

**MINUTES
CITY COUNCIL MEETING
January 3, 2017**

The Wayne City Council met in regular session at the Wayne Senior Center on Tuesday, January 3, 2017, at 5:30 o'clock P.M. Mayor Ken Chamberlain called the meeting to order with the following in attendance: Councilmembers Cale Giese, Rod Greve, Jon Haase, Jennifer Sievers, Nick Muir, Jason Karsky, and Jill Brodersen; City Attorney Amy Miller; City Administrator Lowell Johnson; and City Clerk Betty McGuire. Absent: Councilmember Matt Eischeid.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on December 22, 2016, and a copy of the meeting notice and agenda were simultaneously given to the Mayor and all members of the City Council. All proceedings hereafter shown were taken while the Council convened in open session.

Councilmember Haase made a motion, which was seconded by Councilmember Giese, whereas, the Clerk has prepared copies of the Minutes of the meetings of December 20, 2016 and December 28, 2016, 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 Councilmember Eischeid who was absent, the Mayor declared the motion carried and the Minutes approved.

The following claims were presented to Council for their approval:

VARIOUS FUNDS: AMERICAN RED CROSS, RE, 10.00; AMERITAS, SE, 72.00; AMERITAS, SE, 50.60; AMERITAS, SE, 2155.12; AMERITAS, SE, 92.70; APPEARA, SE, 231.67; BAIRD HOLM, LLP, SE, 1342.50; BLACK HILLS ENERGY, SE, 1490.00; BOMGAARS, SU, 3089.28; BROWN SUPPLY, SU, 971.82; C. H. GUERNSEY & CO, SE, 1430.00; CITY EMPLOYEE, RE, 93.42; CITY OF WAYNE, PY, 68128.04; COMMUNITY HEALTH, RE, 3.00; DAS STATE ACCTG-CENTRAL FINANCE, SE, 448.00; DE LAGE LANDEN FINANCIAL, SE, 77.00; DEARBORN NATIONAL LIFE, SE, 116.96; DUTTON-LAINSON, SU, 849.54; ECHO GROUP, SU, 487.44; ED. M FELD EQUIP, SU, 234.00; ELLIS HOME SERVICES, SE, 90.00; EMILY MCCOY, RE, 150.00; FIRST CONCORD GROUP, SE, 3072.98; FLOOR MAINTENANCE, SU, 394.65; FREDRICKSON OIL, SU, 1168.56; HACH COMPANY, SU, 297.89; HASEMANN, SCOTT, RE, 200.00; HELENA CHEMICAL, SU,

165.00; ICMA, SE, 8287.60; INTERSTATE ALL BATTERY, SU, 139.98; IRS, TX, 11901.74; IRS, TX, 10734.69; IRS, TX, 2783.48; JEO CONSULTING GROUP, SE, 240.75; KATHLEEN A LAUGHLIN, CHAPTER 13 TRUSTEE, RE, 243.00; KRIZ-DAVIS, SU, 1156.67; LAQUINTA INNS & SUITES, SE, 89.00; LAYNE CHRISTENSEN, SE, 880.00; MIDWEST INJECTION, SE, 325000.00; NE DEPT OF REVENUE, TX, 3618.03; NOVA HEALTH EQUIPMENT, SE, 265.50; NWOD, FE, 15.00; PENRO CONSTRUCTION, SE, 159720.23; QUILL, SU, 118.99; SHERWIN WILLIAMS, SU, 234.22; STADIUM SPORTING GOODS, SU, 67.50; THE WAKEFIELD REPUBLICAN, SU, 30.00; UNITED WAY, RE, 5.00; WESCO, SU, 866.70; WISNER WEST, SU, 66.26; AMERICAN BROADBAND, SE, 1569.03; ASCAP, FE, 341.00; BENSCOTER INC, RE, 250.00; CENTURYLINK, SE, 415.93; CITY EMPLOYEE, RE, 952.95; CITY EMPLOYEE, RE, 9.00; CITY EMPLOYEE, RE, 329.11; EAKES OFFICE PLUS, SE, 87.27; EASYPERMIT POSTAGE, SU, 798.73; GILL HAULING, SE, 170.50; JACK'S UNIFORMS, SE, 465.95; MATT PARROTT, SU, 264.88; MODRELL, CECILI, SE, 35.00; NE HARVESTORE, SE, 1994.03; NNPPD, SE, 4201.00; NORTHEAST TIRE SERVICE, SE, 112.50; ONE CALL CONCEPTS, SE, 20.01; OVERDRIVE, INC., SU, 477.46; STEFFEN INC., SU, 142.46; US BANK, SU, 3467.61; VIAERO, SE, 221.41; WAYNE COUNTRY CLUB, SU, 11219.68

Councilmember Haase made a motion, which was seconded by Councilmember Giese, to approve the claims. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Eischeid who was 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 Wayne Senior Center and was available for public inspection. In addition, he advised the public that the Council may go into closed session to discuss certain agenda items to protect the public interest or to prevent the needless injury to the reputation of an individual and if such individual has not requested a public hearing.

Mayor Chamberlain requested Council consideration to the appointment of Michelle Davison and Cory Sandoz to the Planning Commission.

Councilmember Giese made a motion, which was seconded by Councilmember Brodersen, approving the appointment of Michelle Davison and Cory Sandoz to the Planning Commission. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Eischeid who was absent, the Mayor declared the motion carried.

Mayor Chamberlain declared the time was at hand for the public hearing on the Community Development Block Grant Loan Application of Auto Anatomy Alternatives, LLC, for \$70,000 to purchase a local auto body and service business located at 1320 W. 7th Street.

Jeff Christensen, Northeast Economic Development, Inc., Business Loan Specialist was present, as well as the applicants, Joshua and Martina Swanson and Michael and Angie Urwiler, to answer questions.

The total project costs are estimated to be \$260,950 to purchase the building/real estate, equipment, inventory and goodwill/non-compete. Bank First, the Swanson's and the Urwiler's are requesting that the City of Wayne provide a loan for \$70,000 towards the project. Bank First will provide a loan of up to \$150,000, and Wayne Area Economic Development will provide \$10,000 for equipment, inventory and supplies. The Swanson's and Urwiler's will provide equity of \$30,950 in cash for the project. The project will create and/or retain two jobs as owners of the business. This loan will have a 20-year term at 4% interest. Payments will be made to NED, Inc. This is the process approved by the Nebraska Department of Economic Development to de-federalize CDBG Funds in the local communities.

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

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

Councilmember Giese made a motion, which was seconded by Councilmember Sievers, approving the Wayne Community Development Block Grant (CDBG) Loan of \$70,000 to Auto Anatomy Alternatives, LLC, for the purchase of Glen's Auto Body and Service, and sub-grant the \$70,000 CDBG Funds to NED, Inc., to loan to Auto Anatomy Alternatives, LLC, utilizing the Non-Profit Development Organization (NDO) process as presented and recommended by the Northeast Nebraska Economic Development Staff and the Northeast Revolving Loan Fund Committee. Mayor Chamberlain stated the motion, and the result of roll

call being all Yeas, with the exception of Councilmember Eischeid who was absent, the Mayor declared the motion carried.

The following Resolution will approve the Service/Consultant Agreement between the City and Northeast Nebraska Economic Development District for the general administration of Community Development Block Grant 16-CD-008.

Councilmember Sievers introduced Resolution No. 2017-1 and moved for its approval; Councilmember Muir seconded the motion.

RESOLUTION NO. 2017-1

A RESOLUTION ACCEPTING AND AUTHORIZING THE EXECUTION OF A SERVICE/CONSULTANT AGREEMENT WITH NORTHEAST NEBRASKA ECONOMIC DEVELOPMENT DISTRICT (NNEDD) FOR THE GENERAL ADMINISTRATION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT (16-CD-008).

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Eischeid who was absent, the Mayor declared the motion carried.

Councilmember Muir made a motion, which was seconded by Councilmember Giese, approving the 2017 Property & Casualty Insurance Package as presented by Cap Peterson of Northeast Nebraska Insurance Agency. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Eischeid who was absent, the Mayor declared the motion carried.

Councilmember Sievers introduced Ordinance 2016-17, and moved for approval of the second reading thereof; Councilmember Brodersen seconded.

ORDINANCE NO. 2016-17

AN ORDINANCE AUTHORIZING THE RELEASE AND ABANDONMENT OF THE UTILITY EASEMENTS ON PROPERTY LOCATED IN THE KARDELL INDUSTRIAL PARK NO. 2 SUBDIVISION, AND IN THE 2ND REPLAT OF TOMPKINS INDUSTRIAL TRACT #1 SUBDIVISION.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Eischeid who was absent, the Mayor declared the motion carried. The third and final reading will take place at the next meeting.

Councilmember Sievers introduced Ordinance 2016-18, and moved for approval of the second reading thereof; Councilmember Brodersen seconded.

ORDINANCE NO. 2016-18

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 14 ANIMALS, ARTICLE I IN GENERAL, SECTION 14-7 BANNED FROM CITY; TO REPEAL 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 Councilmember Eischeid who was absent, the Mayor declared the motion carried. The third and final reading will take place at the next meeting.

Councilmember Sievers made a motion, which was seconded by Councilmember Haase, authorizing staff to bid out the work on the Logan Creek Project.

Steve Rames with McLaury Engineering, Inc., gave an update on the project.

Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Eischeid who was absent, the Mayor declared the motion carried.

Mayor Chamberlain advised the Council that he was not ready to bring forward names for the LB840 Loan Committee, so no action was taken on the matter.

Council consensus was to set the Council Retreat for Friday, February 10th and Saturday, February 11th, at the Wayne Senior Center starting at 5:30 p.m. Friday evening.

Councilmember Giese made a motion, which was seconded by Councilmember Sievers, to adjourn the meeting. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Eischeid who was absent, the Mayor declared the motion carried and the meeting adjourned at 5:57 p.m.

Reversible