

**AGENDA
CITY COUNCIL MEETING
August 18, 2015**

1. **Approval of Minutes – August 4, 2015**

2. **Approval of Claims**

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.

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.

3. **Action on a Request by Grace Lutheran Church to block off the one block of 10th Street (Main Street to Logan Street) along the Willow Bowl for a Sunday School Rally Day festival on Sunday, September 13, 2015, from 8:00 a.m. to 1:00 p.m.**

4. **Action on the Application for Membership of Daryl Lambert to the Wayne Volunteer Fire Department — Phil Monahan, Fire Chief**

5. **Action on the Application for Membership of Tory Booth to the Wayne Volunteer Fire Department — Phil Monahan, Fire Chief**

6. **Action on the Application for Membership of Cristhian Chinchilla to the Wayne Volunteer Fire Department — Phil Monahan, Fire Chief**

7. **Request to be on agenda to discuss budget concerns — Jean Blomenkamp**

8. **Public Hearing: To Consider the Planning Commission's recommendation in regard to amending the Wayne Municipal Code, Chapter 90 Zoning, Specifically Section 90-293(2 b) Permitted Accessory Uses and Section 90-703(e) Accessory Uses. The applicant, Jody Wendte, is seeking the request to allow for enough garage stalls to serve a multi-family dwelling in an R-4 Residential District. (Advertised Time: 5:30 p.m.)**

Background: The square feet of garage construction in the Wendte Development proposal will exceed the permitted amount of residential lot space that can be developed in our zoning code. In our zoning code, there is a requirement for a certain amount of residential lots to be left as green space to maintain a residential environment, as opposed to fully built out lots in commercial and industrial zones. The Wendte's are requesting to amend the R-4 zoning to allow a higher density of buildings on lots in this residential zone to allow more garage space for the apartments.

9. **Ordinance 2015-41: Amending Wayne Municipal Code, Chapter 90 Zoning, Sec. 90-293(2 b) Permitted Accessory Uses and Sec. 90-703 (e) Accessory Uses**

Recommendation: The recommendation of the Planning Commission is to amend the R-4 zoning to allow a more dense development of lots in the residential zone.

10. [Ordinance 2015-40: Amending the Wayne Municipal Code, Sec. 90-703 Accessory Uses to amend \(f\) regarding exterior covering of a residential district and to add \(i\) prohibiting storage containers \(Third and Final Reading\)](#)
11. [Resolution 2015-75: Approving Preliminary Engineering Services Agreement Supplement No. 5 between the City of Wayne and Olsson Associates, Inc., for additional design to move portions of the trail from the street and reconstruct the sidewalks to 8' in width — Wayne Trail Phase II Project \(Tabled from July 21, 2015 Council Meeting\)](#)
12. [Resolution 2015-82: Accepting Bid and Awarding Contract on the “2015 Wastewater Treatment Facility Improvement Project,” with the same being contingent upon the approval and acceptance of the contract documents by the Nebraska Department of Environmental Quality](#)

Background: The Council has already acted to award this contract, but the phrase in italics needs to be added to the motion.

13. [Discussion to consider placing time limits on downtown parking – 3 hour time limit 100, 200, and 300 blocks of Main, Monday – Saturday from 9:00 a.m. to 6:00 p.m.](#)

Background: The Revitalize Wayne group has been discussing this option as a way to move some of the apartment residents, business employees and business owners parking away from in front of their buildings and make room for customers. If you want to implement this on a trial or permanent basis, we would suggest enforcing this by complaint only.

14. [Action on Change Order No. 1 for the CIS Grant to add asbestos handling and an additional trailer/mobile home to the original demolition bid specifications](#)

Background: Even though the Federal grant requirements do not include a hazardous material inspection for demolition of the three mobile homes, we asked for an asbestos test of each unit. Two were found to have a level of 1.5% and 4.5% in the asphalt roofing. This requires the roofs to be cut in sections, wrapped and transported in a wrapped enclosed truck or to pull the trailers to Gill Landfill in Jackson as whole units. The simple way is to pull them as whole units. We have prepared a change order to pull all three units intact to Jackson. We have prepared deducts of \$750 each for three trailers because of no demolition cost, and added costs of \$18,750 for hiring the trailers to be secured and transported intact, and \$396.50 for unpaid personal property taxes on one trailer which is required to get a transport permit from NDOR and for asbestos disposal at Gill Landfill. CIS demolition grant funds are available to cover the additional costs.

Recommendation: The recommendation of Lowell Johnson, City Administrator, and Nancy Braden, Finance Director, is to approve the change order.

15. [Action to amend the bidding process to allow other than local agents to submit bids on behalf of the City's Property and Casualty Insurance Package](#)

Background: Because of the size and complexity of the public risks and city operations and the size of the city-owned power plant, and because of the limited number of insurance industry coverage options for these facilities, our consultant has recommended that we remove this restriction from the bid marketing process.

16. [Action on reappointment of Nancy Jo Powers and Pearl Hansen to the Board of Adjustment](#)

17. ¹⁶ [Action on appointment of Marlen Chinn, Rick Haase, Brian Swanson, Dominic Consoli, Betty McGuire and Cale Giese to the Police Retirement Committee](#)

18. **Action on Application and Certificate of Payment No. 3 to OCC Builders, LLC, in the amount of \$17,992.00 for the "2015 Wayne Storm Shelter Project"**

19. [Adjourn](#)

APPROVED AS TO FORM AND CONTENT:

Mayor

City Administrator

**MINUTES
CITY COUNCIL MEETING
August 4, 2015**

The Wayne City Council met in regular session at City Hall on Tuesday, August 4, 2015, at 5:30 o'clock P.M. Mayor Ken Chamberlain called the meeting to order with the following in attendance: Councilmembers Rod Greve, Jennifer Sievers, Nick Muir, Jason Karsky, and Matt Eischeid; City Attorney Amy Miller; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Councilmembers Cale Giese, Jon Haase and Jill Brodersen.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on July 23, 2015, 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 Sievers made a motion, which was seconded by Councilmember Greve, whereas, the Clerk has prepared copies of the Minutes of the meeting of July 21, 2015, 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, with the exception of Councilmembers Giese, Haase and Brodersen who were absent, the Mayor declared the motion carried and the Minutes approved.

The following claims were presented to Council for their approval:

VARIOUS FUNDS: AMERICAN BROADBAND, SE, 990.00; AMERITAS, SE, 2397.26; AMY K. MILLER, SE, 5416.67; APPEARA, SE, 176.73; AS CENTRAL SERVICES, SE, 448.00; BLACK HILLS, SE, 455.44; BLUE CROSS BLUE SHIELD, SE, 29618.40; BOMGAARS, SU, 1405.47; CITY OF WAYNE, RE, 28.34; CITY OF WAYNE, RE, 150.00; CITY OF WAYNE, RE, 700.00; CITY OF WAYNE, RE, 500.00; CITY OF WAYNE, PY, 75806.92; CITY OF WAYNE, RE, 190.90; CLEAN TO A T, SE, 440.00; COMMUNITY HEALTH, SE, 4.00; DE LAGE LANDEN FINANCIAL, SE, 77.00; DUTTON-LAINSON, SU, 3809.20; ECHO GROUP, SU, 240.73; ED. M FELD EQUIPMENT, SE, 825.35; FASTENAL, SU, 27.69; FIRST CONCORD GROUP, SE, 3245.30; GERHOLD CONCRETE, SU, 2506.29; GROSSENBURG IMPLEMENT, SU, 319.38; HOA SOLUTIONS, SU, 189.00; ICMA, SE, 6457.20; IMPACT SPECIALTIES, SU, 809.25; IRS, TX, 26463.92; JEO CONSULTING GROUP, SE, 19200.85; JORGENSEN CONCRETE & CONS, SE, 800.00; KLEIN ELECTRIC, SE, 12245.75; KRIZ-DAVIS, SU, 134.82; LANGEMEIER, WAYNE, SE, 75.00; LYNN PEAVEY, SU, 904.50; MARRIOTT HOTELS, SE, 297.00; MATT PARROTT, SU, 2620.30; MID STATES SCHOOL BUS, SE, 100.00; MONAHAN, PHILLIP, RE, 363.86; CITY

EMPLOYEE, RE, 133.80; NE AIR FILTER, SU, 323.16; NE DEPT OF REVENUE, TX, 3650.46; NE PUBLIC HEALTH, SU, 1811.00; N.E. NE AMERICAN RED CROSS, RE, 39.24; NNPPD, SE, 4599.00; NOVELTY MACHINE & SUPPLY, SU, 698.11; OCC BUILDERS, SE, 42794.00; PICK EQUIPMENT & CHOPPING, SE, 3024.75; POLLARD PUMPING, SE, 1110.00; REHAB SYSTEMS, SE, 35791.75; STADIUM SPORTING GOODS, SU, 426.00; THE RADAR SHOP, SE, 273.00; TIEDTKE CONSTRUCTION, SE, 5348.46; TYLER TECHNOLOGIES, SE, 17213.33; UNITED WAY, RE, 14.00; VIAERO, SE, 322.24; WAED, SE, 7216.66; WAYNE ROTARY, FE, 160.00; WESCO, SU, 938.39; WEST-E-CON, SE, 7033.60; WINGATE INN, SE, 379.80; 4IMPRINT, SU, 1105.25; AMERICAN BROADBAND, SE, 1594.30; CARHART LUMBER CO, SU, 2109.61; CAROL DUNNING, RE, 500.00; CHAD SOKOL, RE, 500.00; CITY OF WAYNE, RE, 150.00; CITY OF WAYNE, RE, 500.00; CITY OF WAYNE, RE, 697.44; COPY WRITE, SU, 304.62; DEMCO, SU, 80.94; DUTTON-LAINSON, SU, 460.10; ECHO GROUP, SU, 249.52; FAITH REGIONAL, SE, 60.00; FLOOR MAINTENANCE, SU, 430.56; GEMPLER'S, SU, 8.00; GERHOLD CONCRETE, SU, 3235.57; GILL HAULING, SE, 170.50; GROSSENBURG IMPLEMENT, SU, 25.90; HAWKINS, SU, 1032.43; CITY EMPLOYEE, RE, 150.00; IRS-DEPT OF TREASURY, FE, 74.88; K & S DOOR CO, SE, 100.95; CITY EMPLOYEE, RE, 1664.92; NE NEB INS AGENCY, SE, 521.00; ONE CALL CONCEPTS, SE, 97.05; OVERDRIVE, SU, 316.85; PLUNKETT'S PEST CONTROL, SE, 175.18; SIMPLEXGRINNELL, SE, 446.00; SIOUX CITY JOURNAL, SU, 245.43; STAPLES ADVANTAGE, SU, 645.48; WASTE CONNECTIONS, SE, 140.80; WAPA, SE, 28038.87

Councilmember Sievers made a motion, which was seconded by Councilmember Greve, to approve the claims. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Giese, Haase and Brodersen who were absent, 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.

Administrator Johnson introduced Diane Bertrand, who he is recommending be appointed as the new Senior Citizens Center Coordinator.

Councilmember Eischeid made a motion, which was seconded by Councilmember Sievers, to approve the appointment of Diane Bertrand as the new Senior Citizens Center Coordinator. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas,

with the exception of Councilmembers Giese, Haase and Brodersen who were absent, the Mayor declared the motion carried.

Councilmember Giese arrived at 5:35 p.m.

Administrator Johnson introduced Bryce Meyer, who he is recommending be appointed as the new Recreation Services Director.

Councilmember Eischeid made a motion, which was seconded by Councilmember Sievers, to approve the appointment of Bryce Meyer as the new Recreation Services Director. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Wes Blecke, Executive Director of Wayne Area Economic Development provided the Council with the six-month LB 840 activity update.

Wes Blecke, Director of Wayne Area Economic Development, was present and advised the Council that the LB840 Sales Tax Advisory Committee met and reviewed one application to Wayne's Economic Development Program Fund. The Committee reviewed the request by Rezurrected Rod & Kustom for a \$50,000 loan to expand at its current location (2,400 sq. ft. at 115 Clark Street). The requested terms were for a low-interest loan at \$25,000 and a forgivable loan at \$25,000. The recommended terms from the Committee were \$25,000 as a performance-based loan, requiring two FTE employees hired over ten years, and \$25,000 as a loan for 10 years at 3% interest.

Garek Bebee was present to answer questions.

Councilmember Eischeid made a motion, which was seconded by Councilmember Giese, approving the recommendation of the LB840 Sales Tax Advisory Committee to approve a \$25,000, performance-based loan requiring two FTE employees hired over ten years, and a \$25,000 loan for 10 years at 3% interest. Mayor Chamberlain stated the motion, and the result of

roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

In addition, Mr. Blecke advised the Council that the LB840 Sales Tax Advisory Committee discussed a previously approved loan/project for tornado relief funds from October, 2013. Since only \$241,000 of the \$500,000 set aside for emergency business cash flow funding after the tornado has been allocated to businesses, the Committee was recommending that the remaining \$259,000 be de-committed for tornado relief.

Councilmember Giese made a motion, which was seconded by Councilmember Muir, approving the recommendation of the LB840 Sales Tax Advisory Committee to de-commit the remaining balance of \$259,000 of the \$500,000 that was set aside for emergency business cash flow funding after the October, 2013, tornado. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Councilmember Eischeid made a motion, which was seconded by Councilmember Sievers, approving the reappointment of Curt Frye, Kari Wren and Don Buryanek to the LB840 Sales Tax Advisory Committee. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Joel Hansen, ADA Coordinator, presented his recommendations for the removal and relocation or placement of handicapped parking stalls in the downtown area.

Councilmember Eischeid introduced Ordinance No. 2015-36, and moved for approval of the third and final reading thereof, as amended, by adding and removing handicapped parking stalls as identified/recommended by Joel Hansen, ADA Coordinator; Councilmember Giese seconded.

ORDINANCE NO. 2015-36

AN ORDINANCE AMENDING CHAPTER 78, ARTICLE III, SECTION 78-96 LOCATION RESERVED FOR HANDICAPPED PARKING 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, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Councilmember Sievers introduced Ordinance No. 2015-40, and moved for approval of the second reading thereof; Councilmember Eischeid seconded.

ORDINANCE NO. 2015-40

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE VIII, BY AMENDING SECTION 90-703 REGARDING ACCESSORY USES; 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, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Councilmember Sievers made a motion and Councilmember Eischeid seconded to suspend the statutory rules requiring ordinances to be read by title on three different days. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, and Councilmember Giese who voted Nay, the Mayor declared the motion carried.

Councilmember Sievers made a motion and Councilmember Eischeid seconded to move for final approval of Ordinance No. 2015-40. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Because there were not enough Councilmembers voting in the affirmative to waive the required three readings (6), this matter will be brought forward at the next Council meeting for the third and final reading.

Discussion took place regarding the Resolution that would authorize the allocation of property taxes to the Wayne Airport Authority. The consensus of Council was to wait until after the budget work session is done before taking any action on the Resolution.

The following Resolution is a requirement by the Nebraska Department of Roads when a State highway will be closed for a celebration/parade. This Resolution pertains to the Wayne State College Homecoming Parade and Band Day on Saturday, October 10, 2015.

Councilmember Eischeid introduced Resolution No. 2015-80 and moved for its approval; Councilmember Sievers seconded.

RESOLUTION NO. 2014-80

A RESOLUTION ACKNOWLEDGING NEBRASKA DEPARTMENT OF ROADS' REQUIREMENTS FOR THE TEMPORARY USE OF THE STATE HIGHWAY SYSTEM FOR SPECIAL EVENTS.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Three bids were received on the "Main Street Water Main Improvement Project." Advanced Consulting Engineering Services reviewed the bids and was recommending that the project be awarded to the low bidder, Rutjens Construction, Inc., of Tilden, NE, for \$262,983.53. The other two bids were from Penro Construction, \$352,567.89 and Robert Woehler & Sons Construction, \$397,716.01.

Councilmember Giese introduced Resolution No. 2015-81 and moved for its approval; Councilmember Greve seconded.

RESOLUTION NO. 2015-81

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE
“MAIN STREET WATER MAIN IMPROVEMENT PROJECT.”

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Roger Protzman, Engineer with JEO Consulting Group, advised the Council that three bids were received on the “2015 Wastewater Treatment Facility Improvement Project.” Those three bids ranged from \$1,623,000 to \$1,950,000. The engineer’s estimate was \$1,600,000 to \$1,800,000. The low bidder was Erickson Construction Co., Inc., Blair, NE, for \$1,623,000. He noted that Erickson Construction was the general contractor for the first phase of the project. JEO recommended awarding the contract to the low bidder, Erickson Construction for \$1,623,000. The completion date on this project is August 1, 2016.

Councilmember Giese introduced Resolution No. 2015-82 and moved for its approval, Councilmember Eischeid seconded.

RESOLUTION NO. 2015-82

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE “2015
WASTEWATER TREATMENT FACILITY IMPROVEMENTS – PHASE 3, 4, & 5
PROJECT” (BIOSOLIDS PROJECT).

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

A pay request has been received from Robert Woehler & Sons Construction, Inc., for the “Windom Street Storm Sewer Improvement Project” for \$44,772.75. The engineer on the project, Advanced Consulting Engineering Services, has approved the same.

Councilmember Sievers made a motion, which was seconded by Councilmember Giese, approving Pay Application No. 1 for \$44,772.75 to Robert Woehler & Sons Construction, Inc.,

for the “Windom Street Storm Sewer Improvement Project.” Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Roger Protzman of JEO Consulting Group was present to review Change Order No. 2 for \$649.00 for the “2015 Water System Improvement – Water Main Relocation Project.” There will, in all likelihood, be a final change order to adjust quantities, etc.

Councilmember Giese made a motion, which was seconded by Councilmember Greve approving Change Order No. 2 for \$649.00 for the “2015 Water System Improvements – Water Main Relocation Project.” Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

A pay request has been received from Robert Woehler & Sons Construction, Inc., for the “2015 Water System Improvements – Water Main Relocation Project” for \$71,578.80. The engineer on the project, JEO Consulting Group, has approved the same.

Councilmember Muir made a motion, which was seconded by Councilmember Sievers, approving Pay Application No. 1 for \$71,578.80 to Robert Woehler & Sons Construction, Inc., for the “2015 Water System Improvements – Water Main Relocation Project.” Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

A pay request has been received from Christiansen Construction Co., LLC, for the “2016 Wayne Aquatic Center Project” for \$275,036.58. The engineer on the project, JEO Consulting Group, has approved the same.

Councilmember Sievers made a motion, which was seconded by Councilmember Giese, approving Pay Application No. 1 for \$275,036.58 to Christiansen Construction Co., LLC, for the “2016 Wayne Aquatic Center Project.” Mayor Chamberlain stated the motion, and the result of

roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Joel Hansen, Zoning Administrator, advised the Council that there is an old part of a frontage road that runs on the north side of the Wayne Vet Clinic that the City has vacated, but retained ownership in. That was done so we could split the lot because Ken Jorgensen, as well as the Vet Clinic, were interested in part of it. Mr. Jorgensen wants to expand his parking lot and is asking for a permanent easement. This would still reserve the east part of the frontage road where the Vet Clinic sign is located, if they would come and ask for a permanent easement as well.

Ken Jorgensen was present to answer questions.

Councilmember Eischeid made a motion, which was seconded by Councilmember Sievers, approving the request of Ken Jorgensen for a permanent easement on the frontage road that runs on the north side of the Wayne Vet Clinic. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Councilmember Sievers made a motion, which was seconded by Councilmember Muir to begin the budget work session. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Mayor Chamberlain noted for the public that this is a work session where the Council takes input from the department heads and staff. This is not a work session where the Council takes input from the public. There will be a public hearing in September for public input before final passage of the budget.

Nancy Braden, Finance Director, presented the proposed 2015-2016 budget.

Council reviewed the General Fund Revenue Sources and Expenditures along with the Utility Revenue Sources and Expenditures for the upcoming FY2015-2016 Budget.

Some of the items Council discussed were as follows:

- Property taxes - \$685,835 – this retains the same mill levy as last year. The increase from last year is due to the property valuation increases. The general fund, plus the airport, can have a maximum levy of \$.45. If the Community Redevelopment Authority would ever come forward and ask for a portion of the mill levy, that would have to come out of the \$.45 also. Debt service is outside the \$.45.
- Delete “Youth Council” from Mayor and Council - \$2,000
- Reduce Admin Travel, Conf. and Meetings by \$1,500
- In Recreation, there were no monies budgeted (capital outlay) for the Hank Overin Field or the Summer Sports Complex facilities.
- Need to look into charging a fee for patrons wishing to use a credit card to pay for services.
- Increase CAC Professional Services by \$1,000
- Delete Adult Softball League - \$700
- Increase Senior Center Promotional and Advertising by \$500
- Increase Library Travel, Conf. and Meetings by \$500
- Increase Library Materials – Children’s by \$1,000
- Decrease Rugby/Soccer in General Fund – Sales Tax by \$17,500
- Delete Green Team from the Transfer Station Fund - \$2,500
- Reduce Admin Community Services by \$1,000
- Reduce WAED Support by \$33,930 and put that into Economic Development (e.g. for to Community Redevelopment Authority) (new line item)
- Move Sewer Laptop Computer - \$2,000 into the Sewer Small Tools line item
- Council was advised that the Rural Water Association has completed a rate analysis for the City and is recommending an increase in water rates by around 23%.
- Budget assumes a 2% cost of living increase for employees.
- The employee’s percentage of the health insurance premium will be increased as well as deductibles in 2016. (Employee from 10% to 20% in 2016; Family from 20% - 30% in 2016; with deductibles being increased from \$1000 single/\$2000 family to \$1500 single/\$3000 family in 2016 if employee and spouse get a physical and are non-smokers).

Councilmember Karsky left the meeting at 10:05 p.m.

Discussion took place regarding the allocation of property taxes to the Wayne Airport Authority.

The following Resolution would allocate \$68,680 in property tax to the Wayne Municipal Airport Authority. This is an annual request that the Airport Authority makes to the Council. This amount represents about \$.035 of the \$.45 property tax allocation that the City could receive. Last year’s allocation was \$64,000.

Councilmember Sievers introduced Resolution No. 2015-79 and moved for its approval, Councilmember Muir seconded.

RESOLUTION NO. 2015-79

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

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried.

Councilmember Sievers made a motion, which was seconded by Councilmember Muir, to adjourn the meeting. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Haase and Brodersen who were absent, the Mayor declared the motion carried and the meeting adjourned at 10:47 p.m.

Mr. Protzman requested that the award of the project be contingent upon NDEQ's acceptance of the contract documents.

Councilmember Giese introduced Resolution No. 2015-82 and moved for its approval, with the same being contingent upon NDEQ's acceptance of the contract documents; Councilmember Eischeid seconded.

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CLAIMS LISTING AUGUST 18, 2015

ADVANCED CONSULTING ENG.	MAIN ST/LOGAN VALLEY IMPROVEMENTS	2,500.00
ALEXANDER, RANDY	CIS-TRAILER ASBESTOS INSPECTION	263.50
ALL-AMERICAN PUBLISHING	SPORTS PROGRAM ADVERTISING	255.00
AM CONSERVATION GROUP, INC	LED NIGHTLIGHT	987.69
AMERITAS LIFE INSURANCE	POLICE RETIREMENT	2,267.09
APPEARA	MAT SERVICE	233.38
CITY EMPLOYEE	HEALTH REIMBURSEMENT	91.34
BAKER & TAYLOR	BOOKS	808.49
BLACKBURN MANUFACTURING	FLAGS	347.58
CITY EMPLOYEE	HEALTH REIMBURSEMENT	169.14
CITY EMPLOYEE	HEALTH REIMBURSEMENT	583.38
BROWN SUPPLY CO	WARNING PLATES	2,185.00
CARROLL DISTRIBUTING	CONCRETE SAW BLADES	170.00
CERTIFIED TESTING SERVICE	AQUATIC CENTER/SE WATER MAIN IMPR.	2,148.00
CHARTWELLS	SENIOR CITIZEN MEALS	5,925.30
CHEMQUEST, INC.	QUARTERLY MONITORING	595.00
CHRISTIANSEN CONSTRUCTION	AQUATIC CENTER	275,036.58
CITY OF WAYNE	AUDITORIUM DEPOSIT REFUNDS	450.00
CITY OF WAYNE	PAYROLL	71,655.40
CITY OF WAYNE	UTILITY REFUNDS	1,009.95
COMMUNITY HEALTH	PAYROLL DEDUCTIONS	4.00
CONTINENTAL FIRE SPRINKLE	ANNUAL FIRE PROTECTION	215.00
CUMMINS CENTRAL POWER, LLC	WELL 11 GENERATOR REPAIRS	2,739.14
DAKOTA RIGGERS & TOOL	WINCHLINE ROPE	522.33
DAVE'S DRY CLEANING	POLICE UNIFORM CLEANING	63.00
DECO ENGINEERING PRODUCTS	BASKET STRAINER	422.32
EASYPERMIT POSTAGE	POSTAGE	1,704.40
ECHO GROUP INC JESCO	LIGHTING REPAIRS/SWITCH/BREAKER	534.84
CITY EMPLOYEE	HEALTH REIMBURSEMENT	333.26
FIRST SOURCE TITLE&ESCROW	TITLE SEARCH	100.00
FLOOR MAINTENANCE	NAPKINS/PLATES/GARBAGE BAGS	127.39
GALE GROUP	BOOKS	112.90
GERHOLD CONCRETE CO INC.	CONCRETE-3 RD & SHERMAN	5,729.48
GROSSENBURG IMPLEMENT INC	SURGES ON EMERGENCY GENERATOR	147.68
CITY EMPLOYEE	HEALTH REIMBURSEMENT	205.89
HAWKINS, INC	FLUORIDE PUMP/AZONE	2,111.68
HIRERIGHT SOLUTIONS INC	PRE EMPLOYMENT TESTING	20.00
HOMETOWN LEASING	COPIER LEASE-CAC/CH/POLICE	412.86
HUBER TECHNOLOGY INC	VERTICAL SCREEN BAGS	245.00
ICMA RETIREMENT-FIRST NAT	ICMA RETIREMENT	6,455.04
INGRAM BOOK COMPANY	BOOKS	297.05
IRS	FEDERAL WITHHOLDING	25,480.64
JASON CAROLLO	MOWING-CH/LIB/SR CENTER	140.00
JOHN'S WELDING AND TOOL	WELL 11 WATER TANK REPAIR	85.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	606.94

KELLY SUPPLY COMPANY	REGULATOR REPAIR KIT/PLASTIC PIPE	101.95
KRIZ-DAVIS COMPANY	ELECTRIC METER	505.04
KTCH AM/FM RADIO	RADIO ADS	968.40
L.G. EVERIST	CRUSHED ROCK	605.25
LUTT OIL	GASOLINE	5,605.65
MARCO INC	LIBRARY COPIER LEASE	126.36
MIDWEST LABORATORIES, INC	LEAD & COPPER TESTING	187.00
MSC INDUSTRIAL	HOOR METERS	189.81
N.E. NEB ECONOMIC DEV DIS	CIS GRANT	705.00
NE DEPT OF REVENUE	STATE WITHHOLDING	3,522.61
NE SAFETY COUNCIL	MEMBERSHIP DUES	310.00
NOVA HEALTH EQUIPMENT CO	POWER SUPPLY	174.17
OCLC	ILL ANNUAL SUBSCRIPTION	60.82
OVERDRIVE	E-BOOKS	231.76
PAC N SAVE	PARADE CANDY/TOURNAMENT CONCESSIONS	303.56
PAULSON CONSTRUCTION	REPAIR FIRE HALL GARAGE DOORS	600.00
PENGUIN RANDOM HOUSE LLC	CD'S	40.00
PEPSI	CAC POP (JOURNAL ENTRY)	666.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	791.24
PROVIDENCE MEDICAL CENTER	POLICE SERVICES	61.00
RESCO	WIPE BRUSH/SIDE CUT PLIERS/KNIFE	453.71
ROBERT WOEHLE & SONS	WATER MAIN RELOCATION	71,578.80
ROBERT WOEHLE & SONS	WINDOM ST STORM SEWER IMPROVEMENTS	44,772.75
SKARSHAUG TESTING LAB INC	GLOVES/CLEAN & TEST GLOVES	955.18
SOCIETY FOR HUMAN	MEMBERSHIP FEE	190.00
SPARKLING KLEAN	JANITORIAL SERVICES	3,981.87
SHOPKO	COFFEE/USB DRIVES/PROGRAM SUPPLIES	122.50
STATE NEBRASKA BANK	ACH FEE	63.20
STATE NEBRASKA BANK	STAMPS	147.00
T & S TRUCKING	TRANSPORT ROCK	215.20
US BANK	CONFERENCE/MEALS/HARD DRIVE/CHLORINE	1,855.73
VIAERO	CELL PHONES	209.39
WAYNE AREA ECONOMIC DEVEL	LEADERSHIP CLASS	413.00
WAYNE AUTO PARTS	MOTOR CLEANER/ADAPTER/V BELTS ETC	99.01
WAYNE COUNTY CLERK	FILING FEES	30.00
WAYNE HERALD	ADS AND NOTICES	2,313.83
WAYNE VETERINARY CLINIC	CAT & DOG IMPOUNDS	250.14
WESCO DISTRIBUTION INC	ARRESTERS/LED FIXTURES/MARKING PAINT	993.50
WISNER WEST	FD GASOLINE	148.03
ZACH HEATING & COOLING	SR FURNACE W/HEAT PUMP/A/C REPAIRS	5,650.00

DELETE FROM CLAIMS 6/16/15

CITY OF WAYNE -AUDITORIUM DP RF (REISSUED) \$150.00

[Back to Top](#)

Betty McGuire - Future Agenda Item

From: Brian Kesting
To: Betty McGuire
Date: 8/3/2015 5:17 PM
Subject: Future Agenda Item

Betty,

Grace Lutheran Church would like to request to block off the one block of 10th Street (Main Street to Logan Street) along the Willow Bowl like they did last year for a Sunday School Rally Day festival. I think the church is looking at Sunday, Sept. 13th as the date and having the closure from 8 a.m. to 1 p.m.

Brian



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
07/16/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER  State Farm Insurance Rusty Parker Agency 202 Pearl Street Wayne, NE 68787	CONTACT NAME: Rusty Parker	
	PHONE (A/C, No, Ext): 402-375-3470 FAX (A/C, No): 402-375-3471	
INSURED Grace Lutheran Church 904 Logan St. Wayne, NE 68787	E-MAIL ADDRESS:	
	INSURER(S) AFFORDING COVERAGE	NAIC #
	INSURER A: State Farm Fire and Casualty Company	25143
	INSURER B:	
	INSURER C:	
	INSURER D:	
INSURER E:		
INSURER F:		

COVERAGES**CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☐ PRO-JECT ☐ LOC OTHER:			97-21-1787-3	06/19/2015	06/19/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ ALL OWNED AUTOS ☐ SCHEDULED AUTOS ☐ HIRED AUTOS ☐ NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB ☐ OCCUR EXCESS LIAB ☐ CLAIMS-MADE DED ☐ RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below Y / N ☐ N / A						PER STATUTE ☐ OTH-ER ☐ E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

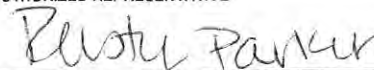
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Certificate Holder is listed as an additional insured on the policy.

CERTIFICATE HOLDER**CANCELLATION**City of Wayne
PO Box 8
Wayne, NE 68787

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE



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WAYNE VOLUNTEER FIRE DEPARTMENT
And Rural Fire District No. 2
510 Tomar Drive, Wayne, NE 68787

APPLICATION FOR MEMBERSHIP

This form is to be completed by the Applicant and filed with the Secretary at a regular meeting of the Wayne Volunteer Fire Department.

Name David Lambert Address 114 S. Douglas St. Wayne, NE 68787
Phone Number 402-321-3215 Social Security # _____

Employer Casper Refrig. Occupation Refrigeration Construction
How long have you been employed by your present employer? 4 yrs
Previous Employer and Address Great Dan Truckers

Have you previously been a member of a Fire Department? Yes
If so, give the name of the fire department, your rank and positions held. If applicable, identify any related credentials and record of training. Jeff. Maysville VFD, N. Lawrence VFD

Do you have any physical ailments or disabilities that could affect your performance on the department?

No

- As a member of this department, you will be required to give freely of your time to attend fire calls, meetings, drills, serve and provide leadership on committees, and participate in community events and fundraising activities. Do you agree to this? Yes
- There is a 30-day waiting period from the date of this application until the Department formally acts upon this request. Do you agree to this? Yes
- Have you read the Bylaws of the Department, and do you understand them? Yes Do you agree to abide by them? Yes
- The applicant must understand that if accepted for membership he/she will be placed on probation for a six-month period. During that time, he/she must meet certain criteria as stated in the Bylaws and follow the Standard Operating Guidelines.

Applicant's Signature David Lambert Date 7-5-15

Sponsor's Signature (if applicable) _____ Date _____

I agree to a background check with information provided by the Wayne Police Department.

Applicant's Signature David Lambert Date 7-5-15

We, the undersigned representing the Standing Membership Committee, having investigated the background of the applicant, feel that he/she would be an asset to the Department and hereby recommend him/her for membership.

Secretary's Signature Cory Moller Date _____

Chief's Signature Bill Moulton Date 8-3-2015

Council approved on _____ certified by City Clerk _____

For record purposes only: Date of Birth _____ revised February 4, 2006

WAYNE VOLUNTEER FIRE DEPARTMENT
And Rural Fire District No. 2
510 Tomar Drive, Wayne, NE 68787

APPLICATION FOR MEMBERSHIP

This form is to be completed by the Applicant and filed with the Secretary at a regular meeting of the Wayne Volunteer Fire Department.

Name Tory Booth Address 510 Fairacres Rd.
Phone Number 402-364-1250 Social Security # _____
Employer Sinclair/Shopko Occupation Cashier/-
How long have you been employed by your present employer? 3 years/5 years
Previous Employer and Address Chartwells 200 East 10th St.

Have you previously been a member of a Fire Department? no
If so, give the name of the fire department, your rank and positions held. If applicable, identify any related credentials and record of training. _____

Do you have any physical ailments or disabilities that could affect your performance on the department?

no

-As a member of this department, you will be required to give freely of your time to attend fire calls, meetings, drills, serve and provide leadership on committees, and participate in community events and fundraising activities. Do you agree to this? yes
- There is a 30-day waiting period from the date of this application until the Department formally acts upon this request. Do you agree to this? yes
-Have you read the Bylaws of the Department, and do you understand them? yes Do you agree to abide by them? yes
- The applicant must understand that if accepted for membership he/she will be placed on probation for a six-month period. During that time, he/she must meet certain criteria as stated in the Bylaws and follow the Standard Operating Guidelines.

Applicant's Signature Tory Booth Date 2-10-15
Sponsor's Signature (if applicable) _____ Date _____

I agree to a background check with information provided by the Wayne Police Department.

Applicant's Signature Tory Booth Date 2-10-15

We, the undersigned representing the Standing Membership Committee, having investigated the background of the applicant, feel that he/she would be an asset to the Department and hereby recommend him/her for membership.

Cory Moeller

Secretary's Signature _____ Date _____
Chief's Signature Phillip Monahan Date 8-3-2015

Council approved on _____ certified by City Clerk _____

For record purposes only: Date of Birth 12-18-1991

~~120~~ YES
13

~~Need more Information~~
~~Drivers Lic#~~

WAYNE VOLUNTEER FIRE DEPARTMENT
And Rural Fire District No. 2
510 Tomar Drive, Wayne, NE 68787

APPLICATION FOR MEMBERSHIP

This form is to be completed by the Applicant and filed with the Secretary at a regular meeting of the Wayne Volunteer Fire Department.

Name Cesthian Chinchilla Address 106 Erin St. Wayne NE
Phone Number 402-369-9824 Social Security # _____

Employer Michael Fards Occupation Yatts/Boater Operator
How long have you been employed by your present employer? 3
Previous Employer and Address Michael Fards Big Red farm

Have you previously been a member of a Fire Department? NO
If so, give the name of the fire department, your rank and positions held. If applicable, identify any related credentials and record of training. N/A

Do you have any physical ailments or disabilities that could affect your performance on the department?

No

-As a member of this department, you will be required to give freely of your time to attend fire calls, meetings, drills, serve and provide leadership on committees, and participate in community events and fundraising activities. Do you agree to this? yes

- There is a 30-day waiting period from the date of this application until the Department formally acts upon this request. Do you agree to this? yes

-Have you read the Bylaws of the Department, and do you understand them? yes Do you agree to abide by them? yes

- The applicant must understand that if accepted for membership he/she will be placed on probation for a six-month period. During that time, he/she must meet certain criteria as stated in the Bylaws and follow the Standard Operating Guidelines.

Applicant's Signature [Signature] Date 7/7/15

Sponsor's Signature (if applicable) _____ Date _____

I agree to a background check with information provided by the Wayne Police Department.

Applicant's Signature [Signature] Date 7/7/15

We, the undersigned representing the Standing Membership Committee, having investigated the background of the applicant, feel that he/she would be an asset to the Department and hereby recommend him/her for membership.

Secretary's Signature [Signature] Date _____

Chief's Signature [Signature] Date 8-3-2015

Council approved on _____ certified by City Clerk _____

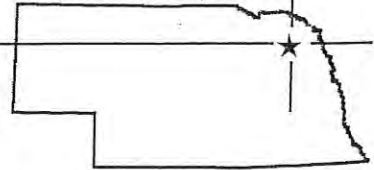
For record purposes only: Date of Birth 4/26/96 revised February 4, 2006

City of Wayne

306 Pearl • P.O. Box 8
Wayne, Nebraska 68787

(402) 375-1733
Fax (402) 375-1619

Incorporated - February 2, 1884



REQUEST FOR FUTURE AGENDA ITEM

If you have a specific topic that you would like the City Council to discuss at a future meeting, please list your name, address, telephone number, and the specific topic. If you have additional documentation which would be beneficial to the topic, please attach to this form. The item will be reviewed and possibly scheduled for a future meeting, or forwarded to City staff for appropriate action.

Event insurance is required for anyone wishing to use city right-of-way (e.g. block off streets for block parties, block off sidewalks and/or alleys).

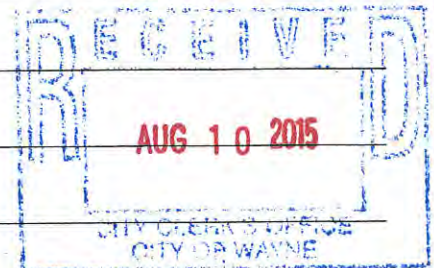
Name: Jean L. Blomenkamp

Address: 2002 claycomb Rd Wayne, NE 68787

Telephone No.: 402-375-2191

Date of Request: 8-10-15

Description of Requested Topic: asking to be placed on agenda for Aug. 18
Council meeting - Topic: budget concerns



**CITY OF WAYNE
INTEROFFICE MEMORANDUM**

DATE: August 4, 2015

TO: Mayor Chamberlain
Wayne City Council

FROM: Wayne Planning Commission
Joel Hansen, Staff Liaison



At their meeting held on August 3, 2015 the Wayne Planning Commission made a recommendation on the following public hearing; the result of those recommendations are as follows:

Public Hearing: Amending the Wayne Municipal Code, Chapter 90 Zoning, Section 90-293(2) Permitted Accessory Uses and Section 90-703(e) Accessory Uses; Applicant: Jody Wendte

The Planning Commission took evidence and testimony from the public and thereafter reviewed the information and evidence presented. After deliberation and discussion, motion was made by Commissioner Carstens and seconded by Commissioner Loggins to approve and forward a recommendation of approval to the City Council amending the Wayne Municipal Code, Chapter 90 Zoning, Section 90-293(2) Permitted Accessory Uses and Section 90-703(e) Accessory Uses, as stated in the attached memo, with the findings of fact being consistency with the Comprehensive Plan and staff's recommendation. Chair Melena stated the motion and second. All were in favor, motion carried to approve.

JJH:cb
Attachment

\$100/hearing x 2 hearings

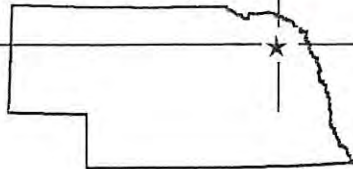
\$200

City of Wayne

306 Pearl • P.O. Box 8
Wayne, Nebraska 68787

(402) 375-1733
Fax (402) 375-1619

Incorporated • February 2, 1884



REQUEST FOR AMENDING ZONING TEXT

Applicant Jody S. Wendte Date 6-25-15

Section of Ordinance to be Amended 90-293(2) Permitted Accessory Uses
90-703(e) Accessory Uses

Reason for Amending Text To allow enough garage stalls
to serve a multi-family dwelling. (In R-4 dist.)

Jody S. Wendte
 Applicant's Signature

Application Process:

1. An application requesting the amendment of the zoning ordinance and the reason for such amendment.
2. An application fee must be included with the request – current fee is \$200, which would cover the Planning Commission public hearing and the City Council public hearing.
3. Request for amendment of zoning language will be placed on the agenda of the Planning Commission for their next available meeting date and then a recommendation of approval or denial forwarded onto the City Council for their approval or denial of the same.

Public Hearing by: Planning Commission Aug 3' 2015 City Council _____

Request Approved / Denied by Planning Commission _____

Request Approved / Denied by City Council _____

Date Fee Paid: June 25, 2015 by check \$200



Home of Wayne State College



Equal Housing Opportunity

Sec. 90-293. Permitted accessory uses and structures

The following are permitted accessory uses and structures in an R-4 district:

2. Accessory uses and structures normally appurtenant to the permitted uses and structures, provided that:
 - a) Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or;
 - b) Collectively the area of all accessory structures shall not exceed 1064 square feet or 7% of the lot area up to 3,000 square feet, whichever is greater. **For multifamily dwellings the area may exceed these limits provided the area above these limits is for tenant use only. The total area of accessory structures for multifamily dwellings shall not exceed 300 square feet per sleeping room.**
 - c) Shall be in conformance with the provisions of Section 90-703.

Sec. 90-703. Accessory uses

(e) Unattached accessory use. Any unattached accessory building(s) in combination with the principal or primary structure, in any R designated zoning district, shall not exceed a combined area greater than 50% of the lot area, provided the combined total area of all unattached accessory structures shall not exceed 1064 square feet or 7 percent of the lot area up to 3,000 square feet, whichever is greater, **except as allowed in Section 90-293 for multifamily uses in an R-4 district.**

ORDINANCE NO. 2015-41

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE IV RESIDENTIAL DISTRICTS BY AMENDING DIVISION 5. R-4 RESIDENTIAL DISTRICT, SECTION 90-293 PERMITTED ACCESSORY USES AND STRUCTURES, AND AMENDING CHAPTER 90, ARTICLE VIII SUPPLEMENTARY DISTRICT REGULATIONS, SECTION 90-703 ACCESSORY USES; 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 90, Article IV, Division 5, Section 90-293 of the Wayne Municipal Code is hereby amended as follows:

Section 90-293 Permitted Accessory Uses and Structures:

The following are permitted accessory uses and structures in an R-4 District:

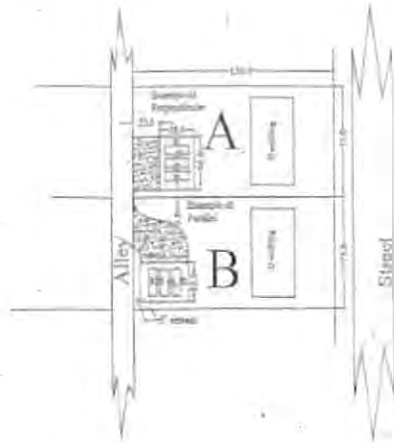
- (1) Home occupations in conformance with Section 90-715.
- (2) Accessory uses and structures normally appurtenant to the permitted uses and structures, provided that:
 - a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or;
 - b. Collectively the area of all accessory structures shall not exceed 1064 square feet or 7% of the lot area up to 3,000 square feet, whichever is greater. **For multi-family dwellings, the area may exceed these limits, provided the area above these limits is for tenant use only. The total area of accessory structures for multi-family dwellings shall not exceed 300 square feet per sleeping room.**
 - c. Shall be in conformance with the provisions of Section 90-703.
- (3) Temporary buildings and uses incidental to construction work which shall be removed upon completion or abandonment of the construction work.

Section 2. That Chapter 90, Article VIII, Section 90-703 of the Wayne Municipal Code is hereby amended as follows:

Section 90-703 Accessory Uses

- (a) Use for dwelling. Accessory buildings shall not be used for dwelling purposes unless specifically permitted.
- (b) Yard requirements for accessory buildings.
 1. Side yard. Side yard requirements are the same as the district in which the accessory use is located, except an accessory building may be located in the side yard as close as three feet to the property line providing it is located between the rear building line of the principal building and the rear property line.
 2. Front yard. No accessory building shall be located between the front building line of the principal building and the front property line.

3. Rear yard. Unless specifically permitted, no accessory building in a rear yard shall be located closer than three feet from the rear property line or within ten feet of any other building on adjacent properties; and no accessory building shall be located within any easement or right-of-way along the rear property line.
- (c) Vehicle access. Unless otherwise specifically permitted, any accessory building requiring vehicle access perpendicular to the alley, shall be located a minimum of twenty feet from the rear property line/alley.



- (d) Attached accessory use. Any accessory structure attached to the principal building shall be considered as a part of the principal building and shall meet the same requirements as specified for the principal building in the district.
- (e) Unattached accessory use. Any unattached accessory building(s) in combination with the principal or primary structure, in any R designated zoning district, shall not exceed a combined area greater than 50% of the lot area, provided the combined total area of all unattached accessory structures shall not exceed 1064 square feet or 7 percent of the lot area up to 3,000 square feet, whichever is greater, **except as allowed in Section 90-293 for multi-family uses in an R-4 District.**
- (f) The exterior siding or covering of unattached accessory structures located in an R zoning district shall be painted or of such material or siding as the principal or primary structure.
- (g) Structural projections: Structural projections, including roofs which cover porches and chimneys and flues, buttresses eaves, overhangs, cantilever, open-unenclosed steps or stoops shall not extend more than three feet into any side, front, or rear yard. Any porches enclosed with screens, windows, permanent construction, or porches extending greater than three feet into the side, rear, or front yard shall be considered as a part of the principal structure and meet the requirements of the principal structure.
- (h) Fire hazardous accessory use. No accessory use shall be located within five feet of a residential dwelling that creates a fire hazard or would subject the residential structure to a potential fire, such as a detached fireplace, barbecue ovens, flammable liquid storage, etc.
- (i) Storage containers shall not be allowed as accessory structures, but are allowed as temporary structures under Sec. 90-707.

Section 3. All Ordinances or parts of Ordinances in conflict herewith are repealed.

Section 4. 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 _____, 2015.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2015-40

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE VIII, BY AMENDING SECTION 90-703 REGARDING ACCESSORY USES; 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 90, Article IV, of the Wayne Municipal Code is hereby amended as follows:

Section 90-703 Accessory Uses

- (a) Use for dwelling. Accessory buildings shall not be used for dwelling purposes unless specifically permitted.
- (b) Yard requirements for accessory buildings.
 - 1. Side yard. Side yard requirements are the same as the district in which the accessory use is located, except an accessory building may be located in the side yard as close as three feet to the property line providing it is located between the rear building line of the principal building and the rear property line.
 - 2. Front yard. No accessory building shall be located between the front building line of the principal building and the front property line.
 - 3. Rear yard. Unless specifically permitted, no accessory building in a rear yard shall be located closer than three feet from the rear property line or within ten feet of any other building on adjacent properties; and no accessory building shall be located within any easement or right-of-way along the rear property line.
- (c) Vehicle access. Unless otherwise specifically permitted, any accessory building requiring vehicle access perpendicular to the alley, shall be located a minimum of twenty feet from the rear property line/alley.



- (d) Attached accessory use. Any accessory structure attached to the principal building shall be considered as a part of the principal building and shall meet the same requirements as specified for the principal building in the district.
- (e) Unattached accessory use. Any unattached accessory building(s) in combination with the principal or primary structure, in any R designated zoning district, shall not exceed a combined area greater than 50% of the lot area, provided the combined total area of all unattached accessory structures shall not exceed 1064 square feet or 7 percent of the lot area up to 3,000 square feet, whichever is greater.
- (f) The exterior siding or covering of unattached accessory structures located in an R zoning district shall be painted or of such material or siding as the principal or primary structure.
- (g) Structural projections: Structural projections, including roofs which cover porches and chimneys and flues, buttresses eaves, overhangs, cantilever, open-unenclosed steps or stoops shall not extend more than three feet into any side, front, or rear yard. Any porches enclosed with screens, windows, permanent construction, or porches extending greater than three feet into the side, rear, or front yard shall be considered as a part of the principal structure and meet the requirements of the principal structure.
- (h) Fire hazardous accessory use. No accessory use shall be located within five feet of a residential dwelling that creates a fire hazard or would subject the residential structure to a potential fire, such as a detached fireplace, barbecue ovens, flammable liquid storage, etc.
- (i) Storage containers shall not be allowed as accessory structures, but are allowed as temporary structures under Sec. 90-707.**

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 18th day of August, 2015.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

RESOLUTION NO. 2015-75

A RESOLUTION ACCEPTING AND AUTHORIZING THE EXECUTION OF PRELIMINARY ENGINEERING SERVICES AGREEMENT SUPPLEMENTAL AGREEMENT NO. 5 BETWEEN THE CITY OF WAYNE AND OLSSON ASSOCIATES, INC. RELATING TO THE WAYNE TRAIL – PHASE 2 PROJECT STPB-90(4).

WHEREAS, the City of Wayne and Olsson Associates, Inc., have previously executed a Preliminary Engineering Services Agreement (YK0502) for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds; and

WHEREAS, the City of Wayne understands that it must continue to strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of this Federal-aid project; and

WHEREAS, the City of Wayne and Olsson Associates, Inc., wish to enter into a preliminary engineering services supplemental agreement setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Wayne, Nebraska, that Ken Chamberlain, Mayor of the City of Wayne, is hereby authorized to sign the attached Preliminary Engineering Services Supplemental Agreement No. 5 between the City of Wayne and Olsson Associates, Inc.

NDOR Project Number: STPD-90(4)

NDOR Control Number: 31777

NDOR Project Description: Wayne Trail – Phase 2

PASSED AND APPROVED this 18th day of August, 2015.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

EXHIBIT "A"

SUPPLEMENTAL AGREEMENT #5

CITY OF WAYNE, NEBRASKA
OLSSON ASSOCIATES, INC.
PROJECT NO. STPB-90(4)
CONTROL NO. 31777
WAYNE TRAIL – PHASE 2

THIS SUPPLEMENTAL AGREEMENT is between the City of Wayne ("LPA") and Olsson Associates, Inc. ("Consultant"), collectively referred to as the "Parties".

WHEREAS, Consultant and LPA entered into an agreement ("Original Agreement") YK0502 and Supplemental Agreements #1-4, providing for Consultant to provide preliminary engineering services for LPA's Federal Aid project, and

WHEREAS, it is necessary that expanded design and right-of-way tasks be added under this Supplemental Agreement, and

WHEREAS, it is necessary to increase Consultant's compensation by this Supplemental Agreement for the additional work necessary to complete the project.

WHEREAS, it is the desire of LPA that the project be constructed under the designation of Project No. STPB-90(4), as evidenced by the Resolution of LPA, attached as EXHIBIT "A" and incorporated herein by this reference, and

NOW THEREFORE, in consideration of these facts and mutual promises, the Parties agree as follows:

SECTION 1. SCOPE OF SERVICES

Consultant will perform the additional work as set out in in Exhibit "B" Consultant Work Order 2, attached and incorporated herein by this reference.

SECTION 2. NOTICE TO PROCEED AND COMPLETION SCHEDULE

The State issued Consultant a written Notice-to-Proceed on June 22, 2015. Any work or services performed by Consultant on the project prior to the date specified in the written Notice-to-Proceed is not eligible for reimbursement.

Consultant will complete all work as set out in the Original Agreement, Supplemental Agreement(s) #1-4, and this Supplemental Agreement by March 31, 2016.

SECTION 3. FEES AND PAYMENTS

For the work required, SECTION V FEES AND PAYMENTS of the Original Agreement, as amended in supplement(s) 1-4, is hereby further amended in accordance with Exhibit "B" so that the fixed-fee-for-profit is increased from \$13,081.10 to \$13,437.43, an increase of \$356.33. Actual costs are increased from \$112,040.40 to \$114,934.07, an increase of \$2,893.67. The total agreement amount is increased from \$125,121.50 to \$128,371.50, an increase of \$3,250.00 which Consultant must not exceed without the prior written approval of the State.

SECTION 4. ENTIRE AGREEMENT

The Original Agreement, any and all other previous supplements thereto, and this Supplemental Agreement, constitute the entire agreement ("The Agreement") between the Parties. The Agreement supersedes any and all other previous communications, representations, or other understandings, either oral or written; all terms and conditions of the Original Agreement and all previous supplements thereto, to the extent not superseded, remain in full force and effect, and are incorporated herein as if set forth in their entirety.

SECTION 5. CONSULTANT CERTIFICATION AND REAFFIRMATION

The undersigned duly authorized representative of Consultant, by signing this Supplemental Agreement, hereby reaffirms, under penalty of law, the truth of the certifications set out in the Original Agreement and all Supplements thereto, including this Supplement. Further, Consultant has a duty to inform LPA of any material changes in the accuracy of all assertions set out in the Original Agreement and all Supplements thereto.

SECTION 6. CERTIFICATION OF LPA

By signing this Supplemental Agreement, I do hereby certify that, to the best of my knowledge, Consultant or its representative has not been required, directly or indirectly as an express or implied condition in connection with obtaining or carrying out this agreement to:

- (a) employ or retain, or agree to employ or retain, any firm or person, or
- (b) pay or agree to pay to any firm, person, or organization, any fee, contribution, donation, or consideration of any kind.

I acknowledge that this certification is to be furnished to the FHWA, upon their request, in connection with this agreement involving participation of Federal-Aid highway funds and is subject to applicable LPA and federal laws, both criminal and civil.

IN WITNESS WHEREOF, the Parties hereby execute this Supplemental Agreement pursuant to lawful authority as of the date signed by each party. Further, the Parties, by signing this Supplemental Agreement, attest and affirm the truth of each and every certification and representation set out herein.

EXECUTED by Consultant this _____ day of _____, 2015.

OLSSON ASSOCIATES, INC.
John S. Olsson, P.E.

Vice President

STATE OF NEBRASKA)
)ss.
LANCASTER COUNTY)

SUBSCRIBED AND SWORN to before me this _____ day of _____, 2015.

Notary Public

EXECUTED by LPA this _____ day of _____, 2015.

CITY OF WAYNE
Ken Chamberlain

Mayor

Subscribed and sworn to before me this _____ day of _____, 2015.

Clerk

STATE OF NEBRASKA
DEPARTMENT OF ROADS
Form of Agreement Approved for
Federal Funding Eligibility:

Date

AGRS-1S

Consultant Work Order (Local Projects)

Project No. STP 90(4)		Contract No. 31777	
Consultant (Name and Representative) Cisson Associates - Jon G. Olson		Agreement No. YK0502	Work Order No. 2
LPA (Name and Representative) City of Wayne, Joel Hansen		Const. Change Order No. (If applicable)	

All parties agree the following described work needs to be performed by the consultant as part of the referenced project. All parties concur and hereby give notice to proceed based on the following justification to modify contract, scope of services, deliverables, schedule, and estimated total fee. All other terms of existing agreements between the parties are still in effect. It is understood by all parties that the work described herein will become part of a future supplement to the agreement indicated above.

Justification to modify agreement (Include scope of services, deliverables, and schedule):
The Consultant Work Order is to move the trail from the on street portions of the project and reconstruct the existing sidewalk to 8 feet in width. This work will involve the construction of approximately 2,000' of trail, 14 curb ramps and the reconstruction of 10 driveway.

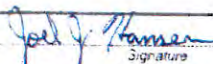
Work Title	Summary of Fee
Expanded Design & Right-of-Way Tasks	A. Total Direct Labor Cost = 990.10
	B. Overhead (Factor * x A) = 1,750.89
	C. A + B = 2,740.99
	D. Profit/Fee (Factor ** x C) = 356.33
*Overhead Factor 176.34%	E. Direct Non-Labor Cost = 152.68
**Profit/Fee Factor 13.00%	F. Subconsultant Services =
TOTAL FEE: C + D + E + F = \$3,250.00	
☒ ESTIMATED TOTAL FEE \$3,250.00	
☐ FINAL TOTAL FEE	

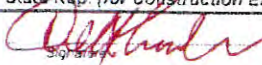
Total Fee Notes: The fee summary is attached as Exhibit B.

Work Order Authorization – May be granted by email and attached to this document.

Consultant:

Jon G. Olson  6/15/15
Name Signature Date

LPA: City of Wayne
Joel J. Hansen  6/15/2015
Name Signature Date

LPS PC (for Preliminary Engineering) and State Rep. (for Construction Engineering):
Delfs Linder  6/17/15
Name Signature Date

LPS Unit Head Review (for PE Phase):
Jeff Soula  6/17/15
Name Signature Date

LPS Engineer or Construction Engineer (Construction Phase):
Larry L. Keys  6/22/15
Name Signature Date

FHWA: (FHWA Approval on Full Oversight Projects Only)

Notice to Proceed will be granted by email by LPS PC for Preliminary Engineering & CD PC for Construction Engineering

Notice to Proceed Date
6/22/2015

Distribution: Consultant LPA - RC State Rep. FHWA LPS PC MDOR Agreements Engineer Highway Funds Manager CD PC

OR Form 250, March 2014

Wayne Trail Phase II - Work Order Consultant's Estimate of Hours

Project Name: Wayne Trail - Phase II
 Project Number: STPB-36(4)
 Control Number: 31777
 Location (City, County): Wayne
 Firm Name: Cleason Associates
 Consultant Project Manager: Jon Cleason
 Phone/Email: 402-458-3614, jcleason@cleasonassociates.com
 LPA Responsible Charge: Jon Hansen
 Phone/Email: 402-375-1733, jhansen@cityofwayne.org
 NDOR Project Coordinator: Debbie Linder
 Phone/Email: 402-479-4528, debbie.linder@ndor.nd.gov
 Date: June 16, 2015

MAJOR TASKS	PERSONNEL CLASSIFICATIONS**								Total
	PR	PM	SENG	ENG	SDES	LSRV	SENV	ENV	
I. Project Management:									
A. General Project Management		2							2
II. Final Design:									
A. Typical Section					2				2
B. Summary Quantities					2				2
C. Utility Coordination		2							2
D. Trail Layout and ADA Ramps (14 Ramps)					10				10
E. Plan Sheets (2 Sheets)					8				8
F. QA/QC		4							4
Total Hours		8			22				30
Total Days (8 hrs)		1.0			2.8				3.8

CLASSIFICATIONS*
 PR = Principal
 PM = Project Manager
 SENG = Senior Engineer
 ENG = Engineer
 SDES = Senior Designer/Technician
 LSRV = Survey Crew Chief, Licensed Surveyor
 SENV = Senior Environmental Scientist
 ENV = Environmental Scientist

** For User-Defined Classifications, you will need to edit the Classifications Legend located above. To enter a new classification, replace "UD1" with its abbreviation (ex. GRAI) and replace

Wayne Trail Phase II - Supplemental No. 4 Labor Rates

Project Name: Wayne Trail Phase II
 Project Number: STP2B-10-11
 Control Number: 31777
 Location (City, County): Wayne
 Firm Name: Olsson Associates
 Consultant Project Manager: Jon G. Olsen
 Phone Email: 402-458-5614 jolsen@olssonassociates.com
 LPA Responsible Charge: Joel Hansen
 Phone Email: 402-375-1730 jhansen@cityofwayne.org
 NDOR Project Coordinator: Dale Under
 Phone Email: 402-479-4539 dale.under@nebraska.gov
 Date: June 18, 2011

Labor Costs:	Hours	Blended Rate	Amount
Code Classification Title			
PH Principal		\$66.15	
PM Project Manager	8	\$52.10	\$416.80
SENG Senior Engineer			
ENG Engineer		\$31.25	
SDES Senior Designer/Technician	22	\$25.15	\$553.30
LSRV Survey Crew Chief/Licensed Surveyor			
SENV Senior Environmental Scientist			
ENV Environmental Scientist			
TOTALS	30		\$990.10

CLASSIFICATIONS:
 PR = Principal
 PM = Project Manager
 SENG = Senior Engineer
 ENG = Engineer
 SDES = Senior Designer/Technician
 LSRV = Survey Crew Chief/Licensed Surveyor
 SENV = Senior Environmental Scientist
 ENV = Environmental Scientist

Blended Rates Worksheet (Actual rates for 2015)

EMPLOYEE NAME	CLASSIFICATION	SALARY RATE	% ASSIGNED
STAFFING PLAN			
Principal			
Tom Hansen	Program Manager	\$66.15	100.0%
		Blended Rate	\$66.15
Project Manager			
Jon Olsen	Sen. Engineer	\$52.10	100.0%
		Blended Rate	\$52.10
Senior Engineer			
		Blended Rate	
Engineer			
Jon Hansen	Asst. Engineer	\$31.25	100.0%
		Blended Rate	\$31.25
Senior Designer/Technician			
Joel Martins	Design Assoc.	\$24.35	70.0%
Drew Peterson	Asst. Surveyor	\$21.00	70.0%
Blair Anderson	Asst. Surveyor	\$21.00	70.0%
Jason Larson	Senior Tech	\$20.00	70.0%
		Blended Rate	\$25.05
Survey Crew Chief/Licensed Surveyor			
		Blended Rate	
Senior Environmental Scientist			
		Blended Rate	
Environmental Scientist			
		Blended Rate	

Wayne Trail Phase II - Supplemental No. 4

Project Name: Wayne Trail Ph 356.1
Project Number: STPB 904
Control Number: 11777
Location (City, County): Wayne
Firm Name: Cason Associates
Consultant Project Manager: Joel Hansen
Phone Email: 402.458.5614, jhansen@casonassociates.com
LPA Responsible Charge: Joel Hansen
Phone Email: 402.375.1713, jhansen@cityofwayne.org
NDOR Project Coordinator: Debra Linder
Phone Email: 402.478.4539, debra.linder@stnwa.gov
Date: June 14, 2015

Subcostants:	Quantity	Unit Cost	Amount
Subtotal			
Printing and Reproduction:	Quantity	Unit Cost	Amount
Hair State Permit Drawing Design			
Full size Plans - 25x36 Submittal			
Final signed Plans			
Subtotal			
Mileage/Travel:	Quantity	Unit Cost	Amount
Assume 2 trips to project site and local trips for NDCOP meetings			
Subtotal			
Lodging/Misc:	Quantity	Unit Cost	Amount
Lunch 1 trip to Wayne			
Subtotal			
Other Miscellaneous Costs:	Quantity	Unit Cost	Amount
Miscellaneous copies and other direct bill items	1	\$152.08	\$152.08
			\$152.08
TOTAL DIRECT EXPENSES			\$152.08

2012 Standard Rates*	
Type	Rate
Company Automobile	Prevailing standard rate as established by the RS, currently \$0.31 mi.
Survey Vehicle	Prevailing standard rate as established by the RS, currently \$0.325 mi.
Black and White Copies	Actual reasonable cost
Color Copies	Actual reasonable cost
Interjurisdictional Postage, Mailing, Deliveries, Etc.	Actual reasonable cost
Equipment	Actual reasonable cost
Privately Owned Vehicle	Actual reimbursement amount to employee, not to exceed rates for company vehicles outlined above
Automobile Parts	Actual reasonable cost
Airfare	Actual reasonable cost, giving the State all discounts
Lodging	Actual cost, excluding taxes & fees, not to exceed federal GSA reimbursement guidelines, not to exceed \$77 per person daily statewide, not to exceed \$104 in Omaha Douglas County
Meals	Actual cost, not to exceed federal GSA reimbursement guidelines, currently
	Statewide Omaha Douglas County
Breakfast	\$7.50 \$10.00
Lunch	\$11.00 \$15.00
Dinner	\$23.50 \$31.00
Incidentals	\$5.00 \$8.00
Totals	\$46.50 \$61.00

Wayne Trail Phase II - Supplemental No. 4 Cost by Task

Project Name: Wayne Trail Phase II
 Project Number: 3799-0001
 Control Number: 31777
 Location (City, County): Wayne
 Firm Name: Olson Associates
 Consultant Project Manager: Jon Olson
 Phone Email: 302-458-1614, jon@olsonassociates.com
 LPA Responsible Charge: Jon Hansen
 Phone Email: 302-375-1733, jhansen@cityofwayne.org
 RDOR Project Coordinator: Jeff Under
 Phone Email: 302-471-4518, jeff.under@cityofwayne.org
 Date: June 18, 2015

Major Tasks	Total Hours	Direct Labor Cost	Overhead 178.84%	Fixed Fee 13.00%	Total Project Cost
I. Project Management	3	\$1,044.00	\$1,851.13	\$37.75	\$3,272.88
II. Final Design	29	\$9,891.00	\$17,565.36	\$3,111.91	\$30,768.47
Direct Expenses					\$152.68
TOTAL	32	\$10,935.00	\$19,716.49	\$3,941.74	\$34,593.23

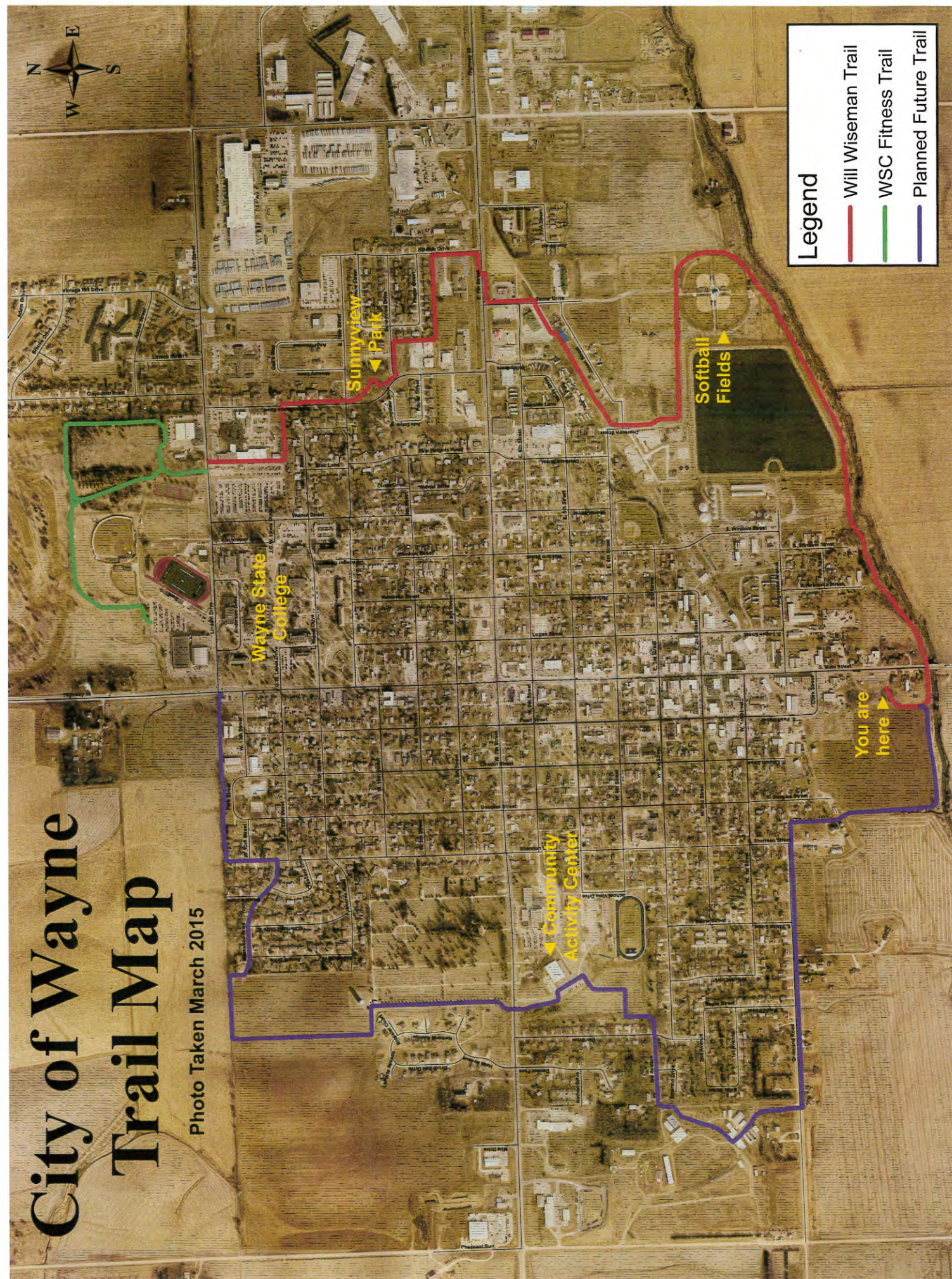
Wayne Trail Phase II - Supplemental No. 4 Project Cost

Project Name: Wayne Trail Phase II
 Project Number: STPB 5041
 Control Number: 31777
 Location (City, County): Wayne
 Firm Name: Chesson Associates
 Consultant Project Manager: Jon Olson
 Phone/Email: 402-458-1614, jolson@chessonassociates.com
 LPA Responsible Charge: Joel Hansen
 Phone/Email: 402-375-1732, jhansen@cityofwayne.org
 NDOR Project Coordinator: Jeffs Under
 Phone/Email: 402-478-4539, jeffs.under@ndoprnsaa.gov
 Date: June 16, 2013

Direct Labor Costs:	Hours	Rate	Amount
Personnel Classification			
Principal		\$64.13	
Project Manager	8	\$52.40	\$419.20
Senior Engineer			
Engineer		\$31.25	
Senior Design/Technician	32	\$25.25	\$808.00
Survey Crew Chief/Licensed Surveyor			
Senior Environmental Scientist			
Environmental Scientist			
TOTALS	40		\$1,227.20
Direct Expenses:			Amount
Subconsultants			
Printing and Reproduction Costs			
Mileage/Travel			
Lodging/Meals			
Other Miscellaneous Costs			\$152.68
TOTALS			\$152.68
Total Project Costs:			Amount
Direct Labor Costs			\$990.10
Overhead @ 179.840%			\$1,790.89
Total Labor Costs			\$2,780.99
Fixed Fee @ 12.10%			\$336.33
Direct Expenses			\$152.68
PROJECT COST			\$3,269.90

City of Wayne Trail Map

Photo Taken March 2015



Legend

- Will Wiseman Trail
- WSC Fitness Trail
- Planned Future Trail

RESOLUTION NO. 2015-82

**A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE
“2015 WASTEWATER TREATMENT FACILITY IMPROVEMENTS – PHASE 3,
4, & 5 PROJECT” (BIOSOLIDS PROJECT).**

WHEREAS, three bids were received on July 29, 2015, on the “2015 Wastewater Treatment Facility Improvements – Phase 3, 4, & 5 Project” (Biosolids Project); and

WHEREAS, the bids have been reviewed by the City’s engineer on the project, JEO Consulting Group, Inc. (JEO); and

WHEREAS, JEO is recommending that the contract be awarded to Eriksen Construction Co., Inc.

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 “2015 Wastewater Treatment Facility Improvements – Phase 3, 4, & 5 Project,” as submitted by the following contractor, is reasonable and responsive, and the same is hereby accepted:

<u>Bidder</u>	<u>Amount</u>
Eriksen Construction Co., Inc. Blair, NE 68008	\$1,623,000.00

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 18th day of August, 2015.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

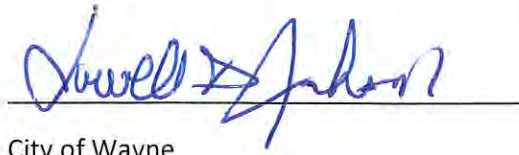
City of Wayne Razing Contract for Mobile Homes Located at 829 Valley Drive, # 36 at 216 Fairgrounds Ave, #3 at 216 Fairgrounds Ave

The contractor, Milo Meyer Construction will provide the following scope of work for the City of Wayne:

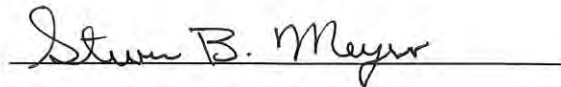
- 1) Contractor will demolish and removal the three described mobile homes to a licensed landfill by Sept 1, 2015 with liquidated damages of \$100 per calendar day after that date.
- 2) Contractor will provide a certificate of liability insurance in the amount of \$1 million indemnifying the City of Wayne and naming the City of Wayne as also insured
- 3) Contractor shall have salvage rights to all materials
- 4) Contractor will repair damage to sidewalks on site if necessary
- 5) Register as a contracted business on the federal HUD website System for Award Management at <http://www.sam.gov/>
- 6) Provide a Dun and Bradstreet # required for federal grant payees.

The City of Wayne will:

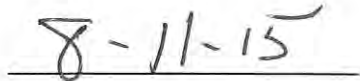
- 1) Provide asbestos materials abatement
- 2) Disconnect utilities and cap sewer, and water lines and be responsible for damage to underground utilities
- 3) Waive razing permit fees to the contractor
- 4) Re-seed the areas under the trailers if needed
- 5) Arrange with owners of the mobile home courts for contractor access to the described mobile homes to be demolished
- 6) Provide payment in the amount of \$6,750 to the contractor for the above scope of work per Attachment A, Bid Sheet Summary and Attachments B,C, and D bid submittals dated 7/13/2015



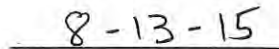
City of Wayne



Milo Meyer Construction



Date



Date

City of Wayne Razing Contract for Mobile Homes Located at 829 Valley Drive, # 36 at 216 Fairgrounds Ave, #3 at 216 Fairgrounds Ave

Change Order #1, Option #1: To add another mobile home and to remove and transport Non-Friable Asbestos in the roofing material

The contractor, Milo Meyer Construction will provide the following additional scope of work for the City of Wayne:

- 1) In addition to the original contract, the contractor will demolish and remove Mobile Home #833 Valley Drive in the Wriedt Trailer Court to a licensed landfill by Sept 1, 2015 with liquidated damages of \$100 per calendar day after that date.
- 2) In addition to the original contract, on Mobile Home # 829 Valley Drive and Mobile Home # 3 Fairgrounds Avenue, the contractor will saw the roof loose from the walls and saw the roof into sections while maintaining the roof in a continuous wet condition during the time the roof is being divided into sections and loaded into the truck.
- 3) Contractor will line the truck with a tarp and will cover the sections with a tarp and transport the roof sections to Gill Landfill at Jackson and will present the material and the CDS asbestos test results to Gill as containing Non-Friable asbestos
- 4) Contractor will allow re-inspection of remaining trailer structure to verify asbestos removal before demolishing and transporting

The City of Wayne will:

- 1) Pay all fees for asbestos materials abatement
- 2) Disconnect utilities and cap sewer, and water lines and be responsible for damage to underground utilities
- 3) Waive razing permit fees to the contractor
- 4) Re-seed the areas under the trailers if needed
- 5) Arrange with owners of the mobile home courts for contractor access to the described mobile homes to be demolished
- 6) Provide payment in the amount of \$ to the contractor for the additional scope of work listed in option #1 above

Change Order #1, Option #2: To add another mobile home and to transport Non-Friable Asbestos in the roofing material

- 1) Contractor will transport on Mobile Home # 829 Valley Drive and Mobile Home # 3 Fairgrounds Avenue intact and in accordance with Nebraska Department of Health and Human Services, to Gill Landfill at Jackson

- 2) City will provide payment in the amount of \$ 18,750 to the contractor for the additional scope of work listed in option #2 above
- 3) City will pay all fees for asbestos materials abatement

City of Wayne

Steven B. Meyer
Milo Meyer Construction

Date

8-13-15
Date

STEVE MEYER
CELL: 402-369-0283
OFFICE: 402-375-3440



MARK MEYER
CELL: 402-369-0284
OFFICE: 402-375-3440

1002 INDUSTRIAL RD. WAYNE, NE 68787

**CHANGE ORDER #2
TO CITY OF WAYNE
TRAILER @ 829 VALLEY DRIVE**

8/14/2015

CHANGE ORDER #2 INCLUDES:

- a.) Remove skirting materials under trailer and prep for removal to Jackson landfill
- b.) Remove all contents and debris left inside trailer
- c.) Cost of disposal fees to transfer station
- d.) Cost of landfill fees
- e.) Repairs to sidewalk if damaged
- f.) Cost of tree sawing and removing and disposing of branches

Total Change Order #2 \$ 1,500.00

CHANGE ORDER #2 DOES NOT INCLUDE:

- a.) Any asbestos abatement
- b.) Any responsibility for damage to or repair of underground utilities
- c.) Any capping of sewer lines or drains
- d.) Any razing permits
- e.) Any bond
- f.) Any utility disconnects
- g.) Any seeding or sodding

From *\$ 2750*

STEVE MEYER
CELL: 402-369-0283
OFFICE: 402-375-3440



MARK MEYER
CELL: 402-369-0284
OFFICE: 402-375-3440

1002 INDUSTRIAL RD. WAYNE, NE 68787

**CHANGE ORDER #3
TO CITY OF WAYNE
TRAILER #36 @ 216 FAIRGROUNDS**

8/14/2015

CHANGE ORDER #3 INCLUDES:

- a.) Remove skirting materials under trailer and prep for removal to Jackson landfill
- b.) Remove all contents and debris left inside trailer
- c.) Cost of disposal fees to transfer station
- d.) Cost of landfill fees
- e.) Repairs to sidewalk if damaged
- f.) Payment of back taxes of \$396.50 to Wayne County Treasurer in order to allow for disposal of trailer to Jackson Landfill

Total Change Order #3

\$ 1,896.50

CHANGE ORDER #3 DOES NOT INCLUDE:

- a.) Any asbestos abatement
- b.) Any responsibility for damage to or repair of underground utilities
- c.) Any capping of sewer lines or drains
- d.) Any razing permits
- e.) Any bond
- f.) Any utility disconnects
- g.) Any seeding or sodding

*from \$2250 originally
+ 396.50 taxes
= 2646.50 Fordeno*

City of Wayne Razing Contract for Mobile Homes Located at 829 Valley Drive, # 36 at 216 Fairgrounds Ave, #3 at 216 Fairgrounds Ave

The contractor, Milo Meyer Construction will provide the following scope of work for the City of Wayne:

- 1) Contractor will demolish and removal the three described mobile homes to a licensed landfill by Sept 1, 2015 with liquidated damages of \$100 per calendar day after that date.
- 2) Contractor will provide a certificate of liability insurance in the amount of \$1 million indemnifying the City of Wayne and naming the City of Wayne as also insured
- 3) Contractor shall have salvage rights to all materials
- 4) Contractor will repair damage to sidewalks on site if necessary
- 5) Register as a contracted business on the federal HUD website System for Award Management at <http://www.sam.gov/>
- 6) Provide a Dun and Bradstreet # required for federal grant payees.

The City of Wayne will:

- 1) Provide asbestos materials abatement
- 2) Disconnect utilities and cap sewer, and water lines and be responsible for damage to underground utilities
- 3) Waive razing permit fees to the contractor
- 4) Re-seed the areas under the trailers if needed
- 5) Arrange with owners of the mobile home courts for contractor access to the described mobile homes to be demolished
- 6) Provide payment in the amount of \$6,750 to the contractor for the above scope of work per Attachment A, Bid Sheet Summary and Attachments B,C, and D bid submittals dated 7/13/2015



City of Wayne



Milo Meyer Construction

8-11-15

Date

8-13-15

Date

CITY OF WAYNE DEMOLITION OF TRAILERS Bid Opening: July 14, 2015		829 Valley Drive	216 Fairgrounds #3	216 Fairgrounds #36
BIDDER NAME				
Milo Meyer Construction		\$ 2,250.00	\$ 2,250.00	\$ 2,250.00
Robert Woehler & Sons Construction		\$ 6,250.00	\$ 4,250.00	\$ 4,250.00

STEVE MEYER
CELL: 402-369-0283
OFFICE: 402-375-3440



MARK MEYER
CELL: 402-369-0284
OFFICE: 402-375-3440

1002 INDUSTRIAL RD. WAYNE, NE 68787

Attachment B

**BID TO CITY OF WAYNE
TRAILER DEMOLITION
829 VALLEY DRIVE VIN SK9506
7/13/15**

Bid Includes:

- a.) Remove and dispose of Trailer to Jackson landfill
- b.) Cost of containers
- c.) Cost of landfill fees
- d.) Cost to Load containers
- e.) Repair of sidewalks, if damaged

Total Bid

\$ 2,250.00 ✓

Bid does NOT Include:

- a.) Any asbestos abatement
- b.) Any responsibility for damage to or repair of underground utilities
- c.) Any capping of sewer lines or drains
- d.) Any razing permits
- e.) Any bond
- f.) Any utility disconnects
- g.) Any seeding or sodding

NOTE- We will have to get on other landowners property in order to remove these trailers. The City has approved this prior to our bid.

Any questions, please contact our office.

**Steve Meyer
Milo Meyer Construction, Inc.**

STEVE MEYER
CELL: 402-369-0283
OFFICE: 402-375-3440



MARK MEYER
CELL: 402-369-0284
OFFICE: 402-375-3440

1002 INDUSTRIAL RD. WAYNE, NE 68787

Attachment C

**BID TO CITY OF WAYNE
TRAILER DEMOLITION
#3 216 Fairgrounds Avenue
7/13/15**

Bid Includes:

- a.) Remove and dispose of Trailer to Jackson landfill
- b.) Cost of containers
- c.) Cost of landfill fees
- d.) Cost to Load containers
- e.) Repair of sidewalks, if damaged

Total Bid \$ 2,250.00

Bid does NOT Include:

- a.) Any asbestos abatement
- b.) Any responsibility for damage to or repair of underground utilities
- c.) Any capping of sewer lines or drains
- d.) Any razing permits
- e.) Any bond
- f.) Any utility disconnects
- g.) Any seeding or sodding

NOTE- We will have to get on other landowners property in order to remove these trailers. The City has approved this prior to our bid.

Any questions, please contact our office.

**Steve Meyer
Milo Meyer Construction, Inc.**

STEVE MEYER
CELL: 402-369-0283
OFFICE: 402-375-3440



MARK MEYER
CELL: 402-369-0284
OFFICE: 402-375-3440

1002 INDUSTRIAL RD. WAYNE, NE 68787

Attachment D

BID TO CITY OF WAYNE
TRAILER DEMOLITION
#36 216 Fairgrounds Avenue
7/13/15

Bid Includes:

- a.) Remove and dispose of Trailer to Jackson landfill
- b.) Cost of containers
- c.) Cost of landfill fees
- d.) Cost to Load containers
- e.) Repair of sidewalks, if damaged

Total Bid

\$ 2,250.00 ✓

Bid does NOT Include:

- a.) Any asbestos abatement
- b.) Any responsibility for damage to or repair of underground utilities
- c.) Any capping of sewer lines or drains
- d.) Any razing permits
- e.) Any bond
- f.) Any utility disconnects
- g.) Any seeding or sodding

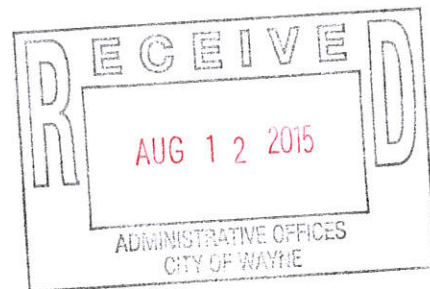
NOTE- We will have to get on other landowners property in order to remove these trailers. The City has approved this prior to our bid.

Any questions, please contact our office.

Steve Meyer
Milo Meyer Construction, Inc.



OK
✓



August 6, 2015

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

RE: Wayne, Nebraska
2015 Wayne Storm Shelter
JEO Project No. 140948

Dear Lowell:

Enclosed are three copies of Application for Payment No 3 for the above referenced project. The project is nearly complete. The application includes requests for payment for materials especially the roof being the largest component. We recommend approval of payment in the amount of \$17,992.00 to OCC Builders Inc. The City should also check with the grant administrator prior to payment to make sure payrolls are current. We checked and they are current but the administrator indicated she is looking for some minor corrections from the Contractor.

The contractor plans to finish the project this month per the contract. Doors, louvers, electrical, and plumbing components are the main items to finish. None of these are overly extensive, yet the coordination is the most critical to have all completed in a timely manner. Correspondence from the contractor assuring the finish on time has been forwarded via email. If you have any questions, please feel free to contact this office.

Sincerely,

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

Roger S. Protzman, PE
Senior Project Engineer

RSP:skw
Enclosure

Pc: Otte Construction Company

140948LTR080615.docx

Application and Certificate for Payment

TO OWNER: CITY OF WAYNE 306 PEARL STREET WAYNE, NE 68787		PROJECT: 2015 WAYNE STORM SHELTER 5TH & WALNUT STREETS	APPLICATION NO.: 3	PERIOD TO: 8/31/2015	Distribution to: OWNER ☒ ARCHITECT ☐ CONTRACTOR ☐ FIELD ☐ OTHER ☐
FROM CONTRACTOR: OCC BUILDERS, LLC. 521 S. CENTENNIAL ROAD WAYNE, NE 68787		VIA ARCHITECT: JEO CONSULTING GROUP, INC. 2700 FLETCHER AVENUE LINCOLN, NE 68504	CONTRACT FOR: 7	CONTRACT DATE:	
		PROJECT NOS: 13-CIS-106 /			

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
AIA Document G703[™], Continuation Sheet, is attached.

1. ORIGINAL CONTRACT SUM \$ 179,407.00
2. NET CHANGE BY CHANGE ORDERS \$ 0.00
3. CONTRACT SUM TO DATE (Line 1 + 2) \$ 179,407.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) \$ 118,014.00

5. RETAINAGE:

- a. 10 % of Completed Work
(Columns D + E on G703) \$ 11,803.00
- b. 10 % of Stored Material
(Column F on G703) \$ 0.00

Total Retainage (Lines 5a + 5b, or Total in Column I of G703) \$ 11,803.00

6. TOTAL EARNED LESS RETAINAGE \$ 106,211.00
(Line 4 minus Line 5 Total)
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT \$ 88,219.00
(Line 6 from prior Certificate)

8. CURRENT PAYMENT DUE \$ 17,992.00

9. BALANCE TO FINISH, INCLUDING RETAINAGE
(Line 3 minus Line 6) \$ 73,196.00

CHANGE ORDER SUMMARY		ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$	\$	\$
Total approved this month	\$	\$	\$
TOTAL	\$	\$	\$
NET CHANGES by Change Order	\$		

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: OCC BUILDERS, LLC.

By: [Signature] Date: 7/31/15

State of: Nebraska

County of: Wayne

Subscribed and sworn to before

me this 31st day of July 2015

Notary Public: Megan M. Raulston

My commission expires: 10-11-2017



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 17,992.00
(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT: JEO CONSULTING GROUP, INC.

By: [Signature] Date: 8-6-15

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CAUTION: You should sign an original AIA Contract Document, on which this text appears in RED. An original assures that changes will not be obscured.

CONTINUATION SHEET

AIA DOCUMENT G703 (Instructions on reverse side)

PAGE 3 OF 10

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification, is attached.

In tabulations below, amounts are stated to the nearest dollar.

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

APPLICATION NO.: 3
APPLICATION DATE: 7/31/2015
PERIOD TO: 7/31/2015
ARCHITECT'S PROJECT NO.: 13-EIS-106

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D + E + F)	H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE) RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD				
1	General Conditions & Start-up	6,255	6,255	0	0	6,255	0	626
2	Demolition & Earthwork	9,345	8,345	500	0	8,845	500	885
3	Soils Testing ALLOWANCE	2,000	540	584	0	1,124	876	112
4	Reinforcing Materials	7,620	7,620	0	0	7,620	0	762
5	Concrete Ftg's & ICF Walls	35,910	35,910	0	0	35,910	0	3591
6	Structural Steel & Decking	14,130	12,930	1,200	0	14,130	0	1413
7	Concrete Floors, Stoops, & Lid	8,340	5,755	2,585	0	8,340	0	834
8	Exterior Concrete Paving	3,130	0	640	0	640	2,490	64
9	Concrete Testing ALLOWANCE	1,000	373	627	0	1,000	0	100
10	Wood Framing & Sheathing	6,435	0	6,435	0	6,435	0	644
11	FRP Paneling	9,790	0	980	0	980	8,810	98
12	Doors, Frames, & Hardware	16,310	0	0	0	0	16,310	0
13	Escape Hatches	5,770	2,885	2,000	0	4,885	885	489
14	Louvers	3,755	3,200	0	0	3,200	555	320
15	Toilet Partitions & Accessories	5,025	610	2,320	0	2,930	2,095	293
16	Plumbing & Fixtures	26,427	8,380	1,220	0	9,600	16,827	960
17	Electrical & Fixtures	17,535	5,220	900	0	6,120	11,415	612
18	Seeding & Sodding	630	0	0	0	0	630	0
		179,407	98,023	19,991	0	118,014	61,393	11,803

