

**MINUTES  
CITY COUNCIL MEETING  
October 20, 2009**

The Wayne City Council met in regular session at City Hall on Tuesday, October 20, 2009, at 5:30 o'clock P.M. Mayor Lois Shelton called the meeting to order with the following in attendance: Councilmembers Brian Frevert, Jim Van Delden, Dale Alexander, Kaki Ley, Kathy Berry, and Ken Chamberlain; City Attorney Mike Pieper; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Councilmembers Jon Haase and Doug Sturm.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on October 8, 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 Chamberlain made a motion and seconded by Councilmember Alexander, whereas the Clerk has prepared copies of the Minutes of the meeting of October 6, 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:**

**FISCAL YEAR CLAIMS 08-09:** APPEARA, SE, 37.77; BACON & VINTON, SE, 206.25; BARB FREVERT, SE, 170.00; BLACKSTRAP, SU, 1496.30; CITY OF NORFOLK, SE, 92.35; ENERGY FEDERATION, SU, 1205.20; FIREMAN'S ASSOCIATION, RE, 5000.00; GALE, SU, 1386.00; HAWKINS, SU, 1788.18; HIRERIGHT SOLUTIONS, SE, 51.90; KTCH, SE, 80.00; MS MELVIN MEYER, RE, 20.00; PURCHASE POWER, SU, 500.00; RANDOM HOUSE, SU, 320.00; SEWER-MATIC, SE, 1312.50; STATE NATIONAL BANK, SE, 52.64; WAYNE COMMUNITY

SCHOOLS, SU, 80.00; WAYNE GRAIN & FEED, SE, 96.00; WAYNE HERALD, SU, 989.00; WAPA, SE, 22056.89

**FISCAL YEAR 09-10:** AMERICAN LIBRARY ASSOC, FE, 180.00; AMERITAS, RE, 2051.62; APPEARA, SE, 106.95; ARCADIAN MARKSMANSHIP, FE, 100.00; BANK FIRST, FE, 195.00; BENSCOTER PLUMBING, SE, 110.00; BROWN SUPPLY, SU, 150.88; BRUNNER ENTERPRISES, SU, 918.07; CALIFORNIA CONTRACTORS, SU, 123.29; CITY OF WAYNE, RE, 1750.00; CITY OF WAYNE, RE, 20.00; CITY OF WAYNE, RE, 1594.02; CITY OF WAYNE, RE, 316.80; CITY OF WAYNE, PY, 55507.29; CITY OF WAYNE, RE, 53.36; CORNHUSKER AUTO CENTER, SU, 60.00; DAKOTA BUSINESS SYSTEMS, SE, 100.00; DAVE SWANSON, SE, 55.36; ECHO GROUP, SU, 18.59; EISCHEID ARTIFICIAL RAIN, SU, 40.00; ELECTRIC FIXTURE, SU, 139.71; FIVE STAR ENTERPRISES, SU, 22.00; FLOOR MAINTENANCE, SU, 304.15; HD SUPPLY WATERWORKS, SU, 104.14; HHS REGULATION & LICENSURE, FE, 94.00; HOLIDAY INN OF KEARNEY, SE, 413.70; ICMA, RE, 5519.35; IRS, TX, 17168.18; JACK'S UNIFORMS, SU, 199.14; LEAGUE OF NEBRASKA, FE, 846.00; MERCY MEDICAL CLINICS, SE, 26.00; MIDWEST LABORATORIES, SE, 450.40; NE CODE OFFICIAL ASSOC, FE, 150.00; NE DEPT OF LABOR, SE, 100.00; NE DEPT OF REVENUE, TX, 2588.00; NE SAFETY COUNCIL, FE, 340.00; N.E. NE AMERICAN RED CROSS, RE, 29.62; PEERLESS WIPING CLOTH, SU, 202.50; PROVIDENCE MEDICAL CENTER, RE, 10000.00; QUALITY INN & SUITES, SE, 378.00; QUILL, SU, 318.00; QWEST, SE, 1354.68; STADIUM SPORTING GOODS, SU, 223.00; STATE NATIONAL BANK, RE, 1108.39; STEVE HARRIS CONSTRUCTION, SE, 32253.92; THOMPSON PUBLISHING GROUP, SU, 438.50; ULINE, SU, 40.46; UNITED WAY, RE, 13.49; VOSS LIGHTING, SU, 453.00; WAED, RE, 6383.33; WAYNE COMMUNITY SCHOOLS, RE, 2470.00; WAYNE HERALD, SU, 44.00; WESCO, SU, 1906.84; WOOD PLUMBING & HEATING, RE, 7000.00; ZEE MEDICAL SERVICE, SU, 56.22; ALLTEL, SE, 206.24; AMAZON, SU, 256.89; BARCO MUN PRODUCTS, SU, 128.87; CITY OF NORFOLK, SE, 374.70; CITY OF WAYNE, RE, 750.00; CITY OF WAYNE, RE, 500.00; CITY OF WAYNE, RE, 197.15; CITY OF WAYNE, RE, 53.00; COVENTRY HEALTH, SE, 15411.09; CULLIGAN, SE, 42.25; DANKO EMERGENCY EQUIPMENT, SU, 447.00; DAVE'S DRY CLEANING, SE, 90.00; DE LAGE LANDEN FINANCIAL, SE, 471.00; ECHO GROUP, SU, 51.43; ELECTRIC FIXTURE, SU, 87.32; FLOOR MAINTENANCE, SU, 246.12; FORT DEARBORN, SE, 116.96; GALE GROUP, SU, 1386.00; HDR ENGINEERING, SE, 2831.71; K & C GRAIN, SU, 752.95; KRIZ-DAVIS, SU, 101.45; MIDWEST TAPE, SU, 314.79; MSC INDUSTRIAL, SU, 394.07; NE NOTARY ASSOC, SU, 158.95; NE PUBLIC HEALTH, SU, 1271.00; NPPD, SE, 259084.06; NIAGARA CONSERVATION CORP, SU, 1338.18; NORTHEAST EQUIPMENT, SE, 150.75; OLSSON ASSOCIATES, SE, 18355.21; PITNEY BOWES, SU, 637.00; QUILL, SU, 803.69; RDG PLANNING & DESIGN, SE, 222.00; STATE NATIONAL BANK, RE, 199.80; TACO'S AND MORE, SU, 20.00; WAYNE COMMUNITY HOUSING, RE, 2000.00; WAYNE MANUFACTURING L.C., SU, 80.02; WESCO, SU, 108.63; ZEE MEDICAL SERVICE, SU, 13.79

Councilmember Chamberlain made a motion and seconded by Councilmember Ley to approve the claims. Mayor Shelton stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Frevert who abstained, the Mayor declared the motion carried.

Jan Davis and Gabe Tramp, representing Black Hills Energy, spoke to the Council and presented the City with the franchise fee in the amount of \$14,245.08.

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.

Councilmembers Haase and Sturm arrived at 5:37 p.m.

Lauran Lofgren, Library Director, was present to announce that the Library's state accreditation was recently raised from "Enhanced" to "Excellent." This accreditation will be at the "Excellent" level for the next three years. Then, the process starts all over again with a new set of standards. Some of the benefits of being accredited at this level are access to state funding and an annual stipend which is based on your level of accreditation. There are 273 public libraries in the State, of which 177 are currently certified, and of those 177, only 21 have their top level of accreditation.

Mayor Shelton continued the public hearing from the last meeting to review the Wayne Revolving Loan Fund (WRLF) application of Interactive Impact, Inc., (Stephanie

Liska and Tim Fertig) for \$100,000 for the start-up of an interactive web service that will be utilized by high school athletic and extracurricular programs throughout the country.

Stephanie Liska was present to answer questions.

Councilmember Alexander suggested changing the word “grant” to “loan” in the second from the last paragraph in the Resolution.

Wes Blecke of Wayne Area Economic Development advised the Council that they have reviewed the application and unanimously recommended approval thereof.

This loan has an interest rate of 4%, with a balloon payment in seven years.

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

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

Councilmember Chamberlain introduced Resolution No. 2009-91 and moved for its approval; Councilmember Sturm seconded.

#### RESOLUTION NO. 2009-91

A RESOLUTION CONFIRMING THE APPLICATION FOR AND APPROVING THE USE OF NOT TO EXCEED \$100,000 FROM THE WAYNE REVOLVING LOAN FUND.

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

City Clerk McGuire advised the Council that proposals were received from local insurance agencies for the City’s group health insurance. In addition, we received the renewal rate from Coventry, the City’s current group health insurance provider. That premium increase was 8.4%, which was still lower than the proposals submitted from

other companies. We currently have a \$5,000 single/\$10,000 family deductible policy, with the City self-funding 80% thereof after the in-house \$250 single/\$500 family deductible is met.

Gary Boehle of First National Agency was present to answer questions. Through this self-funding, it is estimated that the monthly savings is about \$20,000 to the City. Before the City started self-funding the health insurance, the premiums were well over \$30,000 per month. They are about \$16,000 per month at this time.

Councilmember Sturm made a motion and seconded by Councilmember Ley approving Coventry Health Care of Nebraska, Inc., as the City's group health care provider for 2010. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

City Clerk McGuire stated that over the past two years, Coventry has provided administration of the City's flex plan (Sec. 125 Cafeteria Plan) at no cost. However, the employees have experienced quite a few problems with this flex plan. We were advised that Coventry would be charging \$7.95 per employee per month to administer the flex plan this year. Proposals were obtained from First Concord (the company who had previously administered the City's flex plan) and Three Rivers. Ms. McGuire negotiated a lower rate from First Concord - \$5.00 per employee per month. Three Rivers had a rate of \$7.00 per employee per month.

Councilmember Ley made a motion and seconded by Councilmember Alexander approving the Section 125 Administrative Agreement with First Concord Benefits Group to administer the City's 125 Cafeteria Plan for 2010.

Mr. Boehle explained how a Section 125 Cafeteria Plan works. He noted that the \$5.00 monthly charge is only charged to those employees who participate.

Councilmember Sturm questioned a \$250 deductible for the employees and then paying for the administration of the flex plan. He suggested looking at raising the deductibles.

It was noted that this is a service the city has provided to the employees for over 25 years.

Administrator Johnson stated that the actual or official deductible is \$350/single, \$700/family. The incentive to reduce it to \$250/\$500 is for the employee and spouse to get an annual physical and the employee to be a non-tobacco user. Staff has discussed increasing the deductible to \$500, with a \$250 incentive deductible for getting an annual physical and being a non-tobacco user.

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

Della Pries, Executive Director of Wayne Community Housing Development Corporation, updated the Council on her programs. Beginning August 21<sup>st</sup>, they purchased 9 homes and they will close on all of them on November 30<sup>th</sup>. This is the purchase rehab/resell program. They have also built one house in Western Ridge.

Jessica Olson, Property Manager at Meadowview Estates and also for the Crown Homes in Western Ridge updated the Council on the Crown Home program. She is processing six applications for the Crown Homes. The first family should be moved in by the first of November. So far, they have not had any problems getting people interested in the program. Income has been an issue for some families, in addition to

pets. There is a no pet policy on these homes. The rent on these homes is \$525 per month. A family of 4 can earn no less than \$22,650 and no more than \$33,900. A family of 6 can earn no less than \$26,250 and no more than \$39,400.

Councilmember Ley 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, Jim Van Delden, 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.

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

The next item on the CDA agenda was to approve the minutes of the October 6, 2009, meeting.

Member Sturm made a motion and seconded by Member Alexander approving the minutes of the October 6, 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 approve Res. 2009-7 recommending approval of a Redevelopment Plan/Contract for Northeast Nebraska Investors, LLC, a Nebraska Limited Liability Company.

Administrator Johnson stated because this project has been downsized from 62 rooms to 44 rooms, this represents a material change in the TIF agreement on the contract. Therefore, we need to have the CDA approve the change, in addition to the Planning Commission and Council. The material change is that the total value of the project is estimated to go from \$3.2 million to \$2.8 million, which will lower the output of the TIF bond. The allocation in the agreement (Sec. 3.04 & Exhibit E) will drop from \$140,000 to \$125,000 for the city to use for streets in the project. There will be no conference room, but it will still have a pool.

Kent Franzen, representing Northeast Nebraska Investors, LLC, was present to answer questions. In response to Member Sturm's question, Mr. Franzen stated the reason for downsizing the project is financing. There will be a small conference room – 55 people. When they got to looking at the economics of a 300 seat conference center, they would have to rent that for somewhere in the neighborhood of \$1,500 a night. They did not think the market in Wayne would accept that. The design they have still allows for that conference center to be added. They are just having to do it one step at a time.

Member Shelton noted for the record that she, City Administrator Johnson, and Members Ley and Haase needed to abstain from this vote because of a conflict of interest in the matter.

Member Frevert introduced CDA Resolution No. 2009-7 titled as follows and moved its passage and approval by the Agency:

CDA RESOLUTION NO. 2009-7

A RESOLUTION OF THE COMMUNITY DEVELOPMENT AGENCY  
OF THE CITY OF WAYNE, NEBRASKA, RECOMMENDING  
APPROVAL OF A REDEVELOPMENT CONTRACT (NORTHEAST  
NEBRASKA INVESTORS, LLC).

Member Berry seconded the motion.

On roll call vote, the following Agency Members voted in favor of the motion: Frevert, Van Delden, Alexander, Sturm, Berry and Chamberlain. Members Haase, Shelton and Ley abstained from the vote.

The passage of CDA Resolution No. 2009-7 having been agreed upon by a majority of the Agency, the Chair declared CDA Resolution No. 2009-7 passed and, in the presence of the Agency, signed and approved CDA Resolution No. 2009-7, and the Clerk attested to its passage by affixing her signature thereto.

The next item on the agenda was to consider and approve Change Order No. 1 – Kardell Subdivision Paving in the amount of \$3,168.

Administrator Johnson advised the CDA he has now received the detailed breakdown of this change order and recommends approval thereof.

Member Ley made a motion and seconded by Member Shelton approving Change Order No. 1 – Kardell Subdivision Paving in the amount of \$3,168. 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 approve Change Order No. 2 – Kardell Subdivision Paving, which is an increase of \$228,199.20.

Administrator Johnson stated this change order is a result of the additional paving of Summerfield Drive down to Pacific Coast, sewer, and fly ash that needed to be added to stabilize the ground.

Member Shelton made a motion and seconded by Member Ley approving Change Order No. 2 – Kardell Subdivision Paving, which is an increase of \$228,199.20.

Member Alexander asked if there was any way the City would recover this money since this is located outside of the city limits. Administrator Johnson responded no, with the reason being that the property was not annexed into the city limits. The payoff will be down the road and will be indirect rather than direct.

Alexander questioned how do we justify spending this money if it doesn't get developed.

Member Sturm stated they have always been told it is easier for businesses to come to your community if you have a building.

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 approve Certificate of Payment No. 2 – Kardell Subdivision Paving in the amount of \$318,892.45 to Steve Harris Construction.

Member Shelton made a motion and seconded by Member Sturm approving Certificate of Payment No. 2 – Kardell Subdivision Paving in the amount of \$318,892.45. Chair Chamberlain stated the motion, and the result of roll call being all Yeas, the Chair declared the motion carried.

Member Ley 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.

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/contract for Northeast Nebraska Investors, LLC, a Nebraska Limited Liability Company.

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

The Resolution for this action will be brought forward at the next meeting, which will give the Planning Commission the opportunity to review the document and make a recommendation to the Council.

Garry Poutre, Superintendent of Public Works & Utilities, stated two bids were received on the 2009 Street Resurfacing Project. The base bids ranged from a low of \$187,825.05 to a high of \$189,982.02. In addition to the base bid, there was an alternate bid for the installation of geosynthetic matting fabric between the concrete base and the new asphalt. The bids for the alternate were \$47,641.50 and \$17,256.81 respectively. The recommendation of Kirkham Michael, the engineer on the project, is to approve the total base bid and alternate and award the project to Knife River Midwest LLC for a total of \$207,238.83. Kirkham Michael has indicated that the matting should add several years of pavement life to the installation for a relatively small increase in cost. This project has been in the One and Six Street Improvement Plan for several years.

Administrator Johnson stated this is a non-thoroughfare maintenance project, and therefore, no STP funds can be used to help pay for it.

Councilmember Ley introduced Resolution 2009-101, and moved for its approval; Councilmember Chamberlain seconded.

#### RESOLUTION NO. 2009-101

A RESOLUTION ACCEPTING BID AND AWARDED CONTRACT ON THE  
"2009 STREET RESURFACING PROJECT."

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

Administrator Johnson stated the following Resolution would amend Sec. 9.100 of the Personnel Manual relating to Uniform Allowance. The amendment would add one pair of steel-toed shoes (maximum City cost \$150 per year) in addition to two pairs of slacks for the administration staff (maximum City cost \$60 per year).

Nancy Braden, who is a member of the Safety Committee, stated the Committee felt that using steel-toed shoes was something that should be a safety factor, and if an employee wanted to purchase a pair, that they could have the City reimburse them up to \$150 for the same.

Councilmember Chamberlain questioned whether or not this should be mandatory. Companies that usually require steel-toed shoes, reimburse for the same. Companies that don't require them usually don't reimburse for them.

Councilmember Frevert thought it should be left up to choice and not made mandatory.

Councilmember Ley stated if it has been proven that steel-toed boots are better for safety, it might save the City on a work comp claim.

Councilmember Sturm opined that if we think this is important, then we should make it mandatory for everybody or leave it up to the individual to do what they want.

Councilmember Alexander stated that if the employee thinks it is necessary for their own protection and they buy these shoes, he thought the City should reimburse them for that. If they don't want to wear them, he did not think the City should require them to wear them. Councilmember Frevert agreed.

Councilmember Frevert introduced Resolution 2009-102, and moved for its approval; Councilmember Alexander seconded.

RESOLUTION NO. 2009-102

A RESOLUTION AMENDING SECTION 9.100 UNIFORM ALLOWANCE, OF THE CITY OF WAYNE PERSONNEL MANUAL.

Mayor Shelton stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase, Sturm and Berry who voted Nay, the Mayor declared the motion carried.

Administrator Johnson stated the following Resolution would approve a “Hazard Mitigation Plan.” We have been waiting for this plan for a couple of years to be in place so we can apply for FEMA funding for future projects.

Councilmember Ley introduced Resolution 2009-103, and moved for its approval; Councilmember Sturm seconded.

RESOLUTION NO. 2009-103

A RESOLUTION APPROVING LOWER ELKHORN NRD MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN.

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

Wes Blecke and Curt Frye, Administrator and Chair of the LB840 Sales Tax Advisory Committee respectively, brought forward the following three recommendations for funding:

- \$64,200 to the City of Wayne for down payment assistance in Western Ridge to be used for match for the City’s down payment assistance loan;
- \$250,000 to Northeast Nebraska Investors, LLC, to be used to assist with obtaining bank financing for a \$2.8 million dollar hotel; and
- \$38,000 to James Milliken/Godfather’s Pizza to be used for concrete parking at Godfather’s Pizza located at the corner of First and Main Streets.

Nancy Braden, Finance Director, advised the Council when we did the application for Western Ridge, they said they would have down payment assistance money to match. WCHDC has used everything they have for match for down payment assistance. We have been advised that we cannot use our economic development funds for down payment assistance. This was another option and would be a loan and not a grant. This would be used for the nine low-to-moderate income houses in Western Ridge.

The City's sales tax has stayed pretty consistent/steady throughout the years. Through the downtown construction, we did not see a drop in our sales tax revenues.

Mr. Blecke stated the Committee has been working through a selection criteria for the applications. There were some questions on how they were deciding which projects were funded and which were not funded. Of the six that have come before them, all have been approved to be funded. The voters approved \$3.2 million dollars over 15 years that can be committed for LB840 funds. Once you hit that \$3.2 million dollars, you are done. If more money comes in over the 15 year time period, the extra goes into the City's General Fund. The first three applications were performance based loans. If these meet their performance measures, they are granted that money after so many years. The three before you tonight are zero percent loans, so all of this money will be coming back to the City in a certain time frame.

Mr. Frye advised the Council that the Committee cannot satisfy all of the needs that they are getting requests for, but if they can help businesses by getting them loans at little or no interest, that money comes back to them and they turn it around. There are some exceptions and there will be ones where they will recommend grants for or provide incentives for, but at this point and time, they are a group that feels it is important for

them to be conservative and also mindful of the needs of taxpayers. The committee felt the three applications before you were all worthy causes. They did what LB840 was set out to do, and it provides the opportunity for them to assist with the growth of economic development in the community.

Councilmember Chamberlain made a motion and seconded by Councilmember Ley approving the recommendation of the LB840 Sales Tax Advisory Committee to approve a zero percent loan in the amount of \$64,200 to the City of Wayne for down payment assistance in Western Ridge to be used for match for the City's down payment assistance loan program. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Frevert made a motion and seconded by Councilmember Van Delden approving the recommendation of the LB840 Sales Tax Advisory Committee to approve a 5-year, zero percent loan in the amount of \$250,000 to Northeast Nebraska Investors, LLC, to be used to assist with obtaining bank financing for a \$2.8 million dollar hotel.

It was noted that the taxes will be paid on the \$2.8 million dollar valuation (\$125,000).

Mayor Shelton stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Ley who abstained from the vote due to a conflict of interest, the Mayor declared the motion carried.

Mr. Blecke was present to answer questions on behalf of Jim Milliken who could not be present.

Councilmember Sturm had questions in regard to paving a parking lot when concerns have been brought up regarding water run-off and the need to manage the same.

Mayor Shelton advised the Council that this loan could be approved contingent upon Mr. Milliken conforming this parking lot so that at least the first half inch of water gets captured on site. This is now what the City of Omaha requires – the first half inch to be contained on site.

Administrator Johnson stated right now there is a drain in the middle of that parking lot. One of the options when you pave it is to make a box around that drain and fill it full of crushed rock so the first half-inch volume off of that parking lot runs into the rock. When that is full, the rest of the water runs over into the grate/drain. It is fairly simple and not very expensive. There is also some terrace to the east where you can direct some flow off into that and let it soak into the ground. It could also go to the west.

Councilmember Sturm thought this was a perfect opportunity to start managing water run-off, and he would be willing to give Mr. Milliken more money if this is going to cost him more to pave the parking lot.

Councilmember Sturm made a motion and seconded by Councilmember Chamberlain authorizing staff to contact Mr. Milliken to provide him the specifications to control the water run-off and see if this is workable and then bring it back with all of the numbers and costs. Mayor Shelton stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

The Council then met as a committee of the whole to discuss and review the LB840 criteria.

Councilmember Chamberlain suggested this topic for discussion. He wanted an addition to their selection criteria that would benefit/target/help the smaller businesses in Wayne that are established and have been established for a number of years (e.g. small business retention incentive). This would be available to home businesses, one and two people businesses, etc.

Councilmember Sturm stated his feeling is that every business in this community, no matter how big or small, is important. If we really want to retain our small businesses, he thinks this incentive would be vitally important to Wayne.

Curt Frye, Chair of the LB840 Sales Tax Committee, and Wes Blecke, Administrator of the LB840 Sales Tax Committee were present. More options are available today for small businesses. They have an internal revolving loan fund – a 0 percent interest loan over 10 years. They have approved 19 loans and have closed on 16 of those. They would take the Council’s recommendations back to the Committee to be included in the selection criteria.

Councilmember Chamberlain 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 8:05 p.m.