

**MINUTES
CITY COUNCIL MEETING
May 5, 2020**

The Wayne City Council met in regular session by way of telephone/video conference due to circumstances associated with the COVID 19 Pandemic on May 5, 2020, at 5:30 o'clock P.M.

Mayor Cale Giese called the meeting to order with the following in attendance: Councilmembers Dwaine Spieker, Terri Buck, Jon Haase, Jennifer Sievers, Chris Woehler, Jason Karsky, Matt Eischeid and Jill Brodersen; 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 April 23, 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, as well as on the City of Wayne website at cityofwayne.org/8/Government, 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, which was seconded by Councilmember Buck, to approve the minutes of the meeting of April 21, 2020, and to waive the reading thereof. Mayor Giese 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:

APPROVED ON 4/21/20: HAWKINS CONSTRUCTION, SE, 92299.00; RAIN FOR RENT, SE, 10311.69; ROBERT WOehler & SONS CONSTRUCTION, SE, 30298.50

VARIOUS FUNDS: AMAZON.COM, LLC, SU, 376.49; AMERICAN UNDERGROUND SUPPLY, SU, 59.48; AMERITAS, SE, 154.17; AMERITAS, SE, 2313.94; AMERITAS, SE, 72.00; AMERITAS, SE, 89.61; APPEARA, SE, 51.58; BOMGAARS, SU, 1627.66; BUCK, TERRI, RE, 100.00; CARHART LUMBER COMPANY, SU, 1178.61; CENTURYLINK, SE, 421.61; CITY EMPLOYEE, RE, 79.20; CITY EMPLOYEE, RE, 45.23; CITY EMPLOYEE, RE, -12.01; CITY EMPLOYEE, RE, -103.69; CITY EMPLOYEE, RE, 31.86; CITY OF WAYNE, PY, 72738.79; CORE & MAIN LP, SU, 4,769.84; COUNTRY NURSERY, SU, 187.50; DAS STATE ACCTG-CENTRAL FINANCE, SE, 448.00; DIXON, ABBY, RE, 100.00; DUGAN BUSINESS FORMS, SU, 1468.75; ED M. FELD EQUIPMENT, SE, 179.50; ERICKSON, JESSICA, RE, 100.00; FIRST CONCORD GROUP, SE, 2797.80; FLOOR MAINTENANCE, SU, 304.22; GEOCOMM, SE, 2532.00; GILLILAND, RACHEL, RE, 100.00; HASEMANN, SCOTT, RE, 200.00; HILAND DAIRY, SE, 272.02; HOCHSTEIN, KIRK, RE, 100.00; ICMA, SE, 8157.82; IRS, TX, 12359.72; IRS, TX, 2890.56; IRS, TX, 9303.45; LIVING HERE, SU, 32.00; MARCO, SE, 175.92; MARCO TECH, SE, 39.86; MILLER LAW, SE, 5416.67; NE DEPT OF REVENUE, TX, 3967.77; NE NEBRASKA VOLUNTEER FIREFIGHTERS ASSN, FE, 50.00; NNEDD, SE, 210.00; ST OF NE-CHARITABLE GAMING DIVISION, FE, 100.00; STATE NEBRASKA BANK-PETTY CASH, RE, 110.00; STEFFEN, RACHEL, RE, 100.00; UTILITY EQUIPMENT, SU, 695.51; VIAERO, SE, 64.58; WAED, SE, 8222.92; WOLFGRAM, ASHLEY, RE, 170.00; ZIMCO SUPPLY, SU, 1545.50; AMERICAN BROADBAND, SE, 2522.28; AWWA, FE, 318.00; BLACK HILLS ENERGY, SE, 569.59; BROWN SUPPLY, SU, 752.08; CITY OF PONCA, RE, 14993.09; CITY OF WAYNE, RE, 781.98; CITY OF WEST POINT, RE, 21760.50; CITY OF WISNER, RE, 2267.70; COPY WRITE PUBLISHING, SE, 219.67; GERHOLD CONCRETE, SU, 603.60; GROSSENBURG IMPLEMENT, SU, 81.58; HELENA AGRI-ENTERPRISES, SU, 760.00; HOMETOWN LEASING, SE, 354.50; NORTHEAST POWER, SE, 5161.00; ONE CALL CONCEPTS, SE, 116.41; OVERHEAD DOOR, SE, 526.15; PLUNKETT'S PEST CONTROL, SE, 1104.97; PONCA RURAL FIRE BOARD, RE, 3589.06; QHA CLEANING, SE, 1375.00; STADIUM SPORTING GOODS, SE, 50.00; STATE NEBRASKA BANK & TRUST, SE, 45.92; TYLER TECHNOLOGIES, SE, 200.00; US BANK, SU, 8014.93; UTILITY EQUIPMENT, SU, 173.84; VILLAGE OF WINSIDE, RE, 4797.30; WAPA, SE, 18447.78

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

An update was given on the COVID-19 Pandemic by Julie Rother, Director of the Northeast Nebraska Public Health Department.

Administrator Blecke stated the following Resolution would approve a Memorandum of Understanding with the Northeast Nebraska Public Health Department (NNPHD) that will put in place the authority for the NNPHD to be able to implement local directed health measures in the future if deemed necessary at the local level. This process is only to allow NNPHD to do this in the future if needed.

Julie Rother stated that if in the future, the NNPHD would decide to issue some kind of a directed health measure that had to deal with communicable disease, illness, or poisoning, then they could institute their own directed health measure here and not wait for the Governor to do it as his level. However, she noted they cannot just do it. Whatever they write has to be approved by the Chief Medical Officer of the State of Nebraska, who works alongside the Governor, so it has to be approved by the State of Nebraska.

Councilmember Karsky introduced Resolution No. 2020-23 and moved for its approval; Councilmember Spieker seconded.

RESOLUTION NO. 2020-23

A RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF WAYNE AND THE NORTHEAST NEBRASKA PUBLIC HEALTH DEPARTMENT.

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

Administrator Blecke stated that Certified Testing Services, Inc., has submitted a proposal to provide soil-testing services needed for the “Transmission Water Main from North Well Field to City Limits Project.” Roger Protzman, JEO Consulting Group, Inc., has estimated about two trips per mile to satisfy the County. Their fees are estimated to be \$311.50 (full trip) or \$209.75 prorated trip (if in the area). We have found that it is more economical for the City to keep this service separate from the engineering contract.

Councilmember Eischeid introduced Resolution No. 2020-24 and moved for its approval; Councilmember Spieker seconded.

RESOLUTION NO. 2020-24

A RESOLUTION APPROVING AGREEMENT WITH CERTIFIED TESTING SERVICES, INC., FOR CONSTRUCTION MATERIALS TESTING SERVICES FOR THE “TRANSMISSION WATER MAIN FROM NORTH WELL FIELD TO CITY LIMITS PROJECT.”

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

Administrator Blecke stated that the second reading of Ordinance 2020-1 took place back on February 4th so that communication could take place with Williams Form as to what they were planning for parking on premises, etc. The original ordinance was brought forth with no parking on the south and west sides of Summerfield Drive and Industrial Drive, respectively. After the first reading, Council asked that both sides of Summerfield Drive and Industrial Drive be prohibited from parking. That is how the ordinance stands now. Williams Form Engineering has requested that a portion on the north side of Summerfield Drive be allowed for limited (2-hour) parking. This would allow a semi or two the ability to park near the plant entrance during busy unloading/loading times.

Bill Downing, Vice President of Williams Form Engineering, was present to answer questions.

A question arose as to whether or not the area to be used for the parking would have to be paved or whether or not it could be rocked.

Mayor Giese suggested tabling the matter until further research could be done on whether or not the area needed to be paved or if rock could be used on the north side of Summerfield Drive.

Councilmember Sievers made a motion, which was seconded by Councilmember Spieker, to table action on Ordinance No. 2020-1 until the next meeting. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Brodersen introduced Ordinance No. 2020-7, and moved for approval of the second reading thereof; Councilmember Buck seconded.

ORDINANCE NO. 2020-7

AN ORDINANCE AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN FOR THE CITY OF WAYNE.

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

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 6:30 p.m.