

**AGENDA
CITY COUNCIL MEETING
October 2, 2018**

1. [Call the Meeting to Order](#)
2. [Pledge of Allegiance](#)

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. [Approval of Minutes – September 18, 2018](#)
4. [Approval of Claims](#)
5. [Presentation and discussion on Water and Sewer Rate Studies — Randy Hellbusch, Nebraska Rural Water Association](#)

Background: Randy will be here to present and review his findings and recommendations on the water and sewer cost of service studies he prepared last spring. Attached are the 3-year water/sewer rate proposals. Formal action on a schedule of rates will take place at a later date.

6. [Ordinance 2018-26: Rezoning the area known as Southview III Addition, more specifically located in the NW1/4SE1/4 of 13-26N-R3, East of the 6th P.M., Wayne County, Nebraska, containing 1.43 acres more or less, from A-1 Agricultural to R-2 Residential \(Second Reading\)](#)
7. [Ordinance 2018-23: Amending Wayne Municipal Code Title XV Land Usage, Chapter 152 Zoning, Sec. 152.131 Fences and Screens \(Tabled at the last meeting – this will be the third and final Reading\)](#)

Background: Attorney Miller has prepared language, as suggested at the last Council meeting, regarding the issue on the request for an 8' fence.

8. [Ordinance 2018-24: Amending Wayne Municipal Code Title IX General Regulations, Chapter 91 Streets, Sidewalks and other Public Places, by adding Sec. 91.085 Parks – Open Hours; Sec. 91-086 Parks – Overnight Camping Defined; Sec. 91.087 Parks – Fires; Sec. 91-088 Parks – Camping, Time Limit; and Sec. 91.089 Parks – Violation, Penalty \(Third and Final Reading\)](#)
9. [Ordinance 2018-27: Amending Wayne Municipal Code Title IX General Regulations, Chapter 91 Streets, Sidewalks and other Public](#)

Places, by adding a section referring to Parks – Campground Rules and Regulations and renumbering the following section

Background: The campground rules and regulations have been put in ordinance form as per Council direction at the last meeting. The changes are in red.

10. **Action on Change Order No. 1 for the “2nd Street Storm Sewer Improvement Project” for an increase of \$19,616.00 to Robert Woehler & Sons Construction Company, Inc., and an increase of 10+ days on substantial completion and final payment**

Background: This Change Order is for 10” PCC NDOR Type 47B (83.6 s.y. @ \$85) – Adjust manhole to grade (6 @ \$300) – 6” PCC Sidewalk (280 s.f. @ \$10) – 6” PCCC Driveway & Gas Valve Pad (113 s.y. @ \$70).

11. **Action on Pay Estimate No. 3 for the “2nd Street Storm Sewer Improvement Project” in the amount of \$216,679.49 to Robert Woehler & Sons Construction Company, Inc.**

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

12. **Resolution 2018-56: Accepting bid and awarding contract on the purchase of a John Deere 4066M Compact Utility Tractor - Grossenburg Implement - \$22,200**

13. **Action on Pay Estimate No. 4 for the "Electric Meter Cutover West Inner and East Inner Conversion Electric Distribution Project" in the amount of \$39,350.49 to Klein Electric, Inc.**

14. **Adjourn**

**MINUTES
CITY COUNCIL MEETING
September 18, 2018**

The Wayne City Council met in regular session at City Hall on Tuesday, September 18, 2018, at 5:30 o'clock P.M.

Mayor Jill Brodersen called the meeting to order, followed by the Pledge of Allegiance, with the following in attendance: Councilmembers Rod Greve, Jon Haase, Jennifer Sievers, Terri Buck, Jason Karsky, Matt Eischeid and Nick Muir; City Attorney Amy Miller; City Administrator Wes Blecke; and City Clerk Betty McGuire. Absent: Councilmember Cale Giese.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on September 6, 2018, 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.

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

Councilmember Haase made a motion, which was seconded by Councilmember Sievers, to approve the minutes of the meeting of September 4, 2018, and to waive the reading of said minutes. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, with exception of Councilmember Giese who was absent, the Mayor declared the motion carried and the Minutes approved.

The following claims were presented to Council for their approval:

VARIOUS FUNDS: ADVANCED CONSULTING ENGINEERING SERVICES, SE, 1875.00
ANDERSON, DERRICK, RE, 696.00; APPEARA, SE, 112.11; ARLT, NICK, SE, 95.00;
BARONE SECURITY SYSTEMS, SE, 144.00; BATTERY SOLUTIONS, SU, 109.95; BORDER

STATES INDUSTRIES, SU, 286.76; BROWN PLUMBING, SE, 500.00; BROWN SUPPLY, SU, 3028.15; CARROLL DISTRIBUTING, SU, 1558.87; CERTIFIED TESTING SERVICES, SE, 2096.50; CHEMQUEST, SE, 1787.50; CITY EMPLOYEE, RE, 44.64; CITY EMPLOYEE, RE, 260.54; CITY EMPLOYEE, RE, 217.91; CITY EMPLOYEE, RE, 61.78; CITY OF MADISON, FE, 100.00; COPY WRITE PUBLISHING, SE, 79.31; DAVE'S DRY CLEANING, SE, 51.00; DHHS, FE, 80.00; DOLLAR GENERAL, RE, 860.00; FLOOR MAINTENANCE, SU, 257.48; FREDRICKSON OIL, SU, 111.60; GROSSENBURG IMPLEMENT, SU, 287.34; HAUFF MID-AMERICAN SPORTS, SU, 225.94; HEIKES AUTOMOTIVE, SE, 1046.24; HILAND DAIRY, SU, 132.18; INTERSTATE ALL BATTERY, SU, 24.95; JODY KOCH CONSTRUCTION, RE, 1000.00; KATHOL, GREG, RE, 1110.00; LAUREL RECREATION, FE, 225.00; MADISON CO COURT, RE, 300.00; MARCO, SE, 126.36; MATHESON-LINWELD, SE, 44.02; METERING & TECHNOLOGY SOLUTIONS, SU, 5838.90; MIKEY C PRODUCTIONS, SE, 70.00; NE DEPT OF ENVIRONMENTAL QUALITY, FE, 500.00; NE HARVESTORE, SU, 34.33; NEXTERA ENERGY, SE, 10486.94; NNEDD, SE, 480.00; PAC N SAVE, SU, 198.06; PITNEY BOWES, SE, 1497.56; PROGRESSIVE PROPERTIES, RE, 250.00; PROGRESSIVE PROPERTIES, RE, 250.00; PROVIDENCE MEDICAL CENTER, SE, 90.00; PTACEK, GREG, RE, 100.00; QUALITY FOOD CENTER, SE, 113.38; ROBERT WOEHLE & SONS, SE, 35019.72; S & S WILLERS, SU, 1590.68; SHOPKO, SU, 221.78; SPARKLING KLEAN, SE, 2762.11; STADIUM SPORTING GOODS, SE, 60.00; STATE NEBRASKA BANK & TRUST, RE, 100975.00; STATE NEBRASKA BANK-PETTY CASH, RE, 100.00; T & S TRUCKING, SE, 443.68; THE FINAL TOUCH, SU, 38.99; TOM'S BODY & PAINT SHOP, SE, 39.00; TYLER TECHNOLOGIES, SE, 6280.03; US FOODSERVICE, SU, 1180.73; VERIZONM SE, 317.08; WASTE CONNECTIONS, SE, 120.60; WAYNE COUNTY CLERK, SE, 54.00; WAYNE HERALD, SE, 136.00; WAYNE HERALD, SE, 761.00; WAYNE VETERINARY CLINIC, SE, 308.00; WESCO, SU, 689.08; WAPA, SE, 19486.44; ZAMZOW, RILEY, SE, 95.00; AMERITAS, SE, 60.16; AMERITAS, SE, 2640.02; AMERITAS, SE, 72.00; AMERITAS, SE, 113.84; APPEARA, SE, 90.71; ARC-HEALTH & SAFETY, SE, 140.00; BAKER & TAYLOR BOOKS, SU, 821.30; BAKER & TAYLOR BOOKS, SU, 35.95; BIG STONE TRANSPORTATION & LANDSCAPE SUPPLY, SU, 3460.00; CARHART LUMBER COMPANY, SU, 740.93; CITIZENS STATE BANK, RE, 1991.94; CITIZENS STATE BANK, RE, 3199.85; CITY EMPLOYEE, RE, 150.00; CITY OF WAYNE, PY, 73803.75; COLLINS, DEVAN, RE, 100.00; CROUCH RECREATIONAL DESIGN, SE, 34000.50; DAS STATE ACCTG-CENTRAL FINANCE, SE, 60.15; DE NORA WATER TECHNOLOGIES, SE, 910.47; DEARBORN NATIONAL LIFE, SE, 2390.46; DEMCO, SU, 820.23; DITCH WITCH UNDERCON, SU, 128.58; EAKES OFFICE PLUS, SE, 132.08; EASYPERMIT POSTAGE, SU, 1837.73; ECHO GROUP, SU, 234.88; ED M. FELD EQUIPMENT, SU, 889.00; FRANK, JIM, RE, 100.00; GALE/CENGAGE LEARNING, SU, 149.44; GROSSENBURG IMPLEMENT, SU, 184.13; HANSEN REPAIR, SE, 388.72; HILAND DAIRY, SU, 52.35; HOLIDAY INN EXPRESS-FREMONT, SE, 219.90; HUSS, HOUSTON, RE, 12.51; ICMA, RE, 9623.50; INGRAM LIBRARY SERVICES, SU, 842.03; INVENTORY TRADING COMPANY, SU, 382.00; IRS, TX, 2973.74; IRS, TX, 12714.88; IRS, TX, 9424.08; JACK'S UNIFORMS, SU, 790.00; KATHLEEN A LAUGHLIN, CH 13 TRUSTEE, RE, 243.00; KAUP FORAGE & TURF, SU, 680.00; KTCH, SE, 594.00; LOUIS BENSCOTER, RE, 2741.75; LUTT OIL, SU, 6147.62; MID PLAINS GRAIN, RE, 6385.62; MIDWEST LABORATORIES, SE, 655.00; MZRB, RE, 2864.57; NATIONAL BUSINESS FURNITURE, SU, 5907.78; NE DEPT OF REVENUE, RX, 3860.10; NE PUBLIC HEALTH ENVIRONMENTAL LAB, SE, 261.00; NPPD, SE, 403818.72; NORFOLK DAILY NEWS, SE, 66.44; OVERDRIVE, SU, 1013.53; PENGUIN RANDOM HOUSE, SU, 78.75; POLLARD PUMPING, SE, 225.00; REZURRECTED ROD & KUSTOM, SE, 148.99; SEBADE HOUSING, RE, 1922.22; SOUTHEAST LIBRARY SYSTEM, FE, 160.00; STADIUM SPORTING GOODS, SU, 241.00; STAPLES, SU, 86.58; THRASHER, RE, 100.00; TYLER TECHNOLOGIES, SE, 6723.70; USA BLUE BOOK, SU, 119.58; UTILITIES SECTION, FE, 225.00; VAN DIEST SUPPLY, SU, 70.75; WAHOO HERITAGE INN, SE,

255.80; WATCHGUARD VIDEO, SU, 17527.00; WAYNE AUTO PARTS, SU, 666.84; WAYNE HERALD, SE, 1,629.65; WESCO, SU, 715.83; WEST-E-CON, SE, 14434.98; WIGMAN COMPANY, SU, 374.36; WINDOM RIDGE, RE, 1424.87;

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

Mayor Brodersen declared the time was at hand for the public hearing to consider the Planning Commission's recommendation regarding a request to rezone from A-1 Agricultural to R-2 Residential, the area known as Southview III Addition, more specifically located in the NW1/4SE1/4 of 13-26N-R3, East of the 6th P.M., Wayne County, Nebraska, containing 1.43 acres more or less. The applicant is the City of Wayne.

The Planning Commission held a public hearing on September 10, 2018, regarding this rezoning request, and have recommended approval thereof, with the "Finding of Fact" being staff's recommendation.

Joel Hansen, Street and Planning Director, stated that the zoning did not match in this area, and this action will clean that up and make the entire parcel Residential.

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

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

Councilmember Sievers introduced Ordinance No. 2018-26 and moved for its approval; Councilmember Haase seconded.

ORDINANCE NO. 2018-26

AN ORDINANCE AMENDING THE ZONING MAP AND CHANGING THE ZONING OF PROPERTY OR AREA KNOWN AS SOUTHVIEW III ADDITION LOCATED IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP TWENTY-SIX NORTH, RANGE THREE, EAST OF THE 6TH P.M., WAYNE COUNTY, NEBRASKA, FROM A-1 AGRICULTURAL DISTRICT TO R-2 RESIDENTIAL DISTRICT.

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

Mayor Brodersen declared the time was at hand for the public hearing on the acquisition of real estate from Douglas Pierson and Tracy Pierson, Husband and Wife. The legal description is to wit:

A tract of land located in the NW1/4SE1/4 of 13-26N-R3 East of the 6th P.M., Wayne County Nebraska, more particularly described as follows: Beginning at the Northwest Corner of Southview II Addition to the City of Wayne, Nebraska; thence S 02°19'08" E on the West line of said Southview II Addition, 510.95 feet; thence S 30°43'41" E on said West line, 174.34 feet; thence N 59°19'40" E on the South line of said Southview II Addition, 355.56 feet to a point on the East line of the Northwest 1/4 of the Southeast 1/4 of Section 13, T26N, R3E of the 6th P.M., Wayne County, Nebraska; thence S 01°56'44" E on said East line, 233.11 feet; thence N 85°50'29" W, 333.20 feet; thence N 30°43'41" W and parallel to the West line of said Southview II Addition, 196.02 feet; thence N 02°19'08" W and parallel to the West line of said Southview II Addition, 518.58 feet to a point on the South Right-of-Way line of Grainland Road; thence N 87°44'58" E on said South line, 30.00 feet to the Point of Beginning, containing 1.43 acres more or less,

The purchase price is \$25,000.00. Doug Pierson was present to answer questions.

Administrator Blecke stated this is the parcel that has been replatted and annexed and is now in the process of being rezoned. This is part of the drainage ditch that the City would like access to. This purchase will also give us about a half acre of land to possibly sell at some point.

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 Brodersen closed the public hearing.

Councilmember Giese arrived at 5:40 p.m.

Councilmember Sievers introduced Resolution 2018-52, and moved for its approval; Councilmember Haase seconded.

RESOLUTION NO. 2018-52

A RESOLUTION APPROVING THE ACQUISITION OF REAL ESTATE LOCATED IN THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA, FROM DOUGLAS PIERSON AND TRACY PIERSON, HUSBAND AND WIFE, FOR THE SUM OF \$25,000.00.

Administrator Blecke noted that in the packet was a purchase agreement. He advised the Council, that while no action was needed on the purchase agreement, he wanted to make the following changes to Section 10 - Miscellaneous:

- A. All dirt removed from the subject property as a result of the Buyer grading the property and installing a drainage ditch shall remain the property of Seller. Seller will designate on the adjacent property where to haul and dispose of dirt.
- B. Buyer will provide Seller access to Seller's property and will not leave Seller landlocked.

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

City Clerk McGuire stated that the Wayne Country & Golf Club is now at a point with their building addition that they can submit an application for addition to their liquor licensed premises. The request is for the addition of the existing clubhouse approximately 44'x48,' making the new description read: Two-story clubhouse approximately 92'x96,' including the entire golf course approximately 165 acres.

Councilmember Muir made a motion, which was seconded by Councilmember Eischeid, approving the application of the Wayne Country & Golf Club for addition to their liquor licensed premises – the request is for the addition of existing clubhouse approximately 44'x48,' making the new description read: Two-story clubhouse approximately 92'x96,' including the entire golf course approximately 165 acres. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Rusty Parker, representing the Wayne Country & Golf Club, was present to review Change Order Nos. 2, 3, and 4.

- Change Order No. 2, which was to lower the new basement floor height to match existing, and change the north wall design to a 9' poured concrete wall in lieu of wood framed with exterior/interior finishes, had no change in cost;
- Change Order No. 3, which was to provide a redesign of the men's 109 and women's 110 restrooms to allow for a new additional single stall unisex restroom 112, had no change in cost; and
- Change Order No. 4, which was to change the deck and railing materials from treated wood to a composite deck and aluminum railing, had an increase of \$17,375.00.

Mr. Parker stated there would be no cost to the City for these change orders. He also updated the Council on their finances. They currently have \$401,156.75 in the account. They have 97 pledges, of which 37 have paid 100% to date.

Councilmember Giese made a motion, which was seconded by Councilmember Eischeid, approving Change Order Nos. 2, 3, and 4 for the Wayne Country & Golf Club for an increase of \$17,375.00. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

OCC Builders, LLC, presented Pay Application No. 5 in the amount of \$41,060.00 on the "Wayne Country & Golf Club Clubhouse Improvement Project."

Councilmember Eischeid made a motion, which was seconded by Councilmember Muir, approving Pay Application No. 5 for \$41,060.00 to OCC Builders, LLC, for the "Wayne Country & Golf Club Clubhouse Improvement Project." Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Sievers introduced Ordinance No. 2018-23, and moved for approval of the third and final reading thereof; Councilmember Greve seconded.

ORDINANCE NO. 2018-23

AN ORDINANCE AMENDING TITLE XV LAND USAGE, CHAPTER 152 ZONING, SPECIFICALLY SECTION 152.131 FENCES AND SCREENS; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Councilmember Giese stated after discussing this matter with others, he has changed his opinion. He does not want to see 8' fences anywhere in Wayne. If Council approves this for

certain situations, it will get tougher to deny it based on certain circumstances as we go forward. Mayor Brodersen agreed.

Attorney Miller stated if the public welfare provision is left in the ordinance, then what one person believes is public welfare may be completely contrary to what the Council believes is public welfare. If you approve matters on a case-by-case basis, you then open up a Pandora's Box. Another concern is whether this would run with the property or with the person. In Mr. Rutenbeck's case, if he moves, he is going to have the same issue at the next place he lives. She noted again that if you take the public welfare out and people have to come before Council, Council needs to keep in mind that if they grant it for one, they have to grant it for everyone.

Councilmember Karsky stated he struggles with this because it deals with children, and what other option does Mr. Rutenbeck have other than to move out into the country.

Councilmember Eischeid stated the only way he would be okay with this is if it abutted agricultural land. He does not want to see 8' fences in the middle of town even if it is next to a business.

After some discussion, Attorney Miller advised Council that the Ordinance could read:

"Fences separating residential land uses shall not exceed six feet in height, unless said property and all adjoining properties abut an agricultural zoning district. No fence shall exceed eight feet in height."

Councilmember Sievers then wanted to amend her motion to include the wording suggested by Attorney Miller.

Attorney Miller recommended that the language be put in writing so Council could see and read it before approving it.

Mr. Rutenbeck then asked if something concerning ADA could be added.

Since there was no second to Councilmember Sievers' motion, said motion died for lack of a second.

Attorney Miller stated she would research and put together language regarding disabilities or handicapped provisions and bring the same back for Council consideration.

Councilmember Sievers made a motion, which was seconded by Councilmember Giese, to table action on the third and final reading of Ordinance No. 2018-23. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Giese and Eischeid who voted Nay, the Mayor declared the motion carried.

Discussion continued on Ordinance No. 2018-24 regarding “park closing hours.” The changes were noted in red.

Councilmember Giese stated the problems we are seeing are taking place at the Summer Sports Complex. He agreed there was no reason for anyone to be inside the Summer Sports Complex after dark, or the Baseball Complex. Other than that, he believes parks are the public’s property, and if it is the Council’s duty to protect that public property, then we need a reason as to why we need to close them. If we do not want people on public property after 11:00 p.m., then all public property needed to be included in the ordinance.

Mayor Brodersen stated our parks are public places and people should be allowed to use them. We have had problems with the Summer Sports Complex. She did not think the Council should keep people out of the parks. Councilmember Haase agreed.

Councilmember Karsky stated he visited with as many people as he could find around Bressler Park, and there was not one that was not in support of the 11:00 p.m. closing time.

Councilmember Eischeid stated he does not like the idea of closing public areas because there are people that are there after 11:00 p.m. that are just there because they want to visit with a friend. That is what he does not want to stop happening if there is no illegal activity going on. He knows there are more problems in certain areas than others. What frustrates him is that no one from the public comes to the meetings to voice their opinion. He is torn, because he is in the same boat as Chief Chinn. They are in the business to protect the people of Wayne and protect the property that our tax dollars go to, to ensure that everything is in good working condition. People that use the park at 3:00 a.m. are probably not there to watch the stars, so it is times like

that that he wants an ordinance for law enforcement. You hate to take public space away from someone who is there for a good reason.

Councilmember Karsky stated he still thought that police discretion plays a huge role in this. Full enforcement of the law is a myth, and the police can use their discretion in regard to certain situations. He is assuming the officers would use their fair judgment like they do every day in what they pursue and do not pursue.

It was noted that not having closing hours does not stop the police officers from driving into the Summer Sports Complex or driving by or walking into the parks.

Councilmember Eischeid stated officer discretion, in a court of law, is an issue. The example being you have an officer on the stand answering that he/she does not write a ticket to everybody that they see in the park after 12:00 midnight and then having to answer why not, because there is an ordinance/law on the books saying that no one can be in the park at that time. It is challenging for the officer because if you are going to enforce the law, you are going to have to be consistent. Judges do not like inconsistency.

Councilmember Giese stated he thought the Council could potentially open themselves up to discrimination complaints.

Mayor Brodersen stated the police were called 27 times in the past two years; 15 of those calls pertained to the Summer Sports Complex. She felt the Council should address those issues with this ordinance.

Joel Hansen, Street & Planning Director, stated from a Parks' Department perspective, their concern is vandalism.

After further discussion, Councilmember Giese introduced Ordinance No. 2018-24 and moved for approval of the second reading thereof, and amending the same to exclude all of the parks, with the exception of the Summer Sports Complex/Dog Park/Rugby Field and the Baseball Complex/Hank Overin Field; Councilmember Haase seconded.

ORDINANCE NO. 2018-24

AN ORDINANCE TO AMEND WAYNE MUNICIPAL CODE TITLE IX GENERAL REGULATIONS, CHAPTER 91 STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, BY ADDING SECTION 91.085 PARKS – OPEN HOURS; SECTION 91.086 PARKS – OVERNIGHT CAMPING DEFINED; SECTION 91.087 PARKS – FIRES; ~~SECTION 91.088 PARKS – ANIMALS;~~ SECTION 91.088 ~~9~~ PARKS – CAMPING, TIME LIMIT; SECTION 91.089 ~~90~~ PARKS – VIOLATION, PENALTY; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Mayor Brodersen liked the idea of addressing only those parks we have issues with now and coming back at a later time to address other parks, if there are issues with those.

Mayor Brodersen stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Greve, Sievers, Karsky and Eischeid who voted Nay, the Mayor declared a tie vote. Because of the tie vote, Mayor Brodersen then cast her vote, which was in the affirmative, and declared the second reading of Ordinance No. 2018-24 approved, as amended. The third and final reading will take place at the next meeting.

The following Resolution would approve rules and regulations for campgrounds.

After discussion, it was the consensus to bring the rules and regulations back as an ordinance. Resolution No. 2018-53 then died for lack of a motion.

The following Resolution would approve an agreement with the Village of Concord for building inspection services.

Councilmember Sievers introduced Resolution No. 2018-54 and moved for its approval, Councilmember Eischeid seconded.

RESOLUTION NO. 2018-54

A RESOLUTION APPROVING INTERLOCAL AGREEMENT WITH THE VILLAGE OF CONCORD, NEBRASKA, FOR BUILDING INSPECTION SERVICES (2018).

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

The following Resolution would accept the work on the “West Inner and East Inner Conversion Electric Distribution Project” and authorize final payment to the contractor for \$54,101.92 to Karian Peterson Powerline Contracting, LLC, on said project.

The project is complete. The original contract price was \$690,290.43. There were contract decreases of \$153,479.67, bringing the final project cost to \$536,810.75.

Councilmember Giese introduced Resolution No. 2018-55 and moved for its approval, Councilmember Sievers seconded.

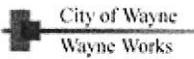
RESOLUTION NO. 2018-55

A RESOLUTION ACCEPTING THE WORK ON THE “WEST INNER AND EAST INNER CONVERSION ELECTRIC DISTRIBUTION PROJECT” AND AUTHORIZING FINAL PAYMENT IN THE AMOUNT OF \$54,101.92 TO KARIAN PETERSON POWERLINE CONTRACTING, LLC.

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

Administrator Blecke updated Council on the lagoon sludge removal project. No bids were received on the project. He will be contacting a company, as recommended by JEO Consulting Group, that markets manure to see if they would be interested. It is encouraging because they will also clean up concrete as well, so there are some other things they could do in Wayne. We have started shredding the floor of the lagoon to knock the weeds down. If we have the same weed issue next year, we will spray early.

Councilmember Giese made a motion, which was seconded by Councilmember Sievers, to adjourn the meeting. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried and the meeting adjourned at 7:09 p.m.



Vendor	Payable Description	Payment Total
AMAZON.COM, LLC	GAMES/BOOKS/DVD'S	1,790.80
AMERITAS LIFE INSURANCE	POLICE RETIREMENT 457 PERCENTAGE	94.10
AMERITAS LIFE INSURANCE	POLICE RETIREMENT 457 AMOUNT	72.00
AMERITAS LIFE INSURANCE	POLICE RETIREMENT	2,316.32
AMERITAS LIFE INSURANCE	AMERITAS ROTH	60.16
APPEARA	CAC MAT SERVICE	43.73
ARCADIAN MARKSMANSHIP CLUB	RANGE DUES	100.00
BARONE SECURITY SYSTEMS	RESET LIBRARY FIRE ALARM SYSTEM	137.50
BORDER STATES INDUSTRIES, INC	COIL	599.20
BOUND TO STAY BOUND BOOKS INC	BOOK	17.01
BUGS BOWS	RECREATION PROGRAM SHIRTS	805.00
CARHART LUMBER COMPANY	DOOR HANDLE/BATTERIES/INSULATION	435.58
CENTURYLINK	TELEPHONE CHARGES	419.25
CITY EMPLOYEE	VISION REIMBURSEMENT	175.75
CITY EMPLOYEE	VISION REIMBURSEMENT	82.45
CITY EMPLOYEE	VISION REIMBURSEMENT	221.35
CITY EMPLOYEE	SAFETY BOOT REIMBURSEMENT	249.90
CITY EMPLOYEE	CLOTHING REIMBURSEMENT	32.09
CITY EMPLOYEE	MEDICAL REIMBURSEMENT	513.86
CITY EMPLOYEE	CLOTHING REIMBURSEMENT	62.30
CITY EMPLOYEE	MEDICAL REIMBURSEMENT	373.47
CITY EMPLOYEE	SAFETY BOOTS	74.89
CITY OF WAYNE	FAIR BOARD CREDIT	2,265.55
DANKO EMERGENCY EQUIPMENT	FIRE COAT/PANTS	1,336.00
DATASHIELD CORPORATION	ELECTRONIC RECYCLING	5,624.30
DEMCO INC	BOOKMARKS/COVERS	346.24
DGR & ASSOCIATES CO	WEST/EAST INNER CONVERSION	612.00
DISCOUNT PLAYGROUND SUPPLY, INC.	PLASTIC BORDER	4,233.37
ECHO GROUP INC JESCO	WELL HOUSE LIGHT BULBS	224.78
ELLIOTT, MARY	BUILDING PERMIT DEPOSIT REFUND	100.00
FLOOR MAINTENANCE	PAPER TOWELS/TOILET PAPER	495.31
FREDRICKSON OIL CO	TIRES	448.00
GERHOLD CONCRETE CO INC.	CONCRETE-WATER MAIN BREAK	1,316.26
GROSSENBURG IMPLEMENT INC	OIL/WHEEL	74.51
HAMMER, KEVIN	BUILDING PERMIT DEPOSIT REFUND	100.00
HAUFF MID-AMERICAN SPORTS	FIELD PAINT	207.02
HAWKINS, INC	POLYMER/FLUORIDE	1,059.30
HILAND DAIRY	SENIOR CENTER FOOD SERVICE	70.19
HOLIDAY INN OF KEARNEY	LODGING-W BLECKE	92.95
HORIZON CONSTRUCTION	BUILDING PERMIT DEPOSIT REFUND	300.00

Vendor	Payable Description	Payment Total
HYTREK LAWN	AERATOR/OVERSEED BASEBALL FIELD	100.00
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	9,625.33
IRS	MEDICARE WITHHOLDING	2,888.76
IRS	FEDERAL WITHHOLDING	8,938.92
IRS	FICA WITHHOLDING	12,351.62
JACK'S UNIFORMS	POLICE UNIFORM	790.00
KARIAN PETERSON POWER LINE CONTRACTING, LLC	WEST/EAST INNER CONVERSION	54,101.92
KARIAN PETERSON POWER LINE CONTRACTING, LLC	WEST/EAST INNER CONVERSION (APPROVED AUG 7)	82,274.13
KATHLEEN A LAUGHLIN, CHAPTER 13 TRUSTEE	PAYROLL DEDUCTION	243.00
KAY CONTRACTING, INC	EXCAVATE CURB STOP/WATER MAIN	480.00
MARCO TECHNOLOGIES LLC	COPIER LEASE	175.82
MICHAEL TODD & CO INC	STREET SIGN CHANNEL POSTS	2,123.91
MUNICIPAL SUPPLY INC	PVC PIPE/VALVES	15,961.71
NE DEPT OF REVENUE	STATE WITHHOLDING	3,673.87
NORFOLK GM AUTO CENTER	SENIOR CENTER HANDIVAN REPAIR	3,778.70
NORFOLK SPORTING GOODS	JR FIRE PATROL TROPHIES	45.75
NORTHEAST NE INS AGENCY INC	VEHICLE INSURANCE HANDIVAN	114.00
NORTHEAST POWER	WHEELING CHARGES	13,417.72
OCC BUILDERS LLC	BUILDING PERMIT DEPOSIT REFUND	250.00
O'REILLY AUTOMOTIVE STORES, INC.	FLEX CLAW	8.99
ORIENTAL TRADING CO INC	READING PROGRAM SUPPLIES	50.91
PAULSON, DALE	RIGHT OF WAY DEPOSIT REFUND	500.00
PLUNKETT'S PEST CONTROL	PEST CONTROL	88.58
QUALITY 1 GRAPHIC	TRANSIT VAN DECAL	125.00
REZURRECTED ROD & KUSTOM	BUILDING PERMIT DEPOSIT REFUND	250.00
ROBERTSON IMPLEMENT CO	FILTER/SPARK PLUG	28.11
SALTZMAN, MATT	BUILDING PERMIT DEPOSIT REFUND	100.00
SELECT APPLIANCE LLC	REFRIGERATOR	499.00
SIEVERS, SHARLENE	FIRE FIGHTER 1 REIMBURSEMENT	50.00
SOOLAND BOBCAT	DOOR REPAIR	692.80
STAPLES, INC	OFFICE SUPPLIES	471.41
THE RADAR SHOP	RECERTIFY RADAR UNITS	258.00
THOMPSON LOCK & KEY SERVICE	FIRE HALL DOOR	60.00
THRASHER	BUILDING PERMIT DEPOSIT REFUND	100.00
TINT SPECIALTIES LLC	TREE INCENTIVE	100.00
TYLER TECHNOLOGIES	VERSION X UTILITY MIGRATION	5,880.30
WAYNE COMMUNITY SCHOOLS	17-18 YEARBOOK	40.00
WISNER WEST	FIRE DEPT GASOLINE	322.69
ZIMCO SUPPLY	FERTILIZER	780.00
	Grand Total:	249,323.44

**NEBRASKA RURAL WATER ASSOCIATION
SEWER RATE STUDY FOR CITY OF WAYNE 4/17/2018**

	2015-2016	2016-2017	AVERAGE
EXPENSES			
Personnel	\$ 205,628.00	\$ 215,547.00	\$ 210,587.50
Contract Services	\$ 298,153.00	\$ 225,591.00	\$ 261,872.00
Commodities	\$ 169,352.00	\$ 631,703.00	\$ 400,527.50
Payment in lieu of taxes	\$ 91,045.00	\$ 73,598.00	\$ 82,321.50
Depreciation	\$ 366,732.00	\$ 442,764.00	\$ 404,748.00
Debt Service	\$ 350,543.00	\$ 423,655.00	\$ 387,099.00
EXPENSES	\$ 1,481,453.00	\$ 2,012,858.00	\$ 1,747,155.50
SEWER SALES	\$ 1,215,326.00	\$ 1,262,150.00	\$ 1,238,738.00
Water Fund Transfer	\$ 150,000.00	\$ 150,000.00	\$ 150,000.00
TOTAL REVENUE	\$ 1,365,326.00	\$ 1,412,150.00	\$ 1,388,738.00
PROFIT (LOSS)	\$ (266,127.00)	\$ (750,708.00)	\$ (508,417.50)
REVENUE REQUIRED WITH WATER FUND TRANSFER			\$ 1,597,155.50

**NEBRASKA RURAL WATER ASSOCIATION
SEWER RATE STUDY FOR CITY OF WAYNE 4/17/2018**

Current Rate	Cost		Suggested Rate		FISCAL 2018-2019	
	Units	Per Unit	Per Unit	Cost	Annual Revenue	Annual Revenue
Res. & 3/4"	1797	\$8.00	\$10.00	\$	\$	215,640.00
1" Comm	39	\$11.75	\$14.75	\$	\$	6,903.00
1.25" Comr	2	\$16.50	\$20.75	\$	\$	498.00
1.5" Comm	9	\$22.25	\$27.75	\$	\$	2,997.00
2" Comm	18	\$37.00	\$46.25	\$	\$	9,990.00
3" Comm	6	\$80.00	\$100.00	\$	\$	7,200.00
4" Comm	1	\$138.00	\$172.50	\$	\$	2,070.00
6" Comm	1	\$307.00	\$383.75	\$	\$	4,605.00
1,000 gals.	152,679	\$6.35	\$7.62	\$	\$	1,163,413.98
3/4" outside	45	\$16.00	\$20.00	\$	\$	10,800.00
1" outside	7	\$23.50	\$29.50	\$	\$	2,478.00
1.25" outsidc	1	\$33.00	\$41.25	\$	\$	495.00
2" outside	6	\$74.00	\$92.50	\$	\$	6,660.00
1,000 gals.	3,876	\$12.70	\$15.25	\$	\$	59,109.00
Annual Revenue		\$				\$1,492,858.98

**NEBRASKA RURAL WATER ASSOCIATION
SEWER RATE STUDY FOR CITY OF WAYNE 4/17/2018**

Current Rate
FISCAL 2018-2019

Suggested Rate FISCAL 2019-2020

	Current Rate FISCAL 2018-2019		Suggested Rate FISCAL 2019-2020	
	Units	Cost Per Unit Annual Revenue	Units	Cost Per Unit Annual Revenue
Res. & 3/4"	1797	\$ 10.00 \$ 215,640.00		
1" Comm	39	\$ 14.75 \$ 6,903.00		
1.25" Comr	2	\$ 20.75 \$ 498.00		
1.5" Comm	9	\$ 27.75 \$ 2,997.00		
2" Comm	18	\$ 46.25 \$ 9,990.00		
3" Comm	6	\$ 100.00 \$ 7,200.00		
4" Comm	1	\$ 172.50 \$ 2,070.00		
6" Comm	1	\$ 383.75 \$ 4,605.00		
1,000 gals.	152,679	\$ 7.62 \$ 1,163,413.98		
3/4" outside	45	\$ 20.00 \$ 10,800.00		
1" outside	7	\$ 29.50 \$ 2,478.00		
1.25" outsidic	1	\$ 41.25 \$ 495.00		
2" outside	6	\$ 92.50 \$ 6,660.00		
1,000 gals.	3,876	\$ 15.25 \$ 59,109.00		
Annual Revenue		\$ 1,492,858.98		\$ 1,546,946.58

**NEBRASKA RURAL WATER ASSOCIATION
SEWER RATE STUDY FOR CITY OF WAYNE 4/17/2018**

Current Rate
FISCAL 2019-2020

	Cost		Annual Revenue	Cost		Annual Revenue
	Units	Per Unit		Per Unit	Annual Revenue	
Res. & 3/4"	1797	\$12.00	\$ 258,768.00	\$14.00	\$ 301,896.00	
1" Comm	39	\$17.75	\$ 8,307.00	\$20.75	\$ 9,711.00	
1.25" Comr	2	\$25.00	\$ 600.00	\$29.25	\$ 702.00	
1.5" Comm	9	\$33.25	\$ 3,591.00	\$39.00	\$ 4,212.00	
2" Comm	18	\$55.50	\$ 11,988.00	\$65.00	\$ 14,040.00	
3" Comm	6	\$120.00	\$ 8,640.00	\$140.50	\$ 10,116.00	
4" Comm	1	\$207.00	\$ 2,484.00	\$242.25	\$ 2,907.00	
6" Comm	1	\$460.50	\$ 5,526.00	\$538.75	\$ 6,465.00	
1,000 gals.	152,679	\$7.62	\$ 1,163,413.98	\$7.62	\$ 1,163,413.98	
3/4" outside	45	\$24.00	\$ 12,960.00	\$28.00	\$ 15,120.00	
1" outside	7	\$35.40	\$ 2,973.60	\$41.50	\$ 3,486.00	
1.25" outsic	1	\$49.50	\$ 594.00	\$58.00	\$ 696.00	
2" outside	6	\$111.00	\$ 7,992.00	\$129.75	\$ 9,342.00	
1,000 gals.	3,876	\$15.25	\$ 59,109.00	\$15.25	\$ 59,109.00	
Annual Revenue			\$ 1,546,946.58		\$ 1,601,215.98	

Suggested Rate FISCAL 2020-2021

**NEBRASKA RURAL WATER ASSOCIATION
WATER RATE STUDY FOR CITY OF WAYNE 4/16/2018**

EXPENSES	2015-2016	2016-2017	AVERAGE
Personnel	\$ 218,237.00	\$ 229,795.00	\$ 224,016.00
Contract Services	\$ 94,244.00	\$ 81,410.00	\$ 87,827.00
Commodities	\$ 122,720.00	\$ 203,741.00	\$ 163,230.50
Payment in lieu of taxes	\$ 67,893.00	\$ 68,484.00	\$ 68,188.50
Depreciation	\$ 201,212.00	\$ 224,302.00	\$ 212,757.00
Debt Service	\$ 64,861.00	\$ 60,915.00	\$ 62,888.00
TOTAL WATER EXPENSES	\$ 769,167.00	\$ 868,647.00	\$ 818,907.00
Sewer Transfer	\$ 150,000.00	\$ 150,000.00	\$ 150,000.00
TOTAL EXPENSES	\$ 919,167.00	\$ 1,018,647.00	\$ 968,907.00
WATER SALES	\$ 884,917.90	\$ 876,460.01	\$ 880,688.96
PROFIT (LOSS)	\$ (34,249.10)	\$ (142,186.99)	\$ (88,218.05)
PROPOSED LOAN PAYMENT		\$	\$ 199,655.16
TOTAL REVENUE REQUIRED		\$	\$ 1,168,562.16

**NEBRASKA RURAL WATER ASSOCIATION
WATER RATE STUDY FOR CITY OF WAYNE 4/16/2018**

CURRENT RATE	CURRENT RATE		SUGGESTED RATE		FISCAL 2018-2019	
	Units	Cost per unit	Annual Revenue	Cost per unit	Annual Revenue	
Water sold in city	214532	\$1.60	\$343,251.20	\$1.75	\$375,431.00	
3/4" meters in city	1871	\$16.00	\$359,232.00	\$20.00	\$449,040.00	
1" meters in city	159	\$22.75	\$43,407.00	\$28.50	\$54,378.00	
1.25" meters in city	1	\$25.50	\$306.00	\$32.00	\$384.00	
1.5" meters in city	27	\$36.75	\$11,907.00	\$46.00	\$14,904.00	
2" meters in city	35	\$65.50	\$27,510.00	\$81.75	\$34,335.00	
3" meters in city	10	\$147.25	\$17,670.00	\$184.00	\$22,080.00	
4" meters in city	4	\$231.50	\$11,112.00	\$289.25	\$13,884.00	
6" meters in city	1	\$588.00	\$7,056.00	\$735.00	\$8,820.00	
Water sold in City			\$821,451.20		\$973,256.00	
Water sold outside	10747	\$3.20	\$34,390.40	\$3.50	\$37,614.50	
3/4" meters outside	39	\$32.00	\$14,976.00	\$40.00	\$18,720.00	
1" meters outside	7	\$45.00	\$3,780.00	\$56.25	\$4,725.00	
1.25 meters outside	1	\$51.00	\$612.00	\$63.75	\$765.00	
2" meters outside	6	\$131.00	\$9,432.00	\$163.75	\$11,790.00	
Water sold outside City			\$63,190.40		\$73,614.50	
Annual Revenue			\$884,641.60		\$1,046,870.50	

NEBRASKA RURAL WATER ASSOCIATION
 WATER RATE STUDY FOR CITY OF WAYNE 4/16/2018

CURRENT RATE	Units	CURRENT RATE Cost per unit	FISCAL 2018-2019 Annual Revenue	SUGGESTED RATE Cost per unit	FISCAL 2019-2020 Annual Revenue
Water sold in city	214532	\$1.75	\$375,431.00	\$1.85	\$396,884.20
3/4" meters in city	1871	\$20.00	\$449,040.00	\$21.50	\$482,718.00
1" meters in city	159	\$28.50	\$54,378.00	\$30.75	\$58,671.00
1.25" meters in city	1	\$32.00	\$384.00	\$34.50	\$414.00
1.5" meters in city	27	\$46.00	\$14,904.00	\$49.75	\$16,119.00
2" meters in city	35	\$81.75	\$34,335.00	\$88.25	\$37,065.00
3" meters in city	10	\$184.00	\$22,080.00	\$198.75	\$23,850.00
4" meters in city	4	\$289.25	\$13,884.00	\$312.25	\$14,988.00
6" meters in city	1	\$735.00	\$8,820.00	\$794.00	\$9,528.00
Water sold in City			\$973,256.00		\$1,040,237.20
Water sold outside	10747	\$3.50	\$37,614.50	\$3.70	\$39,763.90
3/4" meters outside	39	\$40.00	\$18,720.00	\$43.00	\$20,124.00
1" meters outside	7	\$56.25	\$4,725.00	\$60.75	\$5,103.00
1.25 meters outside	1	\$63.75	\$765.00	\$68.85	\$826.20
2" meters outside	6	\$163.75	\$11,790.00	\$176.75	\$12,726.00
Water sold outside City			\$73,614.50		\$78,543.10
Annual Revenue			\$1,046,870.50		\$1,118,780.30

**NEBRASKA RURAL WATER ASSOCIATION
WATER RATE STUDY FOR CITY OF WAYNE 4/16/2018**

CURRENT RATE	Units	CURRENT RATE		FISCAL 2019-2020		SUGGESTED RATE		FISCAL 2020-2021	
		Cost per unit	Annual Revenue	Cost per unit	Annual Revenue	Cost per unit	Annual Revenue	Cost per unit	Annual Revenue
Water sold in city	214532	\$1.85	\$396,884.20	\$1.95	\$418,337.40				
3/4" meters in city	1871	\$21.50	\$482,718.00	\$23.00	\$516,396.00				
1" meters in city	159	\$30.75	\$58,671.00	\$33.00	\$62,964.00				
1.25" meters in city	1	\$34.50	\$414.00	\$37.00	\$444.00				
1.5" meters in city	27	\$49.75	\$16,119.00	\$53.25	\$17,253.00				
2" meters in city	35	\$88.25	\$37,065.00	\$94.50	\$39,690.00				
3" meters in city	10	\$198.75	\$23,850.00	\$212.75	\$25,530.00				
4" meters in city	4	\$312.25	\$14,988.00	\$334.00	\$16,032.00				
6" meters in city	1	\$794.00	\$9,528.00	\$849.50	\$10,194.00				
Water sold in City			\$1,040,237.20		\$1,106,840.40				
Water sold outside	10747	\$3.70	\$39,763.90	\$3.80	\$40,838.60				
3/4" meters outside	39	\$43.25	\$20,241.00	\$46.00	\$21,528.00				
1" meters outside	7	\$60.75	\$5,103.00	\$65.00	\$5,460.00				
1.25 meters outside	1	\$68.85	\$826.20	\$73.75	\$885.00				
2" meters outside	6	\$176.75	\$12,726.00	\$189.00	\$13,608.00				
Water sold outside City			\$78,660.10		\$82,319.60				
Annual Revenue			\$1,118,897.30		\$1,189,160.00				

**NEBRASKA RURAL WATER ASSOCIATION
WATER RATE STUDY FOR CITY OF WAYNE 4/16/2018**

No. of Users	Annual Payment on \$3Mil. @3% over 20yrs	Monthly Impact Per User
2161	\$199,655.16	\$7.70

ORDINANCE NO. 2018-26

AN ORDINANCE AMENDING THE ZONING MAP AND CHANGING THE ZONING OF PROPERTY OR AREA KNOWN AS SOUTHVIEW III ADDITION LOCATED IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP TWENTY-SIX NORTH, RANGE THREE, EAST OF THE 6TH P.M., WAYNE COUNTY, NEBRASKA, FROM A-1 AGRICULTURAL DISTRICT TO R-2 RESIDENTIAL DISTRICT.

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

Section 1. That the real estate area shown on the attached map be changed and rezoned from A-1 (Agricultural) to R-2 (Residential). The area being rezoned is described as:

The area known as Southview III Addition, more specifically located in the NW1/4SE1/4 of 13-26N-R3, East of the 6th P.M., Wayne County, Nebraska, containing 1.43 acres more or less.

Section 2. That the Planning Commission held a public hearing on September 10, 2018, regarding this rezoning request, and have recommended approval thereof, with the "Finding of Fact" being staff's recommendation.

Section 3. The official zoning map shall be forthwith changed by the zoning officials to properly show the real estate hereinabove described as now in an R-2 (Residential District) zone.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby amended and repealed.

Section 5. 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 _____ day of October, 2018.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk



Compass rose showing North (N), South (S), East (E), and West (W).

ORDINANCE NO. 2018-23

AN ORDINANCE TO AMEND WAYNE MUNICIPAL CODE TITLE XV LAND USAGE, CHAPTER 152 ZONING, SECTION 152.131 FENCES AND SCREENS; 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 Title XV, Chapter 152, Section 152.131 of the Municipal Code of Wayne, is hereby amended as follows:

§ 152.131 FENCES AND SCREENS.

Except as otherwise specifically provided in this chapter and in other codes and regulations, the following regulations shall apply to the construction of fences and screening.

(A) No non-agricultural fence shall be constructed without a permit and no fence or screen may be constructed which will constitute a traffic hazard.

(B) No fence shall be constructed in such a manner or be of such design as to be hazardous or dangerous to persons or animals.

(C) Any fence which is designed or constructed with one side being a finished side, or more visually appealing than the other side, shall be built with that side facing the neighboring properties and street. If supporting structures are only visible from one side of the fence, that side must face the interior of the property.

(D) (1) Fences separating residential land uses shall not exceed six feet in height; **however, the City Council may, by granting a waiver, authorize the construction of a fence higher than six feet, but not exceeding eight feet in height, if the Council finds the public welfare is preserved, if the applicant provides proof of a documented disability, with verification that an enclosure exceeding six feet in height is necessary for the protection of the individual. Under no circumstances shall the fence exceed eight feet in height.**

(2) Fences separating residential and non-residential land uses or between two non-residential land uses shall not exceed eight feet in height.

(E) No fence, except fences erected upon public or parochial school grounds or in public parks and in public playgrounds, shall be constructed of a height greater than eight feet; however, the Board of Adjustment may, by granting a variance, authorize the construction of a fence higher than eight feet if the Board of Adjustment finds the public welfare is preserved.

(F) Where fences, screens or obstructions are constructed to prohibit view, from one side of the fence, screen, or obstruction to the other side, no such screen or fence shall be located in the front yard, when a sidewalk exists on the adjacent terrace. No such screen or fence shall be located within 20 feet of the back of the curb of the adjacent street. The placement of a future sidewalk in the adjacent terrace shall require such screen or fence to be removed from the front yard.

(2002 Code, § 90-702) (Ord. 93-11, passed 9-28-1993; Ord. 2018-8, passed 4-17-18)

Section 2. That the Planning Commission held a public hearing on August 6, 2018, regarding this matter, and have recommended approval thereof subject to the following "Finding of Fact:"

➤ According to the Planning Commission's discussion.

Section 3. The original Section and any other sections in conflict with this ordinance are hereby repealed.

Section 4. 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 2nd day of October, 2018.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2018-24

AN ORDINANCE TO AMEND WAYNE MUNICIPAL CODE TITLE IX GENERAL REGULATIONS, CHAPTER 91 STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, BY ADDING SECTION 91.085 PARKS – OPEN HOURS; SECTION 91.086 PARKS – OVERNIGHT CAMPING DEFINED; SECTION 91.087 PARKS – FIRES; ~~SECTION 91.088 PARKS – ANIMALS;~~ SECTION 91.088 ~~9~~ PARKS – CAMPING, TIME LIMIT; SECTION 91.089 ~~90~~ PARKS – VIOLATION, PENALTY; 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 Title IX General Regulations, Chapter 91 Streets Sidewalks and other Public Places, of the Municipal Code of Wayne, is hereby amended by adding the following sections:

§ 91.085 PARKS – OPEN HOURS

The following city parks shall be open from 5:00 a.m. until 11:00 p.m. daily, with said hours of operation to be posted at the entrance to the park and/or shelter. It shall be unlawful for any person to be present in the following parks, except during such hours, or except upon the authority of the City Council granted by this ordinance:

- ~~➤ Ashley Park~~
- ~~➤ Bressler Park~~
- ~~East Park~~
- Baseball Complex/**Hank Overin Field**
- Summer Sports Complex/Dog Park/**Rugby Park**
- ~~➤ Viken Park~~
- ~~➤ Old Swimming Pool Park~~
- ~~➤ Sunnyview Park~~
- ~~➤ Vintage Hill Park~~
- ~~➤ Beverly Park~~

§ 91.086 PARKS – OVERNIGHT CAMPING DEFINED.

Overnight camping is hereby defined as the temporary outdoor lodging for recreational purposes, and presupposes the occupancy of a shelter designed for such purpose, such as a sleeping bag, tent, trailer, station wagon, pick-up camper, camper-bus, or other vehicle **after dark. modified** ~~as suitable for camping, as well as the possession and use of camping equipment after park hours.~~

§ 91.087 PARKS – FIRES

Fires shall be permitted only in fireplaces, grills, or other fire facilities provided by the city, and it shall be illegal for any person to ignite fires in any other place or have any open fires other than above stated. It shall be legal to use privately owned cooking devices such as gasoline or propane stoves, charcoal grills, and similar devices, provided the use of such devices is restricted to the

picnic and camping areas, and provided further that no property, real or personal, is subject to damage from the use of such device. **Portable fire pits are not permitted.**

~~§ 91.088 PARKS – ANIMALS~~

~~All animals brought to the campground shall be kept on a leash.~~

§ 91.088 PARKS – CAMPING, TIME LIMIT

Camping usage shall be on a first come, first served basis. The maximum number of consecutive nights an overnight camper, as defined in this Chapter, may stay at the campgrounds is **ten (10)** ~~seven (7)~~, unless ~~written~~ consent is given by the **City**. Campers are subject to fees as posted. **The Council shall set the fees to be charged, as well as the campground rules, each by resolution and shall file a copy of the fees in the office of the City Clerk for public inspection at any reasonable time.**

§ 91.089 PARKS – VIOLATION, PENALTY

Any person or persons who violate or refuse to comply with the provisions of this Chapter shall be deemed guilty of a misdemeanor, and subject to the penalties outlined in Section 10.99. Each day that such violation continues shall constitute a separate offense.

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 ____ day of October, 2018.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2018-27

AN ORDINANCE TO AMEND WAYNE MUNICIPAL CODE TITLE IX GENERAL REGULATIONS, CHAPTER 91 STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, BY ADDING A SECTION PARKS – CAMPGROUND RULES AND REGULATIONS; AND RENUMBERING THE FOLLOWING SECTION; 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 Title IX General Regulations, Chapter 91 Streets Sidewalks and other Public Places, of the Municipal Code of Wayne, is hereby amended by adding the following section:

§ 91.089 PARKS – CAMPGROUND RULES AND REGULATIONS

For purposes of this ordinance, Henry Victor Park and Lion’s Club Park are the only city parks that allow overnight camping.

The following rules and regulations shall apply to all parks that have overnight camping:

1. Usage is on a first-come, first-served basis.
2. Parking is only allowed on improved surfaces.
3. The consumption or possession of alcoholic beverages is prohibited.
4. Campers are limited to a 10-day stay, unless obtaining permission to extend the stay from the Police Department at (402) 375-2626.
5. Daily fees are \$15.00 and must be paid immediately upon entering the campground. For Henry Victor Park, envelopes are provided in the mailbox on the restroom. **Check-out time is 11:00 a.m.**
6. Restrooms are not to be used for bathing, laundry, or washing dishes.
7. Quiet times are from 11:00 p.m. until 7:00 a.m. each day.
8. Campsites must be kept clean and trash disposed of in the dumpsters provided. Campers shall leave the site as they found it.
9. All camper waste must be disposed of in the waste/disposal stations provided.
10. Pets must be kept on a leash and attended at all times. Owners must clean up after their pets.
11. No items shall be nailed, screwed, or tied to any tree and no tree may be cut for firewood.
12. Fires are only allowed in the provided fire pits within the campground. Campers may bring their own grills.
13. Failure to adhere to these rules will give the City the right to remove you from the campground immediately.
14. The City of Wayne is not responsible for lost or stolen items or for accidents.

§ 91.090 ~~89~~ PARKS – VIOLATION, PENALTY

Any person or persons who violate or refuse to comply with the provisions of this Chapter shall be deemed guilty of a misdemeanor, and subject to the penalties outlined in Section 10.99. Each day that such violation continues shall constitute a separate offense.

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 2nd day of October, 2018.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

Date of Issuance: September 24, 2018	Effective Date: September 24, 2018
Owner: City of Wayne	Owner's Contract No.:
Contractor: Woehler & Sons	Contractor's Project No.:
Engineer: Advanced Consulting Engineering Services	Engineer's Project No.: 617-022
Project: 2 nd Street Storm Sewer Improvements	Contract Name:

The Contract is modified as follows upon execution of this Change Order:

Description: Construct 10" PCC NDOR Type 47B (83.6 s.y.@\$85) – Adjust manhole to grade (6@\$300) – 6" PCC Sidewalk (280 s.f.@\$10) – 6" PCCC driveway & gas valve pad (113 s.y.@\$70)

Attachments: [List documents supporting change]

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES [note changes in Milestones if applicable]
Original Contract Price: \$ <u>384,910.00</u>	Original Contract Times: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
[Increase] [Decrease] from previously approved Change Orders No. ___ to No. ___: \$ _____	[Increase] [Decrease] from previously approved Change Orders No. ___ to No. ___: Substantial Completion: _____ Ready for Final Payment: _____ days
Contract Price prior to this Change Order: \$ <u>384,910.00</u>	Contract Times prior to this Change Order: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Increase of this Change Order: \$ <u>19,616.00</u>	[Increase] [Decrease] of this Change Order: Substantial Completion: <u>+10 days</u> Ready for Final Payment: <u>+10 days</u> days or dates
Contract Price incorporating this Change Order: \$ <u>404,526.00</u>	Contract Times with all approved Change Orders: Substantial Completion: _____ Ready for Final Payment: _____ days or dates

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: <u>[Signature]</u>	By: _____	By: <u>[Signature]</u>
Engineer (if required)	Owner (Authorized Signature)	Contractor (Authorized Signature)
Title: _____	Title _____	Title <u>Secretary</u>
Date: <u>9-25-2018</u>	Date _____	Date <u>9/26/18</u>



Contractor's Application For Payment No. 3

To (Owner):	City of Wayne	Application Period:	September 24, 2018
Project:	2nd Street Storm Sewer Imp	Via (Engineer):	Advanced Consulting Engineering Services
Owner's Contract No.:		Engineer's Project No.:	617-022

APPLICATION FOR PAYMENT

Change Order Summary

Approved Change Orders Number	Additions	Deductions	
1	\$19,616.00		
TOTALS			
	\$19,616.00		\$0.00
NET CHANGE BY CHANGE ORDERS			\$19,616.00

1. ORIGINAL CONTRACT PRICE \$ 384,910.00
2. Net change by Change Orders \$ 19,616.00
3. CURRENT CONTRACT PRICE (Line 1 +/-. 2) \$ 404,526.00
4. TOTAL COMPLETED AND STORED TO DATE (Column F on Progress Estimate) \$ 341,435.79
5. RETAINAGE:

a. 10.00% % x \$ 341,435.79 Work Completed	\$ 34,143.58
b. % x \$ Stored Material	
c. Total Retainage (Line 5a + Line 5b)	\$ 34,143.58
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c) \$ 307,292.21
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application) \$ 90,612.72
8. AMOUNT DUE THIS APPLICATION \$ 216,679.49
9. BALANCE TO FINISH, PLUS RETAINAGE (Column G on Progress Estimate + Line 5 above) \$ 97,233.79

Contractor's Certification

The undersigned Contractor certifies that: (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 Work covered by prior Applications for Payment; (2) title of 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 Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Payment of:

is recommended by: (Date) **9-25-2018**

Payment of: **\$216,679.49** (Engineer)

is approved by: _____ (Owner)

Approved by: _____ Funding Agency (if applicable)

By: Date: **9/26/18**

PROJECT: CITY OF WAYNE - 2ND STREET STORM SEWER IMPROVEMENTS
 ACES #: 617-022
 CONTRACTOR: WOEHLE & SONS
 PAY APPLICATION #: 3
 DATE: September 24, 2018

2ND STREET STORM SEWER IMPROVEMENTS						WORK COMPLETED (CONSTRUCTED QUANTITY)				CHANGE ORDER #1 TO BRING ESTIMATED QUANTITIES IN LINE WITH FINAL QUANTITIES	
ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNITS	UNIT PRICE	SCHEDULED VALUE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	COMPLETED TO DATE (QTY)	COST TO DATE		
1	36" RCP CLASS III STORM SEWER	871	L.F.	\$110.00	\$95,810.00	579	324	903	\$99,330.00	32.00	\$3,520.00
2	18" RCP CLASS III STORM SEWER	112	L.F.	\$55.00	\$6,180.00	0		0	\$0.00	-112.00	(\$6,180.00)
3	8" OPEN THROAT INLET	1	EACH	\$8,500.00	\$8,500.00	1		1	\$8,500.00	0.00	\$0.00
4	CONSTRUCT JUNCTION BOX TYPE "A"	6	EACH	\$4,500.00	\$27,000.00	3	2	5	\$22,500.00	-1.00	(\$4,500.00)
5	CONSTRUCT JUNCTION BOX TYPE "B"	1	EACH	\$5,000.00	\$5,000.00	1		1	\$5,000.00	0.00	\$0.00
6	CONSTRUCT AREA INLET	2	EACH	\$6,000.00	\$12,000.00	0		0	\$0.00	-2.00	(\$12,000.00)
7	CONNECT TO EXISTING STORM SEWER	10	EACH	\$400.00	\$4,000.00	4	4	8	\$3,200.00	-2.00	(\$800.00)
8	CONSTRUCT 8" THICK PC CONCRETE PAVING NDOR TYPE 47B	2112	S.Y.	\$74.00	\$156,288.00	0	1886.5	1886.5	\$139,601.00	-228.50	(\$16,887.00)
9	CONSTRUCT BRICK PAVING	483	S.Y.	\$130.00	\$60,190.00	0	374.89	374.89	\$48,735.70	-88.11	(\$11,454.30)
10	REMOVE EXISTING PAVING	1044	S.Y.	\$5.00	\$5,220.00	1703.28	83.61	1786.89	\$8,934.45	742.89	\$3,714.45
11	REMOVE BRICK PAVING	441	S.Y.	\$6.00	\$2,646.00	0	616.44	616.44	\$3,898.64	175.44	\$1,052.64
12	REMOVE EXISTING RCP	262	L.F.	\$8.00	\$2,096.00	0	242	242	\$1,936.00	-20.00	(\$180.00)
13	REMOVE EXISTING JUNCTION BOX	2	EACH	\$500.00	\$1,000.00	0	2	2	\$1,000.00	0.00	\$0.00
14	REMOVE EXISTING INLET	2	EACH	\$500.00	\$1,000.00	0	2	2	\$1,000.00	0.00	\$0.00
TOTAL BASE BID					\$384,910.00				\$341,435.79		\$0.00

CHANGE ORDER #1: MISCELLANEOUS ADDS					
CO 1	CONSTRUCT 10" PCC NDOR TYPE 47B	83.6	S.Y.	\$85.00	\$7,106.00
	ADJUST MANHOLE TO GRADE	6	EACH	\$300.00	\$1,800.00
	6" PCC SIDEWALK	280	S.F.	\$10.00	\$2,800.00
	6" PCC DRIVEWAY & GAS VALVE PAD	113	S.Y.	\$70.00	\$7,910.00
TOTAL PRICE CHANGE ORDER #1					\$19,616.00

CO 2	TOTAL PRICE CHANGE ORDER #2 (see above right)				\$0.00
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TOTAL CONTRACT PRICE	\$384,910.00
NET CHANGE BY CHANGE ORDERS	\$19,616.00
CURRENT CONTRACT PRICE	\$404,526.00
TOTAL COMPLETED AND STORED TO DATE	\$341,435.79
RETAINAGE	\$34,143.58
AMOUNT ELIGIBLE FOR PAYMENT	\$307,292.21
LESS PREVIOUS AMOUNT PAID	\$90,612.72
AMOUNT DUE THIS APPLICATION	\$216,679.49
BALANCE TO FINISH (INCLUDING RETAINAGE)	\$187,846.51

RESOLUTION NO. 2018-56

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE PURCHASE OF A JOHN DEERE 4066M COMPACT UTILITY TRACTOR.

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

WHEREAS, 3 bids were received for a John Deere 4066M Compact Utility Tractor; and

WHEREAS, staff has reviewed the bids and recommends that the bid, as submitted by the following bidder/vendor, is the most responsible and best bid/price received as follows:

<u>Name and Address</u>	<u>Amount of Base Bid</u>
Grossenburg Implement 1819 Chief's Way Wayne NE 68787	\$22,200.00

BE IT RESOLVED that the bid, as above set forth, filed with the City Clerk in accordance with the terms of the published notice calling for the proposal of a John Deere 4066M Compact Utility Tractor, be and the same is hereby accepted.

BE IT FURTHER RESOLVED that documents by and between the City and the bidder/vendor necessary to order and procure the John Deere 4066M Compact Utility Tractor be executed within fifteen (15) days of the Notice of Award.

PASSED AND APPROVED this 2nd day of October, 2018.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

Quote Id: 18176888

Prepared For:
City Of Wayne



www.grossenburg.com

South Dakota	Nebraska
Winner (605) 842-2040	Bloomfield (402) 373-4449
Pierre (605) 224-1631	Hartington (402) 254-3908
Philip (605) 859-2636	Wayne (402) 375-3325

Prepared By: **Mark Koch**

Grossenburg Implement, Inc.
1819 Chiefs Way
Wayne, NE 68787

Tel: 402-375-3325
Mobile Phone: 402-360-3321
Fax: 402-375-3033
Email: marklkoch@grossenburg.com



JOHN DEERE



servicing your GROWING needs

www.grossenburg.com

North Dakota | Minnesota
Iowa | Missouri | Wisconsin
Illinois | Indiana | Michigan
Ohio | Pennsylvania | Virginia

Quote Summary

Prepared For:
City Of Wayne
Po Box 30
Wayne, NE 68787
Business: 402-375-1733

Prepared By:
Mark Koch
Grossenburg Implement, Inc.
1819 Chiefs Way
Wayne, NE 68787
Phone: 402-375-3325
Mobile: 402-360-3321
marklkoch@grossenburg.com

Quote Id: 18176888
Created On: 14 September 2018
Last Modified On: 27 September 2018
Expiration Date: 21 September 2018

Equipment Summary	Suggested List	Selling Price	Qty	Extended
JOHN DEERE 4066M Compact Utility Tractor (52 PTO hp)	\$ 38,683.30	\$ 26,400.00 X	1 =	\$ 26,400.00
Equipment Total				\$ 26,400.00

Trade In Summary	Qty	Each	Extended
1997 JOHN DEERE 970 - M00970B160611	1	\$ 4,200.00	\$ 4,200.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 4,200.00
Trade In Total			\$ 4,200.00

Quote Summary	
Equipment Total	\$ 26,400.00
Trade In	\$ (4,200.00)
SubTotal	\$ 22,200.00
Est. Service Agreement Tax	\$ 0.00
Total	\$ 22,200.00
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 22,200.00

Salesperson : X _____

Accepted By : X _____



JOHN DEERE

Selling Equipment



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www.grossenburg.com

Hours: Mon-Fri 8:00-5:00, Sat 8:00-12:00, Sun 10:00-12:00
Phone: 800-222-2218, Fax: 800-442-2218
E-mail: sales@grossenburg.com, Website: www.grossenburg.com

Quote Id: 18176888

Customer: CITY OF WAYNE

JOHN DEERE 4066M Compact Utility Tractor (52 PTO hp)

Hours:

Suggested List

Stock Number:

\$ 38,683.30

Selling Price

\$ 26,400.00

Code	Description	Qty	Unit	Extended
0372LV	4066M Compact Utility Tractor (52 PTO hp)	1	\$ 35,142.00	\$ 35,142.00

Standard Options - Per Unit

0202	United States	1	\$ 0.00	\$ 0.00
0409	English Operator's Manual and Decal Kit	1	\$ 0.00	\$ 0.00
1520	eHydro	1	\$ 1,106.00	\$ 1,106.00
1795	Less Loader	1	\$ 0.00	\$ 0.00
2000	Open Station with Standard Seat	1	\$ 0.00	\$ 0.00
4060	iMatch Quick Hitch Category 1	1	\$ 291.00	\$ 291.00
4310	Rear Drawbar	1	\$ 221.00	\$ 221.00
5090	Less Wheel Spacer	1	\$ 0.00	\$ 0.00
5243	44x18-20 (4PR, R3 Turf, 1 Position)	1	\$ -457.00	\$ -457.00
6243	27x10.50-15 (4PR, R3 Turf, 2 Position)	1	\$ 0.00	\$ 0.00

Standard Options Total

\$ 1,161.00

Dealer Attachments

BLV10050	4th and 5th Selective Control Valve Kit (OOS Only)	1	\$ 892.10	\$ 892.10
BW16335	Hood Guard	1	\$ 288.20	\$ 288.20

Dealer Attachments Total

\$ 1,180.30

Value Added Services Total

\$ 0.00

Other Charges

Freight	1	\$ 400.00	\$ 400.00
Setup	1	\$ 800.00	\$ 800.00

Other Charges Total

\$ 1,200.00

Suggested Price

\$ 38,683.30

Customer Discounts

Customer Discounts Total

\$ -12,283.30

\$ -12,283.30

Total Selling Price

\$ 26,400.00



JOHN DEERE



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John Deere, Illinois, 800-445-5111, 800-445-5111
P.O. Box 100, Moline, IL 61704, 617-321-1000
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Trade In

Quote Id: 18176888

Customer: CITY OF WAYNE

1997 JOHN DEERE 970 SN# M00970B160611	
Machine Details	
Description	Net Trade Value
1997 JOHN DEERE 970	\$ 4,200.00
SN# M00970B160611	
Your Trade In Description	
Additional Options	
Hour Meter Reading	2140
Total	\$ 4,200.00



Quote Summary

Prepared For:

City Of Wayne
Po Box 8
Wayne, NE 68787
Business: 402-375-1733
RECREATE@CITYOFWAYNE.ORG

Prepared By:

Eric Essig
Green Line Equip., Inc.
3303 Norfolk Avenue
Po Box 1146
Norfolk, NE 68701
Phone: 402-371-7333
erice@greenlineequip.com

Quote Id: 18261630

Created On: 27 September 2018

Last Modified On: 27 September 2018

Expiration Date: 31 October 2018

Equipment Summary	Selling Price	Qty	Extended
JOHN DEERE 4066M Compact Utility Tractor (52 PTO hp)	\$ 28,500.00 X	1 =	\$ 28,500.00

Equipment Total **\$ 28,500.00**

Trade In Summary	Qty	Each	Extended
1994 JOHN DEERE 970	1	\$ 4,000.00	\$ 4,000.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 4,000.00

Trade In Total **\$ 4,000.00**

Quote Summary	
Equipment Total	\$ 28,500.00
Trade In	\$ (4,000.00)
SubTotal	\$ 24,500.00
Est. Service Agreement Tax	\$ 0.00
Total	\$ 24,500.00
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 24,500.00

Salesperson : X _____

Accepted By : X _____



JOHN DEERE

Selling Equipment



GREEN LINE

Quote Id: 18261630

Customer: CITY OF WAYNE

JOHN DEERE 4066M Compact Utility Tractor (52 PTO hp)

Hours:

Stock Number:

				Selling Price
				\$ 28,500.00
Code	Description	Qty	Unit	Extended
0372LV	4066M Compact Utility Tractor (52 PTO hp)	1	\$ 35,142.00	\$ 35,142.00
Standard Options - Per Unit				
0202	United States	1	\$ 0.00	\$ 0.00
0409	English Operator's Manual and Decal Kit	1	\$ 0.00	\$ 0.00
1520	eHydro	1	\$ 1,106.00	\$ 1,106.00
1795	Less Loader	1	\$ 0.00	\$ 0.00
2000	Open Station with Standard Seat	1	\$ 0.00	\$ 0.00
4060	iMatch Quick Hitch Category 1	1	\$ 291.00	\$ 291.00
4310	Rear Drawbar	1	\$ 221.00	\$ 221.00
5090	Less Wheel Spacer	1	\$ 0.00	\$ 0.00
5243	44x18-20 (4PR, R3 Turf, 1 Position)	1	\$ -457.00	\$ -457.00
6243	27x10.50-15 (4PR, R3 Turf, 2 Position)	1	\$ 0.00	\$ 0.00
Standard Options Total				\$ 1,161.00
Dealer Attachments				
BW16335	Hood Guard	1	\$ 293.96	\$ 293.96
BLV10050	4th and 5th Selective Control Valve Kit (OOS Only)	1	\$ 892.10	\$ 892.10
Dealer Attachments Total				\$ 1,186.06
Value Added Services Total				\$ 0.00
Other Charges				
	Freight	1	\$ 450.00	\$ 450.00
	Setup	1	\$ 600.00	\$ 600.00
Other Charges Total				\$ 1,050.00
Suggested Price				\$ 38,539.06
Customer Discounts				
Customer Discounts Total			\$ -10,039.06	\$ -10,039.06
Total Selling Price				\$ 28,500.00

Quote Summary

Prepared For:
 City Of Wayne
 Po Box 30
 Wayne, NE 68787
 Business: 402-375-1733

Prepared By:
 Travis Nelson
 AgriVision Equipment Group
 705 South 4th Street
 Pender, NE 68047
 Phone: 402-385-2211
 travis.nelson@agrivisionequipment.com

Quote Id: 18270700
Created On: 28 September 2018
Last Modified On: 29 September 2018
Expiration Date: 05 October 2018

Equipment Summary	Suggested List	Selling Price	Qty	Extended
JOHN DEERE 4066M Compact Utility Tractor (52 PTO hp)	\$ 38,683.30	\$ 29,000.00 X	1 =	\$ 29,000.00
CUT 4000 Series 6 Year Service Special		\$ 0.00 X	1 =	\$ 0.00

Equipment Total **\$ 29,000.00**

Trade In Summary	Qty	Each	Extended
1997 JOHN DEERE 970 - M00970B160611	1	\$ 2,500.00	\$ 2,500.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 2,500.00

Trade In Total **\$ 2,500.00**

Quote Summary	
Equipment Total	\$ 29,000.00
Trade In	\$ (2,500.00)
SubTotal	\$ 26,500.00
Est. Service Agreement Tax	\$ 0.00
Total	\$ 26,500.00
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 26,500.00

Salesperson : X _____

Accepted By : X _____



JOHN DEERE

Selling Equipment

Quote Id: 18270700

Customer: CITY OF WAYNE

JOHN DEERE 4066M Compact Utility Tractor (52 PTO hp)

Hours:

Suggested List

Stock Number:

\$ 38,683.30

Selling Price

\$ 29,000.00

Code	Description	Qty	Unit	Extended
0372LV	4066M Compact Utility Tractor (52 PTO hp)	1	\$ 35,142.00	\$ 35,142.00

Standard Options - Per Unit

0202	United States	1	\$ 0.00	\$ 0.00
0409	English Operator's Manual and Decal Kit	1	\$ 0.00	\$ 0.00
1520	eHydro	1	\$ 1,106.00	\$ 1,106.00
1795	Less Loader	1	\$ 0.00	\$ 0.00
2000	Open Station with Standard Seat	1	\$ 0.00	\$ 0.00
4060	iMatch Quick Hitch Category 1	1	\$ 291.00	\$ 291.00
4310	Rear Drawbar	1	\$ 221.00	\$ 221.00
5090	Less Wheel Spacer	1	\$ 0.00	\$ 0.00
5243	44x18-20 (4PR, R3 Turf, 1 Position)	1	\$ -457.00	\$ -457.00
6243	27x10.50-15 (4PR, R3 Turf, 2 Position)	1	\$ 0.00	\$ 0.00

Standard Options Total

\$ 1,161.00

Dealer Attachments

BW16335	Hood Guard	1	\$ 288.20	\$ 288.20
BLV10050	4th and 5th Selective Control Valve Kit (OOS Only)	1	\$ 892.10	\$ 892.10

Dealer Attachments Total

\$ 1,180.30

Value Added Services

CUT 4000 Series 6 Year Service Special	1	\$ 0.00	\$ 0.00
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Value Added Services Total

\$ 0.00

Other Charges

Freight	1	\$ 500.00	\$ 500.00
Setup	1	\$ 700.00	\$ 700.00

Other Charges Total

\$ 1,200.00

Suggested Price

\$ 38,683.30

Customer Discounts

Customer Discounts Total		\$ -9,683.30	\$ -9,683.30
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Total Selling Price

\$ 29,000.00



JOHN DEERE

Trade In

Quote Id: 18270700

Customer: CITY OF WAYNE

1997 JOHN DEERE 970 SN# M00970B160611	
Machine Details	
Description	Net Trade Value
1997 JOHN DEERE 970	\$ 2,500.00
SN# M00970B160611	
Your Trade In Description	
Additional Options	
Hour Meter Reading	2144
Total	\$ 2,500.00

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October 1, 2018 (Via E-mail)

Electric Line Supervisor
Attn: Tim Sutton
City of Wayne

RE: Pay Estimate No. 4
Electric Meter Cutover West Inner and East Inner Conversion
City of Wayne, Nebraska
DGR Project No. 412305

Dear Tim:

Attached is a copy of the Pay Estimate No. 4, print off three copies for the above referenced project. The following needs to be completed on the pay estimates:

1. Schedule approval of Pay Estimate No. 4.
2. Have the appropriate official sign and date all three (3) pay estimates.
3. Send one (1) pay estimate and payment of \$39,350.49 to:

Klein Electric Inc.
Attn: Mark Klein
58211 Hwy 35
Wakefield, NE 68784
4. Send one (1) pay estimate to my attention at DGR Engineering, 1302 South Union St., Rock Rapids, IA 51246
5. Retain one (1) pay estimate for your files.

Sincerely,

DGR Engineering

Daniel Messner



For Period From: 5/23/17 To: 9/27/18
 Contractor: Klein Electric Inc.
 Bid Date: May 9, 2017

PAY ESTIMATE NO. 4
 WEST INNER & EAST INNER CONVERSION - ELECTRIC METER CUTOVER
 WAYNE, NEBRASKA
 DGR Project No. 412305

SUMMARY

VALUE OF WORK COMPLETED TO DATE	\$91,220.43	ORIGINAL CONTRACT PRICE	\$107,912.80
LESS RETAINAGE.....(5%)	\$4,561.02	EXPECTED FINAL CONTRACT COST (w/C.O.s, Additions & Deletions)	\$91,220.43
TOTAL AMOUNT DUE INCLUDING THIS PAYMENT	\$86,659.41	LESS TOTAL PAYMENTS, INCLUDING THIS PAYMENT	\$86,659.41
LESS ESTIMATES PREVIOUSLY APPROVED	Pay Estimate No. 1..... \$16,886.66 Pay Estimate No. 2..... \$23,094.68 Pay Estimate No. 3..... \$7,327.58 Pay Estimate No. 4..... N/A Pay Estimate No. 5..... N/A Pay Estimate No. 6..... N/A Pay Estimate No. 7..... N/A Pay Estimate No. 8..... N/A	EXPECTED CONTRACT BALANCE AFTER THIS PAYMENT	\$4,561.02
TOTAL AMOUNT DUE THIS ESTIMATE	\$39,350.49	% OF EXPECTED FINAL CONTRACT PRICE PAID, INCL. THIS PAYMENT	95%

The undersigned Contractor hereby certifies that payment has been made in full for all labor and materials incorporated in the project to date, in accordance with the terms of the Construction Contract.

Klein Electric Inc., Contractor

By *Maureen* Date 10/11/18

CERTIFICATE

THE AMOUNT OF \$39,350.49 IS APPROVED FOR PAYMENT ACCORDING TO THE TERMS OF THE CONTRACT.

City of Wayne, Nebraska, Owner

DGR Engineering, Engineer

By *Daniel Mason*

Title _____

Date 10/11/18



Unit No.	Name and Description of Construction Unit	No. of Units	UNIT PRICE				WORK COMPLETED TO DATE (Including this Pay Period)			WORK COMPLETED THIS PERIOD		
			Labor	Material	L & M	Ext. Price L & M	Units Comp.	% Comp.	Value of Comp. Work	Units Comp.	% Comp.	Value of Comp. Work
UD-10	Conductor Installation, 10' (ea.)	158	\$40.00		\$40.00	\$6,320.00	151	96%	\$6,040.00	72	46%	\$2,880.00
UD-30	Conductor Installation, 30' (ea.)	4	60.00		\$60.00	240.00	2	50%	120.00			
UM6-6	Ground Rod Installation (ea.)	129	40.00		\$60.00	7,740.00	85	66%	5,100.00	39	30%	2,340.00
UM6-Ex	Existing Ground Wire Connection (ea.)	17	20.00		\$20.00	340.00	49	288%	980.00	22	129%	440.00
UM8-MS-DIS-100	Meter Socket w/ Main Disconnect - 10, 100 amp (ea.)	7	200.00		\$414.00	2,898.00	7	100%	2,898.00	3	43%	1,242.00
UM8-MS-30	Meter Socket Installation, 30' (ea.)	2	240.00		\$417.00	834.00						
UM8-MS	Meter Socket Installation, 10' (ea.)	107	200.00		\$300.00	32,100.00	100	93%	30,000.00	48	45%	14,400.00
UM8-TAP	Load Tap Kit, 10' (ea.)	3	10.00		\$45.00	135.00	3	100%	135.00	1	33%	45.00
UM8-MPMS(2)	Meter Socket Installation, 2 position, 10' (ea.)	2	320.00		\$590.00	1,180.00	2	100%	1,180.00	1	50%	590.00
BRK-100	100 Amp Breaker 240V (ea.)	1	8.00		\$68.00	68.00	4	400%	272.00	3	300%	204.00
BRK-40	40 Amp Breaker 240V (ea.)	2	8.00		\$28.00	56.00	3	150%	84.00	1	50%	28.00
BRK-20	20 Amp Breaker 120V (ea.)	2	8.00		\$18.00	36.00	3	150%	54.00			
UM8-PW	Plywood Meter Backing (ea.)	7	40.00		\$55.00	385.00	8	114%	440.00	2	29%	110.00
UM8-RM	Remove and Reinstall Existing Meter (ea.)	156	10.00		\$10.00	1,560.00	152	97%	1,520.00	72	46%	720.00
UM8-REL	Relocate Existing Meter and Meter Socket (ea.)	2	160.00		\$210.00	420.00	2	100%	420.00			
UR8	Concrete Removal & Replacement (ea.)	38	320.00		\$360.00	13,680.00	31	82%	11,160.00	14	37%	5,040.00
UR-WD	Wood Deck Repair (ea.)	4	80.00		\$105.00	420.00	4	100%	420.00	1	25%	105.00
UR12-2P	Conduit to Service Point, 2 in. diameter, Plastic (Mft.)	0.936	13,340.00		\$15,840.00	14,826.24	0.910	97%	14,414.40	0.444	47%	7,032.96
UR12-3P	Conduit to Service Point, 3 in. diameter, Plastic (Mft.)	0.034	15,340.00		\$19,840.00	674.56	0.012	35%	238.08			
UR-LDS	Lawn Damage Seeding (sq. ft.)	86	40.00		\$55.00	4,730.00						
ID-OHS	Removal of Existing Overhead Service (ea.)	147	20.00		\$20.00	2,940.00	140	95%	2,800.00	65	44%	1,300.00
IUD-UGS	Removal of Existing Underground Service (ea.)	13	20.00		\$20.00	260.00	4	31%	80.00	2	15%	40.00
IUM8-MS	Removal of Existing Meter Socket (ea.)	121	20.00		\$20.00	2,420.00	111	92%	2,220.00	54	45%	1,080.00
USW	Special Service Entrance Work (hr.)	64	50.00		\$50.00	3,200.00	30.90	48%	1,544.95	21.16	33%	1,058.00
IF(NE)	Inspection Fee (ea.)	18	35.00		\$75.00	1,350.00						
MOB	Mobilization (as req'd)	1	9,100.00		\$9,100.00	9,100.00	1	100%	9,100.00			
						TOTAL CONTRACT PRICE:	\$107,912.80	TOTAL TO DATE:		\$91,220.43		
											\$38,654.96	