Dec 2011. LKL or staff will connect with other organizations/offer outreach to demonstrate access and capabilities.
- Discussion on Library Vision Statement—Tabled until all board members are present.

NEW BUSINESS

- Report on Library Director's annual evaluation and 2011 goals—Evaluation performed by Lowell Johnson. See handout. Some discussion of LKL's 2011 goals/activities: added monthly reporting responsibilities and connectivity reports associated with the Federal Broadband Stimulus grant; LKL will encourage staff to attend Expand Your Horizons Genealogy events, which will explicate how to use local resources as well as ancestry.com instruction; LKL might take a real vacation this year.
- Action on replacing worn chairs in computer lab—Board approved director's plan to use funds from T & A account plus money from the Lib Foundation (\$2500 total) to replace chairs in the computer lab. The chairs will be on sale until March 26, 2011.
- Planning for new Long Range Planning cycle—Board will create a 3-yr plan this year (2011) that will be in effect from 2012 through 2015. A Service Learning class at WSC has volunteered to create a survey from which the board might assess needs and develop goals for the plan. LKL has instructed the survey developers to devote at least half the survey to WPL *non-users* in order to discern new area/directions the board might want to consider for inclusion in the new plan. Tentative schedule: First draft of survey to the board by March meeting, final draft by April meeting; survey sent out to the public and results tabulated May-July; board finalization and approval of 3-yr plan by Dec 2011.

ADJOURNMENT The meeting was adjourned at 5:45 p.m.

Respectfully submitted,

Maureen Kingston
Substitute Board Secretary