

(*Amended: 10/3/11)

AGENDA
CITY COUNCIL MEETING
October 4, 2011

5:30 Call to Order

1. [Approval of Minutes – September 20, 2011](#)
2. [Approval of Claims](#)
3. [Proclamation – October as “Domestic Violence Awareness Month”](#)

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. Action on Agreement with Bluestem, LLC, Regarding Agreement for 2MW in Wind Turbines~~
- ~~5. Resolution 2011-74: Approving Request of Baird Holm, LLP, for a Conflict Waiver to Represent Bluestem, LLC~~
- ~~6. Action on Proposal from Viryd for Turbine Installation at Wayne~~

~~Background: As of this writing, staff is still awaiting information to make a recommendation on Agenda Items 4, 5, and 6.~~

7. [Action on Application for Payment No. 14 in the Amount of \\$48,404.27 to Eriksen Construction Co. for the 2009-2010 Wastewater Treatment Facility Improvements, Phase I Project](#)

Background: This is for work completed according to plan, and has been approved for payment by the Project Engineer.

8. [Action to Approve the Extension of the \\$250,000 Energy Efficiency and Conservation Block Grant Program Project Period from December 31, 2011 to June 30, 2012 – Wayne Power Plant Cooling Tower Project](#)
9. [Resolution 2011-75: Approving Reimbursement Funds Temporarily Advanced to Pay for the Wayne Power Plant Cooling Tower Project](#)

Background: For every capital project the City does, we have the option to pay cash from reserves, to budget tax or utility funds, or to issue revenue or general bonds to

finance the project and spread out the cost over a period of time. This Resolution authorizes the Treasurer to finance the estimated costs of the Power Plant Cooling Tower Project, using municipal revenue bonds that will be paid back from future electric fund revenues. Current bond interest rates for ten-year financing range from 1.2% to 4% over that period.

Phil Lorenzen will be preparing the Resolution for Tuesday night's meeting.

Recommendation: Nancy's and my recommendation is to take advantage of the unusually low interest rates to finance this project and spread the cost out over time.

10. [Resolution 2011-76: Accepting Bid and Awarding Contract on the Henry Victor Memorial Park Sign Project](#)

Background: Two bids were received on the Henry Victor Memorial Park Sign Project. Staff has reviewed the two bids and is recommending that the project be awarded to the low bidder, Tri-City Sign Company for \$10,890. The second bid was submitted by Love Signs for \$11,922.95.

Recommendation: Approve the Resolution by motion.

11. [Resolution 2011-77: Directing the City Clerk to Certify Mowing Costs to the Wayne County Clerk and Wayne County Treasurer to Become a Lien on the W75' of the N150' of Lot 30, Taylor & Wachob's Addition to Wayne, Wayne County, Nebraska, more Commonly Described as 509 West First Street](#)

Recommendation: The recommendation of the City Clerk and City Administrator is to approve the filing of this lien for the cost of work hired by the City to abate a violation of City Code after proper notice was given to the property owner.

12. [Resolution 2011-78: Approving the Hiring of Special Engineers and Approving the Plans and Specifications and Estimate of Cost for the Construction of Certain Street Improvements to be Constructed in the City of Wayne, Nebraska \(Pheasant Run Road\)](#)

13. [Ordinance 2011-17: Amending Chapter 22 Businesses, Article II Occupation Taxes, Sec. 22-32 Alcoholic Liquors to Change the Amount of Occupation Taxes for Non-Profit Organizations — Request of Layne Beza on behalf of the Wayne Vet's Club \(Second Reading\)](#)

14. [Ordinance 2011-19: Extending the Hours of Sale of Alcoholic Liquor to 2:00 a.m. on Thursday, October 6th, Friday, October 7th and Saturday, October 8th \(Wayne State College Homecoming Activities\) \(Second Reading\)](#)

15. [Ordinance 2011-20: Extending the Hours of Sale of Alcoholic Liquor to 2:00 a.m. on Saturday, October 29th \(Halloween Party\) \(Second Reading\)](#)

16. Ordinance 2011-23: Amending Sec. 30-6 of the Wayne Municipal Code Establishing Election Wards (Second Reading)

17. **Action to Authorize the Mayor to make a Final Decision to Join Wayne State College and Ho-Chunk Community Development Corporation from Winnebago and Area Towns to Participate in an Area Transportation and Economic Development Sustainability Project at a Cost to the City of Wayne of \$5,000 to Participate**

18. Adjourn

APPROVED AS TO FORM AND CONTENT:

Mayor

City Administrator

September 20, 2011

The Wayne City Council met in regular session at City Hall on Tuesday, September 20, 2011, at 5:30 o'clock P.M. Mayor Ken Chamberlain called the meeting to order with the following in attendance: Councilmembers Brian Frevert, Jon Haase, Dale Alexander, Doug Sturm, and Jill Brodersen; City Attorney Kyle Dahl; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Councilmembers Jim Van Delden, Kaki Ley and Kathy Berry.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on September 8, 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 Haase made a motion, which was seconded by Councilmember Frevert, whereas the Clerk has prepared copies of the Minutes of the meeting of September 6, 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: AMERITAS, SE, 1441.14; CITY EMPLOYEE, RE, 300.00; APPEARA, SE, 157.02; BAKER & TAYLOR, SU, 1084.09; BANK FIRST, FE, 150.00; BLACK HILLS ENERGY, SE, 2267.00; CITY EMPLOYEE, RE, 278.22; CITY EMPLOYEE, RE, 261.92; BRIGGS, INC, SU, 10.00; CARHART LUMBER, SU, 831.31; CITY EMPLOYEE, RE, 36.20; CITY EMPLOYEE, RE, 63.70; CITY OF WAYNE, RE, 1450.00; CITY OF WAYNE, RE, 65.00; CITY OF WAYNE, PY, 53190.00; CITY OF WAYNE, RE, 729.81; COMMUNITY HEALTH, RE, 3.00; COPY WRITE PUBLISHING, SU, 53.16; CREDIT MANAGEMENT, RE, 35.75; DAKOTA BUSINESS SYSTEMS, SE, 102.50; DALE HANSEN, RE, 255.60; DAVE'S UNIFORM CLEANING, SE, 69.00; DE LAGE LANDEN FINANCIAL, SE, 394.00; DIGITAL

ALLY, SE, 260.00; CITY EMPLOYEE, RE, 45.44; DON ENDICOTT, RE, 500.00; DUTTON-LAINSON, SU, 63.38; ELLIS PLUMBING & HEATING, SE, 253.54; ERIKSEN CONSTRUCTION, SE, 418028.83; CITY EMPLOYEE, RE, 71.00; FLOOR MAINTENANCE, SU, 236.89; CITY EMPLOYEE, FE, 100.00; GEMPLER'S, SU, 162.55; GERHOLD CONCRETE, SU, 94.19; GREAT PLAINS ONE-CALL, SE, 115.61; GUILDCRAFT ARTS & CRAFTS, SU, 45.23; HARDING & SHULTZ, SE, 28465.35; HAUFF MID-AMERICAN SPORTS, SU, 141.40; HAUGE ASSOCIATES, RE, 167.75; HAWKINS, INC, SU, 1018.85; CITY EMPLOYEE, RE, 325.00; ICMA, SE, 5655.60; INGRAM BOOK COMPANY, SU, 853.37; INNOVATIVE PROTECTIVES, SU, 650.00; IRS, TX, 16756.30; JOANNE BAIER, RE, 500.00; JIM SPETHMAN, SU, 43.23; CITY EMPLOYEE, RE, 90.92; LAYNE CHRISTENSEN, SE, 24230.90; MAIN STREET AUTO CARE, SE, 90.00; MARLON BRINK, RE, 500.00; MIDSTATES ERECTORS, SE, 1737.00; MIDWEST LABORATORIES, SE, 73.55; MIKE MCKENZIE, RE, 500.00; MIKE TOWNE, SE, 250.00; NE DEPT OF REVENUE, TX, 2538.04; NE DEPT OF ROADS, SE, 1000.00; NE PUBLIC HEALTH, SU, 159.00; NE STATE PATROL, SE, 90.00; NPPD, SE, 353261.51; NSAWWA, FE, 150.00; NORTHEAST LIBRARY SYSTEM, FE, 40.00; N.E. NE AMERICAN RED CROSS, RE, 59.24; NNPPD, SE, 12180.28; ORIENTAL TRADING CO, SU, 116.00; PAC N SAVE, SU, 37.98; PAMIDA, SU, 33.72; CITY EMPLOYEE, RE, 106.23; PEPSI-COLA, SU, 294.90; PRESTO X, SE, 47.00; CITY EMPLOYEE, RE, 979.14; CITY EMPLOYEE, RE, 166.34; QUILL, SU, 5.84; CITY EMPLOYEE, RE, 567.60; ROSE EQUIPMENT, SU, 1369.50; SHELLY FEHRINGER, RE, 500.00; SIOUX CITY JOURNAL, SU, 182.00; SPARKLING KLEAN, SE, 1290.06; STADIUM SPORTING GOODS, SU, 40.00; STATE NATIONAL BANK, SE, 51.80; STATE NATIONAL BANK, RE, 88840.00; TOM'S BODY & PAINT SHOP, SE, 543.60; TURFWERKS, SU, 43.06; U.S. TOY COMPANY, SU, 171.41; UNITED WAY, RE, 10.00; WAYNE AUTO PARTS, SU, 661.76; WAYNE COUNTY COURT, RE, 1800.00; WESCO, SU, 22328.77; WHELEN ENGINEERING, SU, 315.15; CITY EMPLOYEE, RE, 53.48; AMAZON, SU, 343.53; BAKER & TAYLOR BOOKS, SU, 31.54; BARNES & NOBLE, SU, 8.59; BOMGAARS, SU, 23.98; CITY EMPLOYEE, RE, 194.14; BROWN SUPPLY CO, SU, 1094.09; CITY OF NORFOLK, SE, 318.15; CITY OF WAYNE, RE, 150.00; CITY OF WAYNE, RE, 50.00; CLAUSSEN & SONS IRRIG., SE, 439.65; COVENTRY HEALTH, SE, 18955.13; DENNIS CARROLL, RE, 500.00; DUTTON-LAINSON, SU, 110.30; FIRST SOURCE TITLE&ESCROW, SE, 100.00; CITY EMPLOYEE, RE, 154.98; FORT DEARBORN LIFE, SE, 1469.78; FREDRICKSON OIL CO, SE, 7.36; FRIESEN CHEVROLET, SU, 213.75; GP GFOA, FE, 85.00; GUARANTEE OIL, SU, 95.35; CITY EMPLOYEE, RE, 54.26; JERRY'S TRAILERS, SU, 35.30; CITY EMPLOYEE, RE, 738.72; LAKESHORE LEARNING, SU, 156.27; MCGRATH NORTH, SE, 1936.00; CITY EMPLOYEE, RE, 169.44; PITNEY BOWES, SU, 648.00; RANDOM HOUSE, SU, 73.50; ELITE OFFICE PRODUCTS, SU, 9.90; STADIUM SPORTING GOODS, SU, 1804.00; TOM'S BODY & PAINT SHOP, SE, 72.80; VERIZON, SE, 137.76; VOSS LIGHTING, SU, 1670.00; WESCO, SU, 6453.88

Councilmember Frevert made a motion and Councilmember Haase seconded 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 introduced Mary Crawford from Congressman Fortenberry's office.

Administrator Johnson stated State Law makes volunteer fire fighters become city employees as soon as (1) they get a page to respond to any emergency and (2) when they are training or attending any official functions. The proposed job description will function to describe the duties and requirements of the fire fighter position just as other job descriptions do for other city positions. This is almost identical to the City of Norfolk's job description. It clearly describes our expectations for the fire fighters.

Councilmember Brodersen made a motion and seconded by Councilmember Haase adopting the fire fighter job description as presented. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Tom Sievers, Fire Chief, was present requesting Council consideration to approving the membership applications of both Dean Brodersen and Chris Weddel to the Wayne Volunteer Fire Department.

Councilmember Sturm made a motion and seconded by Councilmember Frevert approving the membership applications of both Dean Brodersen and Chris Weddel to the Wayne Volunteer Fire Department. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

A request was received from Layne Beza, representing the Wayne Vet's Club, to reduce the occupation tax and Class C Liquor License fee for non-profits. The fee for a Class C Liquor License is \$300. The occupation tax is double that amount or \$600 (which is allowed by State Statute) for a total cost of \$900. Wayne has been collecting an occupation tax of two times the license fee since at least 1983. We only have the ability to reduce the occupation tax. Staff undertook a survey of other municipalities to see who has a reduced occupation tax for non-profits. Of the 35 who responded, 8 have a reduced occupation tax. Staff recommendation was to reduce the occupation tax from \$600 to \$150.

Councilmember Sturm had concerns of reducing this amount in light of the fact that the budget has already been set or approved. The City will have to come up with the additional \$450 somewhere. He thought decisions like this should be considered and made prior to setting the budget.

Councilmember Frevert stated the Vet's Club is only open 3 nights a month. The time they are open is very minimal compared to other establishments.

It was noted this change would affect all non-profit organizations, and that even though the recommendation was to reduce it to \$150, Council can change that amount if they so desire.

Councilmember Frevert introduced Ordinance No. 2011-17 and moved for approval thereof which reduces the occupation tax to \$150 for non-profit Class C Liquor Licenses; Councilmember Haase seconded.

ORDINANCE NO. 2011-17

AN ORDINANCE AMENDING CHAPTER 22, ARTICLE II OCCUPATION TAXES, SECTION 22-32 ALCOHOLIC LIQUORS OF THE WAYNE MUNICIPAL CODE; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

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

Ken Jorgensen, owner of The Max, was present requesting Council consideration to extending the hours of sale of alcoholic liquor to 2:00 a.m. on the following dates:

- October 6th, 7th, and 8th – Wayne State College Homecoming Activities
- October 29th – Halloween Party
- December 15th and 16th – Wayne State College Graduation
- December 31st – New Year's Eve

Councilmember Brodersen stated she liked the idea of extending the hours of sale for special events, but she thought the request for the homecoming activities was extensive since homecoming is on Saturday. Mr. Jorgensen responded that the activities start on Thursday.

Mayor Chamberlain advised the Council that the reason he asked that these requests each be a separate ordinance was to allow Council the opportunity to table the other requests until after homecoming to see how it goes.

Staff was directed to poll the Council to see if there would be enough at the next Council meeting so the necessary three reading requirement could be waived. If not, then a special meeting would need to be held so that final action could be taken on this ordinance before the date of the event.

Jeff Carstens, representing Wayne State College, was present to speak against the passage of these ordinances.

Councilmember Frevert stated the people who had talked to him didn't see where the extra hour was going to be that big of a problem.

Councilmember Sturm introduced Ordinance No. 2011-19 and moved for approval thereof; Councilmember Frevert seconded.

ORDINANCE NO. 2011-19

AN ORDINANCE EXTENDING THE HOURS OF SALE OF ALCOHOLIC LIQUOR FOR THE WAYNE STATE COLLEGE HOMECOMING ACTIVITIES (OCTOBER 6TH, 7TH, AND 8TH).

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

Councilmember Frevert introduced Ordinance No. 2011-20 and moved for approval thereof; Councilmember Sturm seconded.

ORDINANCE NO. 2011-20

AN ORDINANCE EXTENDING THE HOURS OF SALE OF ALCOHOLIC LIQUOR IN CONJUNCTION WITH A HALLOWEEN PARTY (OCTOBER 29TH).

Councilmember Alexander stated he would like the Council to table the remaining ordinances to see how everything else goes on Homecoming weekend.

Councilmember Sturm stated he would prefer that the Council act on the first reading of the remaining ordinances.

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

Councilmember Alexander made a motion to table action on Ordinance No. 2011-21 which would extend the hours of sale of alcoholic liquor to 2:00 a.m. on December 15 and 16th for the Wayne State College Graduation activities, until the November 1st Council meeting; Councilmember Haase seconded the motion. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Frevert and Sturm who voted Nay, the Mayor declared the motion carried.

Councilmember Alexander made a motion to table action on Ordinance No. 2011-22, which would extend the hours of sale of alcoholic liquor to 2:00 a.m. on December 31st for New Year's Eve, until the November 1st Council meeting; Councilmember Brodersen seconded the motion. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Frevert and Sturm who voted Nay, the Mayor declared the motion carried.

Every ten years, the City has the opportunity to redistrict its wards. Based upon the 2010 census, staff is recommending the redistricting of wards so that the average number of voters in each ward would be approximately 1,415, up from 1,395 ten years ago.

Joel Hansen, City Planner, stated because the populations shifted in some of the wards, the boundary lines needed to be shifted.

Councilmember Brodersen introduced Ordinance No. 2011-23 and moved for approval thereof; Councilmember Sturm seconded.

ORDINANCE NO. 2011-23

AN ORDINANCE AMENDING CHAPTER 30, ARTICLE I, SECTION 30-6 OF THE WAYNE MUNICIPAL CODE ESTABLISHING ELECTION WARDS.

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

Administrator Johnson stated the following Resolution would amend the Personnel Manual to provide that nonexempt employees will be prohibited from performing work outside of normal working hours without prior authorization. This prohibition will include a ban on the after-hours use of employer-provided cell phones and Blackberry type devices. In addition, if an employee is provided with a city cell phone, they are to accurately record the time they spend using the devices before and after working hours. This comes as a result of some court rulings on employees getting paid for work after hours.

Councilmember Sturm introduced Resolution No. 2011-70 and moved for its approval; Councilmember Alexander seconded.

RESOLUTION NO. 2011-70

A RESOLUTION AMENDING SECTION 14.60 COMPENSATION AND OVERTIME; SECTION 14.70 CALL BACK TIME; AND SECTION 30.10 GENERAL PRINCIPLES OF THE PERSONNEL MANUAL.

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

Administrator Johnson requested that no action be taken on Resolution 2011-71 until he receives more information on the matter.

Gene Hansen, Electric Production Superintendent, stated the following Resolution would approve a new agreement with Olsson Associates for professional services for the Wayne Power Plant Cooling Tower Project in an amount not to exceed \$15,000. Mr. Hansen stated the City will sever its relationship with the current engineer on the project who has been unresponsive. It's important that this project keeps moving forward so that the grant does not get jeopardized.

The current engineer has been paid to date and they did the work they were contracted for. The point we are at now in this project is construction oversight. This allows us to change engineers at this time.

Councilmember Alexander introduced Resolution 2011-72, and moved for its approval; Councilmember Brodersen seconded.

RESOLUTION NO. 2011-72

A RESOLUTION APPROVING LETTER AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF WAYNE AND OLSSON ASSOCIATES FOR THE WAYNE POWER PLANT COOLING TOWER PROJECT.

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

Garry Poutre, Superintendent of Public Works & Utilities, advised the Council that three bids were received on the water and sewer improvement project for Western Ridge Third Addition. Advanced Consulting Engineering Services, the engineer on the project, has reviewed the bids for accuracy and is recommending that the project be awarded to the low bidder, Penro Construction, for \$108,702.42. The starting date is October 15th. The completion date is December 31st.

Councilmember Brodersen introduced Resolution 2011-73, and moved for its approval; Councilmember Frevert seconded.

RESOLUTION NO. 2011-73

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE "WESTERN RIDGE THIRD ADDITION WATER AND SEWER IMPROVEMENT PROJECT."

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

Mayor Chamberlain requested Council consideration to the following appointments: Spring Dahl to the Library Board and reappoint Pat Melena to the Planning Commission.

Councilmember Frevert made a motion and seconded by Councilmember Sturm approving the appointment of Spring Dahl to the Library Board and the reappointment of Pat Melena to the Planning Commission. 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 Brodersen 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 6:25 p.m.

CLAIMS LISTING OCTOBER 4, 2010

FISCAL YEAR END CLAIMS 2010-2011

AMERICAN BROADBAND	TELEPHONE CHARGES	1,260.48
AMERITAS LIFE INSURANCE	POLICE RETIREMENT	1,516.79
APPEARA	MAT SERVICE	27.09
ARNIE'S FORD-MERCURY INC	MIRROR	149.10
AS CENTRAL SERVICES	TELECOMMUNICATION CHARGES	448.00
BANK FIRST	FRATERNAL ORDER OF POLICE DUES	150.00
BLACK HILLS ENERGY	GAS BILLS	205.89
BLACK STRAP	ROAD SALT	1,256.85
BLUE DEVIL BOOSTER CLUB	SPORTS PROGRAM AD	85.00
BOMGAARS	FILTERS/RATCHET STRAPS/BATTERIES ETC	1,059.77
BROWN SUPPLY CO	LIGHT BAR/POOL COTE	1,159.30
CARTRIDGE WORLD	TONER CARTRIDGE REFILL	869.95
CITY EMPLOYEE	HEALTH REIMBURSEMENT	56.62
CENTURYLINK	TELEPHONE CHARGES	308.57
CITIZENS NATIONAL BANK	TIF TAXES	3,371.22
CITY OF WAYNE	AUDITORIUM DEPOSIT REFUND	150.00
CITY OF WAYNE	BUILDING PERMIT DEPOSIT REFUND	1,700.00
CITY OF WAYNE	CAC PUMP IT UP REFUNDs	318.45
CITY OF WAYNE	DRIVEWAY DEPOSIT REFUND	500.00
CITY OF WAYNE	EXCAVATION DEPOSIT REFUND	500.00
CITY OF WAYNE	FIRE HALL DEPOSIT REFUND	150.00
CITY OF WAYNE	PAYROLL	54,488.91
CITY OF WAYNE	PETTY CASH-OMAHA/LINCOLN MEETINGS	200.00
COMMUNITY HEALTH	HEALTH CHARITIES	3.00
CITY EMPLOYEE	CLOTHING REIMBURSEMENT	163.39
CITY EMPLOYEE	HEALTH REIMBURSEMENT	207.74
DUNRITE INC	BIN TAPE/BROOM/DUSTER	263.25
DUTTON-LAINSON COMPANY	HEAL LAG	101.18
EISCHEID ARTIFICIAL RAIN	LIB/SR CENTER IRRIGATION REPAIR	175.00
ELLIS PLUMBING & HEATING	SEWER CAMERA CHARGE/URINAL REPAIR	311.38
FIRST CONCORD GROUP LLC	CAFETERIA PLAN FEES	3,828.87
FIRST NATIONAL INSURANCE	HEALTH INSURANCE	272.42
FLOOR MAINTENANCE	GLOVES/DETERGENT/BLEACH	308.81
FORT DEARBORN LIFE	VFD INSURANCE	106.64
GERHOLD CONCRETE CO INC.	CONCRETE	1,023.76
GLENN SHEPARD	DESK REFERENCE	299.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	214.28
HAUGE ASSOCIATES, INC.	PAYROLL DEDUCTION	167.75
CITY EMPLOYEE	HEALTH REIMBURSEMENT REISSUE	10.20
CITY EMPLOYEE	HEALTH REIMBURSEMENT	124.96
ICMA RETIREMENT TRUST-457	ICMA RETIREMENT	5,658.06
IRS	FEDERAL WITHHOLDING	17,152.52

JEO CONSULTING GROUP	SIDEWALK REPLACEMENT/WWTP/SLUDGE	54,719.20
CITY OF WAYNE	CLOTHING REIMBURSEMENT	139.09
KEPCO ENGRAVING	NAMEPLATE	6.50
KRIZ-DAVIS COMPANY	PADMOUNT RANGE ELIMINATORS	571.91
LANGEMEIER, WAYNE	MOWING	125.00
LOGAN VALLEY FOOTBALL	ENTRY FEES	100.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	42.00
MATT LEY	HEAT PUMP INCENTIVE	700.00
MCGUIRE & NORBY	CIVIL SERVICE ATTORNEY FEES	999.58
CITY EMPLOYEE	CLOTHING REIMBURSEMENT	60.00
NE DEPT OF LABOR	CAC BOILER CERTIFICATION	72.00
NE DEPT OF REVENUE	STATE WITHHOLDING	2,665.02
NEBRASKA U.C. FUND	UNEMPLOYMENT COMP	334.66
NMC, INC.	LOAD BANK TEST GENERATOR	1,492.50
N.E.NE AMERICAN RED CROSS	PAYROLL DEDUCTION	29.62
NORTHEAST NE PUBLIC POWER	ELECTRICITY	3,450.81
OPTIMUM DATA INC	LC CONNECTOR	220.00
OUR SAVIOR LUTHERAN	ENERGY INCENTIVE	100.00
PIEPER, MILLER & DAHL	ATTORNEY FEES	2,057.50
PRESTO X COMPANY	PEST CONTROL	35.15
CITY EMPLOYEE	CLOTHING REIMBURSEMENT	56.69
PRO CRANE SERVICE, LLC	COOLING TOWER CRANE SERVICE	896.25
QUILL CORPORATION	OFFICE SUPPLIES	266.38
RIEKES EQUIPMENT CO	LIB/SR CENTER SHELVING	330.29
CITY EMPLOYEE	CLOTHING/SAFETY BOOTS REIMBURSEMENT	400.00
SMEAL FIRE APPARATUS CO	SANDBLAST STEEL POLES	2,080.00
STADIUM SPORTING GOODS	FB PANTS/BAGS/WSC PROMO SHIRTS ETC	3,558.75
TIM SCHAEFER	LASER TAG REISSUE	78.00
TONI HYTREK	34 ROLLS OF SOD-HANK OVERIN	83.00
TRIVIEW COMMUNICATION	18 BUTTON DISPLAY PHONE	111.00
UNITED WAY	PAYROLL DEDUCTION	5.00
VALMONT COATINGS	GALVANIZE STEEL LIGHT POLES	2,598.97
VERIZON WIRELESS SERVICES	CELL PHONES	161.31
VIAERO	CELL PHONES	138.38
WAYNE CO SHERIFF	CODE ENFORCEMENT	99.88
WAYNE COUNTRY CLUB	GOLF MEMBERSHIP 2008 CORRECTION	125.00
WAYNE EAGLES	ENERGY INCENTIVE	500.00
WAYNE STATE COLLEGE	LIGHTING EFFICIENCY	7,275.00
WESCO DISTRIBUTION INC	NORDIC 3 PHASE	945.72
CITY EMPLOYEE	OFFICE SUPPLY REIMBURSEMENT-DVD R'S	83.40
ZIMCO	FERTILIZER	148.75

Delete from Claims 3/15/11

City Employee - Health Reimbursement \$10.20

Tim Schaefer - Laser Tag \$78.00

CITY OF WAYNE
OFFICE OF THE MAYOR

Proclamation

WHEREAS, domestic abuse is an intolerable crime with public health implications for every person in Wayne, Nebraska, as a victim/survivor or as a family member, significant other, neighbor or co-worker of a victim/survivor; and

WHEREAS, no one person, organization, agency or community can eliminate domestic violence on their own—we must work together to educate our entire population about what can be done to prevent relationship violence, support victims/survivors and their significant others, and increase support for agencies providing services to victims/survivors; and

WHEREAS, Haven House has led the way in Wayne, Nebraska, and surrounding counties for over 30 years in addressing domestic violence by providing 24-hour hotline services to victims/survivors and their significant others, responding to emergency calls, offering support and comfort to those impacted by domestic violence as they move through the medical and legal systems, and empowering those impacted by domestic violence to chart their own course for healing; and the Wayne State College campus supports these efforts and works with Haven House while concentrating on the needs of students and staff, to assist victims/survivors, educate members of the campus community and alleviate the climate that allows relationship violence to continue in all our communities; and

WHEREAS, staff and volunteers of domestic violence in Wayne, Nebraska, work year round to encourage every person in Wayne, Nebraska, to not stand by and allow domestic violence to continue and to support survivors by providing prevention education and survivor empowerment information to schools, churches, civic organizations, as well as medical, mental health, law enforcement, education, and criminal justice personnel regarding relationship violence issues; and

WHEREAS, Haven House has set an important example and the Wayne State College campus community joins their efforts in demonstrating how forging collaborative relationships between service agencies and organizations serves to improve the quality of service for those most profoundly and directly impacted by domestic violence, thus setting an important example for how the rest of the community might work together to speak out and find solutions to domestic violence; and

WHEREAS, Haven House and Wayne State College request public support and assistance as they continue their efforts to bring real hope for freeing Wayne, Nebraska, and Wayne State College from the tragedy of relationship violence to create a future where all women, men and children can live free from violence and exploitation.

NOW, THEREFORE, I, Ken Chamberlain, Mayor of the City of Wayne, do hereby proclaim the month of October as

“DOMESTIC VIOLENCE AWARENESS MONTH”

in Wayne and I commend this observance to all citizens.

THE CITY OF WAYNE, NEBRASKA,

By _____
Ken Chamberlain, Mayor

ATTEST:

City Clerk



September 29, 2011

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

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

Dear Lowell:

Enclosed for the Council's consideration are four (4) copies of Application for Payment No. 14 for the above referenced project. Work completed this month includes major items such as painting, carpentry and electrical work. The Contractor is seeking payment on \$5,002,068.08 less retainage and previous payments. JEO recommends payment in the amount of \$48,404.27 to Eriksen Construction Co. Inc.

Progress meetings were held on September 8 and 22 and meeting minutes have been forwarded to staff. Also enclosed with the pay application are copies of the daily field reports with a copy also being forwarded to staff for review. Materials testing results enclosed also show work is meeting specifications.

The facility is partially online and treating wastewater; however, Aquarius staff requested a staged start-up just prior to switching so not all the flow is currently going through the new plant at this point in time. We are seeing good growth of microorganisms on the media and the effluent is looking clear coming from the Aquarius unit. Testing of the unit will begin in October.

The Contractor is working to finish site work before the weather changes and until the testing indicates the new facility can take on 100% of the flow. Then, demolition will begin after the testing is completed.

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

Sincerely,

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

Roger S. Protzman, P.E.
Project Manager

RSP:skw
Enclosures

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

APPLICATION FOR PAYMENT NO. 14

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: 9/25/2011

1. Original Contract Price:	<u>\$5,098,770.00</u>
2. Net change by Change Orders and Written Amendments (+ or -):	<u>\$ 63,924.49</u>
3. Current Contract Price (1 plus 2):	<u>\$ 5,162,694.49</u>
4. Total completed and stored to date:	<u>\$5,002,068.08</u>
5. Percent of Project Completed	<u>97%</u>
6. Retainage (per agreement):	
<u>10% of 50%</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>\$ 4,747,129.58</u>
8. Less previous Application for Payments:	<u>\$ 4,698,725.31</u>
9. DUE THIS APPLICATION (7 MINUS 8):	<u>\$ 48,404.27</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 13 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: 9/28/11 _____ ERIKSEN CONSTRUCTION COMPANY, INC.
 By:  _____

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated: 9/29/11 _____ JEO CONSULTING GROUP, INC.
 By:  _____

APPLICATION APPROVED BY:

By: _____ Date: _____
 Title: _____

ATTEST:

By: _____ Title: _____

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

Application Number: 14
Application Date: 9/27/2011
Period From: 8/28/2011
Period To: 9/25/2011
Eng. Project No.: 617S7

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

Retainage: 10%

A No.	B Description of Work	C Scheduled Value	D Work Completed			G Total Completed and Stored to Date D+E+F	H % G/C	I C-G	Retainage 0.10
			Previous Applications	Work In Place	Stored Materials				
48	Yard Piping	238,975.00	236,606.73	1,368.27	0.00	237975.00	100%	1,000.00	-
49	Manholes	174,900.00	174,900.00	-	0.00	174900.00	100%	-	-
50	Process Piping	98,322.00	95,740.25	-	0.00	95740.25	97%	2,581.75	-
51	Mechanical	86,000.00	81,700.00	3,300.00	0.00	85000.00	99%	1,000.00	-
52	Electrical	613,900.00	583,205.00	15,000.00	0.00	598205.00	97%	15,695.00	-
53		0.00	-	-	0.00	0.00	0%	-	-
		5,098,770.00	4,893,352.98	47,004.27	0.00	4940357.25	97%	158,412.75	254,938.50
CHANGE ORDERS									
CO1	Change Order No. 1	3,810.83	3,810.83	-	0.00	3810.83	100%	-	-
CO2	Change Order No. 2	4,226.63	3,500.00	-	0.00	3500.00	83%	726.63	-
CO3	Change Order No. 3	55,887.03	53,000.00	1,400.00	0.00	54400.00	97%	1,487.03	-
		5,162,694.49	4,953,663.81	48,404.27	0.00	5002068.08	97%	160,626.41	254,938.50

RESOLUTION NO. 2011-76

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE "HENRY VICTOR MEMORIAL PARK SIGN PROJECT."

WHEREAS, two bids were received on September 26, 2011, on the "Henry Victor Memorial Park Sign Project"; and

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

WHEREAS, City Staff is recommending that the contract be awarded to Tri-City Sign Company in the amount of \$10,890.00.

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 "Henry Victor Memorial Park Sign Project", as submitted by the following contractor, is reasonable and responsive, and the same is hereby accepted:

<u>Bidder</u>	<u>Amount</u>
Tri-City Sign Company Grand Island, NE	\$10,890.00

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 4th day of October, 2011.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk



PROPOSAL# 2943

363 N. Elm GRAND ISLAND, NE. 68801-4650
Phone: (308) 384-6335 Fax: (308) 384-0483

Date- 9/15/11

Customer Information

Name; Address; City, State, Zip

Job Location

Or Ship To Address

Billing Address

Name; Address; City, State, Zip

City of Wayne 306 Pearl St Wayne, NE 68787	Henry Victor Memorial Park 316 Main St Wayne, NE	City of Wayne 306 Pearl St Wayne, NE 68787
--	--	--

Customer Phone: _____ Customer Fax: _____ eMail: _____

TRICITY SIGN COMPANY will furnish buyer with one or more hereinafter described signs according to drawing number _____, and according to the terms and conditions hereunder, and page 2.

Manufacture and install (11) eleven 1'-8" x 3' single faced signs. Signs will need to be made of aluminum and have digital printed vinyl faces covered with clear polycarbonate. Tri City Sign Co will include excavation of footings and concrete for signs.

Total.....\$10,890.00 plus permits and sales tax if applicable.

**Terms: 50% down balance due upon completion
Final electrical hook up to be completed by others**

Sales Tax Status: Taxable _____ Exempt _____
Sales Tax # _____ State _____

****All signs are custom built products and, at the option of seller, require payment in advance with order. Installation price is due upon installation. It is the responsibility of the purchaser to provide electrical power to the sign and to provide the final hookup.**

CJ Verges

Sales Representative

Purchaser

TRICITY SIGN COMPANY

By _____

By _____

Title _____

Title _____

Guaranteed By _____

Acceptance Date _____

Client is responsible for flagging of property owner's utilities, such as, but not limited to: sprinkler/watering systems, parking lot lighting, landscaping lighting, storm and sanitary sewers, electrical and telephone utilities.

All in-ground sign bases are engineered for standard soil conditions. Non-standard conditions, such as: sandy soil, clay soil, rocky terrain, water, etc. which requires additional concrete, labor forming, etc. will be at an additional time and materials charge.

Client is responsible for providing Tri City access to the sign installation area(s) for all vehicles (trailers, backhoes, and concrete trucks) required for proper installation of signage.

Tri City warrants the sign display against defective workmanship in construction and assembly for a one-year period from the date of the installation. Lighting systems and all electrical components excluding light bulbs will also be under warranty. Light bulbs have a (90 day) warranty. No other warranties or guarantees are expressed or implied, either written or verbal.

Tri City is not responsible for errors in plans, design, specifications, or drawings furnished by purchaser or for defects or delays caused thereby.

Our warranty, and warranties by stand-alone subassemblies manufactured by other companies, are based solely on the client's responsibility to maintain, service and clean these sign components at no longer than each six month interval. This warranty does not apply to vandalism, misuse, acts of God, and war.

Any deviation from prints or altered foundations will weaken the structure to the point that it may fail. This structure is engineered to hold only the signage specified. Do not add additional signage to the structure.

Any alteration or deviation from the above specifications involving extra costs will be executed only upon authorization, and will become an extra charge over and above the estimate, together with the terms and conditions set forth in the attached addendum which is incorporated herein in its entirety. Tri City will not be liable for delays, due to strikes, fires, breakage or reasons beyond our control.

Tri City makes no representations and assumes no responsibility for compliance of signage with Federal, State or local signage regulations or ordinances, except as such requirements are specifically set forth in any permit issued for the signage. Client is solely responsible for determining the size; location and character of signage to Clients satisfaction and as permitted under applicable regulations and ordinances.

This proposal will be a binding contract upon written authorization by Client and written acceptance by Tri City and supersedes all prior negotiations and discussions, oral or written, between the parties.

Tri City Credit Policy

- All orders will require a **down payment** of half of the investment of your project which is due upon signing of the contract.
- **Payment in full** is required upon completion.
- No returns on special orders or custom projects.
- Orders picked up by a customer **must be paid in full** before or at the time of pickup.
- A **Non-negotiable** 1.5% finance charge applies to all accounts over 30 days.
- Cancellation of an order forfeits down payment.

If collection action is required to collect a past due account, client agrees to pay the invoices amount due, together with interest at the contract rate of (1.5%) per month, (18% annual) and costs of collection, including all attorneys' fees incurred by Tri City in exercising its rights or remedies hereunder or enforcing any of the terms and conditions in this proposal.

In the event of default by the purchaser, including but not limited to payment of any amount due Tri City may at once (and without process of law) take possession of and remove, when it sees fit, and wherever found, all materials used or intended for use in this construction of said signage, without being guilty of trespass.

VENUE: Any legal action between parties shall be in Grand Island, NE with the prevailing party being entitled to recovery of reasonable attorney fees incurred in connection with such action.

(Initial)

(Date)



MANUFACTURERS OF IDEAS
 Illuminated Awnings • Vehicle Identification
 Plastic Neon Signs • Commercial Signs • Outdoor Advertising
 www.lovesignco.com

MANUFACTURING AGREEMENT

<i>In Agreement with</i>		<i>Phone</i>	<i>Estimate Date</i>
City of Wayne			4/8/2011
<i>Street</i>		<i>Location</i>	
306 Pearl Street			
<i>City</i>	<i>Customer State</i>	<i>Zip Code</i>	<i>City / State</i>
Wayne,	Nebraska	68787-	

Love Signs, Inc by its acceptance, hereof agrees to furnish the following work hereafter and on page two referred to as the Display System and according to the print attached hereto and made a part of this agreement.

Furnish and Install:

Eleven 20" by 36" pedestal type signs. Signs to be of aluminum construction. Signs to have digital printed vinyl faces covered with clear polycarbonate. (\$11,922.95)

Installation of above signage in Wayne, NE. Quote to include excavation of footings, & concrete. (\$4,805.91)

Completion possible by Oct. 31, 2011 if artwork and copy are received by Sept. 30th, 2011.

Plus applicable sales tax if required. Total material, labor, and installation **\$16,728.86**

All signs are custom built products and, at the option of the seller, require payment in advance with order. Installation price is due upon installation. Fifty percent is due upon acceptance and the balance due upon installation. 2% discount if paid in full upon acceptance. Contract prices are guaranteed for 60 days and may be subject to change after that time.

This contract, with all conditions as noted, is herewith accepted by both parties.

Jill Sock

Sales Representative

Love Signs, Inc.

By Jill Sock

Title Sales

City of Wayne

Purchaser

By _____

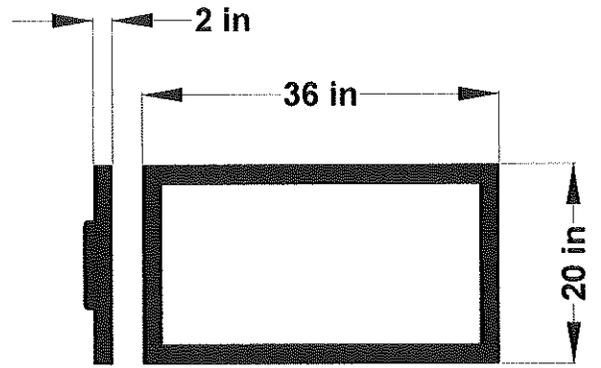
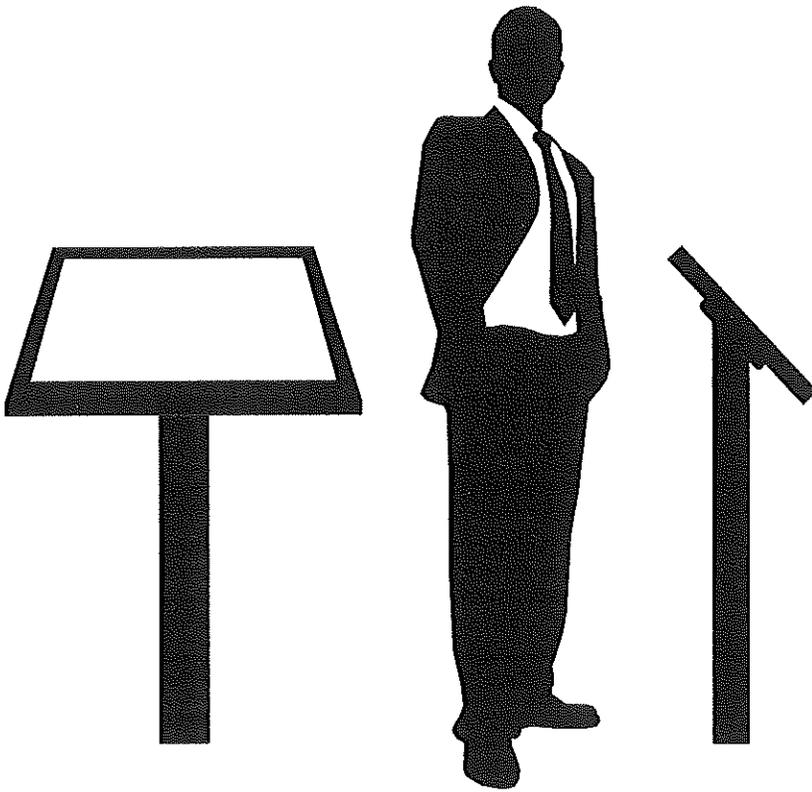
Title _____

Guaranteed By _____

Acceptance Date _____



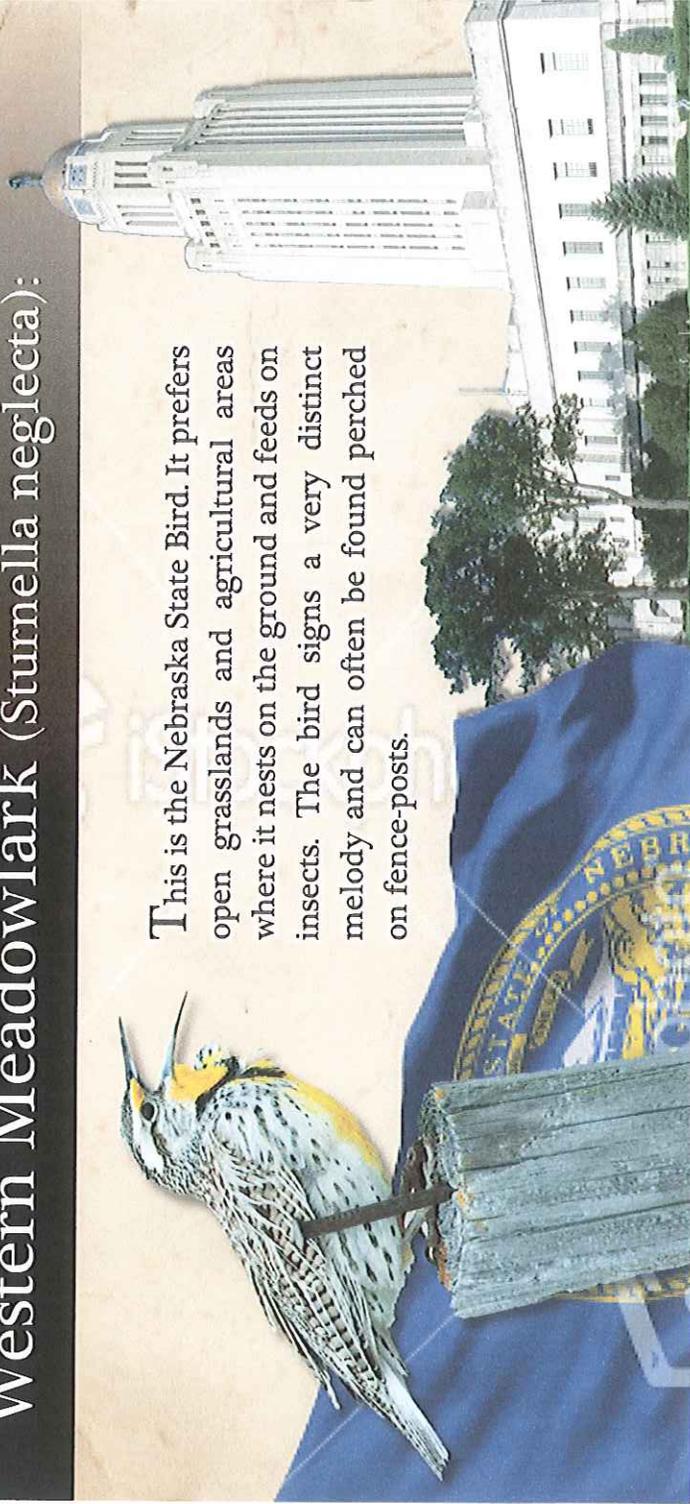
The sign cabinet itself measures 20" X 36" and has a 2" depth. The 4" aluminum post would be 3 1/2' out of the ground. The total weight of the sign would be approximately 50 lbs.



Western Meadowlark (Stumella neglecta):



This is the Nebraska State Bird. It prefers open grasslands and agricultural areas where it nests on the ground and feeds on insects. The bird sings a very distinct melody and can often be found perched on fence-posts.



RESOLUTION NO. 2011-77

A RESOLUTION DIRECTING THE CITY CLERK TO CERTIFY MOWING COSTS TO THE WAYNE COUNTY CLERK AND THE WAYNE COUNTY TREASURER TO BECOME A LIEN ON THE WEST 75' OF THE NORTH 150' OF LOT 30, TAYLOR & WACHOB'S ADDITION TO WAYNE, WAYNE COUNTY, NEBRASKA, MORE COMMONLY DESCRIBED AS 509 WEST FIRST STREET, WAYNE, NEBRASKA.

WHEREAS, the City of Wayne has incurred costs associated with the mowing of the property located at 509 West First Street, Wayne, Nebraska, and legally described as the West 75' of the North 150' of Lot 30, Taylor & Wachob's Addition to Wayne, Wayne County, Nebraska; and

WHEREAS, Section 34-61 of the Wayne Municipal Code requires each owner of any lot or parcel of land in the City of Wayne to cut and remove all weeds and other rank growth of vegetation on such property as close to the ground level as possible throughout the period of May 1st to October 15th of each year; and

WHEREAS, the Superintendent of Public Works & Utilities has caused to be published in the Wayne Herald the notice required under Section 34-61 specifying that said weeds and other rank growth vegetation shall be cut during the above-referenced period; and

WHEREAS, the City's Public Works Department is authorized under said Section to notify in writing the owner of any property within the City to cut any such weeds found growing on such property by United States mail, postage prepaid, addressed to such owner at his or her last known address or served personally; and

WHEREAS, on the failure, neglect or refusal of any such owner to cut or destroy such weeds located upon such property within seven days after the mailing or personal service date of such notice, the City's Public Works Department is authorized to pay for the cutting of such weeds or to order the removal by the City; and

WHEREAS, the cost of any such cutting, destroying, or removing such weeds shall be at the expense of the owner of such property; and

WHEREAS, if the costs of cutting, destroying or removing weeds and other rank growth of vegetation and costs of removing any refuse, debris, or other obstructions, to permit such cutting are unpaid for two months, pursuant to said Section 34-61, the City Clerk shall certify to the Wayne County Clerk and the Wayne County Treasurer the amount of such expense, and such expense shall become a lien on the property upon which the removal measures were taken as a special assessment levied on the date of such measures; and

WHEREAS, the City's Public Works Department has notified Alan Johnson, the owners of 509 West First Street, Wayne, Nebraska, and legally described as the West 75' of the North 150' of Lot 30, Taylor & Wachob's Addition to Wayne, Wayne County, Nebraska, to cut, destroy, and remove any such weeds, grass or unhealthful growth located on such property by United States mail, postage prepaid, at the last known address of Alan Johnson or served personally; and

WHEREAS, upon the failure, neglect or refusal of Alan Johnson to cut, destroy, and remove such weeds from said property within seven days after the mailing or personal service date of such notice, the City Public Works Department did then undertake the removal of such weeds from said property, pursuant to Section 34-61 during the time period of May, 2011, through and including July, 2011; and

WHEREAS, the cost of such cutting, destroying or removal of such weeds in the total amount of \$420.00 has been sent to Alan Johnson for payment.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the Wayne City Clerk shall certify to the Wayne County Clerk and the Wayne County Treasurer the total amount of \$420.00 in expenses incurred by the Wayne Public Works Department in removing weeds and other rank growth of vegetation from the property owned by Alan Johnson and upon certification to the Wayne County Treasurer, such expense shall become a lien on the property described herein below, said property owned by Alan Johnson on which the removal measures were taken, as a special assessment levied on the date of such measures. The property is described to wit:

The West 75' of the North 150' of Lot 30, Taylor & Wachob's Addition to Wayne, Wayne County, Nebraska.

BE IT FURTHER RESOLVED that pursuant to Section 34-61 of the Wayne Municipal Code, the Wayne County Treasurer shall add such expense to, and it shall become and form a part of the taxes on such property described herein and shall bear interest at the same rate as taxes.

Passed and approved this 4th day of October, 2011.

THE CITY OF WAYNE, NEBRASKA

BY _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2011-17

AN ORDINANCE AMENDING CHAPTER 22, ARTICLE II OCCUPATION TAXES, SECTION 22-32 ALCOHOLIC LIQUORS OF THE WAYNE MUNICIPAL CODE; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

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

Section 1. That Chapter 22, Article II, Section 22-32 of the Wayne Municipal Code is amended to read as follows:

Sec. 22-32 Alcoholic Liquors

For the purpose of raising revenue, an occupation tax is levied on the business regarding alcoholic liquors in the amount as authorized by Section 53-132(4) of the Nebraska Liquor Control Act. Said occupation taxes for liquor license holders of the City of Wayne, Nebraska, will be two times the amount of the license fees established by the Nebraska Liquor Control Commission. **Provided, however, a nonprofit corporation doing business under this section shall pay an occupation tax of \$150 for a Class C Liquor License. A nonprofit corporation shall mean and be a non-profit corporation as defined by Chapter 53 of the Revised Statutes of the State of Nebraska of 1943 as amended.** For new licenses that are applied for and received on dates other than the renewal dates, the fees will be prorated on a quarterly basis as outlined by the Nebraska Liquor Control Commission.

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

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

PASSED AND APPROVED this ____ day of October, 2011.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2011-19

AN ORDINANCE EXTENDING THE HOURS OF SALE OF ALCOHOLIC LIQUOR FOR THE WAYNE STATE COLLEGE HOMECOMING ACTIVITIES.

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

That the hours of sale of alcoholic liquor shall be extended to 2:00 o'clock a.m., only, on Thursday, October 6, 2011, Friday, October 7, 2011, and Saturday, October 8, 2011, in conjunction with the Wayne State College Homecoming Activities.

PASSED AND APPROVED this _____ day of October, 2011.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2011-20

AN ORDINANCE EXTENDING THE HOURS OF SALE OF ALCOHOLIC LIQUOR IN CONJUNCTION WITH A HALLOWEEN PARTY.

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

That the hours of sale of alcoholic liquor shall be extended to 2:00 o'clock a.m., only, on Saturday, October 29, 2011, in conjunction with a Halloween party .

PASSED AND APPROVED this _____ day of October, 2011.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2011-23

AN ORDINANCE AMENDING CHAPTER 30, ARTICLE I, SECTION 30-6 OF THE WAYNE MUNICIPAL CODE ESTABLISHING ELECTION WARDS.

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

Section 1. That Chapter 30, Article I, section 30-6 of the Municipal Code of Wayne, Nebraska, be amended to read as follows:

Election Wards. The City of Wayne, Nebraska, shall be and is hereby divided into four wards as follows:

- A. First Ward shall consist of all territory in said City East and South of a line commencing at the South boundary of the City of Wayne on S. Nebraska Street, thence North on S. Nebraska Street to Fairground Avenue, thence West on Fairground Avenue to Main Street, thence North on Main Street to E. 10th Street, thence East on E. 10th Street to the alley east of Windom Street, thence South on the alley east of Windom Street to 9th Street, thence East on 9th Street to Pine Heights Road, thence northerly on Pine Heights Road to E. 10th Street, thence East on E. 10th Street to Providence Road, thence southerly on Providence Road to Sunnyview Drive, thence easterly on Sunnyview Drive to Hillside Drive, thence South on Hillside Drive to East 7th Street, thence East on 7th Street to the city limits.
- B. Second Ward shall consist of all territory in said City North and East of a line commencing at the East boundary of the City of Wayne on 7th Street, thence West on 7th Street to Hillside Drive, thence north on Hillside Drive to Sunnyview Drive, thence westerly on Sunnyview Drive to Providence Road, thence northerly on Providence Road to E. 10th Street, thence West on E. 10th Street to Pine Heights Road, thence southerly on Pine Heights Road to E. 9th Street, thence West on E. 9th Street to the alley east of Windom Street, thence North on the alley east of Windom Street to J.G.W. Lewis Drive, thence West on J.G.W. Lewis Drive to Main Street, thence North on Main Street to city limits.
- C. Third Ward shall consist of all territory in said City North and West of a line commencing at the North boundary of the City of Wayne on Main Street, thence South on Main Street to J.G.W. Lewis Drive, thence East on J.G.W. Lewis Drive to Schreiner Drive, thence South on Schreiner Drive to E. 10th Street, thence West on E. 10th Street to Main Street, thence South on Main Street to 8th Street, thence West on 8th Street to Lincoln Street, thence South on Lincoln Street to 7th Street, thence West on 7th Street to city limits.
- D. Fourth Ward shall consist of all territory in said City South and West of a line commencing at the South boundary of the City of Wayne on S. Nebraska Street, thence North on S. Nebraska Street to Fairground Avenue, thence West on Fairground Avenue to Main Street, thence North on Main Street to 8th Street, thence West on 8th Street to Lincoln Street,

thence South on Lincoln Street to 7th Street, thence West on 7th Street to the city limits.

Section 2. That the original section 30-6 and any ordinance passed and approved prior to the passage, approval, and publication of this ordinance and in conflict herewith are hereby repealed.

Section 3. This ordinance shall be in full force from and after its passage, approval, and publication as provided by law.

PASSED AND APPROVED this ____ day of October, 2011.

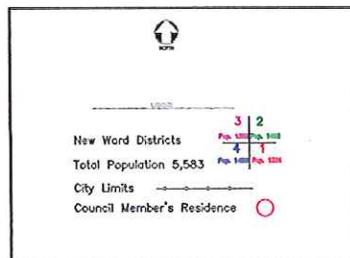
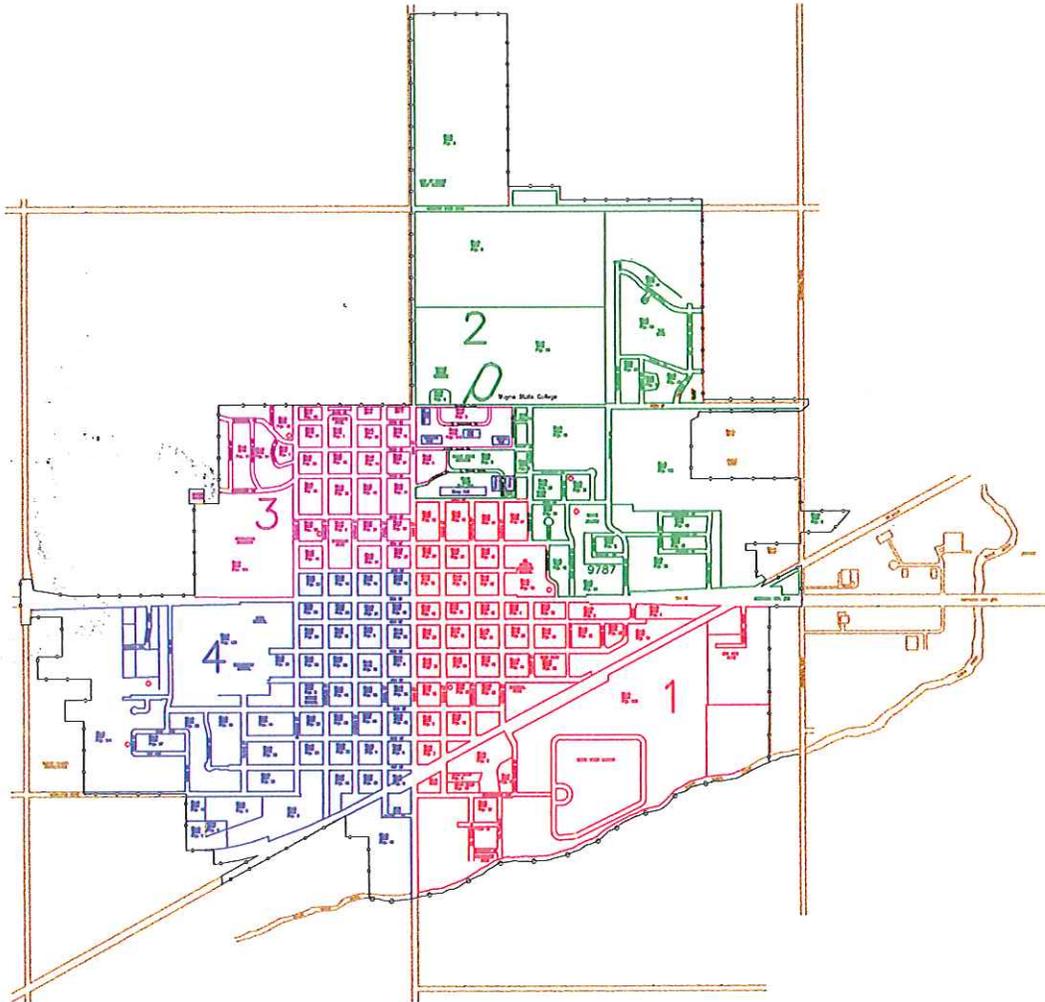
THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

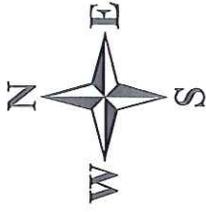
City Clerk

Wayne 2000 Census Ward Redistricting

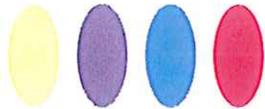


CITY OF WAYNE VOTING WARDS

Effective 2012 Elections



Legend



	<u>POPULATION</u>
Ward 1	1,409
Ward 2	1,414
Ward 3	1,417
Ward 4	1,420

