

(Amended: 8/14/17)

AGENDA
CITY COUNCIL MEETING
August 15, 2017

1. Approval of Minutes – August 1, 2017

2. Approval of Claims

The City Council will be hearing public comments on the following agenda items: _____

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 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 to close or change the traffic pattern on 3rd Street between Pearl and Lincoln Streets for the Electronic Recycling Event to be held Saturday, September 23, 2017 — Sandy Brown, Wayne Green Team

4. Resolution 2017-77: Approving Lease Agreement between the City of Wayne and the Wayne Country Club

Background: The Council has already taken different actions to get to this point with signing a lease. City Attorney Miller has reviewed and suggested a couple of changes that the Country Club agreed to. A copy of the Lease Agreement is in the packet.

5. **Action on the appointment of the following persons to the “Design-Build Selection Committee” for the Wayne Country Club Clubhouse Remodel Project – Joel Hansen, City Representative; Jill Brodersen and Matt Eischeid, City Council Representatives; and Dave Hix, Steve Meyer, Lowell Heggemeyer, Troy Harder, Darrell Miller, Rusty Parker and Adam Severson, the current Wayne Country Club Building Committee**

6. 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 10, 2017, from 8:00 a.m. to 1:00 p.m.

Background: This has been an annual request by the Grace Lutheran Church. Approval by the Council is required for a person or entity to temporarily close a street for an event. They will provide Betty with the necessary Certificate of Liability Insurance showing proof of \$1,000,000 liability coverage and naming the City as an additional insured, and assure traffic control measures are provided for safety purposes.

Recommendation: Staff recommendation is to approve this annual request.

7. [Action on a Wayne Volunteer Fire Department Application for Membership for Jacob Curran — Phil Monahan, Fire Chief](#)
8. Ordinance 2017-28: Authorizing the issuance of Bond Anticipation Notes for Electric System Improvements

Background: This ordinance is needed to finance the Electric Distribution Project Wester Inner and East Inner Conversion Project. Phil Lorenzen of D.A. Davidson, the City's Bonding Agent, will be present to explain the matter. Council will be asked to waive the three readings on this ordinance. Phil is in the process of preparing the ordinance, and the same will be emailed out to you when we receive it.

9. [Presentation of the 2017 Comprehensive Development Program Phase I Pre-Development Executive Summary — Jan Merrill of NE Nebraska Economic Development District](#)
10. Public Hearing: Application for Community Development Block Grant Comprehensive Investment and Stabilization (CIS) Phase II, Year Two Funds – 14-CIS-005 (Advertised Time: 5:30 p.m.)

Background: The City of Wayne is requesting \$130,000 of CDBG Comprehensive Investment and Stabilization (CIS) Phase II, Year Two Funds, of which \$31,500 will be for clearance/demolition; \$25,000 for single-family, owner-occupied rehabilitation; \$7,500 for housing management and risk assessment/testing; and \$15,000 for the general administration of the grant. Local matching funds of \$200,000 were provided by the City of Wayne to make water system improvements. The total project cost is \$330,000.

11. [Resolution 2017-68: Authorizing Chief Elected Official to sign an application for Community Development Block Grant Funds](#)

Recommendation: The recommendation of City Staff is to approve this Resolution which gives the Mayor the authority to sign the necessary documents to submit to the Nebraska Department of Economic Development for CDBG funds.

12. Public Hearing: Application for Community Development Block Grant – 16-CD-008 (Advertised Time: 5:30 p.m.)

Background: The City of Wayne is requesting \$26,400 of CDBG Comprehensive Development (CD) Phase I Funds, of which \$23,400 was used to conduct a planning study and \$3,000 was used for the general administration of the grant. Local matching funds of \$12,600 were provided by the City of Wayne. The total project cost is \$39,000. This grant will also require an additional leverage of \$12,600 within the target area and to benefit LMI persons.

13. [Resolution 2017-69: Authorizing Chief Elected Official to sign an application for Community Development Block Grant Funds](#)

Recommendation: The recommendation of City Staff is to approve this Resolution which gives the Mayor the authority to sign the necessary documents to submit to the Nebraska Department of Economic Development for CDBG funds.

14. [Public Hearing: Application for Community Development Block Grant Comprehensive Development \(CD\) Phase II Funds \(Advertised Time: 5:30 p.m.\)](#)

Background: The City of Wayne is requesting \$350,000 of CDBG Comprehensive Development (CD) Phase II funds of which \$307,000 will be used for Street Improvement; \$35,000 will be used for general administration; and \$8,000 will be used for Construction Management. Local matching funds of \$76,750 will be provided by the City of Wayne. The grant will also require an additional leverage of \$76,750 within the target area and to benefit LMI persons. The total program cost is \$503,500.

15. [Resolution 2017-70: Authorizing Chief Elected Official to sign an application for Community Development Block Grant Funds](#)

Recommendation: The recommendation of City Staff is to approve this Resolution which gives the Mayor the authority to sign the necessary documents to submit to the Nebraska Department of Economic Development for CDBG funds.

16. [Public Hearing: To consider the Planning Commission's recommendation in regard to a Use by Exception request, specifically for Sec. 152.082 B-3 Neighborhood Commercial District \(E\) Special Conditions and Conditions for Granting Exceptions \(7\) Drive-up, Drive-through or Drive-In. The applicant, State Nebraska Bank, wishes to expand the current drive-through location located at 1002 Main Street \(Advertised Time: 5:30 p.m.\)](#)

Background: The State Nebraska Bank has requested a “use by exception” to construct three drive-through lanes at their location at the corner of 10th and Main Streets. The three lanes will be in approximately the same location as the existing two lanes. The Planning Commission held a public hearing on this matter on August 7th and recommended approval of the same, subject to the “Finding of Fact” being staff’s recommendation.

17. [Resolution 2017-71: Approving a Use by Exception Permit to allow State Nebraska Bank to expand its current drive-through location at 1002 Main Street](#)

Recommendation: Staff recommendation is to approve the Planning Commission’s recommendation.

18. [Public Hearing: To consider the Planning Commission's recommendation regarding the amended "Final Plat for Southview II Addition." The applicants for the request are Brent Pick and Kelby Herman. The plat is being amended to include one additional lot. \(Advertised Time: 5:30 p.m.\)](#)

Background: The Final Plat for Southview II Addition is being amended to add a lot. Wayne County has decided to be included in the plat to have a clearer defined lot should they decide to sell the same in the future. A copy of the plat is in the packet. The Planning Commission held a public hearing on this matter on August 7th and

recommended approval of the same, subject to the “Finding of Fact” being staff’s recommendation.

19. [Resolution 2017-72: Approving the amended “Final Plat for Southview II Addition”](#)

Recommendation: Staff recommendation is to approve the Planning Commission’s recommendation.

20. **Public Hearing:** To consider the Planning Commission’s recommendation regarding the Final Plat for “Grace Acres Addition.” The applicant for the plat is the City of Wayne. (Advertised Time: 5:30 p.m.)

Background: A plat for the “Grace Acres Addition” has been prepared to better define the area in question and clean up some old tax lots. A copy of the plat is in the packet for your review. The Planning Commission held a public hearing on this matter on August 7th and recommended approval of the same, subject to the “Finding of Fact” being staff’s recommendation.

21. [Resolution 2017-73: Approving the Final Plat for “Grace Acres Addition”](#)

Recommendation: Staff recommendation is to approve the Planning Commission’s recommendation.

22. [Resolution 2017-74: Accepting/Rejecting Bid Alternates #2 and #3 on the “4th Street Paving Project” \(Street Improvement District No. 2017-01\)](#)

Background: This matter comes back on the agenda for consideration. Alternate #2, which is Rugby Road, would cost \$103,204. Alternate #3, which is paving 4th Street to the fence, would cost \$66,968. Council held off on approving these two alternates to see what public feedback might be at least on where Rugby Road should go.

The City previously signed an agreement with McLaury Engineering to create a plat of the area around this project and south to the lagoon, etc. Before we have the engineer create this plat, we need to know the intentions of the Council for roads. Although the 1 & 6 Year Street Improvement Plan was approved at an earlier meeting this year, there is still some uncertainty if the Council wants Rugby Road at the proposed location. No matter if Rugby Road is approved to be paved or not at this meeting, we can still add it to the plat. This is a Council decision.

23. [Resolution 2017-75: Authorizing the Allocation of Property Taxes to the Wayne Airport Authority - \\$71,400 \(last year - \\$70,669.00\)](#)

Background: This is an annual request from the Wayne Airport Authority for \$.0335 of the estimated \$.44 cents of city property tax.

24. [Resolution 2017-76: Accepting bid and awarding contract on the “City Auditorium Door Replacement Project” — Binswanger Glass - \\$19,991.00](#)

Background: Gene Hansen sought and received three bids to replace the front doors of the City Auditorium. Binswanger Glass had the low bid of \$11,770. Glass Edge was at \$18,988, and Custom Glass, LLC, came in at \$14,500. Gene was then asked to get a bid from Binswanger Glass to replace the north and south meeting room front doors, as well as the north door of the north meeting room. That bid came in at \$8,221, bringing the total project cost to \$19,991. There was \$15,698 placed in this year's budget for this project. There are monies in the Sales Tax Capital Project Fund to cover the \$3,000 difference between what was budgeted and bid.

Recommendation: Staff recommendation is to accept the bids of Binswanger Glass.

25. [Ordinance 2017-24: Amending Wayne Municipal Code Sec. 78-133 relating to restricted parking 12:00 midnight to 5:00 a.m.; southwest quadrant of the City \(North side of Clark Street\) \(Third and Final Reading\)](#)
26. [Ordinance 2017-25: Amending Wayne Municipal Code Sec. 78-174 Truck Parking; Where Designated \(delete north side of Clark Street\) \(Third and Final Reading\)](#)
27. [Ordinance 2017-29: Amending the Wayne Municipal Code, Title XV Land Usage, Chapter 150 Building Regulations; Construction; more specifically Sec. 150.15 Building Code; Building Permits; Sec. 150.16 Electrical Code; Sec. 150.17 One and Two Family Dwelling Code; Sec. 150.18 Plumbing Code; Plumbers; Sec. 150.19 Mechanical Code; Sec. 150.31 Property Maintenance Code; Sec. 150.32 Energy Conservation Code; and 150.33 Structures Damaged by Fire, Flood, Wind, Disaster or other Calamity](#)

Background: The City went through a Building Department review with ISO in 2016. This review happens every 5 years. We are currently on the 2006 I-codes. Since we are more than 2 editions past the latest version (2015), our rating has dropped from a 5 to a 9. In order to improve the rating, we propose to adopt the 2012 I-codes. Most of the other communities in Nebraska face the same issue. Norfolk will be adopting 2012 codes soon as well. The ISO rating for the Building Department doesn't impact homeowner's insurance like the ISO rating for the Fire Department, but it can have an impact if we ever have a house that requires flood insurance. ISO has contacted Joel and given us until the middle of September to adopt newer codes in order to raise our rating. This is an extension from a March deadline.

Joel attended a Nebraska Code Officials Association quarterly meeting in June where communities discussed potential amendments, insertions, and deletions they proposed to the 2012 I-codes and has incorporated many of those in this ordinance. Major items include removal of the requirements for sprinklers in one- and two-family dwellings, fire protection on the bottom of floor joists in basements of one- and two-family dwellings, adding penalties of \$500 per day for violations, reducing the size of accessory buildings that can be built without a permit from 120 square feet to 64 square feet, and removing the residential chapter of the energy code and replacing it with a prescriptive list of R-values along with the option to use Res-check as is currently done as a deviation that can be approved by the Building Inspector. The replacement of the energy code matches what is currently done in Norfolk and will

eliminate the need for costly door tests and the need to install mechanical ventilation in each home.

Recommendation: Staff recommendation is to approve the 2012 I-codes as presented by staff.

28. Action on Pay Application No. 16 (Final) in the amount of \$38,569.00 to Eriksen Construction Co., Inc., on the “2015 Wastewater Treatment Plant Project”

Recommendation: This is for work done according to contract and approved for payment by the project engineer.

29. Action to consider allowing adult beverages for an event called “Bressler Fest” to be held at Bressler Park on September 10, 17, 24 and October 1, 2017 from 6:00 p.m. to 8:00 p.m. — Jill Brodersen

Background: Jill Brodersen would like to have a band play at Bressler Park on the four Sundays mentioned above. She would like the City to allow adult beverages from 6:00 p.m. to 8:00 p.m. at Bressler Park for what they are calling the “Bressler Fest” event. This is similar to what they do at the “Music in the Park” event in Norfolk. She is contacting the Chamber to see if they would like to sponsor the event so the same can be covered under the Chamber’s Liability Insurance coverage.

30. Adjourn

**MINUTES
CITY COUNCIL MEETING
August 1, 2017**

The Wayne City Council met in regular session at City Hall on Tuesday, August 1, 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, Terri Buck, Jason Karsky, Matt Eischeid and Jill Brodersen; City Attorney Amy Miller; City Administrator Wes Blecke; and City Clerk Betty McGuire.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on July 20, 2017, 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 Giese, whereas, the Clerk has prepared copies of the Minutes of the meeting of July 18, 2017, and that each Councilmember has had an opportunity to read and study the same, and that the reading of the Minutes be waived and declared approved. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried and the Minutes approved.

The following claims were presented to Council for their approval:

VARIOUS FUNDS: ABDO PUBLISHING COMPANY, SU, 814.85; AMERITAS, SE, 80.09; AMERITAS, SE, 2375.34; AMERITAS, SE, 72.00; AMERITAS, SE, 102.53; APPEARA, SE, 94.58; ARC-HEALTH & SAFETY, SE, 81.00; BLUE CROSS BLUE SHIELD, SE, 36892.75; CENTURYLINK, SE, 416.85; CHRISTIAN LEGLER, RE, 285.00; CITY EMPLOYEE, RE, 827.20; CITY EMPLOYEE, RE, 104.37; CITY EMPLOYEE, RE, 172.84; CITY OF WAYNE, PY, 87902.06; COMMUNITY HEALTH, RE, 3.00; COREY DOORLAG, RE, 150.00; DANKO EMERGENCY EQUIPMENT, SE, 596.64; DEARBORN NATIONAL LIFE, SE, 89.44; DEARBORN NATIONAL LIFE, SE, 2295.48; DGR & ASSOCIATES, SE, 1270.19; DUTTON-LAINSON, SU, 647.13; ENVIRONMENTAL SERVICES, SE, 165.00; FAITH REGIONAL PHYSICIAN SERV., SE, 60.00; FIRST CONCORD GROUP, SE, 2748.44; FLOOR MAINTENANCE, SU, 255.82; FOWLER, BRANDON, RE, 120.26; GEMPLER'S, SU, 136.04; GERHOLD CONCRETE, SU, 335.00; HAWKINS, SU, 1127.58; HORIZON CONSTRUCTION, RE, 100.00; ICMA, SE, 9719.53; IRS, TX, 14253.24; IRS, TX, 12376.15; IRS, TX, 3333.50; JACK'S UNIFORMS, SU, 49.95; JEO CONSULTING GROUP, SE, 165.00; JONES, LEONARD, RE, 100.00; KATHLEEN A LAUGHLIN, CHAPTER 13 TRUSTEE, RE,

243.00; KAUP SEED & FERTILIZER, SU, 80.00; METERING & TECHNOLOGY SOLUTIONS, SU, 2911.44; MORALES, ABRAHAM, RE, 59.78; MOTOROLA SOLUTIONS, SE, 19312.43; N.E. NEB ECONOMIC DEV DIST, SE, 47.75; NASC, FE, -20.00; NATL ASSOC OF SENIOR CENTERS, FE, 190.00; NE DEPT OF REVENUE, TX, 4069.23; NE NEB INS AGENCY, SE, 12504.00; NE PUBLIC HEALTH ENVIRONMENTAL LAB, SE, 246.00; NEBRASKA NEON SIGN COMPANY, SU, 698.62; NORFOLK WINNELSON CO, SU, 24.07; NNPPD, SE, 12498.38; ODEYS INC, SU, 653.00; OLMER, NUH-TAYLA, RE, 18.76; PAC N SAVE, SU, 20.31; RACELEY, CLAUDIA, RE, 100.00; ROTARY CLUB OF WAYNE, FE, 160.00; SANDY BROWN, RE, 318.86; SEBADE, CHAD, RE, 50.50; STAPLES ADVANTAGE, SU, 370.52; STATE NEBRASKA BANK-PETTY CASH, RE, 106.29; STEFFEN, ABIGAIL, RE, 127.43; UNITED WAY, RE, 5.00; UTILITY EQUIPMENT CO, SU, 400.00; VAN DIEST SUPPLY, SU, 150.00; VEL'S BAKERY, SU, 40.00; WAYNE COUNTRY CLUB, FE, 545.00; WAYNE SENIOR CENTER, SU, 98.00; WAYNE STATE COLLEGE, SU, 80.00; WESCO, SU, 44398.58; WISNER WEST, SU, 218.54; ADVANCED CONSULTING ENGINEERING SERVICES; SE, 4797.50; AMERICAN BROADBAND, SE, 1596.29; BLACK HILLS ENERGY, SE, 349.43; C. H. GUERNSEY & CO, SE, 16234.57; CITY EMPLOYEE, RE, 826.70; CITY EMPLOYEE, RE, 150.00; CITY OF WAYNE, PY, 87022.39; COMMUNITY HEALTH, RE, 3.00; DAS STATE ACCTG-CENTRAL FINANCE, SE, 448.00; DIAMOND VOGEL PAINTS, SU, 635.45; HASEMANN, SCOTT, RE, 224.04; HAWKINS, INC, SU, 2110.69; HILAND DAIRY, SE, 103.65; HOLIDAY INN OF KEARNEY, SE, 399.80; HOMETOWN LEASING, SE, 412.86; HORIZON CONSTRUCTION, RE, 500.00; HYDRO OPTIMIZATION, SU, 111.09; ICMA, SE, 9729.13; KATHLEEN A LAUGHLIN, CHAPTER 13 TRUSTEE, RE, 243.00; MATT NELSON, RE, 670.00; MILLER LAW, SE, 5,048.70; MILO MEYER CONSTRUCTION, SE, 1658.75; NAPA OF WAYNE, SU, 220.98; NEBRASKA JOURNAL LEADER, SE, 29.95; NNPPD, SE, 6447.00; OCC BUILDERS, SE, 45790.00; RESCO, SU, 382.38; ROBERT WOEHLE & SONS, SE, 10446.50; STADIUM SPORTING GOODS, SE, 72.00; US FOODSERVICE, SE, 596.03; UTILITY EQUIPMENT CO, SU, 574.20; VIAERO, SE, 222.84; WESCO, SU, 1583.60; WAPA, SE, 23690.41; WINSIDE HISTORY BOOK, SU, 75.00

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

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

Lukas Rix originally made an offer to purchase 2,500 or more pavers/bricks for \$.50 per brick for the Brewery beer garden located at 117 W. 2nd Street. However, once they designed and measured the area in question, it was discovered that they would need 5,040 pavers/bricks. His offer was then to purchase 5,040 pavers for \$2,000, which is around \$.38 a brick.

Some background provided on the matter was that in July of 2013, Council approved an offer to purchase bricks at \$.75/brick, and then again in October of 2015 another offer at \$.75/brick. The original selling price was \$1.00/brick, established in June of 2013. Council, in 2015, increased the amount of bricks a person could purchase from 1,000 to 2,500 bricks.

It was noted that the City still has approximately 75,000 bricks, which would be used to replace broken bricks in the city streets.

Councilmember Giese was not in favor of selling the bricks for less than \$.75 each.

Councilmember Giese made a motion, which was seconded by Councilmember Brodersen, approving the request of Lukas Rix to purchase 5,040 pavers/bricks for \$.75 per brick for a beer garden at the Brewery located at 117 W. 2nd Street. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Chamberlain stated the time was at hand for the public hearing to consider the Planning Commission's recommendation in regard to amending the Wayne Municipal Code, Title XV Land Usage, Chapter 152 Zoning, Section 152.063 R-3 Residential District and Section 152.132 Accessory Uses. The applicants for the request are Vakoc Construction, Co., and Wayne Properties, ALP. They are seeking the request to allow for larger unattached accessory structures for multi-family dwellings in an R-3 District as is allowed in an R-4 District.

The Planning Commission reviewed the matter at their public hearing on July 10, 2017, and forwarded a recommendation to approve the same subject to the following "Finding of Fact:"

- Staff's recommendation.

Joel Hansen, Zoning Administrator, was present to explain the changes.

Approving this would allow multiple car garages on-site for residents in multi-unit housing in the lesser density R-3 zoning areas, provided there is room on the property.

Huck Jaeger, representing Vakoc Construction, was present to answer questions. The proposed garages would be located behind the Sunnyview Apartments.

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

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

Councilmember Giese introduced Ordinance 2017-26, and moved for its approval; Councilmember Greve seconded.

ORDINANCE NO. 2017-26

AN ORDINANCE AMENDING TITLE XV LAND USAGE, CHAPTER 152 ZONING, SPECIFICALLY SECTION 152.063 R-3 RESIDENTIAL DISTRICT AND SECTION 152.132 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, the Mayor declared the motion carried.

Councilmember Giese made a motion, which was seconded by Councilmember Greve, 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, the Mayor declared the motion carried.

Councilmember Giese made a motion, which was seconded by Councilmember Brodersen, to move for final approval of Ordinance No. 2017-26. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Marlen Chinn, Police Chief, reviewed the Interlocal Agreement between the City and Wayne County to jointly provide dispatch services for public safety in Wayne County. He recommended the following changes to Paragraph 4:

Fees for Services: ~~The total charge by Wayne for services provided for fiscal year 2015 is \$72,000 for the purpose of covering the cost for public safety dispatch service provided January 1, 2015, to December 31, 2015.~~

The base charge by Wayne for services provided for 2018 will be \$74,160 for the purpose of covering the cost for public safety dispatch service provided January 1st to December 31st. Thereafter, said base charge will be increased 3% annually to cover inflationary costs associated therewith.

He noted that there had not been any changes to this agreement since 2014. Council directed staff to look at the agreement on an annual basis to determine if the amount of funding being requested was adequate to cover the costs incurred by the City.

Chief Chinn stated he had sent the agreement to the County Clerk, as well as the County Sheriff who did not have any issue with the changes.

Councilmember Sievers introduced Resolution No. 2017-67 and moved for its approval; Councilmember Giese seconded the motion.

RESOLUTION NO. 2017-67

A RESOLUTION AMENDING INTERLOCAL AGREEMENT TO JOINTLY PROVIDE DISPATCH SERVICE FOR PUBLIC SAFETY IN WAYNE COUNTY.

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

Councilmember Brodersen introduced Ordinance 2017-22 and moved for approval of the third and final reading thereof; Councilmember Eischeid seconded.

ORDINANCE NO. 2017-22

AN ORDINANCE AMENDING TITLE XV LAND USAGE, CHAPTER 152 ZONING (SUPPLEMENTARY DISTRICT REGULATIONS), SECTION 152.139 PARKING REGULATIONS; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

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

Councilmember Brodersen introduced Ordinance 2017-24 and moved for approval of the second reading thereof; Councilmember Eischeid seconded.

ORDINANCE NO. 2017-24

AN ORDINANCE TO AMEND SECTION 78-133 OF TITLE VII TRAFFIC CODE, OF THE WAYNE MUNICIPAL CODE RELATING TO RESTRICTED PARKING 12:00 MIDNIGHT TO 5:00 A.M.; SOUTHWEST QUADRANT OF THE CITY; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

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

Councilmember Brodersen introduced Ordinance 2017-25 and moved for approval of the second reading thereof; Councilmember Eischeid seconded.

ORDINANCE NO. 2017-25

AN ORDINANCE TO AMEND SECTION 78-174 OF TITLE VII TRAFFIC CODE OF THE WAYNE MUNICIPAL COE RELATING TO TRUCK PARKING; WHERE DESIGNATED; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

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

A request has been received to vacate and abandon the side-yard utility easements consisting of the East 7' of the side-yard utility easement on Lot 12 and the West 7' of the side-yard utility easement on Lot 11, Block 6, Vintage Hills 3rd Addition.

Cap Peterson, representing Bearvine Development Corporation, was present to answer questions. They are selling both lots to Wes and Andrea Blecke, who want to build over the said easements. This action would be contingent upon the sale of those two lots to the Bleckes.

Councilmember Eischeid introduced Ordinance 2017-27, and moved for its approval; Councilmember Brodersen seconded.

ORDINANCE NO. 2017-27

AN ORDINANCE AUTHORIZING THE RELEASE AND ABANDONMENT OF THE SIDE YARD UTILITY EASEMENTS CONSISTING OF THE EAST 7 FEET OF THE SIDE-YARD UTILITY EASEMENT IN LOT 12 AND THE WEST 7 FEET OF THE SIDE-YARD UTILITY EASEMENT IN LOT 11, BLOCK 6, VINTAGE HILLS 3RD ADDITION TO THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA.

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

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, 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, the Mayor declared the motion carried.

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, to move for final approval of Ordinance No. 2017-27. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

DGR Engineering presented Pay Estimate No. 2 for the "West Inner and East Inner Conversion Electric Distribution Project" for \$66,879.24 to Karian Peterson Powerline Contracting, LLC. They have found the work to date completed in accordance with the plans and specifications, and recommend approval of the same.

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, approving Pay Estimate No. 2 for \$66,879.24 to Karian Peterson Powerline Contracting, LLC for the "West Inner and East Inner Conversion Electric Distribution Project." Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Chamberlain requested Council consideration to the following appointment: Joel Hansen as the Flood Plain Administrator.

Councilmember Brodersen made a motion, which was seconded by Councilmember Sievers, approving the appointment of Joel Hansen as the Flood Plain Administrator. Mayor

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

Mayor Chamberlain requested Council consideration to the following appointment: Wes Blecke as the Wayne Representative to the Nebraska Community Energy Alliance.

Councilmember Giese made a motion, which was seconded by Councilmember Sievers, approving the appointment of Wes Blecke as the Wayne Representative to the Nebraska Community Energy Alliance. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

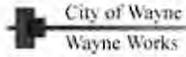
Councilmember Brodersen made a motion, which was seconded by Councilmember Sievers, to begin the budget work session. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried. The budget work session began at 6:13 p.m.

Council reviewed the General Fund Revenue Sources and Expenditures along with the Utility Revenue Sources and Expenditures for the upcoming FY2017-2018 Budget.

Some of the items Council discussed were as follows:

- Add the purchase of in-car video cameras/body cams - \$36,000
- Start setting money aside (\$50,000 per year) for the replacement of a fire truck.
- Add the purchase of an LED sign for the Community Activity Center (50% out of General Fund and 50% out of the Keno Fund).
- Get estimates for adding onto or building new City Hall.
- Get estimates on a ventilation system for the Community Activity Center.

Councilmember Sievers made a motion, which was seconded by Councilmember Brodersen, to adjourn the meeting. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried and the meeting adjourned at 10:25 p.m.



Vendor	Payable Description	Payment Total
ACE REFRIGERATION CO	DISHWASHER & TABLE	11,864.30
AJQUI, ANGEL	Utility refund	184.04
ALT, ASHTIN	Utility refund	69.37
AMERICAN BROADBAND NE COMM	FIBER LINE LEASE	990.00
AMERITAS LIFE INSURANCE	AMERITAS ROTH	56.54
AMERITAS LIFE INSURANCE	POLICE RETIREMENT 457 AMOUNT	72.00
AMERITAS LIFE INSURANCE	POLICE RETIREMENT 457 PERCENTAGE	102.53
AMERITAS LIFE INSURANCE	POLICE RETIREMENT	2,376.82
APPEARA	STREET MAT SERVICE	111.11
APPEARA	LINENS, APRONS, MATS, SANITIZER	57.49
AUTO ANATOMY ALTERNATIVES, INC	ACTIVATOR/PAINT	260.93
BAKER & TAYLOR BOOKS	Books	1,203.19
BENSON, BRANDI	Utility refund	176.11
BIG STONE TRANSPORTATION & LANDSCAPE SUPPLY	PLAYGROUND CHIPS	1,500.00
BOK FINANCIAL	POOL DEBT SERVICE	158,530.63
BOMGAARS	SUPPLIES	1,572.79
BROWN SUPPLY CO	Pipe & Machine Rental	9,219.90
BRUHA, BAILEY	Utility refund	15.41
BUSZ, RYAN	Utility refund	44.40
CARHART LUMBER COMPANY	Materials & supplies	595.59
CDW GOVERNMENT LLC	PROOF POINT	650.01
CITY EMPLOYEE	City Administrators meeting	75.00
CITY EMPLOYEE	VISION REIMBURSEMENT	127.50
CITY EMPLOYEE	Medical Reimbursement	3,104.30
COLONIAL RESEARCH	JANITORIAL SUPPLIES	188.85
CRESCENT ELECTRIC SUPPLY CO	WWW building electrical supplies	2,117.94
CRESCENT ELECTRIC SUPPLY CO	LOAD CONTROL	627.28
D & K PRODUCTS	GOLF COURSE FERTILIZER	40.35
DANKO EMERGENCY EQUIPMENT	RESCUE COAT/PANTS	1,301.81
DAVE'S DRY CLEANING	POLICE UNIFORM CLEANING	132.00
DAVIS, JENNIFER	Trees adjacent to property	367.80
DIAMOND VOGEL PAINTS	WHITE TRAFFIC PAINT	244.80
EASYPERMIT POSTAGE	POSTAGE	1,793.54
ECHO GROUP INC JESCO	WASTE WATER BUILDING -ELECTRICAL	564.70
ECKMANN, JULIA	Utility refund	201.56
ECKSTEIN, SARAH	Utility refund	77.18
ED. M FELD EQUIPMENT CO INC	BADGES	1,311.50
EGAN SUPPLY CO	GYM FLOOR RESURFACING	787.78
FANTA, ANNE	Utility refund	34.79
FASTENAL CO	FITTINGS	33.73

Vendor	Payable Description	Payment Total
FELD FIRE	TESTING & REPAIRS	776.64
FLOOR MAINTENANCE	NAPKINS/BOWLS/GLOVES	317.43
FREDRICKSON OIL CO	TIRE /REPAIR	120.00
GERHOLD CONCRETE CO INC.	GOLF COURSE CONCRETE	1,577.40
GILL HAULING, INC	SANITATION SERVICE	170.50
GREENE, KYLE	Utility refund	192.43
GROSSENBURG IMPLEMENT INC	HYDRA QUICK	43.82
GROSSENBURG IMPLEMENT INC	2 1/2 GAL DEF FOR LADDER TRUCK	8.99
HARRIS, JOHN	Utility refund	204.84
HAWKINS, INC	Zetag 8816	1,105.91
HAYS, BRYAN	REFUND	8.74
HENDERSON, JESSICA	Utility refund	64.72
HILAND DAIRY	SENIOR CENTER FOOD SERVICE	72.47
HOCHSTEIN, SABRINA	Utility refund	89.73
HP INC.	COMPUTER	1,172.80
INGRAM LIBRARY SERVICES	BOOKS	534.57
INTERSTATE ALL BATTERY	EMERGENCY LIGHT BATTERIES	155.40
IRS	MEDICARE WITHHOLDING	3,370.26
IRS	FICA WITHHOLDING	14,410.94
IRS	Federal withholding	12,488.38
IRS	MEDICARE WITHHOLDING	14.74
IRS	FICA WITHHOLDING	63.02
IRS	Federal withholding	45.04
JASEMINE WOLDT	RAZING BOND	280.00
JEREZ, CYNTHIA	Utility refund	60.51
JOHNSON SERVICE CO	CIPP LINING	31,585.00
KARIAN PETERSON POWER LINE CONTRACTING, LLC	WEST/EAST INNER CONVERSION	66,879.24
KAY CONTRACTING, INC	LAGOON	13,147.50
KRIZ-DAVIS COMPANY	LED FIXTURE	556.40
KTCH AM/FM RADIO	SEWER CLEANING & BECOME A MEMBER	1,244.00
L.G. EVERIST	CRUSHED ROCK	679.89
LEAGUE OF NEBRASKA MUNICIPALITIES	MEMBERSHIP DUES	7,726.00
LIERMAN, SHELBY	Utility refund	111.47
LUTT OIL	GASOLINE	5,866.27
MAIN STREET AUTO CARE	TOW IMPOUNDED FORD F150	200.00
MARCO INC	COPY CHARGES	126.36
MATHESON-LINWELD	OXYGEN	20.15
MATT NELSON	ENERGY INCENTIVE	500.00
MATT SCHAUB	ENERGY INCENTIVE	319.50
METERING & TECHNOLOGY SOLUTIONS	Meter radio board - instant demand	863.98
MIDWEST LABORATORIES, INC	TESTING AMMONIA, E COLI, & SOLIDS	598.00
MILLER LAW	HEALTH INSURANCE CORRECTION	831.48
MOSS, JACQUELINE	Utility refund	116.74
MSC INDUSTRIAL	Check valve	302.56
MUNICIPAL SUPPLY INC	MANHOLE RISERS	459.12
NE DEPT OF REVENUE	STATE WITHHOLDING	11.76

Vendor	Payable Description	Payment Total
NE DEPT OF REVENUE	STATE WITHHOLDING	4,116.29
NE LIBRARY ASSOCIATION	MEMBERSHIP - HEADLEY	75.00
NORFOLK DAILY NEWS	FINANCE DIRECTOR AD	286.20
NORFOLK DAILY NEWS	CAC ADVERTISEMENT	45.00
ONE CALL CONCEPTS, INC	DIGGERS HOTLINE	110.58
O'REILLY AUTOMOTIVE STORES, INC.	CRIMPER/SPLICE/TAPE ASSIST	25.47
OSUNA, DAVID	Utility refund	38.17
PAC N SAVE	SLOW PITCH/READING SUPPLIES	198.20
PAC N SAVE	SENIOR CENTER MEALS	411.50
PENGUIN RANDOM HOUSE LLC	AUDIO BOOKS	60.00
PETERSEN, JACKSON	Utility refund	259.99
PITNEY BOWES INC	POSTAGE METER LEASE	253.85
POUTRE, GARRY	RAIN SENSOR REBATE	105.00
QUALITY FOOD	NOON MEAL	417.78
QUALITY FOOD	ICE/COFFEE/FILTERS/CUPS	37.04
REHAB SYSTEMS	CAMERA SEWER LINES & SEWER JET	45,463.10
ROBERT WOehler & SONS	21st Street Well Line repairs	12,292.75
SHOPKO	SUPPLIES	117.47
SOUTH DAKOTA MUNICIPAL LEAGUE	ADVERTISEMENT - FINANCE DIR	50.00
SPARKLING KLEAN	AUGUST JANITORIAL SERVICES	2,940.12
STAPLES ADVANTAGE	DIVIDERS	76.45
STRAFELDA, JOSHUA	Utility refund	161.93
TIGHE, JACK	Utility refund	15.41
TROTTER, LINDSEY	Utility refund	109.48
TYLER TECHNOLOGIES	SOFTWARE MAINTENANCE	21,659.80
UNITED WAY	UNITED WAY DEDUCTION	5.00
US BANK	Water Conf, pictures, noon meals, etc	5,824.90
US FOODSERVICE, INC.	NOON MEALS	364.20
UTILITIES SECTION	MEMBERSHIP	2,986.00
VAN DIEST SUPPLY	GLYPHOSATE PRO 4	420.00
VAN WALL EQUIPMENT	POWER RAKE	29,947.00
VIAERO WIRELESS	POLICE CELL PHONE	133.07
WASTE CONNECTIONS	SANITATION SERVICES	140.80
WAYNE AUTO PARTS	AUTO SUPPLIES	207.40
WAYNE COUNTY CLERK	FILING FEES	356.00
WAYNE HERALD	CAC ADVERTISING	544.00
WAYNE HERALD	NOTICES & ADS	1,255.13
WAYNE VETERINARY CLINIC	DOG & CAT IMPOUND	210.00
WIENHOFF, ADAM	Utility refund	80.94
WIMMER, MEGAN	Utility refund	112.75
WISNER WEST	FD GASOLINE	92.27
WYNN, ALEC	Utility refund	124.50
ZACH HEATING & COOLING	heat pump	6,379.61
Grand Total:		510,790.42

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RESOLUTION NO. 2017-77

A RESOLUTION APPROVING LEASE AGREEMENT BETWEEN THE CITY OF WAYNE AND THE WAYNE COUNTRY CLUB, LLC.

WHEREAS, the City of Wayne is desirous of entering into a Lease Agreement with the Wayne Country Club, LLC (WCC); and

WHEREAS, a copy of the said Lease Agreement is attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Wayne, Nebraska, that the Lease Agreement between the City of Wayne and WCC is hereby approved, and the Mayor is hereby authorized to execute the agreement on behalf of the City.

PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

LEASE AGREEMENT

This agreement made this _____ day of _____, 2017, by and between the City of Wayne, Nebraska, a Nebraska political subdivision, hereinafter referred to as "Landlord", and Wayne Country Club, Inc., hereinafter referred to as "Tenant."

1. LEASED PREMISES. Landlord hereby leases to Tenant the following-described real property ("the property"):

A parcel of ground in the Southwest quarter of the Southwest quarter of Section 6, Township 26 North, Range 4 East of the 6th PM, Wayne County, Nebraska, further described as:

Commencing at the Southwest quarter of the Southwest quarter of Sec. 6, T26N, R4E, Thence, N° 87 41' 36" E along the south section line a distance of 923.1 feet to the Southwest corner of a parcel deeded to the Wayne Country Club and recorder in Book 33 Page 193, Wayne County;

Thence, N° 01 53' 48" W 350.0 feet along the west line of said parcel to the Northwest corner of said parcel;

Thence, S° 13 56' 12" W a distance of 123.0 feet to the Point of Beginning;

Thence, N° 45 01' 07" E a distance of 124.05 feet to a point;

Thence, S° 44 58' 53" E a distance of 93.58 feet to a point;

Thence, S° 45 01' 07" W a distance of 124.05 feet to a point;

Thence, N° 44 58' 53" W a distance of 93.58 feet to the Point of Beginning.

2. TERM. This lease shall be for a term of five years, to commence on August 15, 2017, and to end August 14, 2022. Landlord shall deliver possession of the premises to Tenant on the commencement date.

3. RENT. Tenant shall pay Landlord \$1.00 per year for the lease term, payable on September 1 of each year. Rent shall be paid to Landlord at 306 Pearl Street, Wayne, Nebraska, 68787, or at such other place as Landlord may designate in writing.

In addition, Tenant shall timely pay any property tax on the property directly to the County. Tenant shall also pay for, or reimburse Landlord for, any unexpected, unforeseen, or other out-of-pocket expenses associated with the property.

4. RENEWAL. At the expiration of the original lease term, and every lease term thereafter, this lease agreement shall automatically renew and continue for a term of one year, unless Tenant gives notice in writing to Landlord that Tenant wishes for the lease agreement to cease at the conclusion of the lease term. Tenant's notice must be provided to Landlord no later than three months prior to expiration of the lease term. Any duly exercised period shall be on the same terms and conditions as set forth herein, unless amended by the parties in writing.

5. ASSIGNMENT AND SUBLETTING. Tenant may not assign nor sublease its interest in this Lease without the written consent from Landlord.

6. MAINTENANCE AND IMPROVEMENT. Tenant shall be responsible for maintaining and improving all aspects of the property during the lease term, except as otherwise noted or agreed upon by the parties in writing. Tenant's maintenance responsibilities shall include, but are not limited to: exterior and interior walls, roof, HVAC system, painting, windows, doors, mechanical equipment, and plumbing. Landlord may, at its discretion, make major renovations to the property during the lease term at Landlord's expense.

7. INSURANCE AND LIABILITY. Tenant shall at all times maintain property and liability insurance for the property, at Tenant's expense.

In addition, Tenant shall hold Landlord harmless from and against all loss, liability, or expense that may be incurred by reason of any claim arising out of or in connection with Tenant's occupancy and use of the premises.

8. UTILITIES. Tenant shall pay for all utilities for the premises, including but not limited to water, sewer, electricity, gas, telephone, television, heating, and air conditioning.

9. SEVERABILITY. If any term or provision of this Lease shall, to any extent, be determined by court of competent jurisdiction to be invalid or unenforceable, the remainder of this Lease shall not be affected thereby, and each remaining term and provisions shall be valid and enforceable.

WAYNE COUNTRY CLUB,
Tenant

By _____
Lowell Heggemeyer, President

ATTEST:

Kevin Peterson, Secretary

CITY OF WAYNE, a Nebraska Political
Subdivision,
Landlord

By _____
Ken Chamberlain, Mayor

ATTEST:

Betty McGuire, City Clerk

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Betty McGuire - Closing one block of 10th Street for Grace Lutheran Church on Sunday, Sept. 10

From: Brian Kesting
To: Betty McGuire
Date: 7/27/2017 9:40 AM
Subject: Closing one block of 10th Street for Grace Lutheran Church on Sunday, Sept. 10

Betty,

As has been the case the past several years, Grace Lutheran Church would again like to request to close one block of 10th Street, between Main and Logan Streets, on Sunday, September 10th for Rally Day Church/Sunday School Services and a congregational picnic from 8 am-1 pm. Can this be placed on the agenda for one of the August council meetings?

Thanks,

- Brian

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 Jacob Curran Address 418 east 9th street
Phone Number 2 Social Security # _____

Employer Klien electric Occupation apprentive lineman
How long have you been employed by your present employer? 3 months
Previous Employer and Address _____

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. Jefferson Volunteer, house fire entry

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

- 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 Jacob Curran Date 8-1-17
Sponsor's Signature (if applicable) _____ Date _____

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

Applicant's Signature Jacob Curran Date 8-1-17

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 _____ Date 8-1-17

Chief's Signature _____ Date 8-1-17

.....
Council approved on _____ certified by City Clerk _____

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

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City of Wayne

2017 Comprehensive Development Program Phase I Pre-development Executive Summary

Prepared by Northeast Nebraska
Economic Development District

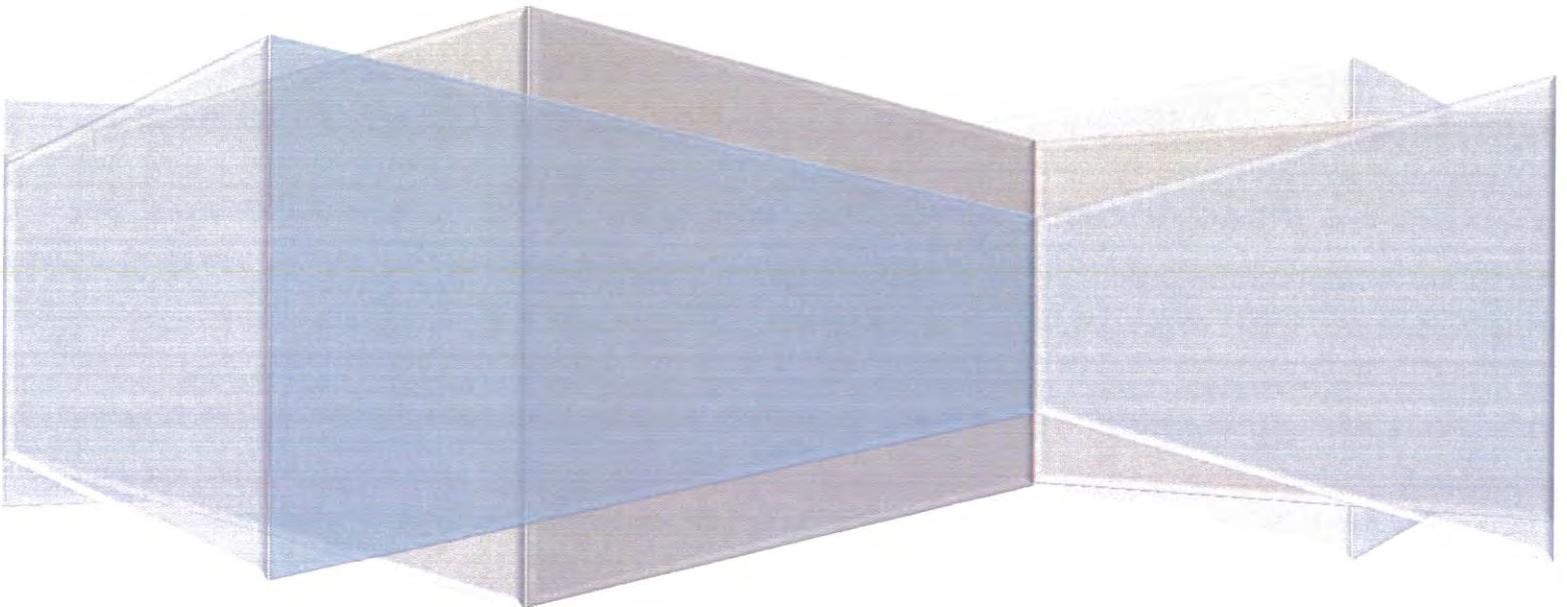
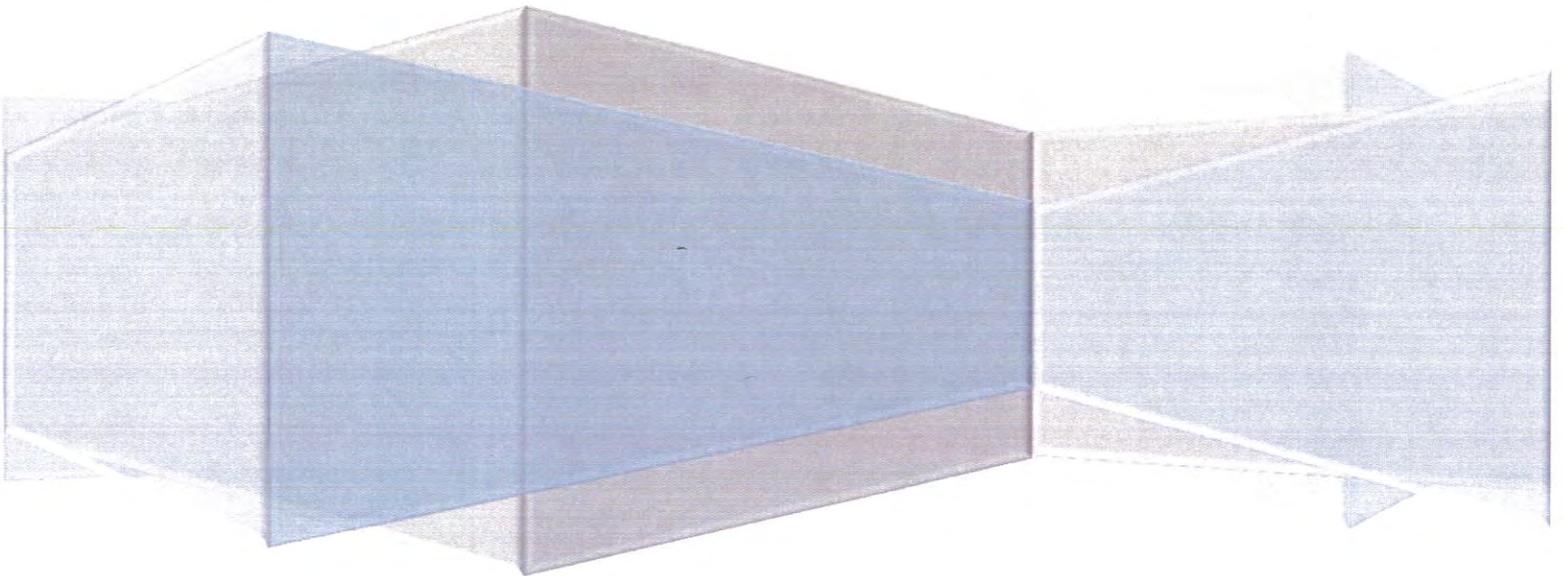


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Executive Summary



The purpose of the 2017 City of Wayne Comprehensive Development (CD) Pre-development Study is to identify neighborhood needs that will stabilize and enhance the City's targeted area, benefitting low-to-moderate income level residents as a result. The Northeast Nebraska Economic Development District (NENEDD) facilitated the CD planning process and will assist with future implementation projects resulting from the study. In 2014, the City of Wayne conducted its first CIS Needs Assessment/Strategy Study.

The City's target area consists of three neighborhoods located within the City, see Area Map. Specifically, this area encompasses:

- Neighborhood A, Census Tract 9787, Block Group 2.
- Neighborhood B, Census Tract, 9787, Block Group 4.
- Neighborhood C, Census Tract, 9787, Block Group 5.

Of the three, Neighborhood C is larger in terms of both geographic size and population.

The needs assessment/strategy process began by utilizing U.S. Census Bureau information for Wayne County, Nebraska to conduct a detailed analysis of the target area as defined by the Nebraska Department of Economic Development (NDED). This analysis reviewed data relative to the three block groups existing within the City's target area. Data from the 2011-2015 American Community Survey was utilized.

During the initial data collection phase, surveys and town hall meetings were conducted with citizen and city staff participation. The online survey tool, Survey Monkey, was utilized to gather input from target area residents and city staff.

The survey was first announced to the residents in the City's newsletter, which was mailed to all residents with their utility bills. News articles were printed in the Wayne Herald to inform residents and city staff about the survey to encourage their participation. A local radio and television station also ran advertisements about the survey. Flyers were distributed at various locations and copies of the survey were available at the Wayne City Office, Public Library, Senior Center, Wayne Area Economic Development, and Chamber of Commerce. Spanish versions of the citizen survey were also available at each of these locations. The City also used social media to encourage participation and links to the surveys were posted on the City's website as well as the NENEDD website.

The City of Wayne held three town hall meetings to discuss survey results and further identify target area needs. The first meeting was held on May 22, 2017 at the Senior Center. On June 15, 2017 two more town hall meetings were held, at 5:30 and 7:00 pm at the City Auditorium.

Meeting information was distributed through articles in the Wayne Herald and the local radio and television stations. Flyers were posted in different locations around the City as well as the City's website and Facebook page. A power-point presentation, map of the target area, English and Spanish surveys and survey results were available at all three meetings.

Much public input was generated during the town hall meetings. Approximately 55 persons attended the meeting at the Senior Center. At the City Auditorium, six were present at the 5:30 pm meeting and none were present at the 7:00 pm meeting.

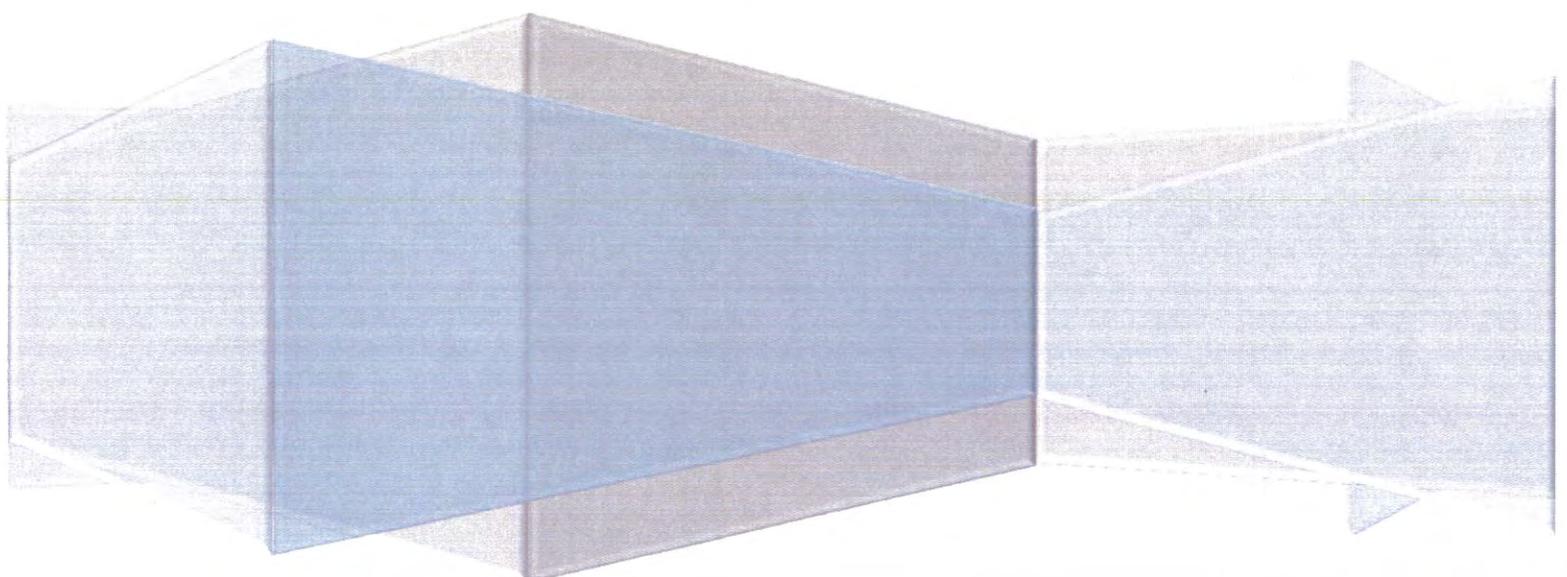
Once needs and priorities were identified, a work plan was developed. The purpose of the plan was to specifically identify the needs to be addressed, resources to be utilized, and timeline for addressing and implementing projects. In addition milestones were established to assist in monitoring the project's success.

The results of the assessment process aided in the development of a two-year strategy for the target area investment and stabilization. It is anticipated that the Pre-development Study will be utilized to assist the City of Wayne in preparing applications for the next two CD program funding years. These applications will be submitted in September of 2017 and the Fall of 2018.

The City of Wayne's participation in Phase II of the CD program could consist of street improvements, water and sewer main improvements, and public facilities improvements. As indicated in the Strategy/Work Plan/Budget section of the needs assessment/strategy, the City plans to exceed the CD program's 25% match and leverage requirement by implementing projects that are locally funded. The City will review the needs assessment/strategy prior to each application cycle to further define the project and to determine the amount of additional local funds that will be used for match and leverage.

At the conclusion of Phase II, Year 2, the City anticipates that \$1,007,000 (including general administration costs) will be invested in the target area. The three neighborhoods will see funds expended on a wide range of activities, including public facilities, streets, sewer and water. Overall, it appears the City of Wayne will be able to implement several key revitalization projects within the target area by participating in the CD program.

Key Findings



Key findings of the neighborhood statistical data from the U.S. Census Bureau show the following for each area:

Neighborhood A - Census Tract 9787, Block Group 2 is located in the northwest quadrant of the City of Wayne. It includes the entire area within the city limits west of Highway 15/Main Street and north of Highway 35/West 7th Street. The total population is 1,181 persons, with an average household size of 2.40 persons. There are 493 total occupied units located in Neighborhood A, of which 324 are owner-occupied and 169 are renter-occupied. The low-to-moderate income percentage for the area is 52.44%.

Neighborhood B - Census Tract 9787, Block Group 4 is located in the southwest quadrant of the City of Wayne. It includes the majority of the area within the city limits south of Highway 35/West 7th Street and west of Highway 15/Main Street till 5th Street then east to Logan Street then south till Fairground Avenue then west back to Highway 15/Main Street. The western and southern edge is formed by Oak Drive on the west from 7th to 3rd Street then east on 3rd Street to South Douglas, then south to 1st Street to Pearl Street, then east to Clark Street. The total population is 575 persons, with an average household size of 2.00 persons. There are 288 total occupied units located in Neighborhood B, of which 112 are owner-occupied and 176 are renter-occupied. The low-to-moderate income percentage for the area is 46.32%.

Neighborhood C - Census Tract 9787, Block Group 5 is located in the southeast quadrant of the City of Wayne. It includes the entire area within the city limits south of Highway 35/East 7th Street and east of Highway 15/Main Street till 5th Street then east to Logan Street then south till Fairground Avenue then west back to Highway 15/Main Street. The total population is 584 persons, with an average household size of 2.06 persons. There are 284 total occupied units located in Neighborhood C, of which 48 are owner-occupied and 236 are renter-occupied. The low-to-moderate income percentage for the area is 62.28%.

Key findings from the citizen surveys show the following as high target area priorities (Appendix #1, Citizen Survey Results):

- Street Maintenance – 68%
- Disrepair and Lack of Property upkeep – 66%
- Sidewalk, Curb Ramps – 65%
- Streets – 65%
- Water – 62%
- Availability of Jobs – 61%
- Street Conditions – 59%
- Health Facility – 57%
- Neighborhood Parks - 56%

- Sanitary Sewer – 53%
- Storm Sewer – 50%

Key findings from the city staff surveys show the following as high target area priorities (Appendix #2, City Staff Survey Results):

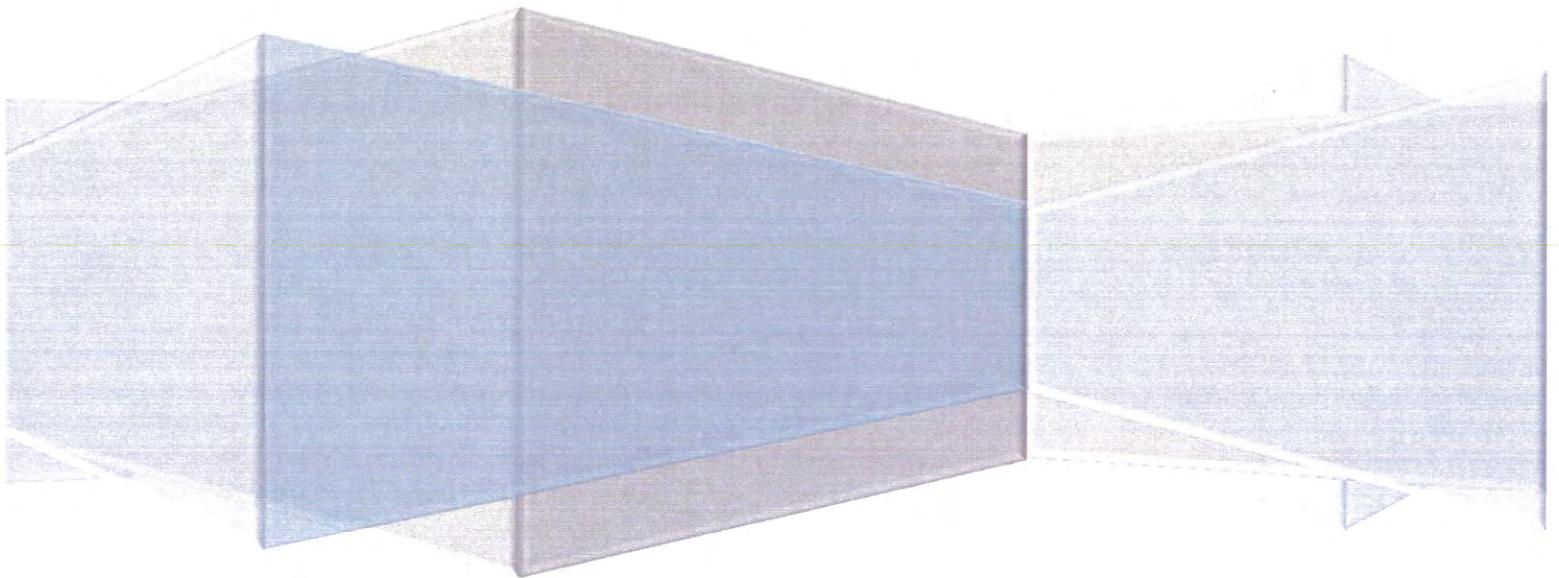
- Water – 82%
- Streets – 79%
- Street Conditions – 75%
- Availability of Jobs – 75%
- Street Maintenance – 74%
- Disrepair and Lack of Property upkeep – 71%
- Sidewalk, Curb Ramps – 68%
- Storm Sewer – 50%
- Sanitary Sewer – 54%

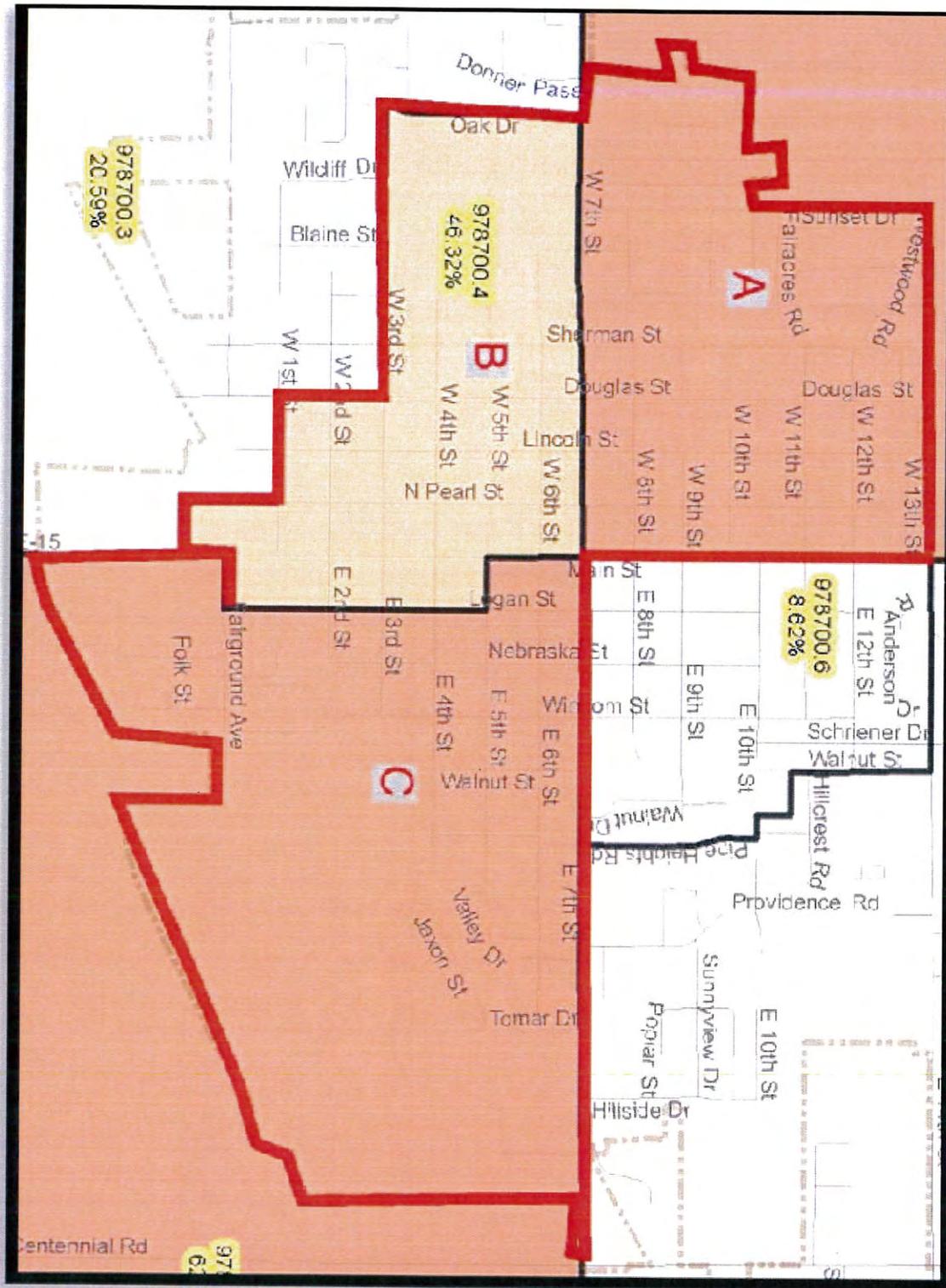
Key findings from the combined community and staff survey results show the following as high target area priorities:

- Sidewalks and Curb Ramps
- Streets, Street Maintenance and Street Conditions
- Disrepair and Lack of Property Upkeep
- Sanitary Sewer
- Storm Sewer
- Water
- Availability of Jobs

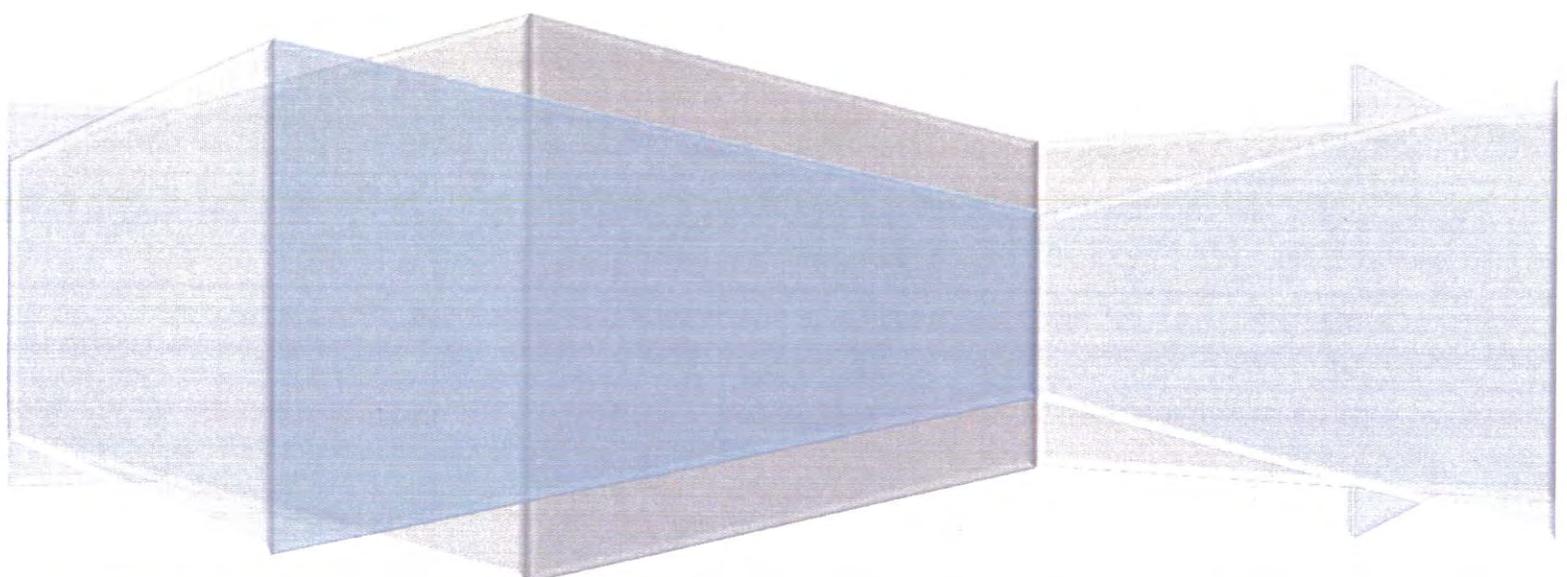
Even though available jobs and disrepair and lack of property upkeep are listed among the top priorities, they are not an eligible CD program activity. These priority items are listed so that the City of Wayne might address such issues through other avenues and funding sources.

Area Map





Strategy Plan and Budget



Following a review of survey results and public meeting input, the City of Wayne with the assistance of Northeast Nebraska Economic Development District (NENEDD) identified the community's priorities and prepared a two-year strategy for improvement within the target area.

- Install ADA curb ramps at pedestrian crossings
- Redevelop the lagoon area
- Downtown Revitalization – Commercial Rehabilitation
- Replace 4 inch water lines
- Improvements to Bressler Park including ADA parking, ADA sidewalks to covered shelter, and upgrades to the basketball court
- Demolition of the old swimming pool
- Infrastructure improvements, street, sidewalks, water and sewer

Over the course of the two CD Phase II funding years, the City of Wayne will make street, sewer and water line improvements within the target area. The following projects have been identified on the City's one and six year street improvement plan and are potential infrastructure projects.

- South Windom Street from 323' south of Folk to 333' south of Folk Street - 101'
- East 4th Street from Windom Street east for 150'- 150'
- East 2nd Street from Logan Street to Nebraska Street - 206'
- Dearborn Street from East 4th Street north for 135'- 135'
- East 5th Street from Dearborn Street east for 70'-70'
- Trail & Pedestrian Underpass on West 7th Street between CAC and Oak Drive
- West downtown alley from West 1st Street to West 4th Street - 950'
- Sherman Street from West 5th Street to West 6th Street - 300'
- Sherman Street from West 3rd Street to West 4th Street - 300'
- South Lincoln Street from West 1st Street to 300' south of West 1st Street - 300'

The exact locations of and extent of infrastructure improvements will be specified in the grant applications for Year 1 and Year 2 funding.

The timeline to complete CD program tasks is as follows:

Phase II, Year 1:

Install ADA curb ramps at pedestrian crossings in the target area. Local match and leverage funds will be utilized to make infrastructure improvements to streets and water lines within the target area.

January 2018 – January 2020 (24 months)

Phase II, Year 2:

The city priorities are to provide ADA accessibility by installing ADA parking and ADA sidewalks that lead to the covered shelter in Bressler Park. Additional upgrades to the park would be the installation of a new basketball court. Other possible projects would be the redevelopment of the lagoon area, commercial rehabilitation, or demolition of the old swimming pool with redevelopment in mind. Local match and leverage funds will be utilized to make infrastructure improvements to streets and water lines within the target area.

January 2019 – January 2021 (24 months)

PHASE II, YEAR 1**Goals:**

- Install ADA accessible curb ramps at pedestrian crossings in the target area.
- To complete infrastructure improvements to one or more of the following target area streets and water lines:
 - South Windom Street from 323' south of Folk to 333' south of Folk Street - 101'
 - East 4th Street from Windom Street east for 150' - 150'
 - East 2nd Street from Logan Street to Nebraska Street - 206'
 - Dearborn Street from East 4th Street north for 135' - 135'
 - East 5th Street from Dearborn Street. east for 70' - 70'
 - Trail & Pedestrian Underpass on West 7th Street between CAC and Oak Drive
 - West downtown alley from West 1st Street to West 4th Street - 950'
 - Sherman Street from West 5th Street to West 6th Street - 300'
 - Sherman Street from West 3rd Street to West 4th Street - 300'
 - South Lincoln Street from West 1st Street to 300' south of West 1st Street - 300'

Exact locations of infrastructure improvements will be specified in subsequent applications. Any street projects, depending on preliminary designs, may also incorporate storm sewers and sidewalks.

Activities and Tasks: Phase II, Year 1 will be completed in 2 steps:

Step 1) Install ADA accessible curb ramps at pedestrian crossings

- Identify pedestrian crossings needing ramps
- City lets bids and selects engineer
- Hire contractor
- Construction begins and is completed on selected crossings

Step 2) Infrastructure Improvements

- City lets bids and selects contractor for street and water line reconstruction
- Construction begins and is completed on selected streets

Product or Outcomes: Curb ramps at pedestrian crossings will become ADA accessible to aid the elderly and handicapped. Street and water main improvements will be completed. All activities will be completed in the target area.

Key Parties: City of Wayne, engineers, contractors, and NENEDD.

City of Wayne- Phase II, Year 1 Total Costs

CODE	ACTIVITY	CDBG	MATCH	LEVERAGE	TOTAL
0230	Streets/Bridges	307,000			307,000
0250	Storm Sewer	-	76,750	76,750	153,500
0380	Construction Management	8,000		-	8,000
	TOTAL NON-ADMIN	315,000	153,500		468,500
0181	General Administration (10%)	35,000	-		35,000
	TOTAL PROGRAM COSTS	350,000	153,500		503,500

PHASE II, YEAR 2**Goals:**

- Make improvements to a recreational area within the target area
 - Provide ADA parking
 - Provide ADA sidewalks to the area's covered shelter
 - Provided ADA sidewalks on the west side of the park
 - Install a basketball court
- To complete infrastructure improvements to one or more of the following target area streets and water lines:
 - South Windom Street from 323' south of Folk to 333' south of Folk Street - 101'
 - East 4th Street from Windom Street east for 150' - 150'
 - East 2nd Street from Logan Street to Nebraska Street - 206'
 - Dearborn Street from East 4th Street north for 135' - 135'
 - East 5th Street from Dearborn Street east for 70' - 70'
 - Trail & Pedestrian Underpass on West 7th Street between CAC and Oak Drive
 - West downtown alley from West 1st Street to West 4th Street - 950'
 - Sherman Street from West 5th Street to West 6th Street - 300'
 - Sherman Street from West 3rd Street to West 4th Street - 300'
 - South Lincoln Street from West 1st Street to 300' south of West 1st Street - 300'

Exact locations of infrastructure improvements will be specified in subsequent applications. Any street projects, depending on preliminary designs, may also incorporate storm sewers and sidewalks.

Activities and Tasks: Phase II, Year 2 will be completed in two steps:

Step 1) Make improvements to a recreational area within the target area

- City lets bids and selects engineer
- Hire contractor
- Construction begins and is completed within the recreational area

Step 2) Infrastructure Improvements

- City lets bids and selects contractor for street and water line reconstruction
- Construction begins and is completed on selected streets

Product or Outcomes: Make improvements to a recreational area within the target area that will provide ADA accessibility to aid the elderly and handicapped. Street and water main improvements will be completed. All activities will be completed in the target area.

Key Parties: City of Wayne, engineers, contractors, and NENEDD.

City of Wayne- Phase II, Year 2 Total Costs

CODE	ACTIVITY	CDBG	MATCH	LEVERAGE	TOTAL
0230	Streets/Bridges	277,000			277,000
0250	Storm Sewer	-	76,750	76,750	153,500
0070	Public Facilities & Improvements	30,000			30,000
0380	Construction Management	8,000		-	8,000
	TOTAL NON-ADMIN	315,000	153,500		468,500
0181	General Administration (10%)	35,000		-	35,000
	TOTAL PROGRAM COSTS	\$ 350,000	153,500		\$ 503,500

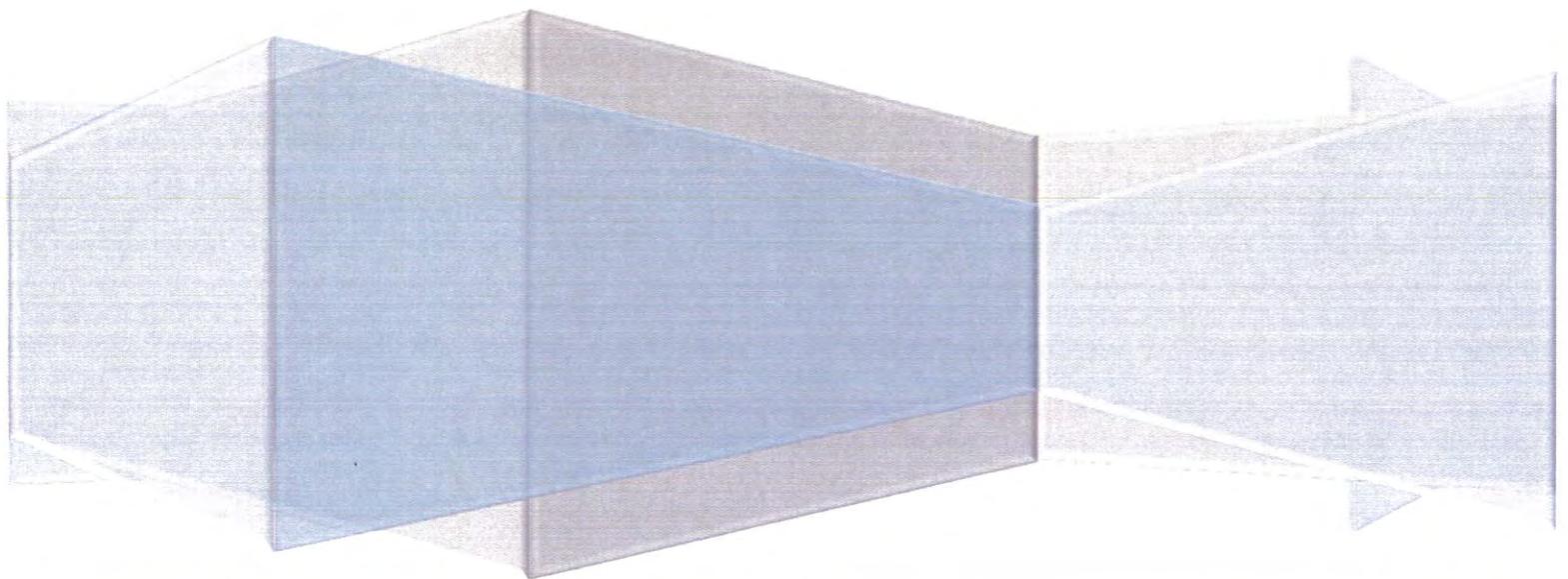
Total Project Costs of Both Years

CODE	ACTIVITY	CDBG	MATCH	LEVERAGE	TOTAL
0230	Streets/Bridges	584,000			584,000
0250	Storm Sewer	-	153,500	153,500	307,000
0070	Public Facilities & Improvements	30,000			30,000
0380	Construction Management	16,000		-	16,000
	TOTAL NON-ADMIN	630,000	307,000		937,000
0181	General Administration (10%)	70,000	-		70,000
	TOTAL PROGRAM COSTS	\$ 700,000	307,000		\$ 1,007,000

WORK PLAN PHASE II, YEAR 1	MILESTONES / EVALUATION	DATE
Install ADA accessible curb ramps at pedestrian crossings <ul style="list-style-type: none"> Identify improvement Let bids Improvements are made 	LMI families will benefit from infrastructure improvements in the target area.	March 2018
City of Wayne Infrastructure Improvement <ul style="list-style-type: none"> Identify improvements Let bids Projects are completed 	LMI families will benefit from infrastructure improvements in the target area.	March 2018
WORK PLAN PHASE II, YEAR 2	MILESTONES / EVALUATION	DATE
Make improvements to a recreational area within the target area <ul style="list-style-type: none"> Identify improvement Let bids Improvements are made 	LMI families will benefit from infrastructure improvements in the target area.	March 2019
City of Wayne Infrastructure Improvement <ul style="list-style-type: none"> Identify improvements Let bids Projects are completed 	LMI families will benefit from infrastructure improvements in the target area.	March 2019

The above activities are the results of projects identified as high priority during the Pre-development Study. These activities may be changed by the City during the application process to better meet the needs of the community. All improvements will be within the target area and will benefit LMI persons.

Community and City Staff Survey Results



The 2017 needs assessment/strategy was compiled utilizing Survey Monkey, an online survey tool. The survey was first announced to the residents in the City's newsletter, which was mailed to all residents with their utility bills. News articles were printed in the Wayne Herald to inform residents and city staff about the survey to encourage their participation.

A local radio and television station also ran advertisements about the survey. Flyers were distributed at various locations and copies of the survey were available at the Wayne City Office, Public Library, Senior Center, Wayne Area Economic Development, and Chamber of Commerce. Spanish versions of the citizen survey were also available at each of these locations. The City also used social media to encourage participation and links to the surveys were posted on the City's website as well as the NENEDD website.

The survey was released in March of 2017. In total, 148 surveys were returned, with 118 residents and 30 city staff members completing the survey.

Despite the City's best efforts to generate responses, no individuals submitted a Spanish survey. Still, the survey results did produce information which proved useful in developing a work plan.

Citizen survey results showed the following as high priority items: (Appendix #1, Citizen Survey Results)

- Street Maintenance – 68%
- Disrepair and Lack of Property upkeep – 66%
- Sidewalk, Curb Ramps – 65%
- Streets – 65%
- Water – 62%
- Availability of Jobs – 61%
- Street Conditions – 59%
- Health Facility – 57%
- Neighborhood Parks - 56%
- Sanitary Sewer – 53%
- Storm Sewer – 50%

City staff survey results showed the following as high priority items (Appendix #2, City Staff Survey Results)

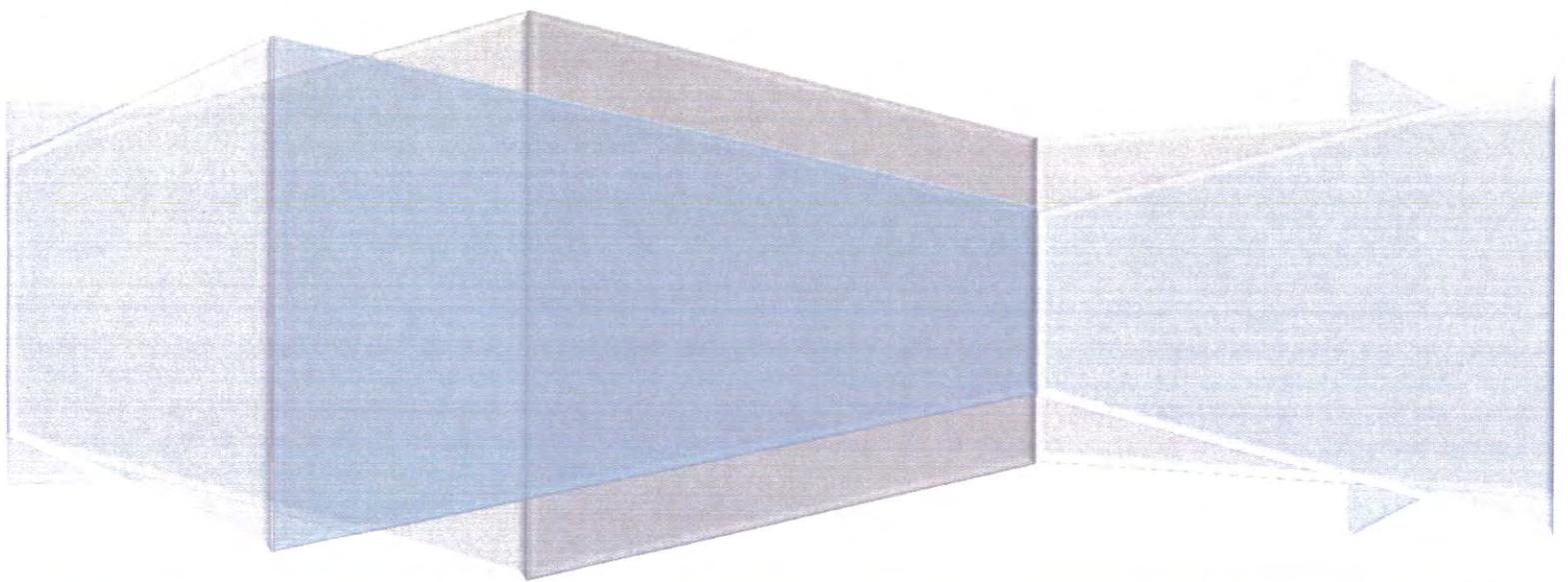
- Water – 82%
- Streets – 79%
- Street Conditions – 75%
- Availability of Jobs – 75%
- Street Maintenance – 74%
- Disrepair and Lack of Property upkeep – 71%
- Sidewalk, Curb Ramps – 68%
- Storm Sewer – 50%
- Sanitary Sewer – 54%

Combined citizen and city staff surveys showed the following activities as high priority items:

- Sidewalks and Curb Ramps
- Streets, Street Maintenance and Street Conditions
- Disrepair and Lack of Property Upkeep
- Sanitary Sewer
- Storm Sewer
- Water
- Availability of Jobs

Even though available jobs and disrepair and lack of property upkeep are listed among the top priorities, they are not an eligible CD program activity. These priority items are listed so that the City of Wayne might address such issues through other avenues and funding sources.

Town Hall Meetings



The City of Wayne held three town hall meetings to discuss survey results and further identify target area needs. The first meeting was held on May 22, 2017 at the Senior Center. On June 15, 2017 two more town hall meetings were held, at 5:30 and 7:00 pm at the City Auditorium.

Meeting information was distributed through articles in the Wayne Herald and the local radio and television stations. Flyers were posted in different locations around the City as well as the City's website and Facebook page. A power-point presentation, map of the target area, English and Spanish surveys and survey results were available at all three meetings.

Much public input was generated during the town hall meetings. Approximately, 55 persons attended the meeting at the Senior Center. At the City Auditorium, six were present at the 5:30 pm meeting and none were present at the 7:00 pm meeting.

Comments gathered during May 22, 2017 Senior Center

- Concerns regarding children crossing the Highway as they go to the High School and Elementary School
- Need for a stop sign at the intersection of 3rd and Pearl Streets
- Cars are parking too close to the intersection of 3rd and Pearl Streets; drivers are not able to see oncoming traffic
- Bus service is needed on the weekends
- Concerns with overnight parking
- Need for a stop sign at the intersection of 7th and Sherman Street
- There is a blind spot at the intersection of 5th and Sherman Street
- The need for traffic control during the shift change at the Great Dane plant

Comments gathered during June 15, 2017 City Auditorium 5:30 pm

- There is not an affordable housing option for low-income people
- The housing market is geared toward college students, so the rent is high and few houses are up for sale
- There are safety and noise concerns with apartment buildings.
- The owners and renters do not take care of the property and raise code enforcement concerns (parking on sidewalks, snow removal)
- The lagoon area can be redeveloped, may be a good location for the RV/camper park, baseball or soccer field or an industrial site
- Not all sidewalks are ADA compliant especially in the northwest quadrant of town
- Sidewalks in the downtown district are very sloped
- Many sidewalks throughout the target area are not complete and are "sidewalks that go nowhere"

- Dilapidated houses are a major problem, owners do not take care of them, which leads to code enforcement and safety concerns
- Improvements are needed to the gravel road leading to the Softball field
- Updates to playground equipment
- Storm water issues on Dearborn and 1st Street
- Improvements needed to Lincoln and Douglas Streets north of 7th Street
- Demolition of old pool needed as it is a safety concern with the 12 foot cement hole
- The trails need to be completed and some form of lighting should be added
- Not all parts of the City Auditorium and City Council Chambers are ADA accessible
- Need a new basketball court and LED lighting in the park
- Additional daycare is needed
- Water main replacements throughout the City

June 15, 2017 City Auditorium 7:00

- No residents were present.

RESOLUTION NO. 2017-68

A RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL TO SIGN AN APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS (CIS 14-CIS-005).

WHEREAS, the City of Wayne, Nebraska, is an eligible unit of a general local government authorized to file an application under the Housing and Community Development Act of 1974 as Amended for Small Cities Community Development Block Grant Program; and

WHEREAS, the City of Wayne is requesting \$130,000 of CDBG Comprehensive Investment and Stabilization (CIS) Phase II, Year Two Funds, of which \$31,500 will be for clearance/demolition; \$25,000 for single-family, owner-occupied rehabilitation; \$7,500 for housing management and risk assessment/testing; and \$15,000 for the general administration of the grant. Local matching funds of \$200,000 were provided by the City of Wayne to make water system improvements. The total project cost is \$330,000. All activities will be conducted within the target area (southeastern quadrant) reviewed through the CIS Phase I Needs Assessment/Strategy. All CDBG funds will benefit low-to-moderate income persons in the community. No persons will be displaced as a result of this project.

NOW, THEREFORE, BE IT RESOLVED BY the City Council of the City of Wayne, Nebraska, that the Mayor be authorized and directed to proceed with the formulation of any and all contracts, documents, or other memoranda between the City of Wayne and the Nebraska Department of Economic Development so as to effect acceptance of the grant application.

PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

RESOLUTION NO. 2017-69

A RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL TO SIGN AN APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS (CDBG 16-CD-008).

WHEREAS, the City of Wayne, Nebraska, is an eligible unit of a general local government authorized to file an application under the Housing and Community Development Act of 1974 as Amended for Small Cities Community Development Block Grant Program; and

WHEREAS, the City of Wayne is requesting \$26,400 of CDBG Comprehensive Development (CD) Phase I Funds, of which \$23,400 was used to conduct a planning study and \$3,000 was used for the general administration of the grant. Local matching funds of \$12,600 were provided by the City of Wayne. The total project cost is \$39,000. All activities will be conducted within the LMI target area. All CDBG funds will benefit low-to-moderate income persons in the community. No persons will be displaced as a result of this project. The grant will also require an additional leverage of \$12,600 within the target area and to benefit LMI persons.

NOW, THEREFORE, BE IT RESOLVED BY the City Council of the City of Wayne, Nebraska, that the Mayor be authorized and directed to proceed with the formulation of any and all contracts, documents, or other memoranda between the City of Wayne and the Nebraska Department of Economic Development so as to effect acceptance of the grant application.

PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

NOTICE OF PUBLIC HEARING ON APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

NOTICE IS HEREBY GIVEN that on August 15, 2017 in the City Council Chambers, the City of Wayne will hold a public hearing concerning an application to the Department of Economic Development for a Community Development Block Grant. This grant is available to local governments for community and economic development activities.

The City of Wayne is requesting \$350,000 of CDBG Comprehensive Development (CD) Phase II funds of which \$307,000 will be used to install approximately 175 ADA ramps at pedestrian crossings; \$35,000 will be used for general administration; and \$8,000 will be used for construction management. Local matching funds of \$76,750 and \$76,750 in leveraged funds will be provided by the City of Wayne and will come from the 2nd Street paving and storm sewer project. The total program cost is \$503,500. All activities will be conducted within the LMI target area. All CDBG funds will benefit low-to-moderate income persons in the community. No persons will be displaced as a result of this project.

The grant application will be available for public inspection at the Wayne City Office. All interested parties are invited to attend this public hearing at which time you will have an opportunity to be heard regarding the grant application. Written testimony will also be accepted at the public hearing scheduled for 5:30 p.m., August 15, 2017 at the Wayne City Council Chambers located at 306 Pearl Street, Wayne, Nebraska 68787. Written comments addressed to Betty A. McGuire, City Clerk, at PO Box 8, Wayne, Nebraska 68787 will be accepted if received on or before September 6, 2016.

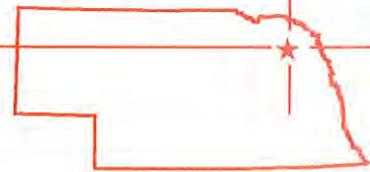
Individuals requiring physical or sensory accommodations including interpreter service, Braille, large print, or recorded materials, please contact Betty A. McGuire, City Clerk, at PO Box 8, 306 Pearl Street, Wayne, Nebraska 68787 or at (402) 375-1733 no later than August 11, 2017. Accommodations will be made for persons with disabilities and non-English speaking individuals provided that a one day notice is received by the City of Wayne.

City of Wayne

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

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

Incorporated - February 2, 1884



RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL TO SIGN AN APPLICATION FOR CDBG FUNDS

Whereas, the City of Wayne Nebraska, is an eligible unit of a general local government authorized to file an application under the Housing and Community Development Act of 1974 as amended for Small Cities Community Development Block Grant Program, and,

The City of Wayne is requesting \$350,000 of CDBG Comprehensive Development (CD) Phase II funds of which \$307,000 will be used to install approximately 175 ADA ramps at pedestrian crossings; \$35,000 will be used for general administration; and \$8,000 will be used for construction management. Local matching funds of \$76,750 and \$76,750 in leveraged funds will be provided by the City of Wayne and will come from the 2nd Street paving and storm sewer project. The total program cost is \$503,500. All activities will be conducted within the LMI target area. All CDBG funds will benefit low-to-moderate income persons in the community. No persons will be displaced as a result of this project.

and, NOW, THEREFORE, BE IT RESOLVED BY

The City Council of the City of Wayne that the Mayor be authorized and directed to proceed with the formulation of any and all contracts, documents or other memoranda between City of Wayne and the Nebraska Department of Economic Development so as to effect acceptance of the grant application.

Signed

Mayor

Title

08/15/2017

Date

Exhibit B



Home of Wayne State College



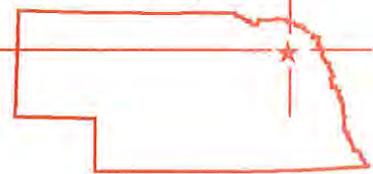
Equal Housing Opportunity

City of Wayne

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

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

Incorporated - February 2, 1884



APPLICANT'S STATEMENT OF ASSURANCES AND CERTIFICATIONS

The City of Wayne (Applicant) hereby assures and certifies to the Nebraska Department of Economic Development regarding an application for Community Development Block Grant (CDBG) funds, the following:

THRESHOLD CERTIFICATIONS

1. There are no significant unresolved audit findings relating to any prior grant award from the federal and/or state government that would adversely affect the administration of this grant.
2. No legal actions are underway or being contemplated that would significantly impact the Applicant's capacity to effectively administer the program, and to fulfill the CDBG program; and
3. No project costs have been incurred that have not been approved in writing by the Department.

FEDERAL COMPLIANCE CERTIFICATIONS

4. It will adopt and follow a residential anti-displacement and relocation assistance plan that will minimize displacement as a result of activities assisted with CDBG funds.
5. It will conduct and administer its programs in conformance with:
 - a. Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352), and the regulations issued pursuant thereto (24 CFR Part 1).
 - b. Title VIII of the Civil Rights Act of 1968 (Pub. L. 90-284), as amended, administering all programs and activities relating to housing and community development in a manner to affirmatively further fair housing, and will take action to affirmatively further fair housing in the sale or rental of housing, the financing of housing and the provision of brokerage services.
 - c. The Fair Housing Act of 1988 (42 USC 3601-20) and will affirmatively further fair housing.
6. It will not attempt to recover any capital costs of public improvements assisted in whole or part by assessing any amount against properties owned and occupied by persons of low- and moderate-income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless (1) grant funds are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than grant funds, or (2) for purposes of assessing any amount against properties owned and occupied by persons of LMI who are not persons of very-low income, the recipient certifies to the state that it lacks sufficient grant funds to comply with the requirements of clause (1).
7. It will comply with all provisions of Title I of the Housing and Community Development Act of 1974, as amended, which have not been cited previously as well as with other applicable laws.

CITIZEN PARTICIPATION PLAN CERTIFICATION

8. It certifies that a detailed citizen participation plan is on file which includes:
 - a. Providing and encouraging citizen participation with particular emphasis on participation by lower income persons who are residents of slum and blight areas in which funds are proposed to be used to include target areas as identified in the application.
 - b. Providing citizens with reasonable and timely access to local meetings, information, and records relating to the Applicant's proposed and actual use of CDBG funds.
 - c. Furnishing citizens with information, including but not limited to, the amount of CDBG funds expected to be made available for the current fiscal year, including CDBG funds and anticipated program income; the range of activities that may be undertaken with CDBG funds; the estimated amount of CDBG funds to be used for activities that will meet national objective of benefit to low- and moderate-income people, and the proposed CDBG activities likely to result in displacement and the grantee's anti-displacement and relocation plans.



Home of Wayne State College

Exhibit C-1



Equal Housing Opportunity

- d. Providing technical assistance to groups representative of persons of low and moderate income that request such assistance in developing proposals. The level and type of assistance is to be identified within the plan.
- e. Providing for public hearings at different stages of the program, for the purpose of obtaining citizen's views and responding to proposals and questions. The hearings must cover community development and housing needs, development of proposed activities and review of program performance. The hearing to cover community development needs must be held before submission of an application to the state. The hearing on program performance must be held during the implementation of the CDBG awarded grant. There must be reasonable notice of the hearings and they must be held at times and locations convenient to potential or actual beneficiaries, with accommodations for the handicapped. Public hearings are to be conducted in a manner to meet the needs of non-English speaking residents where a significant number of non-English speaking residents can be expected to participate.
- f. Providing citizens with reasonable advance notice of, and opportunity to comment on, proposed activities in the application to the state and for grants already made, activities that are added to, deleted or substantially changed from the application to the state. Substantially changed is defined in terms of purpose, scope, location or beneficiaries defined by the state established criteria.
- g. Providing citizens the address, phone number and acceptable hours for submitting complaints and grievances and providing timely written responses to written complaints and grievances within 15 working days where practicable.

SPECIAL REQUIREMENTS AND ASSURANCES.

9. The Applicant will comply with the administrative requirements of the program, those applicable items in the 1995 Consolidated Plan, Title I of the Housing and Community Development Act of 1974, Public Law 93-383, as amended, and 24 CFR Part 570 (including parts not specifically cited below), and the following laws, regulations and requirements, both federal and state, as the pertain to the design, implementation and administration of the local project, if approved:

CIVIL RIGHTS AND EQUAL OPPORTUNITY PROVISIONS

- Public Law 88-352, Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000(d), et. seq.) (24 CFR Part 1)
- Section 109 of the Housing and Community Development Act of 1974, As Amended
- Age-Discrimination Act of 1975, As Amended (42 U.S.C. 6101, et. seq.)
- Section 504 of the Rehabilitation Act of 1973, As Amended (29 U.S.C. 794) and the Americans with Disability Act
- Executive Order 11246, As Amended
- Executive Order 11063, As Amended by Executive Order 12259 (24 CFR Part 107)

ENVIRONMENTAL STANDARDS AND PROVISIONS

- Section 104(f) of the Housing and Community Development Act of 1974, As Amended
- Title IV of the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. 4831) and the Implementing Regulations found at 24 CFR Part 35
- The National Environmental Policy Act of 1969 (42 U.S.C. Section 4321, et. seq., and 24 CFR Part 58)
- The Clean Air Act, As Amended (42 U.S.C. 7401, et. seq.)
- Farmland Protection Policy Act of 1981, (U.S.C. 4201, et. seq.)
- The Endangered Species Act of 1973, As Amended (16 U.S.C. 1531, et. seq.)
- The Reservoir Salvage Act of 1960 (16 U.S.C. 469, et. seq.), Section 3 (16 U.S.C. 469 a-1), As Amended by the Archaeological and Historic Preservation Act of 1974
- The Safe Drinking Water Act of 1974 [42 U.S.C. Section 201, 300(f), et. seq., and U.S.C. Section 349 as Amended, particularly Section 1424(e) (42 U.S.C. Section 300H-303(e))]
- The Federal Water Pollution Control Act of 1972, As Amended, including the Clean Water Act of 1977, Public Law 92-212 (33 U.S.C. Section 1251, et. seq.)
- The Solid Waste Disposal Act, As Amended by the Resource Conservation and Recovery Act of 1976 (42 U.S.C. Section 6901, et. seq.)
- The Fish and Wildlife Coordination Act of 1958, As Amended, (16 U.S.C. Section 661, et. seq.)
- EPA List of Violating Facilities
- HUD Environmental Standards (24 CFR, Part 51, Environmental Criteria and Standards and 44 F.R. 40860-40866, July 12, 1979)
- The Wild and Scenic Rivers Act of 1968, As Amended (16 U.S.C. 1271, et. seq.)
- Flood Insurance
- Executive Order 11988, May 24, 1978: Floodplain Management (42 F.R. 26951, et. seq.)
- Executive Order 11990, May 24, 1977: Protection of Wetlands (42 F.R. 26961, et. seq.)
- Environmental Protection Act, NEB. REV. STAT. 81-1501 to 81-1532 (R.R.S. 1943)
- Historic Preservation

Exhibit C-1

- Section 110 of the Housing and Community Development Act of 1974, As Amended
- Fair Labor Standards Act of 1938, As Amended, (29 U.S.C. 102, et. seq.)
- Davis-Bacon Act, As Amended (40 U.S.C. 276-a - 276a-5); and Section 2; of the June 13, 1934 Act., As Amended (48 Stat. 948.40 U.S.C. 276(c), popularly known as The Copeland Act
- Contract Work Hours and Safety Standards Act (40 U.S.C. 327, et. seq.)
- Section 3 of the Housing and Urban Development Act of 1968 [12 U.S.C. 1701(u)]

FAIR HOUSING STANDARDS AND PROVISIONS

- * Section 104(a)(2) of the Housing and Community Development Act of 1974, As Amended Public Law 90-284, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. 3601, et. seq.). As Amended by the Fair Housing Amendments Act of 1988
- * Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, As Amended (42 U.S.C. 4630) and the Implementing Regulations Found at 49 CFR Part 24
- * Relocation Assistance Act, NEB. REV. STAT. 76-1214 to 76-1242 (R.S. Supp. 1989)
- * Nebraska Civil Rights Act of 1969 20-105 to 20-125, 48-1102 and 48-1116
- * Uniform Procedures for Acquiring Private Property for Public Use, NEB. REV. STAT. 25-2501 to 25-2506 (R.R.S. 1943)

ADMINISTRATIVE AND FINANCIAL PROVISIONS

- * 78 FR 78589 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards "Cost Principles"
- * 78 FR 78589 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards "Administrative Requirements"
- * 24 CFR 570.503 - Grant Administration Requirements for Use of Escrow Accounts for Property Rehabilitation Loans and Grants
- * 24 CFR 570.488 to 570.499a - States Program: State Administration of CDBG Nonentitlement Funds
- * Community Development Law, NEB. REV. STAT. 18-2101 to 18-2144 (R.S. Supp. 1982)
- * Public Meetings Law, NEB. REV. STAT. 18-1401 to 18-1407 (R.R.S. 1943)
- * 24 CFR Subtitle A (4-1-98 Edition) – 85 Administrative requirements for grants and cooperative agreements to State, local and federally recognized Indian tribal governments

MISCELLANEOUS.

- * Hatch Act of 1938, As Amended (5 U.S.C. 1501, et. seq.)

The Applicant hereby certifies that it will comply with the above stated assurances.

Signed _____

 Mayor
 Title

 August 15, 2017
 Date

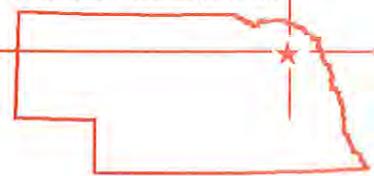
February 2015 Revised

City of Wayne

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

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

Incorporated - February 2, 1884



Citizen Participation Plan City of Wayne, Nebraska

A. Participation by Citizens

All citizens, including low- and moderate-income citizens, shall be requested and encouraged to participate in the assessment of community issues, problems and needs; the identification of potential solutions; and priority to such issues, problems and needs, as follows:

1. All citizens shall be periodically requested to complete a community needs survey to identify community and neighborhood issues, problems and needs.
2. All citizens shall be notified by publication and posting of all meetings to discuss the identified needs, potential solutions and solution priorities.
3. All citizens, particularly low and moderate-income citizens, shall be afforded the opportunity to serve on various community improvement task forces established by the City of Wayne.

B. Access to Meetings, Information and Records

Notice of public meetings conducted by the City of Wayne at the City Office shall be published or posted within a reasonable number of days prior to such meetings.

Agendas of all such meetings shall be available at the City Office for public inspection.

All meetings where CDBG projects or applications are to be discussed shall be published or posted 6 days prior to such meetings and all information and records concerning such CDBG projects or applications shall be available for public inspection at the City Office.

All meetings will be held at a time and location convenient to potential or actual beneficiaries which will be accessible to all citizens. The building and site will also be accessible to persons with disabilities.

C. Specific CDBG Project Information

All citizens shall be provided with information regarding specific CDBG projects through public meetings and publication of notices which provide all pertinent information regarding any CDBG project including, but not limited to:

1. The amount of CDBG funds expected to be made available to the City of Wayne for the current fiscal year, including CDBG funds and anticipated program income;
2. The specific range of activities that may be undertaken with CDBG funds;
3. The estimated amount of CDBG funds to be used for activities that will meet the national objective of benefit to low-and moderate-income persons, and;
4. A description of any proposed CDBG funded activities that are likely to result in displacement of persons along with the City of Wayne anti-displacement and relocation plans.

D. Provisions for Technical Assistance to Citizens

The City Clerk shall maintain current information of available resources for community improvement efforts and CDBG programs available and provide such information upon request by any citizen or group representing any citizen or group of citizens and the City Clerk shall provide assistance in developing proposals to address issues, problems and needs identified by such citizen or citizens.

E. Public Hearing on CDBG Activities

The City Council shall enact a minimum of two (2) public meetings or hearings to be conducted with regard to any CDBG application. At least one meeting or hearing shall be conducted prior to the submission of any such application and a second public hearing shall be held near the completion of any CDBG funded activity to obtain citizen input, comments or opinions with regard to such application(s) and to program or project performance.



Home of Wayne State College

Exhibit C-2



Equal Housing Opportunity

The City Clerk shall act as the contact person for all questions, comments or concerns expressed by any citizen with regard to any CDBG program or project and shall forward any such questions, comments or concerns to the City Council at the next regular meeting of the City of Wayne immediately following expression of such questions, comments or concerns. The City Clerk shall also be responsible for transmitting the City of Wayne response to any such question, comment or concerns to the citizen or citizens expressing the same.

F. Needs of Non-English Speaking Citizens

The City Council shall conduct the public hearings in a manner to meet the needs of non-English speaking residents where a significant number of non-English speaking residents can reasonably be expected to participate, the City Clerk shall arrange for oral or written translation of information regarding any CDBG program, application or project upon request by such non-English speaking persons or representatives of such persons.

G. Compliance/Grievance Procedures

The City Clerk shall post a notice at the City Office that provides name, telephone number, address and office hours of the City of Wayne for citizens who wish to file a complaint or grievance regarding any CDBG program, project or application.

Individuals wishing to submit a complaint or file a grievance concerning activities, of or application for, CDBG funds may submit a written complaint or grievance to the City Clerk

The City Clerk shall present such complaint or grievance to the City Office at the next regular meeting of the City of Wayne, where it be reviewed by the Board members. The individual submitting such complaint or grievance shall be notified of such meeting and shall be given the opportunity to make further comments at such meeting. The City of Wayne shall issue a written response to any complaint or grievance within fifteen (15) days following the meeting at which a response is formulated. Such response shall be mailed to the individual citizen(s) submitting the complaint or grievance by the City Clerk to the last known address of said citizen(s).

In the event that the nature of the complaint or grievance is determined to be a matter requiring immediate action, a special meeting of the City of Wayne shall be called to review the matter within ten (10) days of receipt of such complaint or grievance.

H. Adoption

This Citizen Participation Plan is hereby adopted by action of the City Council of the City of Wayne, Nebraska.

Ken Chamberlain, Mayor

Attest: Betty A McGuire, City Clerk

August 15, 2017

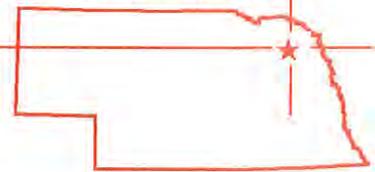
Date

City of Wayne

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

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

Incorporated - February 2, 1884



RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN

The City of Wayne will replace all occupied and vacant occupiable low-moderate-income dwelling units demolished or converted to a use other than as low-moderate-income housing as a direct result of activities assisted with Community Development Block Grant (CDBG) funds provided under the Housing and Community Development Act of 1974, as amended.

All replacement housing will be provided within three (3) years of the commencement of the demolition or rehabilitation relating to conversion. Before obligating or expending funds that will directly result in such demolition or conversion, the City of Wayne will make public and submit to DED the following information in writing:

1. A description of the proposed assisted activity;
2. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as low-moderate-income dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units;
5. The source of funding and a time schedule for the provision of replacement dwelling units; and
6. The basis for concluding that each replacement dwelling unit will remain a low-moderate-income dwelling unit for at least ten (10) years from the date of initial occupancy.

The City of Wayne will provide relocation assistance, according to either the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (49 CFR Part 24) or 24 CFR 570.496a(c) to each low/moderate-income family displaced by the demolition of housing, or the conversion of a low-moderate-income dwelling to another use as a direct result of assisted activities.

Consistent with the goals and objectives of activities assisted under the CDBG program, the City of Wayne will take the following steps to minimize the displacement of persons from their homes:

1. Maintain current data on the occupancy of houses in areas targeted for CDBG assistance.
2. Review all activities prior to implementation to determine the effect, if any, on occupied residential properties.
3. Include consideration of alternate solutions when it appears an assisted project will cause displacement, if implemented.
4. Require private individuals and businesses to consider other alternatives to displacement causing activities, if they are requesting CDBG assistance.

Signed _____

Title Mayor

Date August 15, 2017

Exhibit D



Home of Wayne State College



Equal Housing Opportunity

Estimated Percentage of Low to Moderate Income Individuals in Wayne city

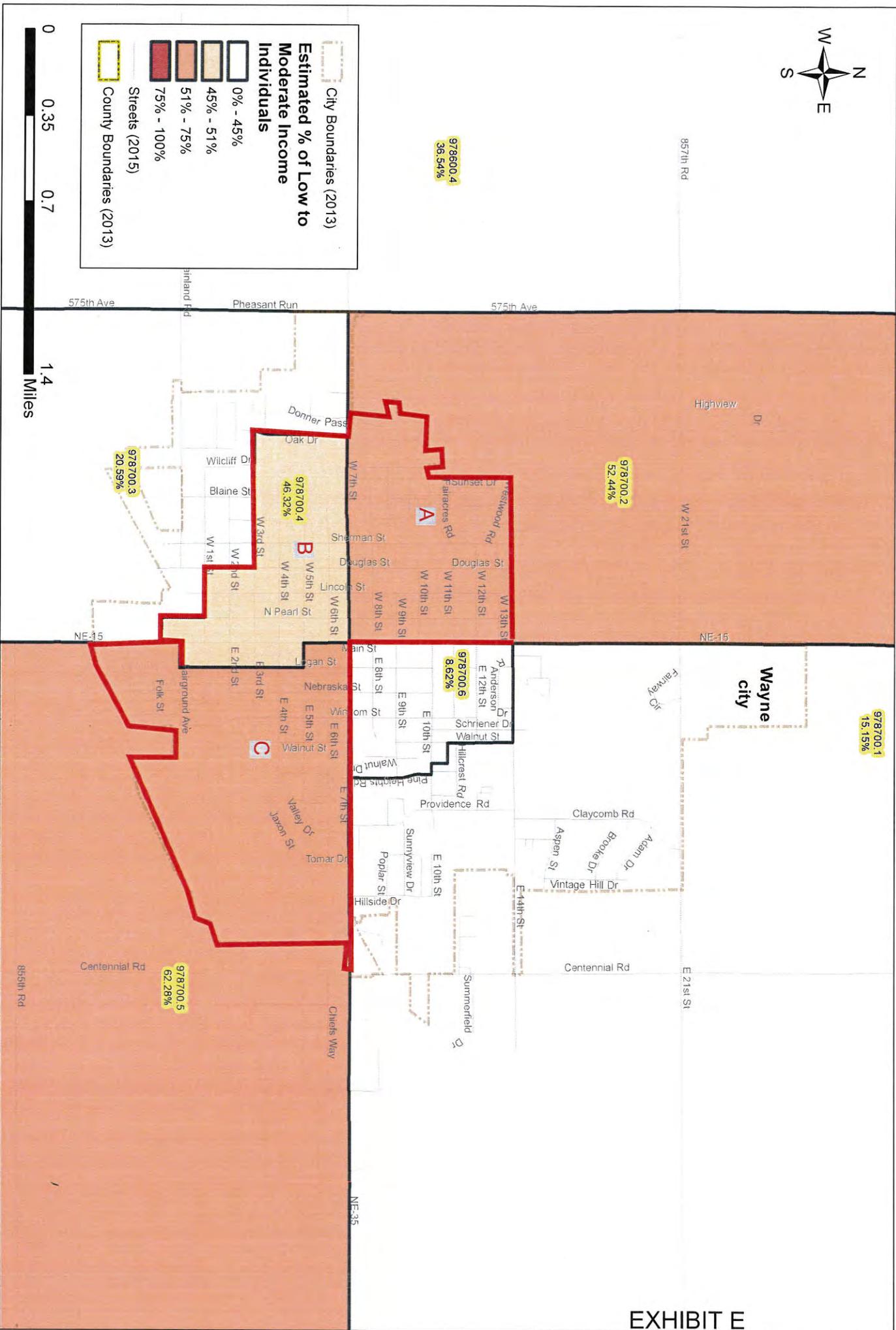


EXHIBIT E

Sources: U.S. Department of Housing and Urban Development FY 2015 LMISD by State - All Block Groups, Based on 2006-2010 American Community Survey
 ESRI Business Analyst 2013-15 | Navteq 2015 Q1

Wayne CD target A-C - 53.05% LMI (see attached data)

Area Identifier	GEOID	geoname	stusab	countyname	state	county	tract	blkgrp	low	lowmod	LMIMI	lowmoduniv	lowmod_pct
A	311799787002	Block Group 2, Census Tract 9787, Wayne County, Nebraska	NE	Wayne County	31	179	978700	2	500	590	725	1125	0.5244
B	311799787004	Block Group 4, Census Tract 9787, Wayne County, Nebraska	NE	Wayne County	31	179	978700	4	280	315	350	680	0.4632
C	311799787005	Block Group 5, Census Tract 9787, Wayne County, Nebraska	NE	Wayne County	31	179	978700	5	225	355	515	570	0.6228
Sum of the combined target area (A-C)										1260		2375	0.5305

Data Source: <https://www.hudexchange.info/manage-a-program/acs-low-mod-summary-data-block-groups-places/>

FFATA REPORTING FORM/CERTIFICATION – CDBG & CDBG HOUSING

The Federal Funding Accountability and Transparency Act (FFATA) seeks to provide the public with greater access to Federal spending information. Due to FFATA requirements, units of general local government are required to provide the following information, which may be used by the Department of Economic Development ("Department") to comply with federal reporting requirements. Please fill out the following form accurately and completely, have it signed by an authorized official, and submit to the Department along with your application for funding.

Name of Applicant: City of Wayne			
Applicant Address: PO Box 8			
City: Wayne	State: NE	Zip: 68787	Congressional District: 3
Applicant DUNS number: 031172505			
Principal Place of Performance of Proposed Project: Wayne, NE			
City: Wayne	State: NE	Zip: 68787	Congressional District: 3
<p>The City of Wayne is requesting \$350,000 of CDBG Comprehensive Development (CD) Phase II funds of which \$307,000 will be used for Street Improvement; \$35,000 will be used for general administration; and \$8,000 will be used for Construction Management. Local matching funds of \$76,750 will be provided by the City of Wayne. The grant will also require an additional leverage of \$76,750 within the target area and to benefit LMI persons. The total program cost is \$503,500. All activities will be conducted within the LMI target area. All CDBG funds will benefit low-to-moderate income persons in the community. No persons will be displaced as a result of this project.</p>			
<p>If certain conditions are met, Applicant must provide names and total compensation of Applicant's top five highly compensated Executives to the Department. Please answer question number 1, and follow the instructions. If directed to answer question 2, please answer question 2 and follow instructions.</p>			
<p>1. In Applicant's previous fiscal year, did Applicant receive (a) 80 percent or more of Applicant's annual gross revenues in U.S. federal contracts and subcontracts and other federal financial assistance subject to the Transparency Act, as defined in 2 C.F.R. 170.320; AND (b) \$25,000,000 or more in annual gross revenues from contracts and subcontracts and other federal financial assistance subject to the Transparency Act, as defined in 2 C.F.R. 170.320?</p> <p>Yes <input type="checkbox"/> If yes, answer question 2 below. No <input checked="" type="checkbox"/> If no, stop, you are not required to report names and compensation. Please sign and submit form to the Department.</p>			
<p>2. Does the public have access to information about the compensation of Applicant's senior executives through periodic reports filed under section 13(a) or 15(d) of the Security Exchange Act of 1934 (15 U.S.C. 78(m)(a), 78o(d)), or section 6104 of the Internal Revenue Code of 1986?</p> <p>Yes <input type="checkbox"/> If yes, stop, you are not required to report names and compensation. Please sign and submit form to the Department. No <input type="checkbox"/> If no, you are required to report names and compensation. Please fill out the remainder of this form.</p>			
<p>Please provide the names and Total Compensation of the top five most highly compensated Executives in the space below.</p> <p>(NOTE: Executive means officers, managing partners, or any other employees in management positions. Total Compensation means the cash and noncash dollar value earned by the Executive during the Applicant's preceding fiscal year and includes salary and bonus, awards of stock, stock options, and stock appreciation rights; earnings for services under non-equity incentive plans, change in pension value, above market earnings on deferred compensation which is not tax-qualified; and other compensation exceeding \$10,000 as defined in Appendix A to 2 C.F.R. Part 170.)</p>			
Name:		Total Compensation:	
Name:		Total Compensation:	
Name:		Total Compensation:	
The Applicant certifies that the information contained on this form is true and accurate. Signed: _____ Title: <u>Mayor</u> Date: <u>August 15, 2017</u>		DED USE _____ _____	

SAM Search Results
List of records matching your search for :
Record Status: Active
DUNS Number: 031172505
Functional Area: Entity Management, Performance Information

ENTITY <input type="text"/> WAYNE, CITY OF (INC)	Status:Active
DUNS: 031172505 +4:	CAGE Code: 609K8 DoDAAC:
Expiration Date: Jul 18, 2018	Has Active Exclusion?: No Debt Subject to Offset?: No
Address: 306 N PEARL ST	
City: WAYNE	State/Province: NEBRASKA
ZIP Code: 68787-1959	Country: UNITED STATES

**FOUR FACTOR ANALYSIS
ASSESSING
LIMITED ENGLISH PROFICIENCY
AND
LANGUAGE ASSISTANCE PLAN**

**PREPARED BY
City of Wayne**

**FOR
THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

A. POLICY STATEMENT

It is the policy of the City of Wayne to take reasonable steps to provide meaningful access to its programs and activities for persons with Limited English Proficiency (LEP). The City of Wayne's policy is to ensure that staff will communicate effectively with LEP individuals, and LEP individuals will have access to important programs and information. City of Wayne is committed to complying with federal requirements in providing free meaningful access to its programs and activities for LEP persons.

B. HISTORY

Title VI of the Civil Rights Act of 1964 is the federal law which protects individuals from discrimination on the basis of their race, color, or national origin in programs that receive federal financial assistance. In certain situations, failure to ensure that persons who have Limited English Proficiency can effectively participate in, or benefit from, federally assisted programs may violate Title VI's prohibition against national origin discrimination.

Persons who, as a result of national origin, do not speak English as their primary language and who have limited ability to speak, read, write, or understand English may be entitled to language assistance under Title VI in order to receive a particular service, benefit, or encounter.

On August 11, 2000, Executive Order 13166, titled, "Improving Access to Services by Persons with Limited English Proficiency," was issued. Executive Order 13166 requires federal agencies to assess and address the needs of otherwise eligible persons seeking access to federally conducted programs and activities who, due to LEP cannot fully and equally participate in or benefit from those programs and activities. Section 2 of the Executive Order 13166 directs each federal department or agency "to prepare a plan to improve access to...federally conducted programs and activities by eligible LEP persons...."

C. DEFINITIONS

Beneficiary: The ultimate consumer of HUD programs and receives benefits from a HUD Recipient or Sub-recipient.

Limited English Proficient Person (LEP): Individuals who do not speak English as their primary language and who have a limited ability to read, write, speak, or understand English because of national origin.

Language Assistance Plan (LAP): A written implementation plan that addresses identified needs of the LEP persons served.

Recipient: Any political subdivision of the State of Nebraska, or an eligible nonprofit organization, to whom Federal financial assistance is extended for any program or activity, or who otherwise participates in carrying out such program or activity, including any successor, assign or transferee thereof, but such term does not include any Beneficiary under any such program.

Sub-recipient: Any public or private agency, institution, organization, or other entity to whom Federal financial assistance is extended, through another Recipient, for any program or activity, or who otherwise participates in carrying out such program or activity but such term does not include any Beneficiary under any such program.

Vital Document: Any document that is critical for ensuring meaningful access to the Recipient's major activities and programs by Beneficiaries generally and LEP persons specifically.

D. FRAMEWORK & METHODOLOGY

This Four Factor Analysis is the first step in providing meaningful access to federally funded programs for LEP persons. The Four Factor Analysis completed by City of Wayne addresses the following:

1. The number or proportion of LEP persons eligible to be serviced or likely to be encountered by City of Wayne;
2. The frequency with which LEP persons using a particular language come in contact with City of Wayne;
3. The nature and importance of the City of Wayne program or activity provided to the individual's life; and
4. The resources available to City of Wayne, and costs associated with providing LEP services.

E. FOUR FACTOR ANALYSIS

1. The number or proportion of LEP persons eligible to be served or likely to be encountered by City of Wayne.

The 2011-2015 American Community Survey 5 year estimates indicate that out of the 5361 residents 145 or 2.70 % of Spanish speaking persons report speaking English less than "very well". 9 or 0.16% of Scandinavian speaking persons reported speaking English less than "very well. 16 or 0.29% of French speaking persons reported speaking English less than "very well. 4 or 0.26% of African speaking persons reported speaking English less than "very well. No other language groups reported speaking English less than "very well". The City estimates that the number or proportion of LEP persons encountered will be very low.

2. The frequency with which LEP persons using a particular language come in contact with City of Wayne.

Due to the low number and proportion of LEP persons in the City of Wayne and the lack of LEP business and property owners, the frequency of persons using a particular language coming in to contact with the City would be very low. The City will continue to assess the frequency with which its employees have, or could have, contact with LEP persons. This includes documenting face-to-face contacts and telephone inquiries.

3. The nature and importance of the City of Wayne program or activity provided to the individual's life.

All LEP persons would have the opportunity to participate in public meetings explaining the impact that the project would have. The City estimates that the number or proportion of LEP persons encountered will be very low as there are no large geographic concentrations of any type of LEP individuals in the service area for the City. The overwhelming majority of the population speaks only English. As a result there are not many social or professional organizations within the City's service area, which focuses on outreach to LEP individuals. The City's elected officials and staff is most likely to encounter LEP individuals through office visits, phone conversations, notifications from staff of impacts on services and attendance at meetings.

4. The resources available to City of Wayne, and costs associated providing LEP services.

Due to low frequency of translation requests, the City of Wayne currently does not have dedicated resources to provide oral and vital document translation assistance. If needed the City would provide language assistance provided through a telephone interpreter line for which the City would pay any fees.

As a result of the Four Factor Analysis, City of Wayne has determined a Language Assistance Plan is needed: NO

Effective: 7/25/2017

Comprehensive Development (CD) Application

Community Development Block Grant (CDBG)

Nebraska Department of Economic Development (DED)

2017

DED USE ONLY

Application No.

17-CD-

Date Received

PART I. GENERAL INFORMATION

TYPE OR PRINT ALL INFORMATION

1. APPLICANT IDENTIFICATION

Applicant Name City of Wayne
 Mailing Address PO Box 8
 City, State, ZIP Wayne, NE 68787
 County Wayne
 Local Contact Wes Blecke
 Email Address wblecke@cityofwayne.org
 Telephone 402-375-1733
 Fax 402-375-1619
 Federal ID # 47-6006407
 DUNS # 031172505
 SAM Expiration Date 2/14/2017

2. PERSON PREPARING APPLICATION

Name Jan Merrill
 Organization NENEDD
 Address 111 S 1st Street
 City, State, ZIP Norfolk, NE 68701
 Email Address jan@nenedd.org
 Telephone 402-379-1150
 Federal ID 470634922

Application Preparer (Check One)

- Local Staff Out-of-State Consultant
 In-State Consultant Non-Profit
 Economic Development District

3. ACTIVITY TYPE

CD Phase I CD Phase II Implementation: Year 1 Year 2

5. APPLICATION TYPE

Individual

6. SERVICE AREA

Legislative District 17 Congressional District 1

Other identifying characteristics:

4. FUNDING SOURCES

CDBG Funds Requested \$ 350,000
 Other Funds \$ 153,500
Total Project Funds \$ 503,500

Round amounts to the nearest dollar.

7. PROJECT NAME AND LOCATION

**Wayne Comprehensive Development (CD)
 Phase II Year 1**

8. PROJECT SUMMARY: Brief quantitative description of the project for which CDBG funds are requested.

One-page project summary attached. The City of Wayne is requesting \$350,000 of CDBG Comprehensive Development (CD) Phase II funds of which \$307,000 will be used for Street Improvement; \$35,000 will be used for general administration; and \$8,000 will be used for Construction Management. Local matching funds of \$76,750 will be provided by the City of Wayne. The grant will also require an additional leverage of \$76,750 within the target area and to benefit LMI persons. The total program cost is \$503,500. All activities will be conducted within the LMI target area. All CDBG funds will benefit low-to-moderate income persons in the community. No persons will be displaced as a result of this project.

9. CERTIFYING OFFICIAL: Chief elected officer of local government requesting CDBG funds.

To the best of my knowledge and belief, data, and information in this application are true and correct, including any commitment of local or other resources. This application has been duly authorized by the governing body of the applicant following an official public hearing. This applicant will comply with all federal and state requirements governing the use of CDBG funds.

August 15, 2017

Signature in Blue Ink

Ken Chamberlain, Mayor

Date Signed

August 15, 2017

Attest

Betty A McGuire, City Clerk

Date Signed

ONE PAGE PROJECT SUMMARY

The City of Wayne is requesting \$350,000 of CDBG Comprehensive Development (CD) Phase II funds of which \$307,000 will be used to install approximately 175 ADA ramps at pedestrian crossings; \$35,000 will be used for general administration; and \$8,000 will be used for construction management. Local matching funds of \$76,750 and \$76,750 in leveraged funds will be provided by the City of Wayne and will come from the 2nd Street paving and storm sewer project. The total program cost is \$503,500. All activities will be conducted within the LMI target area. All CDBG funds will benefit low-to-moderate income persons in the community. No persons will be displaced as a result of this project.

This proposed project is the result of the 2017 Phase I Comprehensive Development (CD) Program that included the completion of a pre-development study that created a solid working document that will allow for efficient implementation of activities for improvements in a defined LMI target area. Results of the CD Study concluded that streets and street conditions were of the highest concerns to the residents of the City of Wayne. Due to the lack of safe and ADA accessible pedestrian crossing throughout the target area, these investment and stabilization projects will clearly benefit low/moderate income residents of the community living in the target area.

RESOLUTION NO. 2017-70

A RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL TO SIGN AN APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

WHEREAS, the City of Wayne Nebraska, is an eligible unit of a general local government authorized to file an application under the Housing and Community Development Act of 1974 as amended for Small Cities Community Development Block Grant Program; and

WHEREAS, the City of Wayne is requesting \$350,000 of CDBG Comprehensive Development (CD) Phase II funds of which \$307,000 will be used to install approximately 175 ADA ramps at pedestrian crossings; \$35,000 will be used for general administration; and \$8,000 will be used for Construction Management. Local matching funds of \$76,750 and \$76,750 in leveraged funds will be provided by the City of Wayne and will come from the 2nd Street paving and storm sewer project. The total program cost is \$503,500. All activities will be conducted within the LMI target area. All CDBG funds will benefit low-to-moderate income persons in the community. No persons will be displaced as a result of this project.

NOW, THEREFORE, BE IT RESOLVED BY the City Council of the City of Wayne, Nebraska, that the Mayor be authorized and directed to proceed with the formulation of any and all contracts, documents or other memoranda between the City of Wayne and the Nebraska Department of Economic Development so as to effect acceptance of the grant application.

PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

**CITY OF WAYNE
INTEROFFICE MEMORANDUM**

DATE: August 8, 2017

TO: Mayor Chamberlain
Wayne City Council

FROM: Wayne Planning Commission
Joel Hansen, Staff Liaison



At their meeting held on August 7, 2017 the Wayne Planning Commission made a recommendation on the following public hearings; the result of those recommendations are as following:

Public Hearing: Use by Exception Request Specifically Section 152.082 B-3 Neighborhood Commercial District (E) Special Conditions and Conditions for Granting Exceptions (7) Drive-Thru, Drive-Up or Drive-In, located at 1002 Main Street; applicant – State Nebraska Bank

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 Sorensen and seconded by Commissioner Meisenbach to approve and forward a recommendation of approval to the City Council for the Use by Exception Request, specifically Section 152.082 B-3 Neighborhood Commercial District (E) Special Conditions and Conditions for Granting Exceptions (7) Drive-Thru, Drive-Up, or Drive-In, to be located at 1002 Main Street, with the findings of fact being staff's recommendation. Chair Melena stated the motion and second. All were in favor; motion carried unanimously.

Public Hearing: Final Plat for Southview II Addition; Applicants: Brent Pick and Kelby Herman

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 Giese and seconded by Commissioner Sorensen to approve and forward a recommendation of approval to the City Council for the amended Final Plat of Southview II Addition, with the findings of fact being staff's recommendation. Chair Melena stated the motion and second. All were in favor; motion carried unanimously.

Memo to Mayor and City Council
August 8, 2017
Page Two

Public Hearing: Final Plat for Grace Acres Addition; Applicant: City of Wayne

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 Sorensen and seconded by Commissioner Meisenbach to approve and forward a recommendation of approval to the City Council for the Final Plat of Grace Acres Addition, with the findings of fact being staff's recommendation. Chair Melena stated the motion and second. All were in favor; motion carried unanimously.

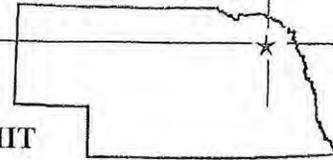
JJH:cb

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 USE BY EXCEPTION PERMIT

Applicant MATTHEW LEY / STATE NEBRASKA BANK TRUST Date 7-13-17

Address W. 10th & Main St., Wayne, NE 68787

Section of Ordinance for Exception 152.082 (E) (7) (a)

Reason for Use by Exception Applicant wishes to construct 3 drive through lanes in a Service Establishment in the B-3 Neighborhood Commercial District. The 3 lanes will be in approximately the same location as the existing 2 lanes.

Applicant's Signature

Municipal Code Section 90-833 Public Hearing by Planning Commission

(1) The Planning Commission shall hold public hearings upon all applications for exception use permits. Upon receipt of a complete application, the Zoning Administrator shall file a public notice in the legal newspaper of the city at least ten days prior to the Planning Commission's scheduled public hearing. Such notice shall fix the time and place for such hearing and contain a statement describing the request. A copy of such notice shall be mailed to each party in interest and to the Planning Commission.

(2) If such proposed request will affect specific property, it shall be designated by legal description and general street location; and in addition to such publication notice, written notice of such application shall be mailed to all owners of lands located within 300 feet of the area proposed to be altered and an opportunity granted to interested parties to be heard.

Municipal Code Section 90-836 Expiration of Exception Use Permits

(1) Within one year of the approved, construction of the proposed site shall have commenced or the approval is void. However, the applicant may file a letter requesting an extension prior to the expiration of the approval to the Planning Commission or the Council, whichever granted the original permit. The Planning Commission or the Council shall review all requests for extensions. They may approve for a specified period up to 12 months or disapprove, indicating their reasons for such an action. The Planning Commission's or the Council's reasons for disapproval shall be forwarded to the applicant.

(2) After expiration, a new application is required if construction has not started and processed according to the provisions outlined in this chapter.

Date Use By Exception Request Approved Denied by Planning Commission Aug 7, 2017

Date Use By Exception Request Approved/Denied by City Council _____

Conditions Placed On Use By Exception (see attached sheet, if any)

Current Fee: \$200 per Hearing, Two Hearings Required (Planning Commission & City Council)



Home of Wayne State College



Equal Housing Opportunity

RESOLUTION NO. 2017-71

A RESOLUTION APPROVING THE APPLICATION OF STATE NEBRASKA BANK FOR A ZONING USE BY EXCEPTION PERMIT TO EXPAND ITS CURRENT DRIVE-THROUGH LOCATION AT 1002 MAIN STREET.

WHEREAS, the Planning Commission has considered an application for a zoning use by exception permit submitted by State Nebraska Bank to expand its current drive-through location at 1002 Main Street; and

WHEREAS, the Planning Commission, subsequent to a public hearing held on August 7, 2017, recommended approval of the use by exception permit request under Section 152.082 B-3 Neighborhood Commercial District (E) Special Conditions and Conditions for Granting Exceptions (7) Drive-up, Drive-through or Drive-in at 1002 Main Street, subject to the following "Finding of Fact:"

- Staff's recommendation; and

WHEREAS, the City Council considered the aforesaid application to allow for an expansion of a drive-through location at 1002 Main Street subsequent to a public hearing held on August 15, 2017.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the Council accepts the recommendation of the Planning Commission and approves the application, subject to the above-stated "Finding of Fact."

PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

RESOLUTION NO. 2017-72

**A RESOLUTION APPROVING THE AMENDED FINAL PLAT FOR THE
"SOUTHVIEW II ADDITION" OF THE CITY OF WAYNE, WAYNE COUNTY,
NEBRASKA.**

WHEREAS, the Planning Commission, upon review of the Amended Final Plat of the "Southview II Addition" of the City of Wayne, Wayne County, Nebraska, legally described as:

Legal Description:

A tract of land located in the North 1/2 of the Southeast 1/4 of Section 13, T26N, R3E of the 6th P.M., Wayne County, Nebraska, more particularly described as follows:

Commencing at the Northwest corner of the Southeast 1/4 of Section 13, T26N, R3E of the 6th P.M., Wayne County, Nebraska; thence N 87°41'48" E on an assumed bearing on the North line of said Southeast 1/4, 922.48 feet; thence S 02°18'12" E and perpendicular to said North line 40.08 feet to the Northwest corner of Giese Addition to the City of Wayne, Wayne County, Nebraska, said point being the Point of Beginning; thence S 02°19'08" E on the West boundary line of said Addition, 510.95 feet; thence S 30°43'41" E on said boundary line, 174.34 feet; thence N 59°21'10" E on the South boundary line of said Addition, 310.12 feet to the Southwest corner of Tax Lot 93; thence N 59°04'40" E on the South line of Tax Lot 93, 600.38 feet to the Northwest corner of Tax Lot 130; thence S 01°59'49" E on the West line of said Tax Lot 130, 71.39 feet to the Southwest corner of said Tax Lot 130; thence N 88°01'06" E on the south line of said Tax Lot 130, 200.13 feet to the Southeast corner of said Tax Lot 130; thence N 01°54'35" W on the East line of said Tax Lot 130, 150.00 feet to the Southwest corner of Tax Lot 12; thence N 88°02'50" E on the South line of said Tax Lot 12, 200.44 feet to a point on the West Right-of-Way line of Pearl Street; thence N 02°07'19" W on said West Right-of-Way line, 194.98 feet to the Southeast corner of Lot 7A, Block 27; thence S 88°15'09" W, 150.07 feet to the Southwest corner of Lot 7B, Block 27; thence S 02°02'26" E, 31.03 feet; thence S 87°57'34" W, 16.00 feet to a point on the North Right-of-Way line of Chicago and Northwestern Transportation Company (now abandoned); thence N 02°01'45" W, 96.27 feet; thence S 88°06'06" W, 150.26 feet to a point on the East Right-of-Way line of Lincoln Street; thence S 02°06'37" E on said East Right-of-Way line, 65.00 feet to the Southwest corner of Lot 6, Block 27; thence S 88°00'48" W, 229.87 feet to the Southwest corner of Lot 7, Block 26; thence S 01°59'43" E, 241.12 feet to the Southwest corner of Tax Lot 32, said point being on said North Right-of-Way (now abandoned); thence S 59°35'17" W on said North line, 14.82 feet; thence S 64°05'30" W on said North line, 0.96 feet; thence N 02°05'55" W, 18.00 feet to the Northeast corner of Tax Lot 31; thence S 88°26'42" W, 150.95 feet to the Northwest corner of said Tax Lot 31, said point being on the East Right-of-Way line of South Douglas Street; thence S 02°24'47" E on said East Right-of-Way, 85.83 feet to a point on said North line; thence S 64°05'30" W on said North line, 88.54 feet; thence S 64°11'31" W, 103.33 feet; thence S 64°24'23" W, 7.81 feet; thence S 66°27'29" W, 53.69 feet; thence S 66°21'42" W, 15.05 feet to a point on the East line of Lot 1, Giese Addition; thence N 01°56'49" W on said East Line, 380.05 feet to a point on the North line of said Lot 1; thence S 87°41'48" W on

said North line, 151.07 feet; thence S 02°17'16" E, 31.94 feet; thence S 87°38'35" W, 60.00 feet; thence N 02°19'20" W, 24.99 feet; thence S 87°44'58" W on said North line, 117.04 feet to the Point of Beginning, containing 9.67 acres, more or less,

on August 7, 2017, recommended approval thereof, based upon the following "Finding of Fact:"

➤ Staff's recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the Amended Final Plat of the "Southview II Addition" of the City of Wayne, Wayne County, Nebraska, be approved subject to the recommendations of the Planning Commission and the foregoing "Finding of Fact."

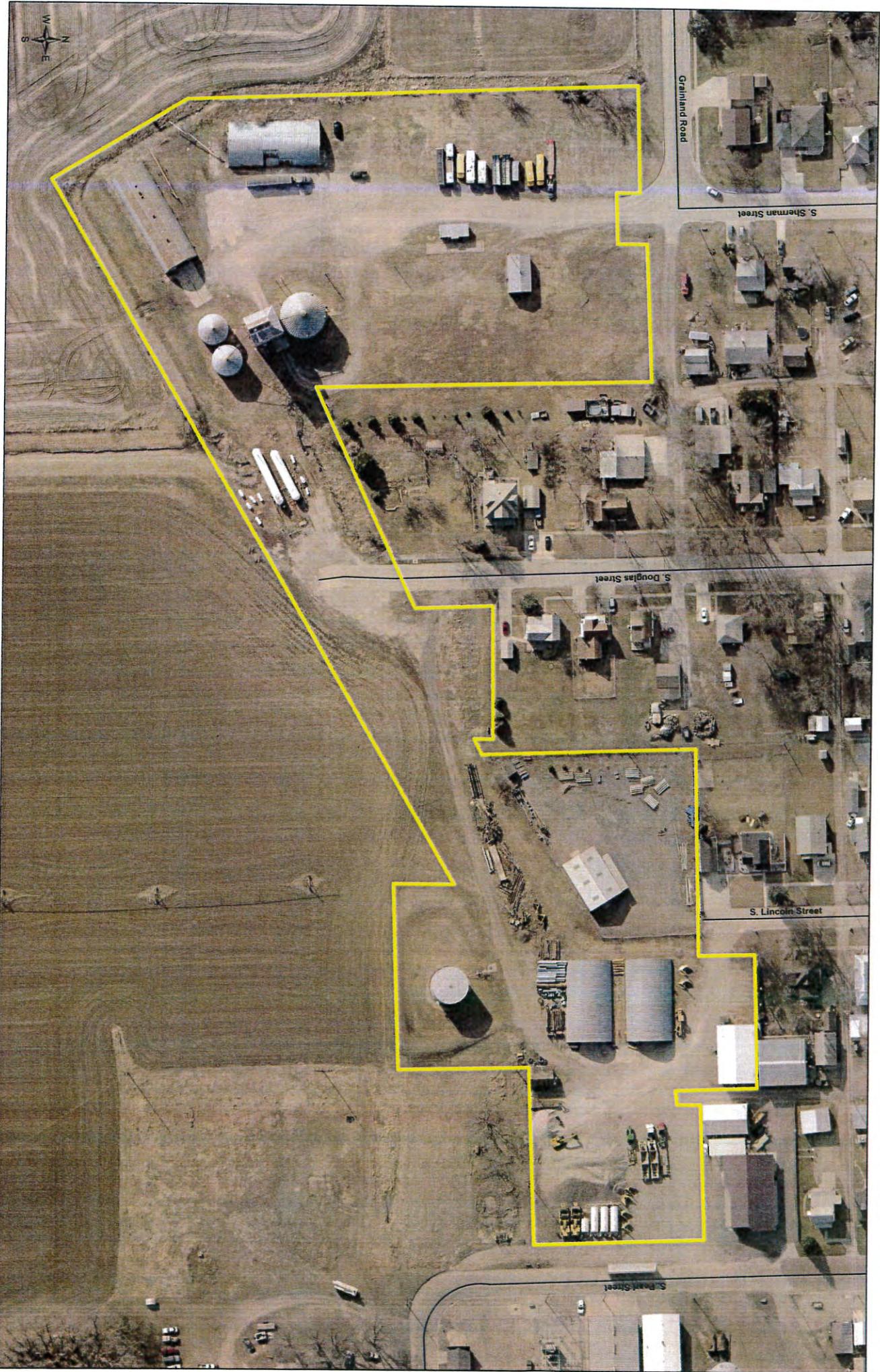
PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk



Grainland Road

S. Sherman Street

S. Douglas Street

S. Lincoln Street

S. Post Street

RESOLUTION NO. 2017-73

A RESOLUTION APPROVING THE FINAL PLAT FOR "GRACE ACRES ADDITION" OF THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA.

WHEREAS, the Planning Commission, upon review of the Final Plat of the "Grace Acres Addition" of the City of Wayne, Wayne County, Nebraska, legally described as:

Legal Description:

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 24 NORTH, RANGE 4 EAST OF THE 6TH P.M., CITY OF WAYNE, WAYNE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE S02°02'46"W, ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 778.00 FEET TO THE NORTHWEST CORNER OF A PARCEL DEEDED TO TIMOTHY AND LESLIE BEBEE IN INSTRUMENT #041180 ON JULY 29, 2004 OF THE WAYNE COUNTY RECORDER'S OFFICE; THENCE N87°36'24"E, ALONG THE NORTH LINE OF SAID BEBEE PARCEL, A DISTANCE OF 40.00 FEET TO THE EAST RIGHT-OF-WAY LINE OF MAIN STREET, AND THE POINT OF BEGINNING; THENCE N87°36'24"E, ALONG THE NORTH LINE OF SAID BEBEE PARCEL, A DISTANCE OF 581.29 FEET TO A POINT 30.00 FEET EAST, PERPENDICULAR MEASUREMENT, OF THE WEST LINE OF BLOCK 4 OF ROOSEVELT PARK ADDITION TO THE CITY OF WAYNE; THENCE S02°30'17"E, 30.00 FEET EAST AND PARALLEL TO THE WEST LINE OF SAID BLOCK 4, A DISTANCE OF 35.61 FEET TO THE NORTH LINE OF LOT 8, SAID BLOCK 4; THENCE N87°39'18"E, ALONG THE NORTH LINE OF SAID LOT 8, A DISTANCE OF 120.00 FEET; THENCE S02°30'17"E, ALONG THE EAST LINE OF SAID LOT 8, A DISTANCE OF 75.00 FEET; THENCE N88°25'33"E, ALONG THE SOUTH LINE OF SOUTH NEBRASKA STREET, A DISTANCE OF 60.00 FEET TO THE WEST LINE OF ROOSEVELT PARK; THENCE N02°30'17"W, ALONG SAID WEST LINE, A DISTANCE OF 75.00 FEET; THENCE N87°45'33"E, ALONG THE NORTH LINE OF SAID ROOSEVELT PARK, A DISTANCE OF 316.00 FEET; THENCE S02°30'17"E, ALONG THE EAST LINE AND EXTENSION OF SAID EAST LINE, A DISTANCE OF 135.19 FEET TO THE CENTERLINE OF LOGAN CREEK; THENCE S68°29'23"W, ALONG SAID CENTERLINE, A DISTANCE OF 42.92 FEET; THENCE S71°42'36"W, ALONG SAID CENTERLINE, A DISTANCE OF 88.24 FEET; THENCE S50°10'50"W, ALONG SAID CENTERLINE, A DISTANCE OF 80.61 FEET; THENCE S62°27'13"W, ALONG SAID CENTERLINE, A DISTANCE OF 443.54 FEET; THENCE S51°14'26"W, ALONG SAID CENTERLINE, A DISTANCE OF 124.81 FEET; THENCE S63°15'03"W, ALONG SAID CENTERLINE, A DISTANCE OF 141.11 FEET; THENCE S69°28'51"W, ALONG SAID CENTERLINE, A DISTANCE OF 179.50 FEET; THENCE S86°51'39"W, ALONG SAID CENTERLINE, A DISTANCE OF 90.91 FEET TO THE EAST RIGHT-OF-WAY LINE OF MAIN STREET; THENCE N02°02'46"W, ALONG SAID EAST RIGHT-OF-WAY LINE, A DISTANCE OF 325.51 FEET TO THE SOUTH LINE OF A PARCEL DEEDED TO FRANKLIN AND CHARNA MRSNY IN INSTRUMENT #840955 ON OCTOBER 9, 1984 IN THE WAYNE COUNTY RECORDER'S OFFICE; THENCE N87°36'24"E, ALONG THE SOUTH LINE OF MRSNY PARCEL, A DISTANCE OF 135.00 FEET; THENCE N02°02'46"W, ALONG THE WEST LINE OF MRSNY PARCEL, A DISTANCE OF 88.00 FEET; THENCE S87°36'24"W, ALONG THE NORTH LINE OF MRSNY PARCEL, A DISTANCE OF 45.00 FEET TO THE SOUTHEAST CORNER OF A PARCEL DEEDED TO MARK BLOOMFIELD IN INSTRUMENT #071271 ON SEPTEMBER

4, 2007 IN THE WAYNE COUNTY RECORDER'S OFFICE; THENCE N02°02'46"W, ALONG THE EAST LINE OF SAID BLOOMFIELD PARCEL, A DISTANCE OF 57.50 FEET TO THE SOUTH LINE OF A PARCEL DEEDED TO TIMOTHY AND LESLIE BEBEE IN INSTRUMENT #041180 ON JULY 29, 2004 OF THE WAYNE COUNTY RECORDER'S OFFICE; THENCE S87°36'24"W, ALONG THE SOUTH LINE OF SAID BEBEE PARCEL, A DISTANCE OF 90.00 FEET TO THE EAST RIGHT-OF-WAY LINE OF MAIN STREET; THENCE N02°02'46"W, ALONG SAID EAST RIGHT-OF-WAY LINE, A DISTANCE OF 166.00 FEET TO THE POINT OF BEGINNING; CONTAINING 433,152 SQUARE FEET OR 9.94 ACRES MORE OR LESS.

on August 7, 2017, recommended approval thereof, based upon the following "Finding of Fact:"

➤ Staff's recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the Final Plat of the "Grace Acres Addition" of the City of Wayne, Wayne County, Nebraska, be approved subject to the recommendations of the Planning Commission and the foregoing "Finding of Fact."

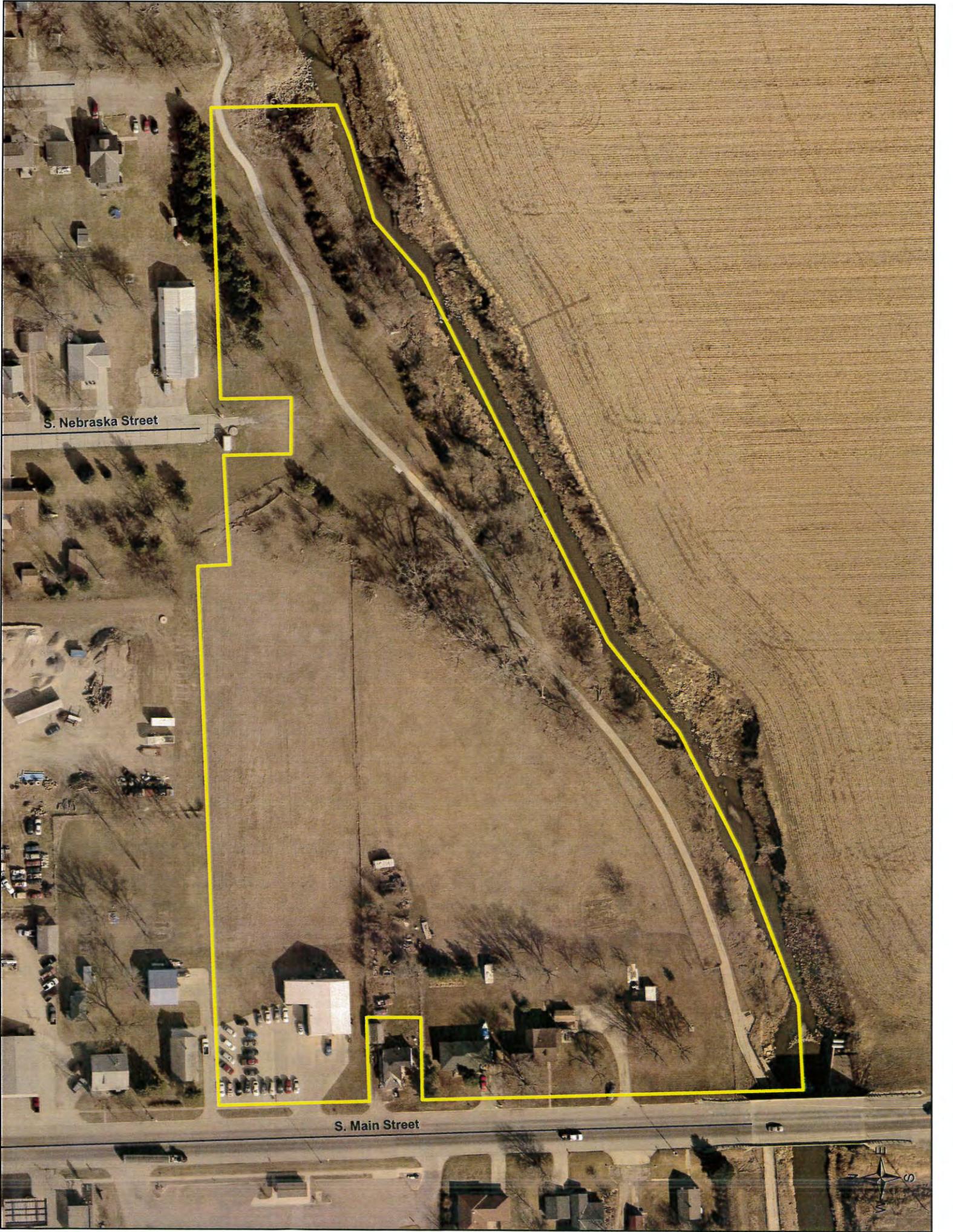
PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk



S. Nebraska Street

S. Main Street



RESOLUTION NO. 2017-74

**A RESOLUTION ACCEPTING/REJECTING BID ALTERNATES 2 AND/OR 3 ON THE
“4TH STREET PAVING PROJECT.”**

WHEREAS, bids were received on June 29, 2017, for the “4th Street Paving Project;” and

WHEREAS, the Wayne City Council approved the base bid of \$712,528.27 at their meeting on July 6, 2017; and

WHEREAS, no action was taken on Bid Alternate 2, which was for work to grade and pave Rugby Road from 4th Street to the baseball field parking lot at a price of \$103,204.00; and

WHEREAS, no action was taken on Bid Alternate 3, which was for work to extend 4th Street paving east to the 1/16 line along the south side of Lot 2 at a price of \$66,968.00; and

WHEREAS, the contractor on said project agreed to a 30-day time extension upon which to award Bid Alternates 2 and 3.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Wayne, Nebraska, that they hereby accept and/or reject Bid Alternates 2 and/or 3 on the “4th Street Paving Project,” as submitted by the following contractor:

<u>Bidder</u>	<u>Amount</u>
A & R Construction Co. PO Box 121 Plainview NE 68769-0121	Bid Alternate 2 - \$103,204 Bid Alternate 3 - \$ 66,968

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 are hereby accepted.

PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

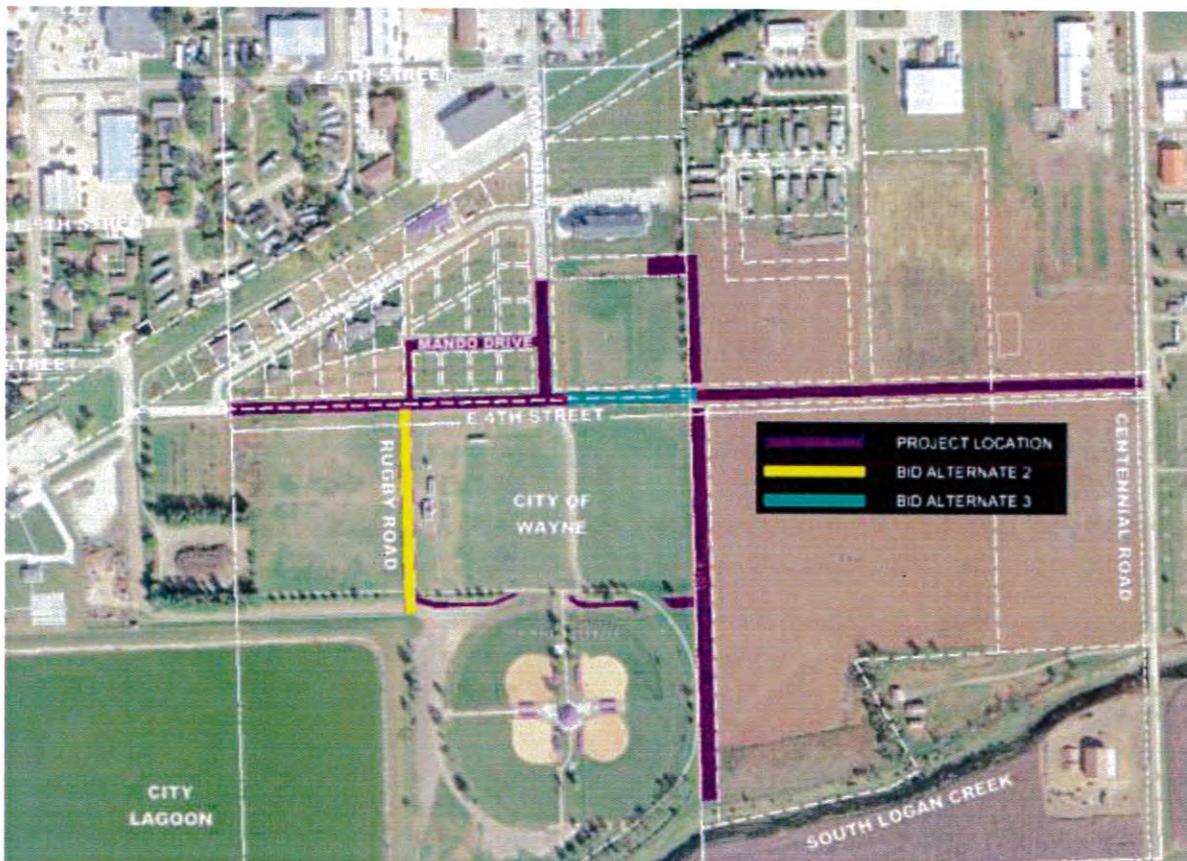
City Clerk

August 15, 2017

Council Agenda Item: 4th Street Paving Project: Bid Alternates 2 & 3

Bid Alternate 2: Grades and paves Rugby Road from 4th Street to the baseball field parking lot.
Alternate 2 Bid Price: \$103,204.00

Bid Alternate 3: Extends 4th Street paving east to the 1/16 line along the south side of Lot 2.
Alternate 3 Bid Price: \$66,968.00



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PRELIMINARY LEVY ALLOCATION FROM CITY OF WAYNE

RESOLUTION NO. 2017-1

WHEREAS, Nebraska Statute 77-3443 (3) requires all political subdivisions subject to city levy authority to submit a preliminary request for levy allocation to the city council; and

WHEREAS, the Wayne City Council is the levy authority for the Wayne Municipal Airport.

NOW, THEREFORE BE IT RESOLVED that the following is said Board's tax request for budget year 2017-2018:

FUND TAX REQUEST

General Fund	\$ 71,400
TOTAL	\$ 71,400

BE IT FURTHER RESOLVED that said Public Airport has repayment of Interest-Free Loans from the Department of Aeronautics for \$14,680 and this amount is not included in the above tax request as allowed by law.

NOW, THEREFORE BE IT RESOLVED that the following is said Board's tax request for budget year 2017-2018:

TOTAL

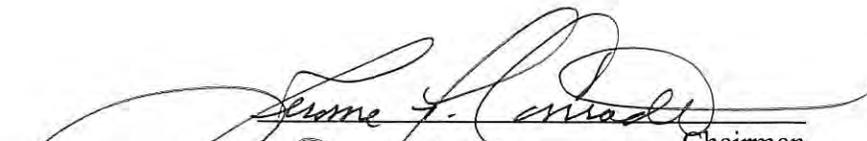
Motion by Ley to adopt Resolution NO. 2017-1. Seconded by Rump.

Voting yes were: Rump, Schmitz, Conradt, Tompkins & Ley

Voting no were: None

Motion carried.

Date this 10th day of July, 2017.


Chairman


Secretary

RESOLUTION NO. 2017-75

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

WHEREAS, the Governor signed LB989 of the 1997 Session into law, and this law authorizes the City Council to allocate property taxes to the Wayne Municipal Airport Authority; and

WHEREAS, LB 1114 allows Airport Authorities to adopt a resolution requesting that the governing body of the city include their tax levy in the city budget; and

WHEREAS, the Wayne Municipal Airport Authority has requested \$71,400 in property tax allocation; and

WHEREAS, the Mayor and Council of the City of Wayne, Nebraska, hereby finds and determines that it is in the best interest of the City to allocate \$71,400 in property taxes to the Wayne Municipal Airport Authority.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the City of Wayne allocates \$71,400 to the Wayne Municipal Airport Authority.

PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

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RESOLUTION NO. 2017-76

**A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE
“CITY AUDITORIUM DOOR REPLACEMENT PROJECT.”**

WHEREAS, 3 bids were received on the “City Auditorium Door Replacement Project;”
and

WHEREAS, said bids were reviewed by City Staff; and

WHEREAS, City Staff is recommending that the bid of Binswanger Glass be accepted.

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 “City Auditorium Door Replacement Project,” as submitted by the following contractor, is reasonable and responsive, and the same is hereby accepted:

<u>Bidder</u>	<u>Amount of Bid</u>
Binswanger Glass 1902 W. Omaha Avenue Norfolk NE 68701	\$19,991.00

BE IT FURTHER RESOLVED that the bid, as above set forth, filed with the City Clerk in accordance with the terms of the published notice, be and the same is hereby accepted.

PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

Binswanger Glass

1902 W Omaha Ave
Norfolk, NE 68701

TH
LEAD AND STONE .COM

Estimate / Proposal

Date	9-14 16
Project	AUDITORIUM DOOR REPLACEMENT CITY OF WAYNE
Contact	GENE HANSEN

Scope

1 - 6080 PAIR KAWNEER DOORS AND FRAME WITH TRANSOM
 2 - 3080 SINGLE KAWNEER DOORS AND FRAME WITH TRANSOM
 PAIR DOORS: CONCEALED PANIC EXIT DEVICES, ADA PULLS, CLOSERS, LOCK CYLINDER SWEEPS, THRESHOLD, WEATHERING AND 1" CLEAR LOW-E INSULATED GLASS IN DOORS AND TRANSOM. DOOR AND FRAME COLOR TO BE WHITE AND PANEL IN LOWER PART OF DOOR IS 1" INSULATED SMOOTH WHITE
 SINGLE DOORS: RIM PANIC EXIT DEVICES, ADA PULLS, CLOSERS, LOCK CYLINDERS SWEEPS, THRESHOLD, WEATHERING AND 1" CLEAR LOW-E INSULATED GLASS IN DOORS AND TRANSOM. DOOR AND FRAME COLOR TO BE WHITE AND PANEL IN LOWER PART OF DOOR IS 1" INSULATED SMOOTH WHITE

NOTE: IM AM TRYING TO KEEP THE DOORS LOOKING AS CLOSE TO ORIGINAL AS POSSIBLE WE COULD PUT BEVELED INSULATED GLASS IN THE DOORS ALSO AT AN ADDITIONAL COST OF \$ 360.00. WE DID SOME DOORS LIKE THIS IN NORFOLK AT A BUSINESS CALLED LEAD AND STONE AND EVERYONE LIKES THEM

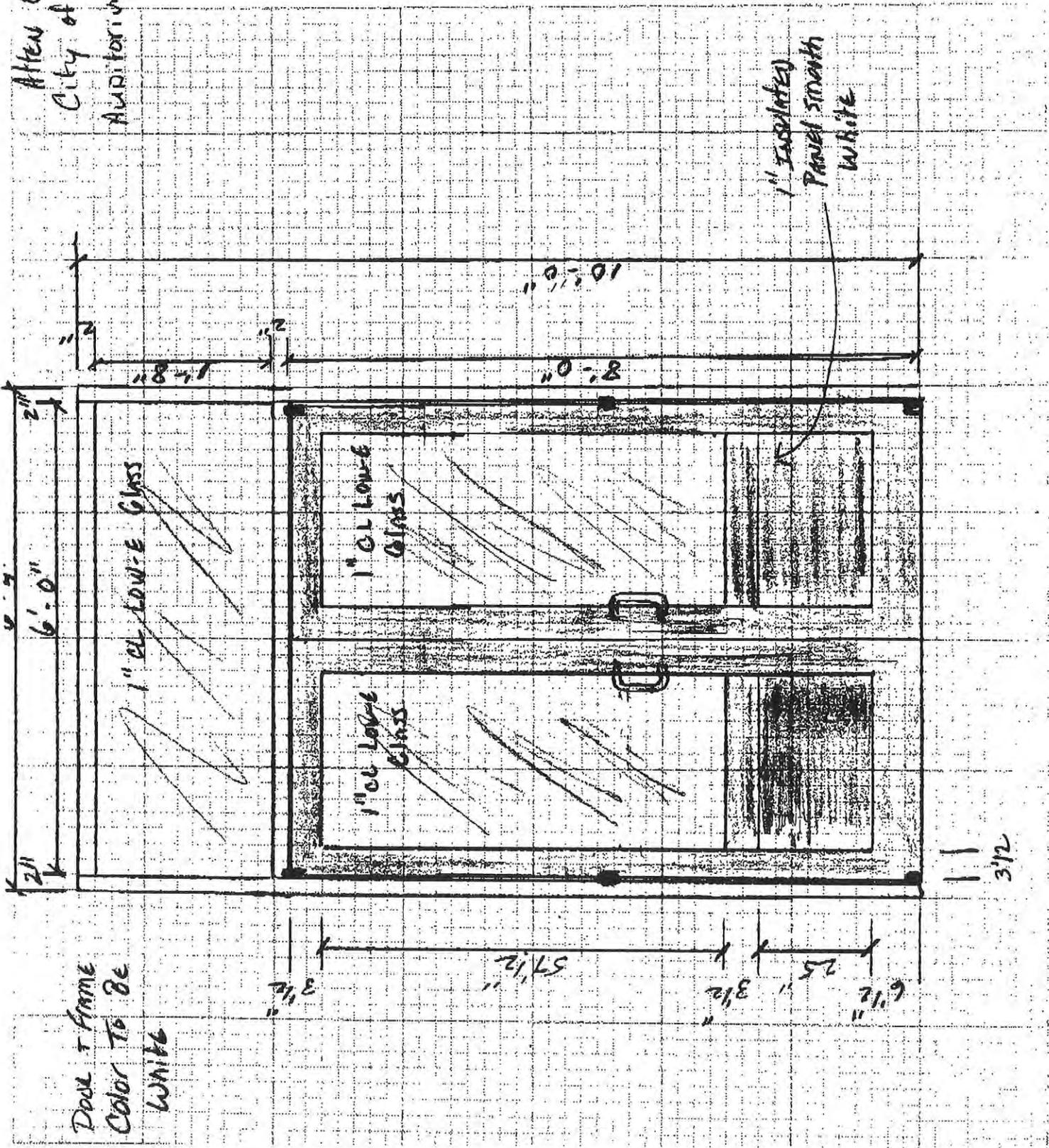
Tax not included **INSTALLED \$ 11,770.00**
 Cleaning of glass and metal not included

Binswanger Glass
 1902 W Omaha Ave
 Norfolk, NE 68701
 402-371-0430
 800-735-8199
rpetersen@binswangerglass.com
gloseke@binswangerglass.com

Accepted _____
 Date _____

3rd & NORFOLK AVE
 303 NORTH SIDE
 311 W. NORFOLK
 649 3075
 DANIEL
 KUBES

ATTEN GENE
CITY OF WAYNE
AUDITORIUM DOORS



DOOR FRAME
COLOR TO BE
WHITE

1" INSULATED
PANEL STRAIGHT
WHITE

1" EL LOW-E GLASS

1" EL LOW-E
GLASS

1" EL LOW-E
GLASS

2 1/2"
6'-0"
2 1/2"

1'-8"
1'-0"
1'-0"
1'-0"

3 1/2"
5 1/2"
25"
3 1/2"
6 1/2"

3 1/2"

Binswanger Glass

1902 W Omaha Ave
Norfolk, NE 68701

Estimate / Proposal

Date	8/4/2017
Project	CITY AUDITORIUM 3 SINGLE DOORS
Contact	GENE HANSEN

Scope	1 - KAWNEER 500 WIDE STILE DOOR AND FRAME WITH TRANSOM DOOR TO HAVE RIM PANIC EXIT DEVICE WITH LOCK CYLINDER, ADA PULL, OFFSET PIVOTS WITH INTERMEDIATE PIVOT, CLOSER, SWEEP, THRESHOLD, WEATHERING AND 1" CLEAR TEMPERED LOW-E INSULATED GLASS 2 - KAWNEER 500 WIDE STILE DOORS AND FRAME WITH TRANSOM DOORS TO HAVE ADA PUSH/PULLS, LOCK CYLINDERS, OFFSET PIVOTS WITH INTERMEDIATE PIVOTS, CLOSERS, SWEEPS, WEATHERING AND 1" CLEAR TEMPERED INSULATED GLASS DOOR AND FRAME FINISH IS TO BE WHITE
-------	--

INSTALLED \$ 8,221.00

Tax not included
Cleaning of glass and metal not included

Binswanger Glass
1902 W Omaha Ave
Norfolk, NE 68701
402-371-0430
800-735-8199
rpedersen@binswangerglass.com
gloseke@binswangerglass.com

Accepted _____
Date _____

three eighteen
ON THE AVENUE

TIP-TOP-TUX

LEAD & STONE

LEAD & STONE

WOMENS APPAREL

MENS APPAREL

OPEN



COME IN WE'RE
OPEN
AND AWESOME

HOURS
MON - FRI
10-6
SATURDAYS
10-4
SUN CLOSED

FRIDAY, AUGUST 4
RIVER POINT FORK FEST
11 AM - 6 PM
NORFOLK

ORDINANCE NO. 2017-24

AN ORDINANCE TO AMEND SECTION 78-133 OF TITLE VII TRAFFIC CODE, OF THE WAYNE MUNICIPAL CODE RELATING TO RESTRICTED PARKING 12:00 MIDNIGHT TO 5:00 A.M.; SOUTHWEST QUADRANT OF THE CITY; 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 78, Title VII, Section 78-133 of the Municipal Code of Wayne, is hereby amended as follows:

§ 78-133. Restricted parking 12:00 midnight to 5:00 a.m.; southwest quadrant of the city

(a) No person shall, at any time, park a vehicle between the hours of 12:00 midnight and 5:00 a.m. upon any of the following described streets or parts of streets:

(1) No person shall, at any time, park a vehicle between the hours of 12:00 midnight and 5:00 a.m. upon any of the following described streets or parts of streets:

The east side of the centerline of Sherman Street from the south line of West Fourth Street south to the north line of West Third Street
The north side of the centerline of West Third Street from the north-south alley between Pearl Street and Lincoln Street west to the east line of Oak Drive
The north side of the centerline of West Fifth Street from the west line of Main Street west to the east line of the elementary school
The north side of the centerline of West Second Street from the west line of Pearl Street to the east line of Blaine Street
The north side of the centerline of West Sixth Street from the north-south alley between Main Street and Pearl Street west to the east line of Sherman Street
The north side of the centerline of Grainland Road from the west line of Sherman Street west to the city limits
The north side of the centerline of Third Avenue from the west line of Oak Drive west to the city limits
The north side of the centerline of West Fifth Street from the west line of Main Street west to the east line of the elementary school
The west side of the centerline of Blaine Street from the south line of West Second Street south to the north line of Grainland Road
The west side of the centerline of Sherman Street from the south line of West Seventh Street south to the north line West Fourth Street and from the south line of West Third Street south to the north line of Grainland Road

The west side of the centerline of Douglas Street from the south line of West Seventh Street south to the city limits

The north side of the centerline of Clark Street from the west line of South Main Street west to the east line of South Pearl Street

(b) Appropriate signs shall be placed to advise the public of these prohibited parking regulations.

Section 2. The original Section and any other sections in conflict with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting, as required by law.

PASSED AND APPROVED this 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2017-25

AN ORDINANCE TO AMEND SECTION 78-174 OF TITLE VII TRAFFIC CODE OF THE WAYNE MUNICIPAL CODE RELATING TO TRUCK PARKING; WHERE DESIGNATED; 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 78, Title VII, Section 78-174 of the Wayne Municipal Code is amended as follows:

§ 78-174. TRUCK PARKING; WHERE DESIGNATED

(A) No chassis-cab, step-van or semi-tractor or semi-trailer style vehicle(s) shall be parked on any public street or on any private property in any of the R-1 through R-5 Zoning Districts between the hours of 9:00 p.m. and 7:00 am. Except for temporary loading and/or unloading, the parking of semi-trailers in any R-1 through R-5 Zoning District is prohibited.

(B) (1) The following locations are designated as Truck Parking Areas:

200 Block of East 2nd Street
~~North side of West Clark Street~~
South 150 feet of the 100 Block of South Pearl Street

(2) Vehicles of the type described above are allowed to park on the designated truck parking areas not to exceed 72 consecutive hours. It shall be unlawful to park any chassis cab, step van, or semi-tractor or semi-trailer style vehicle(s) on any public street or on private property in any R-1 through R-5 Zoning Districts overnight, except for emergencies. Any person violating this section shall be subject to the penalty provisions of § 10.99 and the presumption set forth in § 78-122 shall be applicable.

(C) A truck driver or owner may request temporary permission to park a chassis cab, step-van or semi-truck tractor overnight in an R-1 through R-5 Zoning District for special circumstances, (e.g. grain harvest season). Such temporary permission would be granted by the City Police Department on a case by case, day by day basis.

(D) For the purpose of this ordinance the following definitions apply:

CHASSIS CAB. Any motor vehicle shipped from the manufacturer with a cab on chassis only having four or more drive wheels or two or more drive axles upon which an aftermarket manufacturer has or may install a customized van box, dump box, cement mixer, wrecker body, tool box or similar configuration and having a wheelbase of 120 inches or more.

SEMI-TRAILER. Any cargo, flatbed, or van trailer designed specifically to be pulled by a truck tractor and/or power unit and which is over 30 feet in length.

SEMI-TRUCK. Any truck tractor or power unit with one or more drive axles or eight or more drive wheels designed for the express purpose of pulling a semi-truck trailer and/or pup-trailer more than 30' in length.

STEP VAN or WALK-IN-VAN. Any manufactured motor vehicle so configured as to allow the driver to step up or walk into the extra tall cab, and/or which allows the driver access to the cargo area without having to leave the vehicle and which driver and/or passenger doors slide back and forth to close and whose primary design intent is to haul cargo, freight, or equipment and/or serve as a pickup and delivery vehicle with a wheelbase of 120 inches or more.

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 15th day of August, 2017.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2017-29

AN ORDINANCE TO AMEND TITLE XV LAND USAGE, CHAPTER 150 BUILDING REGULATIONS; CONSTRUCTION, SECTION 150.15 BUILDING CODE; BUILDING PERMITS; SECTION 150.16 ELECTRICAL CODE; SECTION 150.17 ONE AND TWO FAMILY DWELLING CODE; SECTION 150.18 PLUMBING CODE; PLUMBERS; SECTION 150.19 MECHANICAL CODE; SECTION 150.31 PROPERTY MAINTENANCE CODE; SECTION 150.32 ENERGY CONSERVATION CODE; AND SECTION 150.33 STRUCTURES DAMAGED BY FIRE, FLOOD, WIND, DISASTER OR OTHER CALAMITY; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND TO PROVIDE THAT SAID ORDINANCE BE PUBLISHED IN PAMPHLET FORM.

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

Section 1. That Title XV Land Usage, Chapter 150 Building Regulations; Construction, Section 150.15 Building Code; Building Permits of the Wayne Municipal Code is amended to read as follows:

§ 150.15 BUILDING CODE; BUILDING PERMITS.

(A) *Adopted by reference.* To provide certain minimum standards, provisions and requirements for safe and stable design, methods of construction, and uses of materials in buildings erected, constructed, enlarged, altered, repaired, relocated and converted, the ~~2006~~ **“2012 International Building Code” as published by The International Code Council, Inc. is hereby adopted as the building code of the City of Wayne, Nebraska, as if fully set out in this section, with the additions, insertions, deletions and changes, if any, prescribed in paragraph (D) of this section** ~~printed in book or pamphlet form, is incorporated by reference in addition to all amendments thereto as though printed in full in this section insofar as such Code does not conflict with the state statutes.~~ One copy of the Code adopted in this section is on file at the ~~office of the Building Inspector~~ **public library** and is available for public inspection at any reasonable time. The provisions of the Code adopted in this section shall be controlling throughout the city and throughout its zoning jurisdiction.

(2002 Code, § 18-41)

(B) ~~*Permit fee schedule.* The building permit fee schedule for the city, also referred to in the International Building Code adopted in division (A) above, shall be set by the Council; and a schedule of such fees is on file and available in the City Clerk's office.~~

~~(2002 Code, § 18-42)~~ ***Conflicts.* In the event of a conflict between the provisions of the publication adopted by reference in this article and any other provisions of this Code, such other provisions of this Code shall be controlling.**

(C) *Permit determinations.* The Building Inspector shall determine when a building permit is required pursuant to this section. Any appeal of the Building Inspector's decision of the requirement to obtain a building permit shall be appealed to the City Administrator.

(2002 Code, § 18-43)

(D) ~~*Energy Code adopted by reference.* To provide certain minimum standards, provisions and requirements for safe and stable design, methods of construction and uses of materials in buildings and dwellings erected, constructed, enlarged, altered, repaired, relocated and converted, relating to the exterior envelopes and selection of heating, ventilating and air conditioning, service water heating, electrical distribution and illuminating systems and equipment required for the purpose of effective conservation of energy within a building or dwelling, the 2006 International Energy Conservation Code (IECC), printed in~~

~~book or pamphlet form, is incorporated by reference in addition to all amendments printed in book or pamphlet form, is incorporated by reference as though printed in full in this division (D) insofar as such Code does not conflict with the state statutes. One copy of the Code adopted in this division (D) is on file in the office of the Building Inspector and is available for public inspection. The provisions of the Code adopted in this division (D) shall be controlling throughout the city and throughout its zoning jurisdiction.~~

~~(2002 Code, § 18-44)~~ **Additions, insertions, and changes.** The following sections of the building code adopted in Section 150.15 (A) are hereby revised as follows:

Section 101.1. Title. Insert: the City of Wayne, Nebraska

Section 104.1. General. Add the following after the last sentence:

The code official shall also be responsible for zoning ordinance enforcement, issuance of street excavation permits and curb grind permits, attendance at all planning commission meetings, board of adjustment meetings, and all meetings pertinent to this position.

Section 105.2. Work exempt from permit. Amend item 1 under “Building” to read as follows:

1. One-story detached accessory structures used as playhouses and similar uses, provided the floor area does not exceed 64 square feet.

Section 107.3.1. Approval of construction documents. Delete this section.

Section 109.2. Schedule of permit fees. Insert the Building Permit Fees as set forth by the City Council and a copy shall be on file at the City Clerk’s office.

Section 114.4. Violation penalties. Amend to read as follows:

Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of an offense punishable by a fine of not more than five hundred dollars (\$500.00). Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 115.2. Issuance. Amend to read as follows:

Upon notice from the code official, work on any building or structure that is being done contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner’s agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work, however, a written notice as provided for in this section shall be given as soon as practicable following the work stoppage order.

Section 115.3. Unlawful continuance. Amend to read as follows:

Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable for a fine of not more than five hundred dollars (\$500.00).

Section 1612.3. Establishment of flood hazard areas. Amend to read as follows:

To establish flood hazard areas, the governing body has adopted flood hazard maps and regulations as set forth in Chapter 152 of the Official Code of the City of Wayne, Nebraska. The adopted flood hazard maps and supporting data are hereby adopted by reference and declared to be part of this section.

Section 3410.2. Applicability. Insert: October 1, 2017

Adopt Appendix B – Board of Appeals.

(E) *Building permits; duplicate to County Assessor.* Whenever a building permit is issued for the erection, alteration or repair of any building within the city's zoning jurisdiction, and the improvement is \$1,000 or more, a duplicate of such permit shall be issued to the County Assessor.

(2002 Code, § 18-45)

(F) *Building permits; cash deposits.*

(1) Cash deposits shall be required with the submittal of each building permit application. The cash deposits shall be set by the Council, and a schedule of the same is on file and available in the City Clerk's office.

(2) The cash deposit shall be forfeited to the city if the contractor fails to call the Building Official to request the required inspections as noted on the building permit card. Upon forfeiture of the building permit cash deposit, a new cash deposit of the same amount shall be required before construction can continue.

(3) The building permit cash deposit shall not be waived.

(4) The cash deposit shall be returned to the owner or contractor as stated on the building permit application within two business days after issuance of the certificate of occupancy.

(2002 Code, § 18-46)

(G) *Building permits; penalty.* A penalty for not obtaining a building permit prior to the start of the project shall be established in an amount of two times the building permit fee.

(2002 Code, § 18-47)

(Ord. 98-19, passed 11-24-1998; Ord. 2000-15, passed 7-25-2000; Ord. 2007-13, passed 11-20-2007; Ord. 2007-24, passed 12-4-2007; Ord. 2010-30, passed 12-21-2010; Ord. 2011-4, passed 4-5-2011) Penalty, see § 150.99

Statutory reference:

Authority to adopt building code by reference, see Neb. RS 18-132

Related provisions, see Neb. RS 18-1743

Section 2. That Title XV Land Usage, Chapter 150 Building Regulations; Construction, Section 150.16 Electrical Code of the Wayne Municipal Code is amended to read as follows:

§ 150.16 ELECTRICAL CODE.

(A) *Adopted by reference.* To provide certain minimum standards, provisions and requirements for all electrical wiring, installation of electrical fixtures, apparatus or electrical appliances for furnishing light, heat or power, or other electrical work introduced into or placed in or upon, or in any way connected to any

building or structure, the ~~2008~~-2014 National Electrical Code, printed in book or pamphlet form, is incorporated by reference in addition to all amendments thereto as though printed in full in this section, insofar as the Code does not conflict with the state statutes. One copy of the National Electrical Code is on file ~~in the office of the Building Inspector~~ at the public library and is available for public inspection at any reasonable time. The National Electrical Code shall be controlling throughout the city and throughout its zoning jurisdiction.

(2002 Code, § 18-81)

(B) *Purpose.* This Electrical Code shall not be construed to:

(1) Require employees of city corporations, public power districts, public power and irrigation districts, electric membership or cooperative associations, public utility corporations, railroads, petroleum companies, petrochemical companies, pipeline companies, telephone or telegraph systems performing manufacturing, installation and repair work for such employer to hold licenses while acting within the scope of their employment;

(2) Cover the installation, maintenance, repair or alteration of vertical transportation or passenger conveyors, elevators, moving walks, dumbwaiters, stagelifts, manlifts or their appurtenances beyond the terminals of the controllers; and

(3) Require a license of any person who engages any electrical appliance where approved electrical outlets are already installed.

(2002 Code, § 18-82)

(C) *Building Inspector.* The Building Inspector or his or her authorized representatives are hereby authorized and directed to enforce the provisions of the Electrical Code, and take such action, as provided by law, to enforce the provisions of the Electrical Code.

(2002 Code, § 18-83)

(D) *Duties of the Building Inspector.*

(1) The Building Inspector shall examine or cause to be examined all electrical installations for which a permit has been issued.

(2) (a) A state electrical permit is required for any electrical work performed within the city limits and within the city's two-mile zoning jurisdiction; this includes an owner of property who resides at the principal dwelling more than 51% of the time. The State Electrical Inspector will conduct all electrical inspections, including remodels and additions for residential structures and any electrical work performed by the owner of the property who resides at the residence more than 51% of the time. The Building Inspector shall not be required to make inspections on any electrical installations that are required to be inspected by state or federal authorities.

(b) An owner of a property may perform electrical work on his or her principal residence where he or she resides more than 51% of the time, if such residence is not larger than a single-family dwelling, or farm property, excluding commercial or industrial installations in public use buildings or facilities. The owner of the property does not need to be licensed by the State Electrical Division to perform such work. However, the owner of the property may not perform electrical work on a relative's residence, their rental property or their recreational properties. If the owner of a property is purchasing a home or is presently building a home for their principal residence, the owner may not perform any electrical work.

(3) The Building Inspector or State Electrical Inspector is authorized to examine or cause to be examined any electrical equipment or wiring within or on any building or premises. If such is found to be defective, or not in compliance with accepted standards of construction for safety to life and property, based upon minimum standards set forth in the National Electrical Code, as in any improper operating condition so as to constitute a danger to human life or a hazard to the public health, safety and welfare, the Building Inspector shall give written notice to the owner of such building or premises, stating the deficiencies found to exist and the date by which these deficiencies must be corrected. Such notice shall be served personally or mailed by United States mail upon the owner at his or her last known address and upon the electrician making the installation.

(4) The Building Inspector is vested with the authority to condemn and disconnect or order the electric utility supplier to disconnect the electrical service to any building or premises where such deficiencies in electrical equipment or wiring have not been corrected within the time specified by such notice duly served upon the owner, or in cases of emergency where the same is necessary for the protection of life, limb or property; and is further authorized to order the electric utility supplier to disconnect service to any building or premises where a valid permit has not been issued for such electrical services.
(2002 Code, § 18-84)

(E) *Right of entry.*

(1) Whenever necessary to make an inspection to enforce any of the provisions of the Electrical Code, or whenever the Building Inspector has reasonable cause to believe that there exists within or on any building or premises and equipment or wiring which makes such building or premises dangerous, hazardous or unsafe, or that work is being done or has been done in violation of the Electrical Code, the Building Inspector is authorized to enter within or on such building or premises at any reasonable time and to inspect the premises; provided that, if such building or premises are occupied, he or she shall first present proper credentials to the occupant and demand entry, explaining his or her reasons; and, if such building or premises are unoccupied, he or she shall first make reasonable effort to locate the owner or other person having charge or control of such building or premises and demand entry, explaining his or her reasons. If such entry is refused or cannot be obtained because the owner or other person having charge or control cannot be found after due diligence, the Building Inspector shall have recourse to every remedy provided by law to secure lawful entry and inspect such building or premises. If, after inspection, the Building Inspector finds the work or equipment being used in a dangerous, hazardous or unsafe manner, he or she is authorized to order discontinuance of such work or the use of such equipment.

(2) No owner or occupant or any other person having charge, care or control of any building or premises shall fail or neglect, after proper demand is made as provided in this section, to promptly permit entry by the Building Inspector for the purpose of inspection and examination pursuant to the Electrical Code. Any person violating this division (E)(2) shall be guilty of a misdemeanor.
(2002 Code, § 18-85)

(F) *Building Inspector relieved from personal liability.* The Building Inspector or any employee charged with the enforcement of the Electrical Code, acting in good faith and without malice for the city in the discharge of his or her duties, shall not thereby render himself or herself liable personally and he or she is released from all personal liability for any damage that may accrue to persons or property as a result of any act required or by reason of any act or omission in the discharge of his or her duties. Any suit brought against the Building Inspector or employee because of such act or omission performed by him or her in the enforcement of any provisions of the Electrical Code shall be defended by the Legal Department of the city until final termination of the proceedings.
(2002 Code, § 18-86)

(G) *Regulations and registrations.*

(1) It shall be unlawful for any person to engage in the business of installing electrical wiring or equipment for electrical light, heat, power and any other purposes within the jurisdiction of the city, except as provided in this division (G)(1), without having first procured a state Class AA@ master electrician's license, a Class A electrical contractor's license or a Class A journeyman's license, and until he or she has obtained a certificate of registration with the city. Application for registration shall be made in writing to the Building Inspector, showing the name and residence of the applicant, the business location of the applicant and such other information as may be required.

(2) It shall be unlawful for any person to install or supervise the installation of electrical wiring or equipment within the jurisdiction of the city, except as provided in division (G)(1) above.

(3) It shall be unlawful for any person to supervise or assign more than three apprentice electricians to any one master electrician on any one job or project or to assign work to be done or performed by apprentice electricians in violation of the Electrical Code. It shall be unlawful for an apprentice to do or perform any act or electrical installation, repair or maintenance without the supervision of anyone as set forth in division (G)(1) above.

(4) It shall be unlawful for any person to conceal or cause to be concealed any electrical wiring or equipment, except with the permission of the Building Inspector. The request for inspection must be made at the office of the Building Inspector.

(5) All registrations shall expire on December 31 of each year in which they are issued and shall not be assignable. Certificates of registration may be renewed upon payment of the required registration fee.

(2002 Code, § 18-87)

(H) *Installation by homeowner.*

(1) Any homeowner may install electrical wiring or equipment only in a single-family residence which he or she occupies or will occupy as his or her home and an adjacent garage of three stalls or less. All electrical wiring installed by an owner shall be for himself or herself, without compensation or pay from or to any other person for such labor or installation. The homeowner shall be required to apply for and secure a building permit for such installation, pay the required building permit fees and call for all inspections in the manner provided by this section.

(2) A homeowner shall provide to the satisfaction of the Building Inspector that he or she will own the home and will reside in such home in order to qualify for a homeowner's permit.

(2002 Code, § 18-88)

(I) *Permit required.*

(1) No alteration or change shall be made in electrical wiring or equipment for use in the protection of electric lights, heat or power, nor shall any electrical wiring or apparatus be installed within the city without the person's making the alteration or change first securing from the Building Inspector a building permit; nor shall any change be made in any wiring or equipment after inspection without such person's notifying the Building Inspector and securing a building permit; except that, no building permit shall be required to execute minor repair work such as, but not limiting, the generality of the term to:

(a) Repairing flush and snap switches, replacing fuses, changing lamp sockets and receptacles, taping joints and repairing drop cords, and repairing of appliances, motors and other devices when not attached to permanent wiring;

(b) Wiring which is an integral part of machinery, appliances or vehicles;

(c) Experimental work of a temporary nature in testing laboratories of electrical shops, educational institutions and the like;

(d) Wiring supplied with current by approved bell-ringing transformers; and

(e) The attaching of portable appliances to existing outlets.

(2) No building permit shall be issued until the fee has been paid according to this section.
(2002 Code, § 18-89)

(J) *Record of Building Inspector.* The Building Inspector shall keep a full and complete record of all work done, permits issued, examinations made or other official work performed as required by the Electrical Code. The records shall be so arranged as to afford prompt information concerning the condition and general arrangement of any electrical equipment at the time of the Building Inspector's last visit.
(2002 Code, § 18-90)

(K) *Occupation tax.* For the purpose of raising revenue, an occupation tax is levied for electricians and apprentices. The amount of such tax shall be set by the Council, and a schedule of such occupation tax is on file and available in the City Clerk's office.
(2002 Code, § 18-91)
(Ord. 99-7, passed 7-27-1999; Ord. 2007-24, passed 12-4-2007; Ord. 2010-4, passed 4-20-2010; Ord. 2010-30, passed 12-21-2010) Penalty, see § 150.99

Statutory reference:

Authority to adopt electrical code by reference, see Neb. RS 18-132

Section 3. That Title XV Land Usage, Chapter 150 Building Regulations; Construction, Section 150.17 One- and Two-Family Dwellings Code of the Wayne Municipal Code is amended to read as follows:

§ 150.17 ~~INTERNATIONAL RESIDENTIAL CODE FOR ONE- AND TWO-FAMILY DWELLINGS~~ CODE.

(A) *Adopted by reference.* To provide certain minimum standards, provisions and requirements for safe and stable design, methods of construction, and uses of materials in houses erected, constructed, enlarged, altered, repaired, relocated and converted, the ~~"2006-2012~~ **2012** International Residential Code for One- and Two-Family Dwellings", **as published by International Code Council, Inc., is hereby adopted as the one- and two-family dwelling code of the City of Wayne, Nebraska, as if fully set out in this section, with the additions, insertions, deletions and changes, if any, prescribed in paragraph (B) of this section** ~~printed in book or pamphlet form, is incorporated by reference as though printed in full in this section insofar as such Code does not conflict with the state statutes.~~ One copy of the Code adopted in this section is on file at the ~~office of the Building Inspector~~ **public library** and is available for public inspection. The provisions of the Code adopted in this section shall be controlling throughout the city and throughout its zoning jurisdiction.

(B) *Additions, insertions, and changes.* The following sections of the one- and two-family dwelling code adopted in section 150.17 (A) are hereby revised as follows:

Section R101.1 Title: Insert: the City of Wayne, Nebraska

Section R105.2 Work exempt from permit. Amend to read as follows:

Permits shall not be required for the following. Exemption from the permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction.

1. One-story detached accessory structures, provided the floor area does not exceed 64 square feet.
2. Fences not over 6 feet high.
3. Retaining walls that are not over 4 feet in height measured from the top of finished grade to top of wall.
4. Water tanks supported directly upon grade if the capacity does not exceed 5,000 gallons and the ratio of height to diameter or width does not exceed 2 to 1.
5. Sidewalks and driveways not more than 30 inches above adjacent grade and not over any basement or story below.
6. Painting, papering, tiling, carpeting, cabinets, counter tops and similar finish work.
7. Prefabricated above ground swimming pools.
8. Swings and other playground equipment accessory to a one- or two-family dwelling.
9. Window awnings supported by an exterior wall.
10. Replacement of existing windows with like size windows where no structural alteration is required to affect said change. Window opening size shall not be substantially diminished by replacement and in no instance shall a casement or slider style window be replaced with a double-hung window style, unless minimum egress standard is met.

Section R106.3.1. Approval of construction documents. Delete this section.

Section R108.2 Schedule of permit fees. Insert the Building Permit Fees as set forth by the City Council and a copy shall be on file at the City Clerk's office.

Section R112.1 General. Amend to read as follows:

Any person who is aggrieved by a decision, notice or order of the code official made pursuant to this article may appeal such decision, notice or order to the board of appeals established pursuant to the current building code in force and effect in the jurisdiction of the City of Wayne, Nebraska. The procedure for said appeal shall be as published in said building code then currently in force and effect.

Section R113.4 Violation penalties. Amend to read as follows:

Any person, firm, or corporation violating any of the provisions of this code shall be guilty of an offense and shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this code is committed, continued or allowed, and upon conviction of any such violation, such person shall be punishable by a fine of not more than five hundred dollars (\$500.00).

Section R114.1 Notice to owner. Amend to read as follows:

Upon notice from the code official that work on any building or structure is being done contrary to the provisions of this code, such work shall immediately be stopped. The stop work order shall be in writing and shall be given to the owner of the property involved, or to the owner's agent, or to the person doing the work; and shall state the conditions under which work will be permitted to be resumed.

Section R202 Definitions. Add definitions of "Sleeping Room" and "Building Envelope" as follows:

SLEEPING ROOM. Any room in a house that is greater than 70 square feet and has built-in closet space and typically could be used as a bedroom. This does not include rooms used for cooking, eating, family living, gathering, bathrooms, toilet rooms and halls.

BUILDING ENVELOPE. Building sections which separate inside, conditioned spaces from outside air.

Table R301.2(1): CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA. Insert the following design criteria information.

Roof Snow Load:	30 lbs. per square foot
Ground Snow Load:	25 lbs. per square foot
Wind Speed:	90 mph
Seismic Design Category:	B
Subject to Damage from Weathering:	Severe
Subject to Damage from Frost Line Depth:	42 inches
Subject to Damage from Termite:	Moderate to Heavy
Subject to Damage from Decay:	None to Slight
Winter Design Temp:	4 Degrees
Flood Hazards:	Not Available

Section R302.5.1 Opening protection. Amend. Delete "equipped with a self-closing device."

Section R303.7 Stairway illumination. Amend to read as follows:

All interior and exterior stairways, serving a means of egress, shall be provided with a means to illuminate the stairs, including the landings and treads. Interior stairways shall be provided with an artificial light source located in the immediate vicinity of each landing of the stairway. Exterior stairways shall be provided with an artificial light source located in the immediate vicinity of the top landing of the stairway. Exterior stairways providing access to a

basement from the outside grade level shall be provided with an artificial light source located in the immediate vicinity of the bottom landing of the stairway.

Section R309.5 Fire Sprinklers. Delete.

Section R311.7.5.1 Risers. Add Exception: 1. Secondary stairways serving only storage and utility areas need not comply with rise height and tread depth.

Section R313 AUTOMATIC FIRE SPRINKLER SYSTEMS. Delete this section.

Section R501.3 Fire protection of floors. Delete this section.

Section R502.3 Allowable joist spans. Amend to read as follows:

Spans for floor joists shall be in accordance with Table R502.3.1(2). For other grades and species and for other loading conditions, refer to the AF & PA Span Tables for Joists and Rafters.

Section R502.3.1 Sleeping areas and attic joists. Delete this section.

Table R502.3.1(1) Floor Joist Spans For Common Lumber Species. Delete this table.

Section R502.3.2 Other floor joists. Amend to read as follows:

Table R502.3.1(2) shall be utilized to determine the maximum allowable span of floor joists that support all areas of the building, provided that the design live load does not exceed 40 psf and the design dead load does not exceed 10 psf.

Section R506.2.3 Vapor retarder. Delete this section.

Chapter 11: Remove this chapter from the one- and two- family dwelling code, however retain the language therefrom and adopt it as Appendix R with the following notation:

“[This appendix is informative and is not part of the code and words or phrases that indicate mandatory action (i.e. “shall”) in this Appendix R shall be read and construed as words or phrases that indicate recommended action (i.e. “should”).”

Section G2409.1 (308.1) Scope. Amend to read as follows:

This section shall govern the reduction in required clearances to combustible materials and combustible assemblies for chimneys, vents, appliances, devices, and equipment. Clearance requirements for air-conditioning equipment and central heating boilers and furnaces shall comply with Sections G2409.3 and G2409.4.

Section P2603.5.1 Sewer depth. Insert "48" inches in two locations.

Adopt Appendix F - Radon Control Methods.

Delete AF103.3 Soil-gas-retarder.

Delete AF103.5.2 Soil-gas-retarder.

Adopt Appendix G – Swimming Pools, Spas, and Hot Tubs.

(2002 Code, § 18-151) (Ord. 2000-15, passed 7-25-2000; Ord. 2007-24, passed 12-4-2007; Ord. 2010-30, passed 12-21-2010)

Statutory reference:

Authority to adopt codes by reference, see Neb. RS 18-132

Section 4. That Title XV Land Usage, Chapter 150 Building Regulations; Construction, Section 150.18 Plumbing code; Plumbers of the Wayne Municipal Code is amended to read as follows:

§ 150.18 PLUMBING CODE; PLUMBERS.

(A) *Adopted by reference.* To provide certain minimum standards, provisions and requirements for safe and stable installation, methods of construction and uses of materials in the installation of plumbing, the ~~2006~~ **“2012 International Plumbing Code” and all Appendices as published by The International Code Council, is hereby adopted as the plumbing code of the City of Wayne, Nebraska, as if fully set out in this section, with the additions, insertions, deletions and changes, if any, prescribed in paragraph (C) of this section,** ~~published in book or pamphlet form, is incorporated by reference in addition to all amendments thereto as though printed in full in this section insofar as such Code does not conflict with the state statutes.~~ One copy of the Code adopted in this section is on file at the ~~office of the Building Inspector~~ **public library** and is available for public inspection at any reasonable time. The provisions of the Code adopted in this section shall be controlling throughout the city and throughout its zoning jurisdiction. (2002 Code, § 18-181)

(B) *Plumbers.*

(1) *Registration required.* No person shall hereafter engage in or work at the business of a master plumber or journeyman plumber in the city until he or she shall have registered as a master plumber or journeyman plumber. Application for registration shall be made in writing to the City Administrator, showing the name and residence of the applicant, the business location of the applicant and such other information as may be required. (2002 Code, § 18-201)

(2) *Registration of firm.* Any firm may be registered as a master plumber in the name of such firm; provided that, such firm shall have a master plumber who is duly registered as provided in this division (B). Such master plumber must be a bona fide officer of the firm or an employee who is regularly employed by the firm and is actually engaged in the planning, superintending and practical installation of plumbing and drainage. The master plumber listed and registered by such firm shall be in actual charge of and responsible for the installation, removal or repair of any plumbing or drainage work done by such firm. (2002 Code, § 18-202)

(3) *Expiration and renewal of registration.* All plumbers' registrations shall expire on December 31 of the year in which they are issued, and shall not be assignable. Certificates of registration may be renewed upon payment of the required registration fee. (2002 Code, § 18-203)

(4) *Revocation of certificate of registration.*

(a) The Council by a majority vote shall have power to revoke any master plumber's or journeyman plumber's certificate of registration upon the recommendation of the Building Inspector or his

or her designated representative if the certificate was obtained through error or fraud, or if the recipient is shown to be grossly incompetent, or has a second time willfully violated any of the provisions of the Plumbing Code.

(b) If a certificate of registration is revoked, the holder shall not apply for registration for one year after such revocation.
(2002 Code, § 18-204)

(5) *Unlawful transfer of certificate.* No registered plumber shall allow his or her name to be used by another person, directly or indirectly, to obtain a permit for the installation of any work; and, if any registered plumber violates this provision, the Council shall forthwith revoke the certificate of registration issued to such plumber. In addition to having his or her certificate of registration revoked, such master plumber may be prosecuted under § 10.99 of this code.
(2002 Code, § 18-205)

(6) *Fees.* The City Clerk shall collect all registration and renewal fees as occupation taxes and shall pay them to the School District within the city. The Council shall have the right to classify plumbers for the purpose of setting registration and renewal fees in such categories as it may, in its discretion, set. Such categories are declared to be reasonable and non-discriminatory. The actual amounts of the registration and renewal fees shall be on file at the office of the City Clerk.
(2002 Code, § 18-206)

(7) *Occupation tax.*

(a) For the purpose of raising revenue, an occupation tax for plumbers is levied in an amount to be set by the Council.

(b) The City Clerk shall collect all fees, permits, taxes and renewals and credit them to the General Fund.
(2002 Code, § 18-207)

(8) *Exceptions.* The provisions of this division (B) relating to plumbers shall not apply to any public utility company serving the city and its inhabitants under a franchise agreement with the city, or its agents and employees, and shall not be construed as a limitation or restriction upon any franchises granted by the city.

(C) *Additions, insertions, and changes.* The following sections of the mechanical code adopted in Section 150.18 (A) are hereby revised as follows:

Section 101.1 Title. Insert: City of Wayne, Nebraska.

Section 106.2 Exempt work. Amend to read as follows:

The following work shall be exempt from the requirement for a permit:

1. The stopping of leaks in drains, water, soil, waste or vent pipe provided, however, that if any concealed trap, drainpipe, water, soil, waste or vent pipe becomes defective and it becomes necessary to remove and replace the same with new material, such work shall be considered as new work and a permit shall be obtained and inspection made as provided in this code.

2. The clearing of stoppages or the repairing of leaks in pipes, valves or fixtures, and the removal and reinstallation of water closets.
3. The replacement of faucets and fixtures and water closets, provided the fixtures are not being relocated.

Section 106.6. Fees. Delete this section.

Section 108.4 Violation penalties. Amend to read as follows:

Any person who shall violate a provision of this code or shall fail to comply with any of the requirements hereof or who shall erect, install, alter or repair plumbing work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of an offense, punishable by a fine of not more than five hundred dollars (\$500.00). Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 108.5 Stop work orders. Amend to read as follows:

Upon notice from the code official, work on any plumbing system that is being done contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not more than five hundred dollars (\$500.00).

Sections 109.2 Membership of Board. Delete this section.

Section 305.4 Freezing. Amend to read as follows:

Water, soil and waste pipes shall not be installed outside of a building, in attics or crawl spaces, concealed in outside walls, or in any other place subjected to freezing temperature unless adequate provision is made to protect such pipes from freezing by insulation or heat or both. Water service piping shall be installed at a minimum of 60 inches below finished grade.

Section 305.4.1 Sewer depth. Amend to read as follows:

Building sewers that connect to public sewage disposal systems shall be installed to a minimum depth of 48 inches unless otherwise approved by the code official.

Section 306.3 Backfilling. Amend to read as follows:

Loose earth free from rocks, broken concrete, frozen chunks and other rubble, shall be placed in the trench in 6-inch layers and tamped in place to existing grade. The backfill under and beside the pipe shall be compacted for pipe support. Backfill shall be brought up evenly on both sides of the pipe so that the pipe remains aligned. In any instance where the manufacturer's installation instructions for materials are more restrictive than those prescribed by code, the material shall be installed in accordance with the more restrictive requirement.

Insert the following after *Section 403.5*

Section 403.6 Service sinks. Service sinks will not be required in structures or tenant spaces with less than 250 square feet of washable public floor area.

Section 406.2 Waste connection. Amend to read as follows:

The waste from an automatic clothes washer shall discharge through an air break into a standpipe in accordance with Section 802.4 or into a laundry sink. The trap and fixture drain from an automatic clothes washer standpipe shall be a minimum of 2 inches (51mm) in diameter. The automatic clothes washer fixture drain shall connect to a branch drain or drainage stack a minimum of 2 inches (76mm) in diameter. Automatic clothes washers that discharge by gravity shall be permitted to drain to a waste receptor or an approved trench drain.

Section 410.1 Approval. Amend to read as follows:

Drinking fountains shall conform to ASME A112.19.1M, ASME A112.19.2M or ASME A112.19.9M and water coolers shall conform to ARI 1010. Drinking fountains and water coolers shall conform to NSF 61, Section 9. Where water is served in restaurants, drinking fountains shall not be required. In other occupancies, where drinking fountains are required, water coolers or bottled water dispensers shall be permitted to be substituted for not more than 50 percent of the required drinking fountains. In occupancies where only one restroom is required, drinking water may be provided by alternative means approved by the code official.

Section 416.5 Tempered water for public hand-washing facilities. Amend to read as follows:

Tempered water shall be delivered from public hand-washing facilities.

Section 603.2 Separation of water service and building sewer. Amend to read as follows:

Water service pipe and the building sewer shall be separated by 5 feet (1524mm) of undisturbed or compacted earth.

Exceptions:

1. The required separation distance shall not apply where the bottom of the water service pipe within 5 feet (1524mm) of the sewer is a minimum of 18 inches (457mm) above the top of the highest point of the sewer and the pipe materials conform to Table 702.3.
2. Water service pipe is permitted to be located in the same trench with a building sewer, provided such building sewer is constructed of materials listed in Table 702.2.

Insert the following after *Section 603.2.1*:

Section 603.3: Tracer Wire. An insulated copper tracer wire shall be installed adjacent to underground non-metallic water service piping. The tracer wire shall not be less than 12-gauge copper wire with insulation suitable for direct burial. The tracer wire shall be attached to the curb box cap and shall terminate at the water meter valve.

Section 607.1.1 Temperature limiting means. Delete this section.

Section 607.1.2 Tempered water temperature control. Delete this section.

Section 705.8.2 Solvent cementing. Amend to read as follows:

Joint surfaces shall be clean and free from moisture. An approved primer that conforms to ASTM F 656 shall be applied. Solvent cement not purple in color and conforming to ASTM D 2564, CSA B 137.3, CSA B 181.2, or CSA B 182.1 shall be applied to all joint surfaces. The joint shall be made while the cement is wet and shall be in accordance with ASTM D 2855. Solvent-cement joints shall be permitted above or below ground.

Section 705.14.2 Solvent cementing. Amend to read as follows:

Joint surfaces shall be clean and free from moisture. An approved primer that conforms to ASTM F 656 shall be applied. Solvent cement not purple in color and conforming to ASTM D 2564, CSA B 137.3, CSA B 181.2, or CSA B 182.1 shall be applied to all joint surfaces. The joint shall be made while the cement is wet and shall be in accordance with ASTM D 2855. Solvent-cement joints shall be permitted above or below ground.

Section 715.1 Sewage backflow: Amend to read as follows:

Where the flood level rims of plumbing fixtures are below the elevation of the manhole cover of the next upstream manhole in the public sewer, such fixtures shall be protected by a backwater valve installed in the building drain, branch of the building drain or horizontal branch serving such fixtures. Plumbing fixtures having flood level rims above the elevation of the manhole cover of the next upstream manhole in the public sewer may discharge through a backwater valve.

Insert the following after *Section 715.5*:

Section 715.6 Cleanouts. All cleanouts located upstream from a backwater valve shall have notification that a backwater device is installed in the drainage system. Such notification shall be in the form of a warning label that is readily visible prior to servicing the drainage system. An accessible cleanout shall be installed immediately downstream from the backwater valve.

Section 715.7 Repair or Replacement. Backwater valves shall be installed as required when sewer service lines to existing structures are repaired or replaced.

Section 903.1 Roof extension. Insert: 12 inches

Section 1112.1 Subsoil drains. Amend to read as follows:

Subsoil drains shall be open-jointed, horizontally split or perforated pipe conforming to one of the standards listed in Table 1102.5. Such drains shall not be less than 4 inches (102 mm) in diameter. Where the building is subject to backwater, the subsoil drain shall be protected by an accessibly located backwater valve. Subsoil drains shall discharge to a trapped area drain, sump or approved location above ground. The subsoil sump shall be required to have a gas-tight cover. The sump and pumping system shall comply with Section 1114.1.

(D) *Appeals.* Any person who is aggrieved by a decision, notice or order of the code official made pursuant to this section may appeal such decision to the board of appeals established pursuant

to the building code in force in the city. The procedure for such an appeal shall be as provided in the building code in force in the city.

(2002 Code, § 18-208)

(Ord. 2000-15, passed 7-25-2000; Ord. 2007-24, passed 12-4-2007; Ord. 2010-30, passed 12-21-2010)
Penalty, see § 150.99

Statutory reference:

Authority to adopt plumbing code by reference, see Neb. RS 18-132

Related provisions, see Neb. RS 18-1908 through 18-1911

Section 5. That Title XV Land Usage, Chapter 150 Building Regulations; Construction, Section 150.19 Mechanical Code of the Wayne Municipal Code is amended to read as follows:

§ 150.19 ~~HEATING, VENTILATION AND COOLING (HVAC)~~ MECHANICAL CODE.

(A) *Adopted by reference.* To provide certain minimum standards, provisions and requirements for safe and stable installation, methods of connection and uses of materials in the installation of HVAC equipment, the ~~2006~~ **“2012 International Mechanical Code” and all Appendices, as published by the International Code Council, is hereby adopted as the mechanical code of the City of Wayne, Nebraska, as if fully set out in this section, with the additions, insertions, deletions and changes, if any, prescribed in paragraph (C) of this section,** ~~published in book or pamphlet form, is incorporated by reference in addition to all amendments thereto as though printed in full in this section insofar as such Code does not conflict with the state statutes.~~ One copy of the Code adopted in this section is on file at the office of the Building Inspector **public library** and is available for public inspection at any reasonable time. The provisions of the Code adopted in this section shall be controlling throughout the city and throughout its zoning jurisdiction.

(B) The provisions of this section relating to HVAC installers shall not apply to any public utility company.

(C) *Additions, insertions, and changes.* The following sections of the mechanical code adopted in Section 150.19 (A) are hereby revised as follows:

Section 101.1: Title. Insert: the City of Wayne, Nebraska

Section 106.5: Fees. Delete this section.

Section 108.4: Violation penalties. Amend to read as follows:

Violation penalties. Any person who shall violate a provision of this code or shall fail to comply with any of the requirements hereof or who shall erect, install, alter or repair mechanical systems in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of an offense, punishable by a fine of not more than five hundred dollars (\$500.00). Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 108.5: Stop work orders. Amend to read as follows:

Stop work orders. Upon notice from the code official, work on any mechanical system that is being done contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property,

or to the owner's agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable for a fine of not more than five hundred dollars (\$500.00).

Sections 109.2 through 109.7: Delete these sections.

Section 202: GENERAL DEFINITIONS. Add definition:

PACKAGED TERMINAL AIR CONDITIONER (PTAC). A type of self-contained heating and air conditioning system unit commonly found in hotels, motels, senior housing facilities, hospitals, condominiums, apartments, add-on rooms, and sun rooms.

Section 507.2.1.1: Operation. Delete this section.

(D) Appeals. Any person who is aggrieved by a decision, notice or order of the code official made pursuant to this section may appeal such decision to the board of appeals established pursuant to the building code in force in the city. The procedure for such an appeal shall be as provided in the building code in force in the city.

(2002 Code, § 18-351) (Ord. 2007-24, passed 12-4-2007; Ord. 2010-30, passed 12-21-2010)

Section 6. That Title XV Land Usage, Chapter 150 Building Regulations; Construction, Section 150.31 Property Maintenance Code of the Wayne Municipal Code is amended to read as follows:

§ 150.31 PROPERTY MAINTENANCE CODE ~~ADOPTED BY REFERENCE.~~

(A) Adopted by reference. To provide certain minimum maintenance standards, provisions, and requirements for existing buildings ~~A certain document, one copy which is on file in the office of the Building Inspector of the city, being marked and designated as the 2012 International Property Maintenance Code 2006, as published by the International Code Council, Inc., is hereby adopted as the~~ **Property Maintenance Code of the City of Wayne, Nebraska**, as if fully set out in this section, with the additions, insertions, deletions and changes, if any, prescribed in ~~§ 150.33~~ **paragraph (C) of this chapter section.** **One copy of the Code adopted in this section is on file at the public library and is available for public inspection at any reasonable time. The provisions of the Code adopted in this section shall be controlling throughout the city and throughout its zoning jurisdiction.**

(2002 Code, § 18-242) (Ord. 2000-15, passed 7-25-2000; Ord. 2007-24, passed 12-4-2007; Ord. 2010-30, passed 12-21-2010; Ord. 2011-8, passed 8-16-2011)

Statutory reference:

Authority to adopt codes by reference, see Neb. RS 18-132

~~§ 150.32~~ **(B) ~~CONFLICTS~~ Conflicts.** In the event of a conflict between the provisions of the publication adopted by reference in this subchapter and any other provisions of this code, such other provisions shall be controlling.

~~In the event of a conflict between the provisions of the publication adopted by reference in this subchapter and any other provisions of this code, such other provisions shall be controlling.~~

(2002 Code, § 18-243) (Ord. 2011-8, passed 8-16-2011)

~~§ 150.33~~ (C) ~~ADDITIONS, INSERTIONS AND CHANGES~~ *Additions, insertions, and changes.*
The following sections of the property maintenance code adopted in Section 150.31 (A) of this chapter are hereby revised as follows:

~~The following sections of the Property Maintenance Code adopted in § 150.31 of this chapter are hereby revised as follows:~~

~~(A)~~ *Section 101.1 Title.* Insert: the City of Wayne, Nebraska

~~(B)~~ *Section 103.5 Fees.* Amend section to read as follows:

The fees for activities and services performed by the department in carrying out its responsibilities under this code shall be charged as necessary to reasonably recover costs.

~~(C)~~ *Section 110.1 General.* Amend section to read as follows:

The Code Official shall order the owner of any structure or the owner of the premises upon which any structure is located that has been condemned by the Code Official pursuant to this code, or in the Code Official's judgment is so old, dilapidated, or has become so out of repair as to be dangerous, unsafe, unsanitary or otherwise unfit for human habitation or occupancy, and such that it is unreasonable to repair the structure, to demolish and remove such structure; or if such structure is capable of being made safe by repairs, to repair and make safe and sanitary or to demolish and remove at the structure owner's or property owner's option; or where there has been a cessation of normal construction of any structure for a period of more than two years, to demolish and remove such structure. In the event the structure and premises upon which the structure is located are in separate ownership, then both the owner of the structure and the owner of the premises shall be responsible for said removal.

~~(D)~~ *Section 110.3 Failure to comply.* Amend section to read as follows:

Any person who fails to comply with a demolition order within the time prescribed shall be deemed guilty of an offense punishable by a fine of not less than five hundred dollars. Each day that a violation continues after due notice has been served shall be deemed a separate offense. The Code Official may cause the structure to be demolished and removal shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

~~(E)~~ *Section 111.1 Application for appeal.* Amend section to read as follows:

Any person directly affected by a decision of the Code Official or a notice or order issued under this code shall have the right to appeal to the board of appeals, provided that a written application for appeal is filed within 20 days after the day the decision, notice or order was served. A fee set forth by the city Council shall accompany each application for appeal to the board of appeals; and a schedule of such fees is on file and available in the City Clerk's office. Such fee shall be refunded to the applicant in the event the board of appeals finds in favor of the applicant. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this code do not fully apply, or the requirements of this code are adequately satisfied by other means, or that the strict application of any requirement of this code would cause an undue hardship.

Section 112.4 Failure to comply. Insert: 100 and 500

~~(F)~~ *Section 302.4 Weeds.* Insert: twelve (12) inches

~~(G)~~ *Section 304.14 Insect Screens.* Insert: April 1 to November 1

~~(H)~~ *Section 602.3 Heat Supply.* Amend section to read as follows:

Every owner and operator of any building who rents, leases or lets one or more dwelling unit, rooming unit, dormitory or guestroom on terms, either expressed or implied, to furnish heat to the occupants thereof shall supply heat to maintain a temperature of not less than 68 F. (20 C.) in all habitable rooms, bathrooms, and toilet rooms.

Exception: When the outdoor temperature is below the winter outdoor design temperature for the locality, maintenance of the minimum room temperature shall not be required provided that the heating system is operating at its full design capacity. The winter outdoor design temperature for the locality shall be as indicated in Appendix D of the International Plumbing Code.

~~(I)~~ *Section 602.4 Occupiable work spaces:* Amend section to read as follows:

Indoor occupiable work spaces shall be supplied with heat to maintain a temperature of not less than 65 F. (18 C.) during the period the spaces are occupied.

Exceptions:

1. Processing, storage and operation areas that require cooling or special temperature conditions.
2. Areas in which persons are primarily engaged in vigorous physical activities.

(2002 Code, § 18-244) (Ord. 2011-8, passed 8-16-2011)

Section 7. That Title XV Land Usage, Chapter 150 Building Regulations; Construction, Section 150.32 Energy Conservation Code of the Wayne Municipal Code is amended to read as follows:

§ 150.32 ENERGY CONSERVATION CODE.

(A) *Adopted by reference.* To provide certain minimum energy conservation standards, provisions, and requirements for new buildings the 2012 International Energy Conservation Code , as published by the International Code Council, Inc., is hereby adopted as the energy conservation code of the City of Wayne, Nebraska, as if fully set out in this section, with the additions, insertions, deletions, and changes, if any, prescribed in paragraph (C) of this section. One copy of the Code adopted in this section is on file at the public library and is available for public inspection at any reasonable time. The provisions of the Code adopted in this section shall be controlling throughout the city and throughout its zoning jurisdiction.

(B) *Additions, insertions, and changes.*

The following sections of the energy conservation code adopted in Section 150.32 (A) of this chapter are hereby revised as follows:

Chapter 4. Residential Energy Efficiency. Delete this chapter in its entirety.

Section 505. Electrical Power and Lighting Systems (Mandatory). Delete this Section in its entirety.

(C) Energy conservation standards. Minimum requirements are as follows:

- (a) Ceiling: R-49 insulation.
- (b) Frame walls: R-20 (combined R-value of wall elements).
- (c) Slab edge (on-grade): R-10 insulation, twenty-four (24) inches down from top of slab.
- (d) Floors (over unheated spaces): R-38 insulation.
- (e) Finished basement walls: R-14 (Combined R-value of wall elements).
- (f) Crawl spaces: R-10 insulation. Shall be a conditioned space. Floor shall be covered with not less than three (3) inches of concrete.
- (g) Windows: Minimum of double-glazed and maximum U-factor of .30.
- (h) Doors:
 - (1) Sliding glass: Double-glazed, maximum U-value of .35.
 - (2) Swinging: Maximum U-value of .35 based on testing prior to installation of glazing.
- (i) Weatherstripping/caulking: Whatever is necessary to minimize infiltration.
- (j) HVAC equipment.
 - (1) Heat pumps – Heating mode:
 - a. COP=2.5/1.5 (air source).
 - b. COP=2.5 (water source).
 - (2) Boilers and furnaces: Combustion efficiency equals eighty (80) percent.
 - (3) Air Conditioners/heat pumps – Cooling: SEER minimum rating 15.0.
 - (4) Controls: Each system controlled by thermostat; heating system capable of setback to fifty-five (55) Fahrenheit; cooling system capable of setup to eighty-five (85) Fahrenheit.
 - (5) All duct work shall be located within the conditioned envelope of the dwelling. Duct work within an attic shall be considered to be in a conditioned space when,
 - a. immediately adjacent to conditioned living spaces, and

b. Remaining surfaces are covered by not less than R-49 insulation.

Joints in duct work shall be sealed as required by HVAC equipment manufacturer.

- (k) Insulate exterior of foundation of slab-on-grade heated structures or provide a thermal break between floor and exterior foundation.
- (l) When proposed rehabilitation of a structure exceeds 50% of assessed value, the structure shall meet or exceed all energy code requirements adopted by the City of Wayne.
- (m) Radon venting shall not be located within walls that are required to be insulated unless minimum R-values can be achieved.
- (n) A minimum R-value of R-44 shall be maintained above all exterior wall plates of conditioned spaces.

Deviations from above requirements require approval of the code official.

Section 8. That Title XV Land Usage, Chapter 150 Building Regulations; Construction of the Wayne Municipal Code is hereby amended by adding the following section:

§ 150.334 STRUCTURES DAMAGED BY FIRE, FLOOD, WIND, DISASTER OR OTHER CALAMITY.

Any structure becoming uninhabitable, unusable or unoccupiable as a result of fire, flood, wind, disaster or other calamity shall be completely repaired within one year of the fire, flood, wind, disaster or other calamity. If repairs are not completed within one year, the structure shall be inspected by the Code Official. If following the inspection, the structure is determined to be uninhabitable, unusable or unoccupiable by the Code Official, the structure shall be demolished by the owner of the property. In the event the structure and premises upon which the structure is located are in separate ownership, then both the owner of the structure and the owner of the premises shall be responsible for said removal. Any appeal of the Code Official's decision shall be governed by the appeal provisions contained in the ~~Property~~ ~~m~~ Maintenance ~~c~~ Code adopted by the city. (2002 Code, § 18-245) (Ord. 2011-8, passed 8-16-2011)

Section 9. That the original Sections and all ordinances or parts of ordinances in conflict herewith are hereby amended and repealed.

Section 10. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law. This ordinance may be published in pamphlet form as authorized by law.

PASSED AND APPROVED this _____ day of September, 2017.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

Take 1

Contractor's Application for Payment No. 16

Application Period: Ending April 15, 2017	Application Date: 4/7/2017	
To (Owner): City of Wayne, Nebraska	From (Contractor): Eriksen Construction Co., Inc.	Via (Engineer): JEO Consulting Group, Inc.
Project: 2015 Wastewater Treatment Facility Improvements - Phases 3, 4, & 5	Contract: 2015 Wastewater Treatment Facility Improvements - Phases 3, 4, & 5	
Owner's Contract No.:	Contractor's Project No.: 140876	
Engineer's Project No.: 140876		

Application For Payment Change Order Summary

Approved Change Orders	Additions	Deductions
#1 Letter-Blower-Load out	\$6,197.00	
#2 Pave-Rock-Grid-Spool	\$22,285.62	
#3 Electrical Box Riser	\$415.00	
#4 Manhole Rehabilitation	\$133,455.00	
TOTALS		
NET CHANGE BY CHANGE ORDERS	\$162,332.62	

1. ORIGINAL CONTRACT PRICE..... \$ 1,623,000.00
2. Net change by Change Orders..... \$ 162,332.62
3. Current Contract Price (Line 1 ± 2)..... \$ 1,785,332.62
4. TOTAL COMPLETED AND STORED TO DATE
(Column F total on Progress Estimates)..... \$ 1,785,332.62
5. RETAINAGE:
 - a. Work Completed..... \$
 - b. Stored Material..... \$
 - c. Total Retainage (Line 5.a + Line 5.b)..... \$
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c)..... \$ 1,785,332.62
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)..... \$ 1,746,783.62
8. AMOUNT DUE THIS APPLICATION..... \$ 38,549.00
9. BALANCE TO FINISH, PLUS RETAINAGE
(Column G total on Progress Estimates + Line 5.e above)..... \$

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:

- (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;
- (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security interest, or encumbrances); and
- (3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor Signature

By: Date: 4/7/2017

Payment of: \$ 38,549.00
(Line 8 or other - attach explanation of the other amount)

is recommended by: _____ (Engineer) _____ (Date)

Payment of: \$ 38,549.00
(Line 8 or other - attach explanation of the other amount)

is approved by: _____ (Owner) _____ (Date)

Approved by: _____ Funding or Financing Entity (if applicable) _____ (Date)

Progress Estimate - Lump Sum Work

Contractor's Application

For (Contract):		2015 Wastewater Treatment Facility Improvements - Phases 3, 4, & 5		Application Number: 16			
Application Period:		Ending April 15, 2017		Application Date: 4/7/17			
Specification Section No.	A Description	B Scheduled Value (\$)	C Work Completed		E Materials Presently Stored (not in C or D)	F Total Completed and Stored to Date (C + D + E)	G Balance to Finish (B - F)
			D This Period	% (F / B)			
1	General Requirements / Mobilization 771	\$81,000.00	\$81,000.00			\$81,000.00	100.0%
2	Bond	\$24,300.00	\$24,300.00			\$24,300.00	100.0%
3	Concrete Reinforcement	\$55,000.00	\$55,000.00			\$55,000.00	100.0%
4	Concrete Footings	\$15,000.00	\$15,000.00			\$15,000.00	100.0%
5	Concrete Floor Slabs	\$11,000.00	\$11,000.00			\$11,000.00	100.0%
6	Digester Base Slab	\$40,000.00	\$40,000.00			\$40,000.00	100.0%
7	Digester Walls	\$98,000.00	\$98,000.00			\$98,000.00	100.0%
8	Drying Bed Footings & Walls	\$25,000.00	\$25,000.00			\$25,000.00	100.0%
9	Masonry	\$55,000.00	\$55,000.00			\$55,000.00	100.0%
10	Miscellaneous Metals	\$33,000.00	\$33,000.00			\$33,000.00	100.0%
11	Rough Carpentry	\$6,500.00	\$6,500.00			\$6,500.00	100.0%
12	FRP Panels	\$2,000.00	\$2,000.00			\$2,000.00	100.0%
13	Insulation	\$1,000.00	\$1,000.00			\$1,000.00	100.0%
14	Shingles	\$3,000.00	\$3,000.00			\$3,000.00	100.0%
15	Flashing & Gutters	\$1,500.00	\$1,500.00			\$1,500.00	100.0%
16	Joint Sealants	\$1,500.00	\$1,500.00			\$1,500.00	100.0%
17	H.M. Doors/Hwd	\$4,000.00	\$4,000.00			\$4,000.00	100.0%
18	Sectional Doors	\$5,000.00	\$5,000.00			\$5,000.00	100.0%
19	Painting and Coatings	\$69,000.00	\$69,000.00			\$69,000.00	100.0%
20	Specialties	\$1,500.00	\$1,500.00			\$1,500.00	100.0%
21	Pipe Support Systems	\$8,000.00	\$8,000.00			\$8,000.00	100.0%
22	Plumbing	\$5,000.00	\$5,000.00			\$5,000.00	100.0%
23	HVAC	\$39,000.00	\$39,000.00			\$39,000.00	100.0%
24	Electrical	\$130,000.00	\$130,000.00			\$130,000.00	100.0%
25	VFD's	\$8,000.00	\$8,000.00			\$8,000.00	100.0%
26	Earthwork	\$72,000.00	\$72,000.00			\$72,000.00	100.0%
27	Backfill	\$41,000.00	\$41,000.00			\$41,000.00	100.0%
28	Erosion Control	\$2,500.00	\$2,500.00			\$2,500.00	100.0%
29	Paving & Sidewalks	\$35,000.00	\$35,000.00			\$35,000.00	100.0%
30	Aggregate Surfacing	\$3,500.00	\$3,500.00			\$3,500.00	100.0%
31	Seeding	\$1,500.00	\$1,500.00			\$1,500.00	100.0%
32	Controls	\$54,500.00	\$54,500.00			\$54,500.00	100.0%
33	Valves	\$32,000.00	\$32,000.00			\$32,000.00	100.0%
34	Site Piping	\$80,000.00	\$80,000.00			\$80,000.00	100.0%
35	Air Piping	\$10,500.00	\$10,500.00			\$10,500.00	100.0%
36	Flanged Piping	\$79,000.00	\$79,000.00			\$79,000.00	100.0%
37	Flow Meter	\$5,000.00	\$5,000.00			\$5,000.00	100.0%
38	Rotary Lobe Blower	\$135,000.00	\$135,000.00			\$135,000.00	100.0%
39	Rotary Lobe Pump	\$21,500.00	\$21,500.00			\$21,500.00	100.0%

Progress Estimate - Lump Sum Work

Contractor's Application

For (Contract):		2015 Wastewater Treatment Facility Improvements - Phases 3, 4, & 5		Application Number: 16			
Application Period:		Ending April 15, 2017		Application Date: 4/7/17			
Specification Section No.	A Description	B Scheduled Value (\$)	Work Completed		E Materials Presently Stored (not in C or D)	F Total Completed and Stored to Date (C + D + E)	G Balance to Finish (B - F)
			C From Previous Application (C + D)	D This Period			
40	Clarifier Launder Covers	\$55,000.00	\$55,000.00			\$55,000.00	100.0%
41	Coarse Bubble Diffusers	\$87,000.00	\$87,000.00			\$87,000.00	100.0%
42	Belt Filter Press	\$185,700.00	\$185,700.00			\$185,700.00	100.0%
43	Change Order #1 Letters-Blower-Old head out MJ DIP fittings	\$6,197.00	\$6,197.00			\$6,197.00	100.0%
44	Change Order #2 Paving, Rock, Geo. Grid & SS pipe fitting	\$22,285.62	\$22,285.62			\$22,285.62	100.0%
45	Change Order #3 Electrical Box Riser	\$415.00	\$415.00			\$415.00	100.0%
	Change Order #4 City PO wa 000121 Manhole Rehabilitation	\$133,455.00	\$94,886.00	\$38,569.00		\$133,455.00	100.0%
Totals		\$1,785,352.62	\$1,746,783.62	\$38,569.00		\$1,785,352.62	

