

**MINUTES
CITY COUNCIL MEETING
January 21, 2020**

The Wayne City Council met in regular session at City Hall on Tuesday, January 21, 2020, at 5:30 o'clock P.M.

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

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on January 9, 2020, 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 Giese advised the public that a copy of the Open Meetings Act was located on the southwest 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.

Councilmember Brodersen made a motion to approve the minutes of the meetings of January 7, 2020 and January 15, 2020, and to waive the reading thereof.

Councilmember Woehler stated he had met with City Clerk McGuire in regard to amending the January 7, 2020, minutes.

City Clerk McGuire had prepared verbatim excerpts of the minutes regarding those portions thereof that were being questioned, as well as what was in the minutes as presented, and proposed amendments to the minutes for Council review.

After discussion, Councilmember Sievers seconded the motion.

It was noted that the motion on the table was to approve the minutes as presented.

Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Buck and Woehler who voted Nay and Councilmember Eischeid who was absent, the Mayor declared the motion carried and the Minutes approved.

The following claims were presented to Council for their approval:

VARIOUS FUNDS: AMERICAN UNDERGROUND SUPPLY, SU, 345.80; APPEARA, SE, 48.50; APX, INC, SE, 21.40; BAIRD HOLM LLP, SE, 272.74; BIG RIVERS ELECTRIC CORPORATION, SE, 173661.80; BLUE CROSS BLUE SHIELD, SE, 50267.01; BORDER STATES INDUSTRIES, SU, 111.02; BSN SPORTS, SU, 2757.29; CITY EMPLOYEE, RE, 18.20; CITY EMPLOYEE, RE, 504.78; CITY EMPLOYEE, RE, 11.47; CITY EMPLOYEE, RE, 97.75; CITY EMPLOYEE, RE, 12.01; CITY EMPLOYEE, RE, 132.66; CITY EMPLOYEE, RE, 460.56; CITY OF WAYNE, PY, 448.36; CITY OF WAYNE, PY, 517.16; CITY OF WAYNE, RE, 2147.57; CITY OF WAYNE, RE, 1397.51; COLONIAL RESEARCH, SE, 17.70; COTTONWOOD WIND PROJECT, SE, 12564.92; DANLADI, PHIMWANALA, SE, 90.00; DAS STATE ACCTG-CENTRAL FINANCE, SE, 60.15; DEARBORN LIFE INSURANCE, SE, 2446.57; ECHO GROUP, SU, 9.42; EMPLOYERS MUTUAL CASUALTY, SE, 681.70; EVETOVICH, MARK, SE, 90.00; FEHRER, LAURA, RE, 75.00; FIRST CONCORD GROUP, SE, 156.00; FLOOR MAINTENANCE, SU, 299.80; GROSSENBURG IMPLEMENT, SU, 194.74; HEARTLAND FIRE PROTECTION, SU, 111.00; HILAND DAIRY, SE, 128.78; ICMA, SE, 7676.18; IMPACT SPECIALTIES, SU, 697.50; IOWA PUMP WORKS, SU, 679.27; JACK'S UNIFORMS, SU, 17.90; JOHNNIE BYRD BREWING, RE, 40000.00; MAIN STREET GARAGE, SE, 100.00; MATHESON-LINWELD, SU, 33.51; MATT PARROTT, SU, 32.50; MIDWEST LABORATORIES, SE, 177.00; MUNICIPAL SUPPLY, SU, 679.40; N.E. NEB CLERKS ASSOCIATION, FE, 20.00; NE AIR FILTER, SU, 100.47; NPPD, SE, 29208.61; PITNEY BOWES, SE, 253.85; PROGRESSIVE PROPERTIES, RE, 3780.73; PROGRESSIVE PROPERTIES, RE, 1185.75; PROGRESSIVE PROPERTIES, RE, 3283.42; QUALITY FOOD CENTER, SE, 304.89; RETAIL RECLAIMERS, RE, 200000.00; ST OF NE-CHARITABLE GAMING DIVISION, TX, 1220.00; STAPLES, SU, 483.64; TOM'S BODY & PAINT SHOP, SE, 4897.47; TYLER TECHNOLOGIES, SE, 1572.50; WAYNE AUTO PARTS, SU, 1056.62; WAYNE HERALD, SE, 366.00; WAYNE RENTALS, RE, 23073.77; WAYNE VETERINARY CLINIC, SE, 364.00; WESTERN RIDGE III, RE, 3939.45; WISNER WEST, SU, 32.85; COUNCIL APPROVAL 1-15-20: KAY CONTRACTING, SE, 18926.40; ACES, SE, 928.29; AMERICAN UNDERGROUND SUPPLY, SE, 13.31; AMERITAS, SE, 93.59; AMERITAS, SE, 2941.36; AMERITAS, SE, 72.00; AMERITAS, SE, 108.81; APPEARA, SE, 60.07; BLUE 360 MEDIA, SU, 430.44; CITY EMPLOYEE, RE, 150.00; CITY OF WAYNE, PY, 75881.85; CORE & MAIN, SU, 5817.06; DANLADI, PHIMWANALA, SE, 120.00; EVETOVICH, MARK, SE, 120.00; FAITH REGIONAL PHYSICIAN SERV, SE, 199.00; FLOOR MAINTENANCE, SU, 1869.12; HILAND DAIRY, SE, 84.07; IRS, TX, 3005.26; IRS, TX, 9688.32; IRS, TX, 12849.94; LUNA'S MEXICAN FOOD, SE, 267.50; MAIN STREET GARAGE, SE, 130.00; MARCO TECHNOLOGIES, SE, 182.96; NE DEPT OF REVENUE, TX, 4085.33; NE PUBLIC HEALTH ENVIRONMENTAL LAB, SE, 909.00; NORFOLK DAILY NEWS, SE, 40.00; NORTHEAST POWER, SE, 19171.64; RIDLING, JOE, SE, 36.00; SIGNS BY TOMORROW, SU, 225.00; STAPLES, SU, 11.51; WATCHGUARD VIDEO, SU, 75.00; WAYNE COUNTY COURT, RE, 150.00; WESCO, SU, 224.70

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

Travis Meyer, representing the Wayne Airport Authority as newly elected President, gave an update/report of what has been taking place at the airport (airport runway project; flight simulator; flying club, etc.).

Casey Junck, Water Supervisor, gave a report on upcoming and current water projects (the need for a building addition to Well No. 7; mandated chlorinating through February; potential lead and copper sampling for schools and daycare facilities from information obtained at a conference, etc.).

Roger Protzman, representing JEO Consulting Group, Inc., was present and reviewed the scope of services and construction oversight services he was directed by Council to prepare for the "Transmission Water Main from North Well Field to City Limits Project." This additional oversight would increase the engineering services dollar amount by \$115,254, for a total of \$244,329. The existing agreement has very limited field observation work.

Council discussed the need to have these additional engineering services for the project. The original agreement allows JEO to be here twice a month. Construction progress meetings are monthly. In addition, there will be a pre-construction meeting. If JEO would be needed throughout the project, which is over and above the initial terms of the agreement, they are able to bill the City on an hourly basis.

BJ Woehler recommended hiring a full-time engineer.

Councilmember Karsky noted that they, the Council, requested this information from JEO Consulting Group. He did not like this number (\$115,254) being used as a basis for discussion about other engineers.

Mr. Protzman stated that as an engineer, he would like an agreement so that there is an understanding between the parties.

After discussion, said Resolution No. 2020-2 died for lack of a motion.

Roger Protzman, representing JEO Consulting Group, Inc., advised the Council that the City received two bids on January 16, 2020, for the “Wayne Senior Center – Room and Walk-In Freezer Addition Project.” The bids were from Sioux Contractors, Inc., Sioux City, for \$47,800 and Otte Construction, Wayne, for \$55,300. Mr. Protzman’s opinion of cost for the project was \$50,000. After review of the bids and the reference lists, his recommendation is to award the contract to the low bidder, Sioux Contractors, Inc., for \$47,800, which is below the opinion of cost for said project. Start date is February 17, 2020; substantial completion date is May 15, 2020.

Councilmember Sievers introduced Resolution 2020-3, and moved for its approval; Councilmember Spieker seconded.

RESOLUTION NO. 2020-3

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE “WAYNE SENIOR CENTER – ROOM AND WALK-IN FREEZER ADDITION PROJECT” FOR THE CITY OF WAYNE, NEBRASKA.

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

Councilmember Sievers introduced Ordinance 2019-19, and moved for approval of the third and final reading thereof; Councilmember Woehler seconded.

ORDINANCE NO. 2019-19

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

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

Joel Hansen, Street and Planning Director, advised the Council that he had received a call from a Councilmember asking about parking restrictions in the industrial area. Mr. Hansen noted there is a fair amount of truck traffic on this street, and it is almost impossible to get a large vehicle through when vehicles are parked on both sides. The ordinance has been written to prohibit parking on one side of the street for safety purposes.

Discussion took place on whether or not there should be no parking on both sides of the street.

Councilmember Spieker introduced Ordinance 2020-1, and moved for approval thereof, with the amendment being that there be no parking allowed on either side of Summerfield Drive and then amended the same to also include Industrial Drive; Councilmember Sievers seconded both the first and then the second amendment.

ORDINANCE NO. 2020-1

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE TITLE VII TRAFFIC CODE, CHAPTER 78 PARKING, SECTION 78-126 PROHIBITED PARKING; NORTHEAST QUADRANT OF THE CITY; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

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

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 6:43 p.m.