

AGENDA
CITY COUNCIL MEETING
COMMUNITY ROOM
WAYNE COMMUNITY ACTIVITY CENTER
September 1, 2020

1. [Call the Meeting to Order – 5:30 p.m.](#)

Anyone desiring to view the Open Meetings Act may do so. The document is available for public inspection and is located on the southwest wall of the Community Room at the Wayne Community Activity Center as well as on the City of Wayne website at cityofwayne.org/8/Government.

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.

2. [Approval of Minutes – August 18 and 25, 2020](#)
3. [Approval of Claims](#)
4. Presentation of Ceremonial Check from the Wayne Rotary Club for the donated Ping Pong Table — Gary Weddel, President
5. Action on a request to approve a fireworks display on Saturday, September 12, 2020, for the Chicken Show celebration on the rugby fields by the Wayne Softball Complex
6. [Action on a request to close Grainland Road \(from the intersection of Pheasant Run Road and proceeding east to the south entrance of the Wayne County Fairgrounds – approx. 1200'\) on Saturday, September 12, 2020, during the 40th Annual Wayne Chicken Show from 11:00 a.m. to 12:00 noon — Luke Virgil, Executive Director Wayne Area Economic Development](#)
7. Public Hearing: Tax Asking/Property Tax Levy (Advertised Time: 5:30 p.m.)

Background: The total of the FY 2020-2021 budget is \$35,348,642. The property tax proposal for the General Fund operation is \$925,180.00, which compares to the 2019 tax asking of \$879,121. Pursuant to State Law, the maximum levy for a municipality is \$0.45 per \$100 of property valuation. When combined with the debt service asking, the combined amount for the proposed budget year is \$1,027,680.00 or \$.412303 per \$100 of property valuation, which is slightly higher than last year - \$.411663. The valuation in the community, as reported by the County Assessor for 2020 is \$249,253,762, which is up \$11,165,435 from last year.

Updated budget documents will be available for you at meeting time.

8. [Resolution 2020-41: Setting the Property Tax Request for 2020-2021](#)
9. Public Hearing: Budget Hearing (Advertised Time: 5:30 p.m.)
10. [Resolution 2020-42: Adopting the 2020-2021 Budget](#)

11. [Resolution 2020-43: Approving the Allowable 1% Increase in Base Limitation of Restricted Funds' Budget](#)
12. [Ordinance 2020-16: Approving Annual Appropriation Bill](#)
13. Discussion and/or direction to city staff regarding "Fence Permits"

Background: In regard to some issues that have arisen on "fence permits," staff is asking Council to consider the following: eliminate the permit; add a disclaimer that the City takes no responsibility that the property pins are correct; or require the property owner to hire a surveyor to locate the property pins and verify that the fence is, in fact, on their property.

14. [Ordinance 2020-11: Amending Wayne Municipal Code, Title VII Traffic Code, Section 78-174 Truck Parking; Where Designated](#)

Background: Joel has amended the ordinance for your discussion and consideration.

15. Action to set Mini-Retreat for Tuesday, September 29, 2020, at 5:30 p.m. in the Community Room of the Community Activity Center
16. Adjourn

**MINUTES
CITY COUNCIL MEETING
August 18, 2020**

The Wayne City Council met in regular session in the Community Room of the Wayne Community Activity Center on August 18, 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, Jennifer Sievers, Chris Woehler, Jason Karsky, Matt Eischeid and Jill Brodersen; Attorney Amy Miller; City Administrator Wes Blecke; and City Clerk Betty McGuire. Absent: Councilmember Jon Haase.

Notice of the convening meeting was given in advance by advertising in the Wayne Herald on August 6, 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 Community Room of the Wayne Community Activity Center, 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 Sievers, to approve the minutes of the meeting of August 4, 2020, and to waive the reading thereof. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Haase 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 BROADBAND, SE, 2497.47; AMERICAN LIBRARY ASSOC, FE, 225.00; ASSOCIATION FOR RURAL & SMALL LIBRARIES, FE, 99.00; AXON ENTERPRISE, SU, 410.20; BAKER & TAYLOR BOOKS, SU, 912.70; BAKER & TAYLOR BOOKS, SU, 607.13; BENS COTER CONSTRUCTION, RE, 1000.00; BOMGAARS, SU, 1402.61; BROWN SUPPLY, SU, 3272.40; CARHART LUMBER

COMPANY, SU, 277.79; CARLSON WEST PVONDRA ARCHITECTS, SE, 2800.00; CITY EMPLOYEE, RE, 3880.00; CITY OF WAYNE, RE, 412.06; COLONIAL RESEARCH, SU, 279.60; CORE & MAIN, SU, 633.21; DANKO EMERGENCY EQUIPMENT, SU, 2395.70; DAS STATE ACCTG-CENTRAL FINANCE, SE, 61.04; DAVE'S DRY CLEANING, SE, 57.00; DEARBORN LIFE INSURANCE, SE, 2480.93; DIAMOND VOGEL PAINTS, SU, 35.39; DUTTON-LAINSON COMPANY, SU, 774.17; ECHO GROUP, SU, 58.64; HAWKINS, SU, 1556.98; HILAND DAIRY, SU, 116.03; HOMETOWN LEASING, SE, 436.02; ICMA, SE, 8139.37; INGRAM LIBRARY SERVICES, SU, 671.68; LAMP, MACKENZIE, SE, 400.00; LEAK INVESTIGATORS, SE, 6770.00; LEAK INVESTIGATORS, SE, -6770.00; MATHESON-LINWELD, SU, 35.06; MERCHANT SERVICES, SE, 30.92; MERCHANT SERVICES, SE, 2269.26; MERCHANT SERVICES, SE, 1634.65; MIDWEST LABORATORIES, SE, 719.00; NDEE-FISCAL SERVICES, FE, 150.00; NE LIBRARY ASSOCIATION, FE, 60.00; NPPD, SE, 38596.97; OMAHA WORLD-HERALD, SU, 523.95; ONE OFFICE SOLUTION, SU, 1507.87; OSWALD, LEXI, RE, 300.00; OVERDRIVE, SU, 1108.53; QUADIENT FINANCE USA, SU, 1234.07; QUALITY FOOD CENTER, SU, 52.12; QUALITY FOOD CENTER, SU, 2.69; RAGER, ALISSA, RE, 50.00; RUBENDALL, RACHEAL, RE, 200.00; SAND CREEK POST & BEAM, RE, 500.00; SHARP CONSTRUCTION, RE, 250.00; STATE NEBRASKA BANK & TRUST, SE, 69.68; UNKEL, LINDSAY, RE, 200.00; VERIZON, SE, 443.26; VIC'S ENGINE SERVICE, SE, 380.72; WAYNE VETERINARY CLINIC, SE, 322.00; WISNER WEST, SU, 13.86; WORLDPAY INTERGRATES PAYMENTS, SE, -434.58; WORLDPAY INTERGRATES PAYMENTS, SE, 434.58; WORLDPAY INTERGRATES PAYMENTS, SE, 434.58; AMAZON.COM, SU, 1197.88; AMERICAN PUBLIC POWER ASSOCIATION, FE, 1807.49; AMERITAS, SE, 96.01; AMERITAS, SE, 154.17; AMERITAS, SE, 2343.96; AMERITAS, SE, 72.00; CITY EMPLOYEE, RE, 500.00; CITY OF WAYNE, PY, 86311.79; COTTONWOOD WIND PROJECT, SE, 11474.60; COUNTRY NURSERY, SU, 595.00; EAKES OFFICE PLUS, SU, 67.00; ED M. FELD EQUIPMENT, SU, 1051.45; ELECTRONIC CONTRACTING COMPANY, SU, 1509.93; ENGINEERED FLUID, SU, 3964.96; FAITH REGIONAL PHYSICIAN SERV, SE, 30.00; FLOOR MAINTENANCE, SU, 658.38; GALE/CENGAGE LEARNING, SU, 99.41; GERHOLD CONCRETE, SU, 1572.64; GROSSENBURG IMPLEMENT, SU, 2.89; GUARANTEED LANDSCAPING & SPRINKLERS, SU, 4910.00; HAWKINS, SU, 1397.02; HYDRO OPTIMIZATION, SU, 3495.60; IRS, TX, 3347.86; IRS, TX, 9964.03; IRS, TX, 14315.24; JANSSEN, MARK, RE, 4000.00; JOHNSON'S PLUMBING & HEATING, SU, 1270.91; KAUP FORAGE & TURF, SU, 380.00; KTCH, SE, 200.00; LEAGUE OF NEBRASKA MUNICIPALITIES, FE, 9286.00; MAIN STREET GARAGE, SE, 125.00; MARCO TECHNOLOGIES, SE, 191.17; MIDWEST ALARM SERVICES, SE, 667.03; MUNICIPAL SUPPLY, SU, 479.07; NE DEPT OF REVENUE, TX, 4285.81; NE SALT & GRAIN, SU, 1951.25; NORFOLK DAILY NEWS, SE, 88.80; NORTHEAST NE INS AGENCY, SE, 255.00; ONE CALL CONCEPTS, SE, 93.71; PEERLESS WIPING CLOTH, SU, 331.50; PITNEY BOWES, SE, 253.85; PLUNKETT'S PEST CONTROL, SE, 97.34; POLLARD PUMPING, SE, 250.00; REHAB SYSTEMS, SE, 25940.55; S & S WILLERS, SU, 1315.07; SKARSHAUG TESTING LAB, SE, 380.23; STAPLES, SU, 216.44; UTILITY EQUIPMENT, SU, 107.94; WAYNE AUTO PARTS, SU, 798.49; WAYNE HERALD, SE, 133.00; WAYNE HERALD, SE, 1044.78

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

Jon Mooberry, representing JEO Consulting Group, Inc., presented Change Order No. 1, which is a deduct of \$25,581.55 to adjust for quantity overruns and underruns for Phase 1, as well as additional water main quantities for Phase 2, and to extend the contract completion dates to: substantial completion by

9/19/20 and final completion by 10/19/20 – all on behalf of Robert Woehler & Sons Construction, Inc., for the “2019 Nebraska Street Improvements Project” – CDBG No. 16-CD-208.”

Councilmember Brodersen made a motion, which was seconded by Councilmember Spieker, approving Change Order No. 1 for the “2019 Nebraska Street Improvements Project – CDBG No. 16-CD-208” in the amount of (\$25,581.55) for Robert Woehler & Sons Construction, Inc. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Haase who was absent and Councilmember Woehler who abstained, the Mayor declared the motion carried.

Jon Mooberry, representing JEO Consulting Group, Inc., presented Application for Payment No. 6 in the amount of \$60,897.00 to Robert Woehler & Sons Construction, Inc., for the “2019 Nebraska Street Improvements Project – CDBG No. 16-CD-208.”

Councilmember Brodersen made a motion, which was seconded by Councilmember Spieker, approving Application for Payment No. 6 for \$60,897.00 to Robert Woehler & Sons Construction, Inc., for the “2019 Nebraska Street Improvements Project – CDBG No. 16-CD-208.” Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Haase who was absent and Councilmember Woehler who abstained, the Mayor declared the motion carried.

Roger Protzman, representing JEO Consulting Group, Inc., presented Change Order No. 4, which is a deduct of \$9,724.90 to adjust final quantities to Rutjens Construction, Inc., for the “2019 Water Transmission Main Project.”

Councilmember Eischeid made a motion, which was seconded by Councilmember Buck, approving Change Order No. 4 for the “2019 Water Transmission Main Project” in the amount of \$9,724.90 to Rutjens Construction, Inc. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Haase who was absent, the Mayor declared the motion carried.

Roger Protzman, representing JEO Consulting Group, Inc., presented Application for Payment No. 4 (Final) in the amount of \$145,294.38 to Rutjens Construction, Inc., for the “2019 Water Transmission Main Project.”

Councilmember Spieker made a motion, which was seconded by Councilmember Brodersen, approving Application for Payment No. 4 (Final) for \$145,294.38 to Rutjens Construction, Inc., for the “2019 Water Transmission Main Project.” Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Haase who was absent, the Mayor declared the motion carried.

Councilmember Brodersen introduced Resolution No. 2020-40 and moved for its approval, Councilmember Sievers seconded.

RESOLUTION NO. 2020-40

A RESOLUTION ACCEPTING WORK AND APPROVING CERTIFICATE OF SUBSTANTIAL COMPLETION ON THE “2019 WATER TRANSMISSION MAIN PROJECT.”

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

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 5:57 p.m.

MINUTES
CITY COUNCIL MEETING
August 25, 2020

The Wayne City Council met in special session in the 1912 Emporium Building, 117 W. 2nd Street, on August 25, 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, Jennifer Sievers, Jason Karsky, Matt Eischeid and Jill Brodersen; Attorney Amy Miller; City Administrator Wes Blecke; and City Clerk Betty McGuire. Absent: Councilmembers Jon Haase and Chris Woehler.

Notice of the convening meeting was given in advance by posting in three places on August 21, 2020, and a copy of the meeting notice was 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 east wall of the 1912 Emporium Building, 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.

The meeting was then turned over to Luke Virgil, Executive Director of Wayne Area Economic Development, for the "Wayne Partners" meeting.

Introductions were made and then each table had "small" group discussions concerning the 2019 Visioning Session Report. Feedback was given by each table. Mr. Virgil and staff would review the feedback and update the information provided. The intent is for this group to meet again in 6 months.

There being no further business to come before the meeting, the meeting was adjourned at or about 7:00 p.m.



Vendor	Payable Description	Payment Total
COUNCIL APPROVED 8/18/20		
ROBERT WOEHLE & SONS	NEBRASKA ST	60,897.00
RUTJENS CONSTRUCTION	WATER TRANSMISSION LINE	145,294.38
		206,191.38

Vendor	Payable Description	Payment Total
ACES	WIND ENERGY SERVICE AGREEMENT	928.29
ALL-AMERICAN PUBLISHING	CAC ADVERTISING	339.00
APPEARA	LINEN & MAT SERVICE	47.66
BATTERY SOLUTIONS, LLC	BATTERY BUCKET	109.95
BIG RIVERS ELECTRIC CORPORATION	ELECTRICITY	245,797.55
BIG STONE TRANSPORTATION & LANDSCAPE SUPPLY	PLAYGROUND MULCH/LIMESTONE DELIVERED	3,064.03
BLACKBURN MANUFACTURING CO	MARKING FLAGS	711.59
BLACKSTONE PUBLISHING	BOOKS	1,048.95
BLUE CROSS BLUE SHIELD	HEALTH PREMIUMS	48,627.87
BOK FINANCIAL	SWIMMING POOL SALES TAX REVENUE BONDS	154,330.63
BOMGAARS	TOOLS/SOFTENER SALT/PAINT/GLOVES/MASKS	1,271.67
BUSINESS RADIO LICENSING	RADIO LICENSE	120.00
CENTURYLINK	TELEPHONE CHARGES	423.61
CERTIFIED TESTING SERVICES INC	NEBRASKA STREET	351.00
CITY EMPLOYEE	CLOTHING REIMBURSEMENT	32.10
CITY EMPLOYEE	SAFETY BOOTS	150.00
CITY EMPLOYEE	MEDICAL REIMBURSEMENT	5.07
CITY EMPLOYEE	VISION REIMBURSEMENT	376.73
CITY OF WAYNE	UTILITY REFUNDS	2,222.79
DANKO EMERGENCY EQUIPMENT	FREIGHT CHARGE	24.61
DEARBORN LIFE INSURANCE COMPANY	VFD INSURANCE	100.26
DUTTON-LAINSON COMPANY	RISER GUARD	97.60
ED M. FELD EQUIPMENT CO INC	AIR PACK FACE MASKS/PATCHES	287.52
ELECTRICAL ENGINEERING & EQUIPMENT	FLOODLIGHT	170.58
FISCHER, DIANA	ART CAMP REFUND	50.00
FLOOR MAINTENANCE	JANITORIAL SUPPLIES	615.07
GERHOLD CONCRETE CO INC.	CONCRETE	2,624.24
GROSSENBURG IMPLEMENT INC	BOLTS	44.71
HAWKINS, INC	CHLORINE	592.00
HHS REGULATION & LICENSURE	WATER OP LICENSE-DAVIS	115.00
HILAND DAIRY	SENIOR CENTER FOOD SERVICE	173.43
INDUSTRIAL TOOL	HAMMER DRILL INSPECTION	21.40
IOWA PUMP WORKS, INC.	CONTACTOR	65.31
ISLAND SPRINKLER SUPPLY CO	IRRIGATION SPRINKLER SUPPLIES	426.14
JEO CONSULTING GROUP	PINE HEIGHTS/NE ST/TRANSMISSION LINE/MASTER AGMT	17,411.05
JMB CONTRACTING LLC	SIDEWALK COST SHARE	2,364.00
LIFE LINE SCREENING	AUDITORIUM DEPOSIT REFUND	200.00

MAIN STREET GARAGE, LLC	BRAKE LIGHT SWITCH	103.68
MARCO INC	COPIER LEASE	175.92
NE LAW ENFORCEMENT	TABE TESTING	10.00
NE PUBLIC HEALTH ENVIRONMENTAL LAB	FLUORIDE/COLIFORM TESTING	244.00
NORTHEAST NE ECONOMIC DEV DIST	16-CD-208 JULY 2020 SERVICES	1,445.09
RODRIGUEZ, NANCY	SIDEWALK COST SHARE	48.00
SALT CREEK SOFTWARE, INC.	LOAD CONTROL SUPPORT PLAN	2,140.00
STAPLES, INC	OFFICE SUPPLIES	143.65
UTILITIES SECTION	MEMBERSHIP DUES	3,230.00
WESCO DISTRIBUTION INC	MARKING PAINT	231.12
WILLIAMS, LACEY	POOL PASS REFUND	62.50
WISNER WEST	FD GASOLINE	28.12
	Total	493,203.49

Grand Total: 699,394.87



August 26, 2020

Mr. Marlen Chinn
Chief of Police
City of Wayne
306 Pearl St.
Wayne, NE 68787

Dear Chief Chinn,

On behalf of the Wayne Chicken Show Committee, Wayne Area Economic Development (WAED) is requesting a street closure on **Saturday, September 12, 2020**, during the 40th Annual Wayne Chicken Show. The street closure request is being made to allow the Abu Bekr Shriners to do a small demonstration on Grainland Road during the Wayne Chicken Show.

The street closure request includes the **closing of Grainland Road from the intersection of Pheasant Run Road and proceeding east to the South Entrance of the Wayne County Fairgrounds (approx. 1,200 feet)**. The street closure would be for a limited time, **specifically 11 a.m. to 12 p.m. CDT**. WAED carries an Event Insurance Policy that would include the street closure. Additionally, the Abu Bekr Shriners will be providing WAED a copy of their Insurance Policy.

WAED requests that the street closure be properly identified, prior to the street closing, so that the event set-up is not delayed. Upon Wayne City Council approval, WAED and the Wayne Chicken Show Committee will contact Grainland Road residents to make them aware of the purpose and the duration of the street closure.

On behalf of Wayne Area Economic Development and the Wayne Chicken Show Committee, thank you for your time and for your consideration of this request. If you need any other documentation or have further questions, please be sure to contact me at (402) 375-2240 or at virgil@waynetworks.org.

Sincerely,

Lucas R. Virgil
Executive Director



RESOLUTION NO. 2020-41

A RESOLUTION SETTING THE PROPERTY TAX REQUEST FOR FY2020-2021.

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the governing body of the City of Wayne, Nebraska, passes by a majority vote a resolution or ordinance setting the tax request; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request.

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

1. The 2020-2021 property tax request be set at \$1,027,680.
2. The total assessed value of property differs from last year's total assessed value by 5%.
3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be \$.393222 per \$100 of assessed value.
4. The City of Wayne proposes to adopt a property tax request that will cause its tax rate to be \$.412303 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of the City of Wayne will be a decrease from last year's by -16%.
6. A copy of this Resolution be certified and forwarded to the County Clerk on or before September 20, 2020.

PASSED AND APPROVED this 1st day of September, 2020.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

City Councilmember _____ moved for the adoption/approval of said Resolution.

Councilmember _____ seconded the motion.

Roll Call: _____ Yes _____ No _____ Abstained _____ Absent

RESOLUTION NO. 2020-42

A RESOLUTION TO ADOPT THE 2020-2021 BUDGET FOR THE CITY OF WAYNE.

WHEREAS, LB 989 changed budget limitation provisions regarding restricted funds for political subdivisions; and

WHEREAS, LB 1114 established levy limits for local governments; and

WHEREAS, the 2020-2021 budget document meets the requirements of the legislative laws; and

WHEREAS the Mayor and Council of the City of Wayne, Nebraska, has conducted a public hearing as prescribed by law and heard and considered comments concerning the 2020-2021 budget for the City of Wayne; and

WHEREAS, the Mayor and Council of the City of Wayne, Nebraska, hereby finds and determines that it is in the best interest of the City that the 2020-2021 budget be adopted as the "Official Budget" for the fiscal year 2020-2021.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the 2020-2021 budget of the City of Wayne, Nebraska, be and is hereby adopted.

PASSED AND APPROVED this 1st day of September, 2020.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

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RESOLUTION NO. 2020-43

**A RESOLUTION APPROVING THE ALLOWABLE 1% INCREASE IN
BASE LIMITATION OF RESTRICTED FUNDS' BUDGET 2020-2021.**

WHEREAS, Section 13-519 of Nebraska Revised Statutes places a budget limitation on governmental units; and

WHEREAS, Section 13-519(2) of Nebraska Revised Statutes allows governmental units an additional 1% increase in budget authority with a vote of at least 75% of the Council; and

WHEREAS, the Mayor and City Council of the City of Wayne, Nebraska, want to maintain maximum flexibility for future budgets.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wayne, Nebraska, that the unused budget authority carried forward to fiscal year 2020-2021 shall contain the additional 1% increase in restricted fund authority allowed upon the affirmative vote of at least 75% of the Council.

PASSED AND APPROVED this 1st day of September, 2020.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2020-16

AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; AND TO PROVIDE FOR AN EFFECTIVE DATE.

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

Section 1. That after complying with all procedures required by law, the budget presented and set forth in the budget statement is hereby approved as the Annual Appropriation Bill for the fiscal year beginning October 1, 2020, through September 30, 2021. All sums of money contained in the budget statement, as fund totals, are hereby appropriated for the necessary expenses and liabilities of the City of Wayne. A copy of the budget document shall be forwarded, as provided by law, to the Auditor of Public Accounts, State Capitol, Lincoln, Nebraska, and to the County Clerk of Wayne County, Nebraska, for use by the levying authority.

Section 2. 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 1st day of September, 2020.

THE CITY OF WAYNE, NEBRASKA

By: _____
Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2020-11

AN ORDINANCE TO AMEND SECTION 78-174 OF TITLE VII TRAFFIC CODE OF THE WAYNE MUNICIPAL CODE RELATING TO TRUCK PARKING; WHERE DESIGNATED; 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 Chapter 78, Title VII, Section 78-174 of the Wayne Municipal Code is amended as follows:

§ 78-174. TRUCK PARKING; WHERE DESIGNATED

(A) No chassis cab, step van or semi-tractor or semi-trailer style vehicle(s) shall be parked on any public street or on any private property in any of the R-1 through R-5 Zoning Districts between the hours of 9:00 p.m. and 7:00 a.m. Except for temporary loading and/or unloading, the parking of semi-trailers in any R-1 through R-5 Zoning District is prohibited.

~~(B) (1) The following locations are designated as truck parking areas:
200 Block of East 2nd Street
South 150 feet of the 100 Block of South Pearl Street~~

~~(2) Vehicles of the type described above are allowed to park on the designated truck parking areas not to exceed 72 consecutive hours.~~ It shall be unlawful to park any chassis cab, step van, or semi-tractor or semi-trailer style vehicle(s) on any public street or on private property in any R-1 through R-5 Zoning Districts overnight, except for emergencies. Any person violating this section shall be subject to the penalty provisions of § 10.99 and the presumption set forth in § 78-122 shall be applicable.

~~(C) A truck driver or owner may request temporary permission to park a chassis cab, step van or semi-truck tractor overnight in an R-1 through R-5 Zoning District for special circumstances, (e.g. grain harvest season). Such temporary permission would be granted by the City Police Department on a case by case, day by day basis.~~

~~(D) C) For the purpose of this schedule, the following definitions shall apply unless the context clearly indicates or requires a different meaning.~~

CHASSIS CAB. Any motor vehicle shipped from the manufacturer with a cab on chassis only having four or more drive wheels or two or more drive axles upon which an aftermarket manufacturer has or may install a customized van box, dump box, cement mixer, wrecker body, tool box or similar configuration and having a wheelbase of 120 inches or more.

SEMI-TRAILER. Any cargo, flatbed, or van trailer designed specifically to be pulled by a truck tractor and/or power unit and which is over 30 feet in length.

SEMI-TRUCK. Any truck tractor or power unit with one or more drive axles or eight or more drive wheels designed for the purpose of pulling a semi-truck trailer and/or pup-trailer more than 30 feet in length.

STEP VAN or WALK-IN-VAN. Any manufactured motor vehicle so configured as to allow the driver to step up or walk into the extra tall cab, and/or which allows the driver access to the cargo area without having to leave the vehicle and which driver and/or passenger doors slide back and forth to close and whose primary design intent is to haul cargo, freight, or equipment and/or serve as a pickup and delivery vehicle with a wheelbase of 120 inches or more.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are repealed.

Section 3. This Ordinance shall be in full force and effect after its passage, approval, and publication as provided by law.

PASSED AND APPROVED THIS ____ day of _____, 2020.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk