

**MINUTES
CITY COUNCIL MEETING
August 4, 2009**

The Wayne City Council met in regular session at City Hall on Tuesday, August 4, 2009, at 5:30 o'clock P.M. Mayor Lois Shelton called the meeting to order with the following in attendance: Councilmembers Brian Frevert, Verdel Lutt, Jon Haase, Dale Alexander, Doug Sturm, Kaki Ley, and Ken Chamberlain; City Attorney Mike Pieper; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Councilmember Kathy Berry.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on July 23, 2009, 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 Lutt made a motion and seconded by Councilmember Frevert, whereas the Clerk has prepared copies of the Minutes of the meeting of July 21, 2009, and that each Councilmember has had an opportunity to read and study the same, and that the reading of the Minutes be waived and declared approved.

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

The following claims were presented to Council for their approval:

VARIOUS FUNDS: ADAM DAVIS, RE, 2000.00; ALLTEL, SE, 425.53; AMERICAN PUBLIC POWER, FE, 886.11; AMERITAS, RE, 2026.54; APPEARA, SE, 67.25; ARNIE'S FORD-MERCURY, SE, 443.38; AS CENTRAL SERVICES, SE, 448.00; BANK FIRST, FE, 210.00; BILL KAUP, RE, 309.96; BLACK HILLS ENERGY, SE, 419.24; BOMGAARS, SU, 1840.50; BROWN SUPPLY, SU, 278.47; CITY OF NORFOLK, SE, 1282.95; CITY OF WAYNE, RE, 50.00; CITY OF WAYNE, RE, 1000.00; CITY OF WAYNE, RE, 37.40; CITY OF WAYNE, RE, 897.95; CITY OF WAYNE, PY, 62868.85; CITY OF WAYNE, RE, 185.54; CITY OF WAYNE, RE,

220.94; CITY OF WAYNE, RE, 114.22; COLONIAL RESEARCH, SU, 116.05; COPPLE & ROCKEY, SE, 141.24; DAKOTA BUSINESS SYSTEMS, SE, 100.00; DECATUR ELECTRONICS, SU, 1281.25; DUTTON-LAINSON, SU, 434.02; ECHO GROUP, SU, 23.32; ELECTRIC FIXTURE & SUPPLY, SU, 4120.40; ELLIS PLUMBING & HEATING, SE, 80.00; FIVE STAR ENTERPRISES, SU, 8.90; FLOOR MAINTENANCE, SU, 82.48; FREMONT NATIONAL BANK, RE, 243.75; GERHOLD CONCRETE, SU, 181.00; GLEN'S AUTO BODY, SU, 85.00; HAWKINS, SU, 1549.29; HEWLETT-PACKARD, SU, 478.00; HOLIDAY INN OF KEARNEY, SE, 276.00; HYDRAULIC SALES & SERVICE, SU, 99.09; ICMA, RE, 5408.02; IRS, TX, 18812.23; JEO CONSULTING GROUP, SE, 8163.00; KIRKHAM MICHAEL, SE, 4670.00; KRIZ-DAVIS, SU, 383.66; MARRIOTT HOTELS, SE, 99.00; MID AMERICAN RESEARCH, SU, 66.34; MIKE NIEMANN, RE, 500.00; NE DEPT OF REVENUE, TX, 2698.40; NE LIBRARY COMMISSION, SE, 2997.86; NE PUBLIC HEALTH, SE, 243.00; NHHS, SE, 1850.00; NORFOLK DAILY NEWS, SE, 68.26; NNPPD, SE, 1878.13; OLSSON ASSOCIATES, SE, 6692.00; ORIENTAL TRADING, SU, 90.86; PAMIDA, SU, 63.23; PUSH-PEDAL-PULL, SE, 560.30; QUILL, SU, 194.16; QWEST, SE, 428.20; QWEST, SE, 166.67; SHARP CONSTRUCTION, SE, 1715.00; SIOUX CITY WINTRONIC, SU, 14.21; STADIUM SPORTING GOODS, SE, 89.00; STATE NATIONAL BANK, RE, 478.95; STATE NATIONAL BANK, RE, 342.85; TAYLOR CARROLL, SE, 50.00; TONI HYTREK, SE, 75.00; UPSTART, SU, 19.50; USA BLUE BOOK, SU, 82.97; VIAERO, SE, 72.19; VOSS LIGHTING, SU, 70.92; WAYNE BASEBALL ASSOCIATION, SE, 75.00; WAYNE LANGEMEIER, SE, 125.00; WESCO, SU, 117.15; ZACH OIL, SU, 329.80; APPEARA, SE, 69.39; CITY OF WAYNE, RE, 5274.11; CITY OF WAYNE, RE, 106.00; CLASSY CLEANING LADIES, SE, 86.79; CLAUSSEN & SONS IRRIG., SE, 314.85; COPY WRITE, SE, 62.84; ED M FELD EQUIPMENT, SU, 423.00; EVELINE W THOMPSON, RE, 500.00; FORT DEARBORN LIFE, SE, 3039.10; GERHOLD CONCRETE, SU, 60.75; GILL HAULING, SE, 2607.20; HAROLD E THOMPSON JR, RE, 500.00; HEIKES AUTOMOTIVE SERVICE, SE, 47.93; JACK'S UNIFORMS, SU, 44.95; LP GILL, SE, 6432.92; MEL UTECHT, RE, 344.37; MIDLAND EQUIPMENT, SU, 4500.00; ROBERT SCHWARZENBACH, RE, 30.00; PLUNKETT'S PEST CONTROL, SE, 88.00; POSTMASTER, SU, 656.95; PROVIDENCE MEDICAL CENTER, SE, 5780.00; QUALITY FOOD CENTER, SU, 1.98; QUALITY TRANSMISSION, RE, 289.56; RINKER MATERIALS, SE, 14270.25; SHAWN MILLIGAN, RE, 215.20; STATE NATIONAL BANK, RE, 411.00; TACO'S AND MORE, SU, 22.45; WAED, RE, 10000.00; WAYNE GRAIN & FEED, SE, 74.00; WAYNE VETERINARY CLINIC, SE, 133.00; WEB SOLUTIONS OMAHA, SE, 275.00; WESCO, SU, 52.08; WINNING FINISH, SE, 145.00; ZACH PROPANE, SU, 200.00

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

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

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

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

Chair Chamberlain advised the public that a copy of the Open Meetings Act was located on the south wall of the Council Chambers and was available for public inspection.

The next item on the CDA agenda was to approve the minutes of the June 16, 2009, meeting.

Member Sturm made a motion and seconded by Member Ley approving the minutes of the June 16, 2009, meeting. Chair Chamberlain stated the motion, and the result of roll call being all Yeas, the Chair declared the motion carried.

The next item on the agenda was to consider and adopt CDA Resolution 2009-5 recommending approval of a Redevelopment Plan for Northeast Nebraska Investors, LLC.

Members Shelton, Haase and Ley advised the CDA that they have a vested interest in this matter so they would not be voting on the matter or participating in any of the discussion. Administrator Johnson also disclosed that he has a vested interest in this matter also.

Mike Bacon, Attorney, who works primarily in the area of tax increment financing, was present to address the CDA on this matter. He has been retained by the CDA to represent its interest in this proposed redevelopment plan. The Redevelopment Contract and Plan provides for the construction of a 62 room motel and conference center and the installation of public infrastructure. Tax increment financing is requested to the extent it can be generated from that facility. The first \$140,000 is to be granted back to the City to pay the city's cost for the streets, sewer and water. The balance of those funds are to be used for eligible expenses under the statute, which includes the purchase of the property, installation of utilities, dirt work and public parking for public use during the time that the TIF is outstanding. It requires that the owner of the motel pay a tax equivalent based on a \$3.2 million dollar valuation, and if the assessed value is less than that, they have to make a payment in lieu of tax to get it to what that tax level would be. Part of the job as the CDA is to do a cost benefit analysis that is required by statute. He has prepared that on behalf of the City. The City is going to install sewer, water and streets. However, the project is going to pay for that, so that is not a burden to the taxpayers. With a conference room, there should be 10 full-time employees. Given the

fact that Wayne has had a decline in population based upon the 2008 census somewhere in the neighborhood of 200 people, the addition of ten new families can be easily absorbed. That should pose no negative impact on taxes. The positive impact is that Wayne will have about 1.5 million dollars in materials purchased for that site subject to city sales tax, which should generate the City a minimum of around \$15,000. Assuming 10 jobs are created in this service industry, it will create somewhere else in Wayne another 2.2 full-time positions, so Wayne will have essentially 12.2 jobs from this project after its completion. It will add approximately \$161,000 to total personal income in the community, additional value of \$268,000, and an additional \$60,000 in annual retail sales. This does not include taxes for such things as lodging, etc. With sales and jobs up, there is no perceived negative economic impact. He would suspect TIF, depending upon the interest rate on the bonds, to be somewhere in the \$450,000 range. \$140,000 of that will be given back to the City; \$140,000 will be for the purchase of the site; and the rest will be for the utilities and the parking lot, etc. He noted that it has been a while since he has been to Wayne, and some of the other projects that have been launched here are impressive. He gets to go all over the State of Nebraska, and there are not a lot of towns with 15 houses under construction, especially in towns of less than 10,000 people.

Wes Blecke, Kent Franzen, Sue Olson and Lou Bencoter all spoke in favor of the project.

Member Sturm introduced CDA Resolution No. 2009-5 titled as follows and moved its passage and approval by the Agency:

CDA RESOLUTION NO. 2009-5

A RESOLUTION OF THE COMMUNITY DEVELOPMENT AGENCY OF THE CITY OF WAYNE, NEBRASKA, RECOMMENDING APPROVAL OF A REDEVELOPMENT CONTRACT.

Member Lutt seconded the motion.

On roll call vote, the following Agency Members voted in favor of the motion: Frevert, Alexander, Sturm, and Chamberlain. The following Members voted against the motion: Lutt; the following member was absent: Berry; and the following members abstained due to a conflict of interest: Haase, Shelton and Ley. The Chair declared the motion failed due to the fact that the vote needed to be 5 for passage of a Resolution.

Members Shelton, Haase and Ley and Administrator Johnson returned to the dais.

Member Lutt made a motion and seconded by Member Frevert approving Pay Application No. 6 for the Western Ridge Project in the amount of \$68,059.17 for Steve Harris Construction. Chair Chamberlain stated the motion, and the result of roll call being all Yeas, the Chair declared the motion carried.

Member Alexander made a motion and seconded by Member Lutt to adjourn as the Community Development Agency and reconvene as Council. Chair Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Ley and Chamberlain who voted Nay, the Chair declared the motion carried.

Mayor Shelton declared the time was at hand for the public hearing to obtain public comment prior to the consideration of a Resolution approving a redevelopment plan, including a redevelopment contract, for an area of the City previously declared blighted and substandard and in need of redevelopment pursuant to the Community Development Law, Chapter 18, Article 21, Reissue Revised Statutes of Nebraska, as

amended (the “Act”). The Mayor opened the public hearing and invited all interested persons to be heard.

Attorney Mike Bacon addressed the Council. This is a proposed Developers’ Redevelopment Plan, and not one proposed by the CDA. The Council has the authority to move ahead with this plan. However, it is going to be meaningless if you do not have the votes to approve the contract and pass the TIF bond resolution as a CDA. As proposed, the Resolution that has been prepared does in fact pledge the taxes, so what the Council may wish to do at this juncture is simply take testimony at this Council hearing and take no action. The Council can then decide whether there will be enough votes to bring this back as an agenda item both in the CDA and the Council.

Wes Blecke, Interim Director of WAED, Kent Franzen, Sue Olson, Lou Benscoter, Irene Fletcher, and Kevin Hoffart all spoke in favor of this project and requested Council’s approval and support of the same.

Councilmember Berry arrived at 5:52 p.m.

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

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

Chair Chamberlain again called the meeting of the Community Development Agency to order. Those in attendance were: Members Brian Frevert, Verdel Lutt, Jon Haase, Dale Alexander, Lois Shelton, Doug Sturm, Kaki Ley, and Kathy Berry; City

Attorney Mike Pieper; City Administrator Lowell Johnson; and City Clerk Betty McGuire.

Members Shelton, Haase and Ley again advised the CDA that they have a vested interest in this matter so they would not be voting on the matter or participating in any of the discussion. Administrator Johnson also disclosed that he has a vested interest in this matter also.

Attorney Pieper advised the CDA that in Sec. 2-77 a motion to reconsider may only be made by a Councilmember who voted with the majority.

Attorney Bacon updated Member Berry on the Redevelopment Plan.

In response to Member Alexander's question, Attorney Bacon stated there is a state law that says if materials are purchased and deployed here, they have to pay city sales tax on the same.

Kent Franzen again spoke in favor of the project and requested the CDA to support the same.

Member Sturm made a motion to reconsider CDA Resolution No. 2009-5. Member Alexander seconded the same. Chair Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Lutt who voted Nay, the Chair declared the motion carried.

Member Sturm introduced CDA Resolution No. 2009-5 titled as follows and moved its passage and approval by the Agency:

CDA RESOLUTION NO. 2009-5

A RESOLUTION OF THE COMMUNITY DEVELOPMENT AGENCY OF
THE CITY OF WAYNE, NEBRASKA, RECOMMENDING APPROVAL OF A
REDEVELOPMENT CONTRACT.

Member Alexander seconded the motion.

On roll call vote, the following Agency Members voted in favor of the motion: Frevert, Alexander, Sturm, Berry and Chamberlain. The following Members voted against the motion: Lutt; and the following members abstained due to a conflict of interest: Haase, Shelton and Ley. The Chair declared the motion carried.

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

Councilmember Lutt left the meeting at 6:05 p.m.

Mayor Shelton and Councilmembers Haase and Ley excused themselves because of conflict of interest in this matter.

Council President Sturm then chaired the meeting.

Councilmember Chamberlain introduced Resolution No. 2009-71 and moved for its approval; Councilmember Frevert seconded.

RESOLUTION NO. 2009-71

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WAYNE, NEBRASKA, APPROVING A REDEVELOPMENT PLAN, INCLUDING A REDEVELOPMENT CONTRACT; AND RELATED MATTERS

Council President Sturm stated the motion, and the result of roll call being all Yeas, the Council President declared the motion carried.

Mayor Shelton declared the time was at hand for the public hearing to consider the Planning Commission's recommendation regarding the Preliminary and Final Plats

for Logan Valley Industrial Park 2nd Addition. The Applicant is GLP Development Corporation, a Nebraska Corporation.

Administrator Johnson stated the Planning Commission reviewed both the Preliminary and Final Plats for Logan Valley Industrial Park 2nd Addition at their public hearing on August 3, 2009, and forwarded a recommendation to approve the same, subject to the following “Findings of Fact”:

1. The Zoning Administrator’s recommendation; and
2. The request is consistent with the Comprehensive Plan and the current and future land use map.

Brent Pick, representing GLP Development Corporation, was present to answer questions.

Administrator Johnson stated he did not have an agreement on a park fee outside the city limits on this matter.

Wes Blecke, Interim Director of Wayne Area Economic Development, spoke in support of this matter. There are a couple of possible expansions already in the works, and this is a great addition to the industrial park area.

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

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

Councilmember Sturm introduced Resolution 2009-72, and moved for its approval; Councilmember Chamberlain seconded.

RESOLUTION NO. 2009-72

A RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLATS OF LOGAN VALLEY INDUSTRIAL PARK 2ND ADDITION.

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

Mayor Shelton declared the time was at hand for the public hearing to consider the Planning Commission's recommendation regarding a rezoning request from R-4 Residential to B-1 Highway Business. The applicants are Louis and Javanah Benscoter and Northeast Nebraska Investors, LLC.

Administrator Johnson stated the Planning Commission reviewed the rezoning request at their public hearing on August 3, 2009, and forwarded a recommendation to approve the same subject to the following "Findings of Fact":

1. Staff recommendation;
2. To Provide future business development of the property; and
3. It is consistent with the Comprehensive Plan.

The area to be rezoned is Lots 1, 2, 3, 4, and 26 of Benscoter Addition.

Wes Blecke, Interim Director of Wayne Area Economic Development, spoke in support of the rezoning and asked Council to approve the same.

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

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

Councilmember Chamberlain introduced Ordinance 2009-19, and moved for approval thereof; Councilmember Ley seconded.

ORDINANCE NO. 2009-19

AN ORDINANCE AMENDING THE ZONING MAP AND CHANGING THE ZONING OF AN AREA DESCRIBED AS LOTS 1, 2, 3, 4, AND 26, BENSCOTER ADDITION, FROM R-4 RESIDENTIAL TO B-1 HIGHWAY BUSINESS.

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

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

Councilmember Chamberlain made a motion and Councilmember Sturm seconded to move for final approval of Ordinance No. 2009-19. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Administrator Johnson stated the following Resolution would allocate \$60,000 in property tax to the Wayne Municipal Airport Authority. This is an annual request that the Airport Authority makes to the Council.

Councilmember Sturm introduced Resolution 2009-73, and moved for its approval; Councilmember Alexander seconded.

RESOLUTION NO. 2009-73

A RESOLUTION AUTHORIZING THE ALLOCATION OF PROPERTY TAXES TO THE WAYNE AIRPORT AUTHORITY.

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

Dave Ley, representing the Wayne Airport Authority, was present requesting Council consideration to allocating \$100,000 from City Sales Tax to the Airport Authority for runway improvements. They applied for a grant which will basically cover the costs of the first runway. However, there are also large cracks in the north/south

runway, and the engineer has advised them that if they do not cover those now, they will have to do a complete reconstruction on that runway. With the second runway, the total amount of the project is estimated to be \$5,753,000. The money the Airport Authority will receive from Federal gas money is \$5,466,000 and from the Nebraska gas money is \$115,000. That leaves the Airport Authority responsible for \$172,000. The request for the \$100,000 would be allocated over a three-year period.

Councilmember Sturm suggested the Council table this matter until they have their budget meeting on August 11th, for the reason that there are several requests, which total \$6,589,500, from the sales tax fund.

Finance Director Nancy Braden stated that the Airport Authority would not be requesting this money until FY 2010-2011.

Councilmember Sturm made a motion and seconded by Councilmember Alexander to table action on the request to consider allocating \$100,000 from the City Sales Tax to the Airport Authority for runway improvements until budget discussions are taking place. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Wes Blecke, Interim Director of Wayne Area Economic Development, and also representing the Revitalize Wayne Committee gave a report on the upcoming public meeting about creating a downtown Wayne historic district. There will be a town hall meeting on August 17th at 7:00 p.m. in the City Auditorium to answer questions about what this means and does not mean for the community.

Administrator Johnson stated the following Resolution would authorize the City to accept the funds from the Northeast Nebraska Area Agency on Aging for the Fiscal

Year 2010 Title III-B and Title III-C Operating and Nutrition Grants for the Senior Center.

Penny Vollbracht, Senior Center Coordinator, was present to answer questions and provide an overview of the programs.

Councilmember Ley introduced Resolution 2009-74, and moved for its approval; Councilmember Alexander seconded.

RESOLUTION NO. 2009-74

A RESOLUTION AUTHORIZING ACCEPTANCE OF NORTHEAST NEBRASKA AREA AGENCY ON AGING (NNAAA) FISCAL YEAR 2010 TITLE III-B AND TITLE III-C OPERATING AND NUTRITION GRANTS.

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

Administrator Johnson stated the following Resolution would approve the plans, specifications and estimate of costs for both the Bressler Park and Victor Park restroom ADA conversion projects. Otte Construction has submitted budget proposals on both projects. The estimated cost of the Bressler Park conversion project is \$14,500, and the estimated cost of the Victor Park conversion project is \$13,800.

Councilmember Sturm introduced Resolution 2009-75, and moved for its approval; Councilmember Alexander seconded.

RESOLUTION NO. 2009-75

A RESOLUTION APPROVING THE PLANS, SPECIFICATIONS, AND ESTIMATE OF COST FOR THE BRESSLER PARK AND VICTOR PARK RESTROOM ADA CONVERSION PROJECTS.

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

Administrator Johnson stated the following two Resolutions would direct the City Clerk to file liens against those properties described thereon for the cost of work hired by the City to abate a violation of City Code after proper notice was given to the property owners.

Councilmember Chamberlain introduced Resolution No. 2009-76 and moved for its approval; Councilmember Ley seconded.

RESOLUTION NO. 2009-76

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 EAST 48' OF THE WEST 100' OF LOTS 4, 5, AND 6, BLOCK 24, ORIGINAL TOWN TO WAYNE, WAYNE COUNTY, NEBRASKA, MORE COMMONLY DESCRIBED AS 418 WEST FIRST STREET, WAYNE, NEBRASKA.

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

Councilmember Chamberlain introduced Resolution No. 2009-77 and moved for its approval; Councilmember Ley seconded.

RESOLUTION NO. 2009-77

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 LOT 3, EXCEPT THE NORTH 10', BLOCK 7, BRITTON & BRESSLER'S ADDITION TO WAYNE, WAYNE COUNTY, NEBRASKA, MORE COMMONLY DESCRIBED AS 120 WEST 8TH STREET, WAYNE, NEBRASKA.

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

Administrator Johnson stated when we set up an agreement with Wayne Community Housing Development Corporation to help them build energy efficient homes for the low and moderate income projects, we allocated only enough for them to

do the nine homes in Western Ridge. The first home built in Western Ridge was a Homestead Home and was essentially ineligible for this incentive payment. Johnson does not want to penalize anyone for being their own contractor. Therefore, he was requesting Council consideration to treating all of these projects the same, whether they use WCHDC as their contractor or they hire their own.

Councilmember Chamberlain made a motion and seconded by Councilmember Ley approving an agreement for a \$2,000 energy incentive for the nine low-to-moderate income homes in Western Ridge. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Shelton requested Council consideration to reappointing Bill Kranz to the Planning Commission.

Councilmember Sturm made a motion and seconded by Councilmember Alexander approving the reappointment of Bill Kranz to the Planning Commission. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Administrator Johnson updated the Council on the goals they set at the retreat last winter.

Administrator Johnson provided Council with a preliminary overview of the budget. The budget work session will take place next Tuesday, August 11, 2009, at 5:30 p.m. in Council Chambers.

Mayor Shelton acknowledged former City Administrator Joseph Salitros who was in the audience.

Councilmember Sturm made a motion and seconded by Councilmember Alexander to adjourn the meeting. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried and the meeting adjourned at 6:50 p.m.