

**MINUTES
CITY COUNCIL MEETING
December 4, 2018**

The Wayne City Council met in regular session at City Hall on Tuesday, December 4, 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 Cale Giese, 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.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on November 22, 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 Muir made a motion, which was seconded by Councilmember Sievers, to approve the minutes of the meeting of November 20, 2018, and to waive the reading thereof. Mayor Brodersen 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: ACES, SE, 875.00; AMERITAS, SE, 122.05; AMERITAS, SE, 65.01; AMERITAS, SE, 2582.46; AMERITAS, SE, 72.00; APPEARA, SE, 176.43; BENSCOTER INC, RE, 250.00; BENSCOTER INC, RE, 250.00; BIG STONE TRANSPORTATION & LANDSCAPE SUPPLY, SU, 1165.50; CENTURYLINK, SE, 419.63; CITY EMPLOYEE, RE, 29.20; CITY EMPLOYEE, RE, 550.59; CITY EMPLOYEE, RE, 386.11; CITY EMPLOYEE, RE, 65.44; CITY EMPLOYEE, RE, 50.79; CITY OF WAYNE, PY, 84362.32; COLONIAL RESEARCH, SE, 120.90; DAS STATE ACCTG-CENTRAL FINANCE, SE, 448.00;

DEARBORN NATIONAL LIFE, SE, 110.08; DGR & ASSOCIATES, SE, 395.00; ED M. FELD EQUIPMENT, SU, 427.85; ELLIS HOME SERVICES, SE, 313.56; FIRST CONCORD GROUP, SE, 2688.86; FLOOR MAINTENANCE, SU, 369.95; GERHOLD CONCRETE, SU, 790.14; GFOA, FE, 170.00; KATELYN DAVIS-GREEK COUNCIL, RE, -200.00; GREEK COUNCIL AUDITORIUM REFUND DEPOSIT, RE, 200.00; HABITAT FOR HUMANITY, RE, 250.00; HILAND DAIRY, SE, 81.30; ICMA, SE, 9769.77; IRS, TX, 14177.52; IRS, TX, 9784.99; IRS, TX, 3315.72; JEO CONSULTING GROUP, SE, 3130.00; KATHLEEN A LAUGHLIN, CHAPTER 13 TRUSTEE, RE, 243.00; LAQUINTA INNS & SUITES, SE, 659.70; MCLAURY ENGINEERING, SE, 5832.50; MILLER LAW, SE, 5259.73; NE DEPT OF REVENUE, TX, 3985.69; NNEDD, SE, 150.00; NNEDD, SE, 701.98; PCAN, FE, 50.00; QC FOUNDATION REPAIR, RE, 200.00; RESCO, SU, 529.41; ROBERT WOEHLE & SONS, SE, 28506.75; ROSE EQUIPMENT, SU, 3093.57; STATE NEBRASKA BANK & TRUST, RE, 4625.00; ULINE, SU, 407.78; UNITED HEALTHCARE, SE, 38665.78; VIAERO, SE, 26.73; WAED, SE, 100.00; WAED, SE, 7871.00; WISNER WEST, SU, 342.06; ADVANCED CONSULTING ENGINEERING SERVICES, SE, 5750.00; AMERICAN BROADBAND, SE, 2506.88; BLACK HILLS ENERGY, SE, 1446.93; BUGS BOWS, SU, 540.50; CDW GOVERNMENT, SU, 3530.54; CERTIFIED TESTING SERVICES, SE, 37.00; CITY EMPLOYEE, RE, 117.71; DAVE'S DRY CLEANING, SE, 48.00; DUTTON-LAINSON, SU, 609.90; ELLIS HOME SERVICES, SE, 105.00; FLOOR MAINTENANCE, SU, 201.99; GILL HAULING, SE, 237.50; GROSSENBURG IMPLEMENT, SU, 115.87; HAWKINS, SU, 2611.00; HEIKES AUTOMOTIVE, SE, 401.25; HILAND DAIRY, SE, 88.77; HOMETOWN LEASING, SE, 409.53; INGRAM LIBRARY SERVICES, SU, 640.22; MARCO, SE, 126.36; MATHESON-LINWELD, SU, 57.83; MONAHAN, PHILLIP, SE, 250.00; NE DEPT OF ENVIRONMENTAL QUALITY, SE, 25865.28; NE DEPT OF ENVIRONMENTAL QUALITY, SE, 232083.81; NORTHEAST POWER, SE, 5428.00; ONE CALL CONCEPTS, SE, 35.82; O'REILLY AUTOMOTIVE STORES, SU, 17.98; PLUNKETT'S PEST CONTROL, SE, 41.60; QUALITY FOOD CENTER, SU, 9.64; ROBERT WOEHLE & SONS, SE, 1500.00; SKARSHAUG TESTING LAB, SE, 191.05; STADIUM SPORTING GOODS, SU, 84.00; STAPLES, SU, 43.48; TYLER TECHNOLOGIES, SE, 200.00; US FOODSERVICE, SU, 1071.68; WAYNE COUNTY CLERK, SE, 2915.22; WRECK-AMENDED TOWING & RECOVERY, SE, 450.00; ZACH HEATING & COOLING, SU, 92.00

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

Councilmember Muir made a motion, which was seconded by Councilmember Sievers, to adjourn the meeting sine die. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

This being the time for the new Mayor and new Council to organize, and Cale Giese having qualified for Mayor, and Matt Eischeid, Jason Karsky and Jill Brodersen having qualified for Councilmembers of the 2nd, 3rd and 4th Wards respectively, City Attorney Amy Miller presented the oaths of office to Cale Giese, Matt Eischeid, Jason Karsky and Jill Brodersen.

Council then reconvened the regular meeting.

Councilmember Eischeid made a motion, which was seconded by Councilmember Karsky, to nominate Jill Brodersen as President of Council. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Giese then presented a plaque to outgoing Councilmember Greve in appreciation of his valued contributions made to the City of Wayne as Councilmember from 2013-2018, and also to Councilmember Muir for his valued contributions made to the City of Wayne as Councilmember – Ward 1 from December 2012 to June 2017, and Councilmember – Ward 4 from May 2018 to December 2018.

Councilmember Brodersen made a motion, which was seconded by Councilmember Eischeid, declaring a “Notice of Vacancy” in Ward 3 and authorizing the City Clerk to publish notice. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

The following Resolution would amend the Wage and Salary Schedule by including a 2% cost of living increase that was approved in the budget. This would be effective January 1, 2019.

Councilmember Eischeid introduced Resolution No. 2018-67 and moved for its approval; Councilmember Brodersen seconded the motion.

RESOLUTION NO. 2018-67

A RESOLUTION AMENDING THE WAGE AND SALARY SCHEDULE.

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

Joel Hansen, Street and Planning Director, presented the updated Snow Removal and Ice Control Operations Policy Manual. The last update was in 1997. The original policy was established in 1979. Mr. Hansen stated that some of the snow ordinances were changed to Snow Plow Alert a few years ago. He thought that was confusing to people. He would like to see that

ordinance be brought back to change that language back to be consistent with what other towns are doing – Snow Emergency. In addition, Mr. Hansen wanted to clarify and bring forward an ordinance prohibiting the public from pushing private snow onto public right-of-way.

Councilmember Sievers introduced Resolution No. 2018-68 and moved for its approval; Councilmember Buck seconded the motion.

RESOLUTION NO. 2018-68

A RESOLUTION ADOPTING THE CITY OF WAYNE SNOW REMOVAL AND ICE CONTROL OPERATIONS POLICY MANUAL.

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

The following Resolution would approve the formal contract between the City and the Nebraska Department of Economic Development regarding CDBG 16-CD-208. The City was notified on November 14th that it was awarded up to \$475,000 to be used for improvements – design and replacement of pavement, curb and gutters, and storm sewer improvements to Nebraska Street, between 2nd Street and 7th Street. Local matching funds of 25% and 25% in leveraged funds will be provided by the City. This project has to be completed by the fall of 2020.

Councilmember Sievers introduced Resolution No. 2018-69 and moved for its approval; Councilmember Eischeid seconded.

RESOLUTION NO. 2018-69

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WAYNE, NEBRASKA, TO APPROVE COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT NO. 16-CD-208 BETWEEN THE CITY OF WAYNE AND THE NEBRASKA DEPARTMENT OF ECONOMIC DEVELOPMENT.

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

City Attorney Miller stated the following Resolution would approve the Interlocal Agreement with the Village of Carroll for building inspection services for 2019.

Councilmember Sievers introduced Resolution No. 2018-70 and moved for its approval; Councilmember Eischeid seconded.

RESOLUTION NO. 2018-70

A RESOLUTION APPROVING INTERLOCAL AGREEMENT WITH THE VILLAGE OF CARROLL, NEBRASKA, FOR BUILDING INSPECTION SERVICES (2019).

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

A pay request (No. 8) has been received from OCC Builders, LLC, for the “Wayne Golf & Country Club Clubhouse Improvement Project” for \$60,769.00. The architect on the project has approved the same.

Councilmember Eischeid made a motion, which was seconded by Councilmember Buck, approving Pay Application No. 8 for \$60,769.00 to OCC Builders, LLC, for the “Wayne Golf & Country Club Clubhouse Improvement Project.” Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

John Zwingman with Advanced Consulting Engineering Services was present to explain Change Order No. 5 for the “2nd Street Storm Sewer Improvement Project.” It represents an increase of \$18,250.00 to Robert Woehler & Sons Construction Company, Inc. This change order finalizes out the quantities that were installed in the field on this project and takes into account the unknowns that were encountered in this project.

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, approving Change Order No. 5 for the “2nd Street Storm Sewer Improvement Project” in the amount of \$18,250.00 to Robert Woehler & Sons Construction Company, Inc. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mr. Zwingman then presented Contractor's Application for Payment No. 6 (Final) for the "2nd Street Storm Sewer Improvement Project" for \$18,250.00 to Robert Woehler & Sons Construction Company, Inc.

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, approving Contractor's Application for Payment No. 6 (Final) for \$18,250.00 to Robert Woehler & Sons Construction Company, Inc., for the "2nd Street Storm Sewer Improvement Project." Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Giese requested Council consideration to the following appointments to the Community Redevelopment Authority: Cale Giese, Mayor – term would expire 12/22; Jill Brodersen, Council Representative, to fill the unexpired term of Cale Giese – term would expire 12/19; and the reappointment of Mark Lenihan, Wayne School Superintendent – term would expire 12/22.

Councilmember Eischeid made a motion, which was seconded by Councilmember Karsky, approving the following appointments to the Community Redevelopment Authority: Cale Giese, Mayor – term would expire 12/22; Jill Brodersen, Council Representative, to fill the unexpired term of Cale Giese – term would expire 12/19; and the reappointment of Mark Lenihan, Wayne School Superintendent – term would expire 12/22. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Giese requested Council consideration to the appointment of Councilmembers Buck, Eischeid and Brodersen to the Audit Committee.

Councilmember Brodersen made a motion, which was seconded by Councilmember Eischeid, approving the appointment of Councilmembers Buck, Eischeid and Brodersen to the Audit Committee. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Giese requested Council consideration to the appointment of Councilmember Karsky to the Police Retirement Committee.

Councilmember Eischeid made a motion, which was seconded by Councilmember Buck, approving the appointment of Councilmember Karsky to the Police Retirement Committee. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Giese requested Council consideration to the appointment of Councilmembers Buck and Brodersen to the Wayne Area Economic Development Board.

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, approving the appointment of Councilmembers Buck and Brodersen to the Wayne Area Economic Development Board. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Sievers made a motion, which was seconded by Councilmember Eischeid, to adjourn the meeting. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried and the meeting adjourned at 6:11 p.m.