

**MINUTES
CITY COUNCIL MEETING
August 3, 2021**

The Wayne City Council met in regular session at City Hall on August 3, 2021, 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, Nick Muir, Yasuko Taoka, Chris Woehler, Matt Eischeid and Jill Brodersen; Attorney Amy Miller; City Administrator Wes Blecke; and City Clerk Betty McGuire. Absent: Councilmember Jason Karsky.

Notice of the convening meeting was given in advance thereof by publication in the Wayne Herald, Wayne, Nebraska, the designated method of giving notice, as shown by Affidavit of Publication. In addition, notice was given to the Mayor and all members of the City Council, and a copy of their acknowledgement of receipt of notice and agenda is on file with the City Clerk. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. 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 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 Spieker made a motion, which was seconded by Councilmember Brodersen, to approve the minutes of the meeting of July 20, 2021, 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 Karsky 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: ACES, SE, 956.14; AHLERS CLOCKS, SE, 150.00; AMAZON, SU, 955.91; APPEARA, SE, 97.90; ASSOCIATION FOR RURAL & SMALL LIBRARIES, FE, 49.00; BIG STONE TRANSPORTATION & LANDSCAPE SUPPLY, SU, 1495.00; BIO-ELECTRONICS, SU, 116.35; BLUE

CROSS BLUE SHIELD, SE, 48904.74; BOMGAARS, SU, 2405.09; BORDER STATES INDUSTRIES, SU, 1987.37; BROWN, SANDY, RE, 109.42; BRUMMOND, SCOTT, RE, 854.00; CARHART LUMBER COMPANY, SU, 47.25; CENTURYLINK, SE, 426.59; CITY EMPLOYEE, RE, 175.00; CITY EMPLOYEE, RE, 443.82; CITY EMPLOYEE, RE, 191.20; CITY EMPLOYEE, RE, 175.00; CITY OF WAYNE, RE, 222.64; COMFORT INN, SE, 359.85; DAS STATE ACCTG-CENTRAL FINANCE, SE, 448.00; DEARBORN LIFE INSURANCE COMPANY, SE, 113.52; DEMCO, SU, 251.57; FLOOR MAINTENANCE, SU, 204.84; FRANCO, ELDA, RE, 200.00; GALE/CENGAGE LEARNING, SU, 49.38; GROSSENBURG IMPLEMENT, SU, 64.01; HACH COMPANY, SU, 123.09; HAWKINS, SU, 417.40; HELENA AGRI-ENTERPRISES, SU, 428.00; HILAND DAIRY, SE, 60.85; JEO CONSULTING GROUP, SE, 2793.00; MARCO, SE, 195.92; MILLER LAW, SE, 5416.67; NE AIR FILTER, SU, 349.57; NORTHEAST POWER, SE, 13882.96; ODEYS, SU, 5496.04; O'REILLY AUTOMOTIVE STORES, SU, 60.06; OSNES, JULIE, RE, 40.00; OVERDRIVE, SU, 706.80; OVERHEAD DOOR, SE, 93.25; PEERLESS WIPING CLOTH, SU, 475.00; PLUNKETT'S PEST CONTROL, SE, 80.25; THOMPSON, LUCAS, RE, 100.00; VIAERO, SE, 67.00; WAED, SE, 8592.41; WAYNE COUNTY COURT, RE, 400.00; WAYNE STATER, SE, 382.50; WAYNE STATER, SE, -382.50; WESCO, SU, 1789.15; WILLIAMS FORM ENGINEERS, RE, -100.00; WISNER WEST, SU, 331.37; WYNIA, KATIE, SE, 130.00; AMERICAN BROADBAND, SE, 2476.80; AMERITAS, SE, 162.40; AMERITAS, SE, 2750.98; AMERITAS, SE, 72.00; AMERITAS, SE, 101.77; ASCAP, FE, 367.00; AXON ENTERPRISE, SU, 144.20; BARCO MUN PRODUCTS, SU, 369.87; BLACK HILLS ENERGY, SE, 316.24; CITY EMPLOYEE, RE, 464.30; CITY OF WAYNE, PY, 95484.54; CITY OF WAYNE, RE, 411.02; FIREMAN, RE, 548.24; EASYPERMIT POSTAGE, SU, 883.09; ELLIS HOME SERVICES, SE, 80.00; EXHAUST PROS TOTAL CAR CARE, SE, 69.55; FIRST CONCORD GROUP, SE, 5151.82; GERHOLD CONCRETE, SU, 87.75; GLOBAL PAYMENTS INTEGRATED, FE, 284.79; HAWKINS, SU, 1482.14; HILAND DAIRY, SE, 137.42; HOMETOWN LEASING, SE, 436.02; ICMA, SE, 34.38; ICMA, SE, 372.47; ICMA, SE, 145.28; ICMA, SE, 159.20; ICMA, SE, 8143.72; ICMA, SE, 112.52; ICMA, SE, 147.00; ICMA, SE, 124.70; ICMA, SE, 1450.04; ICMA, SE, 366.40; IOWA PUMP WORKS, FE, 85.00; IRS, TX, 16009.34; IRS, TX, 10910.13; IRS, TX, 3744.16; JOHN'S WELDING AND TOOL, SU, 43.85; LG EVERIST, SU, 722.88; MERCHANT SERVICES, SE, 3994.30; MERCHANT SERVICES, SE, 82.91; MERCHANT SERVICES, SE, 1282.54; MUNICIPAL SUPPLY, SU, 5228.26; NE AIR FILTER, SU, 223.55; NE DEPT OF REVENUE, TX, 4830.06; NE LIBRARY ASSO, FE, 160.00; NORTHEAST POWER, SE, 8175.00; NOVA FITNESS EQUIPMENT, SU, 53.93; ONE CALL CONCEPTS, SE, 190.41; O'REILLY AUTOMOTIVE STORES, SU, 12.97; PAC N SAVE, SU, 1141.21; PLUNKETT'S PEST CONTROL, SE, 95.80; QHA CLEANING, SE, 1375.00; QUALITY FOOD CENTER, SU, 29.60; SARGENT DRILLING, SE, 900.00; STADIUM SPORTING GOODS, SE, 24.00; STATE NEBRASKA BANK & TRUST, SE, 62.56; TINT SPECIALTIES, SU, 450.00; TYLER TECHNOLOGIES, SE, 200.00; TYLER TECHNOLOGIES, SE, 25808.51; US BANK, SU, 7279.78; UTILITIES SECTION, FE, 3230.00; WAYNE AUTO PARTS, SU, 144.60; WAYNE SOFTBALL ASSOCIATION, SU, 65.81; WAPA, SE, 21039.83; WIGMAN COMPANY, SU, 1302.00

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

A Corporate Manager Application was received from the Nebraska Liquor Commission on behalf of Krystal Carter for the Casey's General Store #2738, Wayne NE. Ms. Carter was unable to be in

attendance at the Council meeting, and it was noted Council can approve, deny or make no recommendation on said application.

Councilmember Spieker made a motion, which was seconded by Councilmember Eischeid, approving the Corporate Manager Application of Krystal M. Carter in connection with Casey's Retail Company, d/b/a Casey's General Store 2738, Wayne, NE. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Karsky who was absent, the Mayor declared the motion carried.

Luke Virgil, Director of Wayne Area Economic Development, gave his semi-annual LB840 report to the Council. Mr. Virgil advised the Council only one request has come forward for revolving loan funds during the past six months, and that was for an \$85,000 low interest loan to DSF Wayne Short Stop.

Mayor Giese declared the time was at hand for the public hearing on the application for the Community Development Block Grant — Public Works Funds.

Jan Merrill with the Northeast Nebraska Economic Development District was present to answer questions.

The Wayne City Council is requesting \$303,000 of CDBG Public Works (PW) funds, of which \$268,000 will be used to repurpose the shower house which will be used by the community as a four-season recreational facility and will become the trailhead for the City's trail system. The project will also include a pathway that will be in compliance with the Americans with Disabilities Act (ADA) that will connect the facility with the trail. \$25,000 will be used for general administration and \$10,000 for construction management. The total project costs are estimated at \$383,400, and local matching funds of \$80,400 will be provided by the City. The project site is College Hill Park, formerly City Pool Park, located at the corner of West 13th and Lincoln Streets in Wayne, NE. All CDBG funds will benefit low-to-moderate income persons in the community. No persons or businesses will be displaced as a result of this project.

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

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

Councilmember Eischeid introduced Resolution 2021-37, and moved for its approval; Councilmember Buck seconded.

RESOLUTION NO. 2021-37

A RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL TO SIGN AN APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS.

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

Administrator Blecke presented Contractor's Application for Payment No. 1 in the amount of \$58,059.75 to Meyers Construction, Inc., for the "Pine Heights Road & Utility Improvements Project – CDBG No. 19-PW-017." The engineer has approved the same.

Councilmember Eischeid made a motion, which was seconded by Councilmember Spieker, approving Contractor's Application for Payment No. 1 in the amount of \$58,059.75 to Meyers Construction, Inc., for the "Pine Heights Road & Utility Improvements Project – CDBG No. 19-PW-017." Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Karsky who was absent, the Mayor declared the motion carried.

The following Resolution would allocate \$63,408 in property tax to the Wayne Municipal Airport Authority. This is an annual request that the Airport Authority makes to the Council. Last year's allocation was \$76,800.

Councilmember Brodersen introduced Resolution No. 2021-38 and moved for its approval, Councilmember Buck seconded.

RESOLUTION NO. 2021-38

A RESOLUTION AUTHORIZING THE ALLOCATION OF PROPERTY TAXES TO THE WAYNE AIRPORT AUTHORITY (\$63,408).

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

Discussion took place regarding the "Pond Feasibility Study" proposal submitted by Olsson. The proposed fee for said study was \$11,800.

Administrator Blecke provided some background information on how the proposal was obtained.

Mayor Giese had reservations on going forward with this study. He had concerns about the location of the pond, as well as having to pump fresh drinking water into it to fill it. He did not think the demand was there, nor did he want to pay for the scope of services as outlined in the Olsson proposal.

Luke Virgil, Director of Wayne Area Economic Development, was present and asked that the Council pursue the study. The proposed water feature is something a lot of communities already have; it is something that will bring people into the community; and it is something to do.

After some discussion, Joel Hansen, Street and Planning Director, was directed to contact Steve Meyer to obtain additional information.

Upon further discussion, Councilmember Eischeid did not think this could be compared to the Ike's pond north of town. Councilmember Eischeid also questioned why this was brought before Council if it was not what the Mayor wanted.

Mayor Giese wanted to know the quantity of water the City would be pumping into this pond/lake. However, in order to figure that out, the engineering firm needs to know the shape, depth and size of the pond/lake. The rest of the information will come from someone who builds lakes.

Councilmember Spieker thought those questions should be added to the proposal and then given back to Olsson. In addition, a question should be asked if there are other options for filling a pond besides pumping drinking water into it.

After discussion, Councilmember Spieker made a motion to table Resolution 2021-39 and to direct staff to obtain answers to the Council and Mayor's concerns.

After discussion, Councilmember Spieker withdrew his motion.

Upon further discussion, it was thought by some that this matter was brought before Council prematurely. The first question that needed to be answered and on the agenda was whether or not the Council wanted a lake.

Mayor Giese asked Council to table the matter until the next meeting until his questions can be answered.

After discussion, Councilmember Spieker made a motion to table Resolution 2021-29 for two weeks; Councilmember Woehler seconded the motion. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Karsky who was absent, the Mayor declared the motion carried.

Marlen Chinn, Police Chief, stated he received the State Bid from Arnie's Ford for the purchase of a 2021 Chevrolet Tahoe through the State Bid system for \$38,837. This would replace the 2006 Ford Expedition. He also obtained a quote on a 2021 Ford Expedition, but it was approximately \$6,000 more than the Tahoe.

Councilmember Spieker introduced Resolution No. 2021-40 and moved for its approval; Councilmember Yasuko seconded.

RESOLUTION NO. 2021-40

A RESOLUTION APPROVING THE SPECIFICATIONS AND AUTHORIZING THE PURCHASE OF A 2021 CHEVROLET TAHOE THROUGH THE STATE BID SYSTEM AS PER THE BID PROPOSAL RECEIVED FROM ARNIE'S FORD (\$38,837).

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

Councilmember Brodersen made a motion, which was seconded by Councilmember Spieker, to set the Mini-Retreat date for Tuesday, August 31st at 5:30 p.m. at the Wayne Fire Hall to discuss public facilities/buildings. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Karsky who was absent, the Mayor declared the motion carried.

The budget work session continued. Those budgets discussed were:

Library: They would like to move a part-time employee position to a full-time employee position. They would also like to build an addition onto their portion of the building, similar to what the Senior Center has done for storage.

Street: \$110,000 was allocated to the Centennial Road project line item. They would also like to build an addition onto their building.

LB840: The current balance in that account is around \$400,000. The LB840 fund will not have any outstanding debt once the \$40,000 bond payment is made to the electric fund next fiscal year.

Electric: There was no increase in the WAED request.

Electric Production: They want to move to 4 full-time employees with a limited part-time employee.

Electric Distribution: A pickup purchase is proposed in this budget.

Technology: Proposed in this budget is the replacement of the phone system in City Hall, as well as upgrades to the sound system in the Council Chambers.

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 7:40 p.m.