

**MINUTES
CITY COUNCIL MEETING
January 2, 2018**

The Wayne City Council met in regular session at City Hall on Tuesday, January 2, 2018, 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 December 21, 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 Giese made a motion, which was seconded by Councilmember Haase, whereas, the Clerk has prepared copies of the Minutes of the meeting of December 19, 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: AMAZON.COM, LLC, SU, 281.95; AMERITAS, SE, 56.54; AMERITAS, SE, 72.00; AMERITAS, SE, 2901.24; AMERITAS, SE, 141.14; APPEARA, SE, 107.41; AWARDS PLUS, FE, 88.00; BANKS, LANDON, RE, 64.86; BEACOM, DENTON, RE, 204.44; BENSCOTER INC, RE, 100.00; BLACK, JOSEPH, RE, 203.67; BLUE 360 MEDIA, LLC, SU, 378.81; BOMGAARS, SU, 42.04; BOTTGER, JADE, RE, 121.27; CENTURYLINK, SE, 416.89; CITY EMPLOYEE, RE, 356.05; CITY OF WAYNE, PY, 72573.34; COMFORT INN-GRAND ISLAND, SE, 82.95; COOPER, JOHN, RE, 380.21; DAS STATE ACCTG-CENTRAL FINANCE, SE, 448.00; DAVE'S DRY CLEANING, SE, 72.00; DGR & ASSOCIATES, SE, 420.50; DUGAN BUSINESS FORMS, SU, 354.50; ECHO GROUP, SU, 112.75; FIRST CONCORD GROUP, SE, 2725.38; FLOOR MAINTENANCE, SU, 309.32; FRITSH, HUNTER, RE, 163.08; GALE/CENGAGE LEARNING, SU, 50.03; GROSSENBURG IMPLEMENT, SU, 95.98; HAHLBECK, ALYSSIA, RE, 11.69; HAMIK, LOGAN, RE, 145.00; HILAND DAIRY, SE, 58.82; ICMA, SE, 8734.64; INDUSTRIAL CHEM LABS & SERVICES, SU, 1165.11; IRS, TX, 11933.25; IRS, TX, 3083.48; IRS, TX, 13184.78; JEO CONSULTING GROUP, SE, 2190.00; KARIAN PETERSON POWER LINE CONTRACTING, SE, 72018.82; KATHLEEN A

LAUGHLIN, CHAPTER 13 TRUSTEE, RE, 243.00; KEPCO, SU, 8.27; KLEIN ELECTRIC, SE, 1575.00; KLEIN ELECTRIC, SE, 23094.68; KNEIFL, JASON, RE, 112.99; KORTH, DEVON, RE, 153.76; KRIZ-DAVIS, SU, 360.14; LAYNE CHRISTENSEN, SE, 1196.75; LODL, BROOKE, RE, 55.63; MATT PARROTT, SU, 15.76; MAUL, MADELINE, RE, 206.87; MILO MEYER CONSTRUCTION, SU, 1422.74; NE DEPT OF REVENUE, TX, 3976.56; NE LAW ENFORCEMENT, FE, 95.00; NNEDD, SE, 180.00; NORTHWEST ELECTRIC, SU, 508.72; NOVA FITNESS EQUIPMENT, SU, 122.00; NWOD, FE, 15.00; PARTS ENGINEERING, SU, 159.76; STREITENBERGER, SELENA, RE, 191.38; SWALLOW, ADAM, RE, 228.30; TRIMBLE, RASHAD, RE, 55.29; ULINE, SU, 146.91; USA BLUE BOOK, SU, 329.41; VIAERO, SE, 116.65; WAED, SE, 5000.00; WAYNE COUNTY COURT, RE, 282.50; WISNER WEST, SU, 272.38; AMERICAN BROADBAND, SE, 2473.24; APPEARA, SE, 59.18; ARDENT LIGHTING GROUP, SU, 21654.00; ARNIE'S FORD, SU, 100.47; BATTERY SOLUTIONS, SU, 34.95; BINSWANGER GLASS, SE, 20704.22; BLACK HILLS ENERGY, SE, 1,058.03; BOMGAARS, SU, 1203.59; CARHART LUMBER CO, SU, 349.73; CITY EMPLOYEE, RE, 499.01; CITY EMPLOYEE, RE, 159.23; CITY EMPLOYEE, RE, 48.16; CITY EMPLOYEE, RE, 245.13; CITY EMPLOYEE, RE, 3880.00; CITY EMPLOYEE, RE, 71.99; DEARBORN NATIONAL LIFE, SE, 99.76; DORING, BRENT, RE, 15.78; EAKES OFFICE PLUS, SU, 291.00; ECHO GROUP, SU, 107.20; EKBERG AUTO SALVAGE, SU, 40.00; FAITH REGIONAL PHYSICIAN SERV., SE, 25.00; FIRST CONCORD GROUP, SE, 180.00; GALE/CENGAGE LEARNING, SU, 195.94; GERHOLD CONCRETE, SU, 1323.68; GOREE, RICHARD, RE, 65.57; GROSSENBURG IMPLEMENT, SU, 1.75; HASEMANN, SCOTT, RE, 500.00; HOMETOWN LEASING, SE, 412.86; JANWAY COMPANY, 216.00; KARIAN PETERSON POWER LINE CONTRACTING, SE, 8212.72; LANCASTER, BROOKE, RE, 76.77; MAHANEY, SCHUYLER, RE, 86.99; MAIN STREET AUTO CARE, SE, 100.00; MAIN STREET AUTO CARE, SE, 100.00; MILLER LAW, SE, 5251.22; MILO MEYER CONSTRUCTION, SE, 1454.00; NE AIR FILTER, SU, 143.15; NE EMERGENCY SERVICE, FE, 60.00; NE LIBRARY COM, RE, 750.00; NEXTERA ENERGY, SE, 2050.06; NORTHEAST NE INS AGENCY, SE, 77551.00; NORTHEAST POWER, SE, 5232.00; ONE CALL CONCEPTS, SE, 35.10; PARTS ENGINEERING, SU, 569.83; QUALITY FOOD CENTER, SU, 29.71; STADIUM SPORTING GOODS, SU, 312.00; STAPLES ADVANTAGE, SU, 190.33; STATE FARM INSURANCE, SE, 563.00; STEFFEN INC, SU, 188.38; TYLER TECHNOLOGIES, SE, 1920.56; WAED, SE, 7535.83; WAYNE COUNTY COURT, RE, 800.00; WAYNE LIBRARY FOUNDATION, RE, 4.00

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

Wayne State College President Marysz Rames updated the Council on the Wayne State College Center for applied Technology Building Project. She thanked the Mayor and Council for partnering with Wayne State College on this project.

Mayor Chamberlain stated the time was at hand for the public hearing to consider the Planning Commission's recommendation on amending the City of Wayne's Extraterritorial Jurisdiction Map.

The Planning Commission reviewed the matter at their public hearing on December 4, 2017, and forwarded a recommendation to approve the same subject to the following "Findings of Fact:"

- Consistency with the Comprehensive Plan; and
- Staff's recommendation.

Joel Hansen, Zoning Administrator, stated that State Statutes allow cities to extend their zoning jurisdiction two miles from the city limits. On the advice of an attorney that works with the Nebraska Planning & Zoning Association, the suggestion or recommendation was to go straight lines back to quarter section lines, rather than using the arc line system. When the City annexed the airport and Southview Addition, the jurisdiction line was never amended or moved, which is what spurred the Planning Commission to review it. The Planning Commission felt they wanted to get as close as reasonably possible to the two mile arc line, so instead of going with the quarter section straight line system, they decided to go to the quarter-quarter section straight line system (otherwise 40 acre tracts).

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 Eischeid introduced Ordinance 2018-1, and moved for approval thereof; Councilmember Greve seconded.

ORDINANCE NO. 2018-1

AN ORDINANCE AMENDING THE ZONING MAP BY CHANGING THE EXTRATERRITORIAL JURISDICTION.

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

Administrator Blecke presented to Council the job description for a new position he is recommending: Street and Planning Director. This position will oversee the Public Works Department. Currently, there are three foremen in that department. His recommendation is to appoint Joel Hansen to that position. Joel will continue to do what he is already doing, minus some of the building inspection duties. Todd Hoeman will assume some of those building inspection responsibilities.

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, approving the job description for the “Street and Planning Director” position. 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 mayoral appointment: Betty McGuire as City Clerk.

Councilmember Eischeid made a motion, which was seconded by Councilmember Greve, approving the appointment of Betty McGuire as City Clerk. 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 mayoral appointment: Joel Hansen as Street and Planning Director.

Councilmember Eischeid made a motion, which was seconded by Councilmember Buck, approving the appointment of Joel Hansen as Street and Planning Director. 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 mayoral appointment: Marlen Chinn as Police Chief.

Councilmember Brodersen made a motion, which was seconded by Councilmember Giese, approving the appointment of Marlen Chinn as Police Chief. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Because of the newly created position of Street and Planning Director, and the need to amend the starting and ending wage ranges for Senior Center Cook, the Wage and Salary Schedule is being brought forward for consideration again.

Councilmember Giese introduced Resolution 2018-1, and moved for its approval; Councilmember Brodersen seconded.

RESOLUTION NO. 2018-1

A RESOLUTION APPROVING/AMENDING THE WAGE AND SALARY SCHEDULE.

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

John Zwingman of Advanced Consulting Engineering Services was present to go over the plans and specifications for the “2nd Street Storm Sewer Improvement Project.” The engineer’s estimate is \$345,000.00. Liquidated damages are set at \$500/calendar day. This project will start ½ block west of Main Street and extend east to Nebraska Street. Construction needs to be completed by September 30, 2018. This project should take approximately 8-10 weeks to construct.

Councilmember Brodersen introduced Resolution 2018-2, and moved for its approval; Councilmember Eischeid seconded.

RESOLUTION NO. 2018-2

A RESOLUTION APPROVING THE HIRING OF A SPECIAL ENGINEER AND APPROVING THE PLANS AND SPECIFICATIONS AND ESTIMATE OF COST FOR THE CONSTRUCTION OF CERTAIN STORM SEWER IMPROVEMENTS TO BE CONSTRUCTED IN THE CITY OF WAYNE, NEBRASKA (2ND STREET STORM SEWER IMPROVEMENT PROJECT).

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

The following Resolution would approve Supplemental Agreement No. 8 to the Professional Service Agreement for Preliminary Engineering Services between the City of Wayne and Olsson Associates, Inc., for the Wayne Trail – Phase 2 Project. This Supplemental Agreement adds an additional \$7,500 in engineering fees to the project due to the additional surveying that will need to be done and the need to modify the design of the project to accommodate 3 new driveways along Grainland Road, a new parking lot and trail connection near the new city pool, and the addition of a new curb ramp near the intersection of NE Highway 15 and E. 14th Street. This additional work increases the total agreement amount with Olsson Associates from \$168,217.46 to \$175,717.46.

Councilmember Eischeid introduced Resolution No. 2018-3 and moved for its approval; Councilmember Karsky seconded.

RESOLUTION NO. 2018-3

A RESOLUTION ACCEPTING AND AUTHORIZING THE EXECUTION OF PRELIMINARY ENGINEERING SERVICES AGREEMENT SUPPLEMENTAL AGREEMENT NO. 8 BETWEEN THE CITY OF WAYNE AND OLSSON ASSOCIATES, INC. RELATING TO THE WAYNE TRAIL – PHASE 2 PROJECT STPB-90(4) (INCREASE OF \$7,500.00 – BRINGING TOTAL TO \$175,717.46).

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

Since the Agreement with Verizon was not ready, Agenda Item No. 11 was not acted upon.

Kim McLaury of McLaury Engineering, Inc., presented Change Order No. 2 (Final) for the “Beaumont First Addition Water & Sewer Extension Project.” It represents a decrease of \$5,596.60 to Penro Construction, Inc.

Councilmember Eischeid made a motion, which was seconded by Councilmember Giese, approving Change Order No. 2 (Final) for the “Beaumont First Addition Water & Sewer Extension Project,” which represents a decrease of \$5,596.60 to Penro Construction, Inc. Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Kim McLaury of McLaury Engineering, Inc., presented Contractor’s Application for Payment No. 3 (Final) on the “Beaumont First Addition Water & Sewer Extension Project” for \$34,968.50 to Penro Construction, Inc.

Councilmember Brodersen made a motion, which was seconded by Councilmember Eischeid, approving Contractor’s Application for Payment No. 3 (Final) for \$34,968.50 to Penro Construction, Inc., for the “Beaumont First Addition Water & Sewer Extension Project.” Mayor Chamberlain stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Kim McLaury of McLaury Engineering, Inc., presented Contractor’s Application for Payment No. 4 on the “4th Street Paving Project” for \$82,083.37 to A & R Construction.

Councilmember Brodersen made a motion, which was seconded by Councilmember Giese, approving Contractor’s Application for Payment No. 4 for \$82,083.37 to A & R Construction for the “4th Street Paving Project.” 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 Sievers, 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 6:09 p.m.