

**NOTICE OF SPECIAL MEETING**

A special meeting of the Wayne City Council will be held on Monday, July 12, 2010, at 6:30 p.m. in the Council Chambers of City Hall, 306 Pearl Street, Wayne. An agenda for the meeting is kept current and is available to the public in the City Clerk's office at the address shown hereinabove.

No person of the City of Wayne shall, on the ground of race, color or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity.

Individuals requiring sensory accommodations, including interpreter services, Braille, large print, or recorded materials should contact Betty McGuire, City Clerk, at 402-375-1733, no later than 4:30 p.m. on the Friday preceding the meeting.

Betty A. McGuire  
City Clerk

Posted: 7/8/10  
City Hall  
Auditorium  
Library

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**Agenda  
Special City Council Meeting  
July 12, 2010**

6:30 Call to Order

- 1. Resolution 2010-45: Accepting Bid and Awarding Contract on the "2010 Wayne Downtown Sidewalk Replacement Project"**
- 2. Ordinance 2010-12: Amending Wayne Municipal Code Section – Construction Board of Appeals by expanding the board from three members with two alternates to 6 members with two alternates with this Board serving as the Board of Appeals for the Property Maintenance Code and all City Building Codes (Third and Final Reading)**
- 3. Ordinance 2010-13: Amending Wayne Municipal Code Sec. 74-102 (a) Administrative Subdivisions by Allowing for up to Two Administrative Subdivision Replats for the same Tract of Land (Second Reading)**
- 4. Ordinance 2010-14: Amending Wayne Municipal Code Section 90-203 Permitted Accessory Uses and Structures; Section 90-233 Permitted Accessory Uses and Structures; Section 90-263 Permitted Accessory Uses and Structures; Section 90-293 Permitted Accessory Uses and Structures; Section 90-313 Permitted Accessory Uses and Structures; and Section 90-703 Accessory Uses, to Allow for an Adjustment in the Maximum Building Size and Total Area of Accessory Structures on a Lot (Second Reading)**
- 5. Ordinance 2010-15: Amending the Wayne Zoning Map to go from an Arc System to Straight-Line System (Second Reading)**
6. Discussion and Action to Set Dates for Budget Work Sessions
7. Adjourn

**RESOLUTION NO. 2010-45**

**A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE  
"2010 WAYNE SIDEWALK REPLACEMENT PROJECT."**

WHEREAS, two bids were received on July 6, 2010, on the "2010 Wayne Sidewalk Replacement Project"; and

WHEREAS, the bids have been reviewed by the City's engineer on the project, JEO Consulting Group; and

WHEREAS, JEO Consulting Group is recommending that the contract be awarded to ME Collins Contracting, Co., Inc. in the amount of \$123,245.20.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Wayne, Nebraska, that they find and declare that the bid for the "2010 Wayne Sidewalk Replacement Project", as submitted by the following contractor, is reasonable and responsive, and the same is hereby accepted:

<u>Bidder</u>	<u>Amount</u>
ME Collins Contracting Co., Inc. Wahoo, Nebraska	\$123,245.20

BE IT FURTHER RESOLVED, that the bid, as set forth and filed with the City Clerk in accordance with the general terms calling for the proposals for the furnishing of labor, tools, materials, and equipment required for said project in the City of Wayne, Nebraska, be and the same is hereby accepted.

BE IT FURTHER RESOLVED, that the Mayor be, and she is hereby instructed and authorized to enter into a contract on behalf of the City of Wayne, Nebraska, with the contractor for the above project, and the City Administrator is authorized to approve and execute change orders in amounts not to exceed five percent of the contract amount.

PASSED AND APPROVED this 12<sup>th</sup> day of July, 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_  
City Attorney

## City of Wayne

Downtown Sidewalk project assessments  
 10' wide sidewalk estimated \$56/linear foot  
 6' wide sidewalk estimated \$34/linear foot  
 March 22, 2010 estimates

**Examples**

15 year payment schedule	10' wide sidewalk		6' wide sidewalk	
	annual	monthly	annual	monthly
25 linear foot front footage	\$ 134.88	\$ 11.07	\$ 81.89	\$ 6.72
50 linear foot front footage	\$ 269.76	\$ 22.14	\$ 163.78	\$ 13.44
75 linear foot front footage	\$ 404.64	\$ 33.21	\$ 245.67	\$ 20.17

## City of Wayne

Downtown Sidewalk project assessments  
 10' wide sidewalk estimated \$46.84/linear foot  
 6' wide sidewalk estimated \$25.76/linear foot  
 Based on Bid and estimated engineering as of July 9, 2010

**Examples**

15 year payment schedule	10' wide sidewalk		5.5' wide sidewalk	
	annual	monthly	annual	monthly
25 linear foot front footage	\$ 112.82	\$ 9.26	\$ 62.00	\$ 5.09
50 linear foot front footage	\$ 225.63	\$ 18.52	\$ 124.09	\$ 10.19
75 linear foot front footage	\$ 338.45	\$ 27.78	\$ 186.13	\$ 15.28



Wayne, Nebraska  
 2010 Wayne Sidewalk Replacement

JEO PROJECT NO. 090836

LETTING DATE: July 6, 2010 @ 10:00 AM

# BID TAB

P.O. Box 1424  
 Norfolk, NE 68702  
 402.371.6416

BIDDER	TOTAL GROUP "A"	TOTAL GROUP "B"	TOTAL GROUP "C"	TOTAL GROUP "D"	TOTAL BASE BID GROUPS A, B, C & D	START DATE
ME Collins Contracting Co., Inc.	\$123,245.20	\$453,951.50	\$7,788.00	\$39,632.00	\$624,616.70	08/01/2010
Robert Woehler & Sons Construction , Inc.	\$126,784.75	\$478,552.00	\$7,027.95	\$36,920.00	\$649,284.70	07/06/2010

BID FORM

PROJECT IDENTIFICATION:

NAME: 2010 Wayne Sidewalk Replacement

Wayne, Nebraska

JEO PROJECT NO.: 090836

CDBG PROJECT NO. 08-DTR-104

M. E. Collins Contracting Co., Inc.  
NAME OF BIDDER

July 6, 2010  
DATE

THIS BID IS SUBMITTED TO:

City of Wane  
306 Pearl Street  
PO Box 8  
Wayne, NE 68787

1.01 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with OWNER in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

2.01 Bidder accepts all of the terms and conditions of the Advertisement or Invitation to Bid and Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. The Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of OWNER.

3.01 In submitting this Bid, Bidder represents, as set forth in the Agreement, that:

A. Bidder has examined and carefully studied the Bidding Documents, the other related data identified in the Bidding Documents, and the following Addenda, receipt of all which is hereby acknowledged.

<u>Addendum No.</u>	<u>Addendum Date</u>
_____	_____
_____	_____
_____	_____

B. Bidder has visited the Site and become familiar with and is satisfied as to the general, local and Site conditions that may affect cost, progress, and performance of the Work.

C. Bidder is familiar with and is satisfied as to all federal, state and local Laws and Regulations that may affect cost, progress and performance of the Work.

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

UNIT PRICE BID SCHEDULE:

ITEM NO.	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL
<b>GROUP "A" - REMOVALS</b>					
1	1	LS	Mobilization	21,700.-	21,700.-
2	27,281	SF	Remove Sidewalk	2. <sup>30</sup>	60,018. <sup>30</sup>
3	388	SY	Remove Driveway Paving	10.-	3,880.-
4	124	SY	Remove Pavement	10.-	1,240.-
5	931	SY	Remove Pavement & Salvage Brick	16.-	14,896.-
6	473	LF	Remove Concrete Curb and Gutter	6.-	2,838.-
7	204	SY	Remove Alley Paving	14.-	2,856.-
8	8	EA	Remove & Reset Sign and Post	100.-	800.-
9	1	LS	Remove Step & Planters	700.-	700.-
10	118	SF	Remove & Salvage Brick	4.-	1,888.-
11	15	LF	Remove Trench Drain	10.-	150.-
12	12	EA	Remove Tree	300.-	3,600.-
13	4	EA	Remove Inlet	400.-	1,600.-
14	1	EA	Remove Junction Box	500.-	500.-
15	1	EA	Remove Existing Concrete Ramp Structure	3,000.-	3,000.-
16	8	LF	Remove Steps	50.-	400.-
17	1	EA	Remove Existing Concrete Stoop Structure	600.-	600.-
18	1	EA	Remove Existing Wood Ramp Structure	300.-	300.-
19	1	EA	Remove Manhole Ring and Cover	200.-	200.-
20	3	CY	Place Flowable Fill	145.-	435.-
<b>TOTAL GROUP "A" - REMOVALS</b>					<b>123,245.<sup>30</sup></b>

GROUP "B" - SIDEWALK/PAVING IMPROVEMENTS					
1	25,382	SF	Build 5" Concrete Sidewalk	4. <sup>80</sup>	121,833. <sup>60</sup>
2	1,094	SY	Build 8" PCC Pavement w/Integral Curb & Gutter	47.-	51,418.-
3	389	SY	Build 8" PC Concrete Driveway Pavement	47.-	18,283.-
4	208	SY	Build 8" PC Concrete Alley Pavement	50.-	10,400.-
5	510	LF	Remove and Replace Concrete Curb and Gutter	30.-	15,300.-
6	143	SY	Build Brick Paving w/Salvaged Brick	80.-	11,440.-
7	1	EA	Ramp/Wall/Handrail Structures - "A" 3/D1.1	4,955.-	4,955.-
8	1	EA	Ramp/Wall/Handrail Structures - "B" 4/D1.1	4,480.-	4,480.-
9	1	EA	Ramp/Wall/Handrail Structures - "C" 6/D1.1	5,789.-	5,789.-
10	1	EA	Ramp/Wall/Handrail Structures - "D" 7/D1.1	8,799.-	8,799.-
11	1	EA	Ramp/Wall/Handrail Structures - "E" 8/D1.1	1,785.-	1,785.-
12	1	EA	Ramp/Wall/Handrail Structures - "F" 9/D1.1	10,810.-	10,810.-
13	1	EA	Ramp/Wall/Handrail Structures - "G" 10/D1.1	6,050.-	6,050.-
14	1	EA	Ramp/Wall/Handrail Structures - "H" 11/D1.1	17,899.-	17,899.-
15	1	EA	Ramp/Wall/Handrail Structures - "I" 1/D1.2	2,618.-	2,618.-
16	1	EA	Ramp/Wall/Handrail Structures - "J" 2/D1.2	4,182.-	4,182.-
17	1	EA	Ramp/Wall/Handrail Structures - "K" 3/D1.2	4,481.-	4,481.-
18	1	EA	Ramp/Wall/Handrail Structures - "L" 4/D1.2	1,505.-	1,505.-
19	1	EA	Ramp/Wall/Handrail Structures - "M" 5/D1.2	4,252.-	4,252.-
20	2	EA	Adjust Manholes to Grade	270.-	540.-
21	3	EA	Adjust Gas Valve Box to Grade	180.-	540.-
22	13	EA	Adjust Curb Stop to Grade	180.-	2,340.-
23	2	EA	Adjust Electrical Box to Grade	687.-	1,374.-
24	1,379	SY	Subgrade Preparation (12")	2. <sup>10</sup>	2895. <sup>90</sup>

25	3,704	SY	Subgrade Modification (12" Depth)	20.-	74,080.-
26	227	LF	Build Barrier Curb	31.-	7,037.-
27	24	EA	Build Curb Ramp with Truncated Dome Panels	718.-	17,232.-
28	201	EA	Drill and Grout Tie Bars	8.-	1,608.-
29	8	EA	Structural Stoop	802.-	6,416.-
30	16	LF	Build Trench Drain	63.-	1,008.-
31	1	EA	Remove and Rebuild Curb Inlet Box Lid	1,583.-	1,583.-
32	1	EA	Build Drop Curb Grate Inlet (reuse existing grate)	2,518.-	2,518.-
33	1	EA	Build Curb Inlet Y=4', A=4'-0"	2,684.-	2,684.-
34	1	EA	Build Curb Inlet Y=12', A=4'-0"	3,443.-	3,443.-
35	1	EA	Build Curb Inlet Y=6', A=2'-8"	3,066.-	3,066.-
36	494	LF	Build 12" RCP Storm Sewer	30.-	14,820.-
37	4	VF	Build 48" Storm Sewer Manhole	515.-	2,060.-
38	1	EA	Manhole Ring and Cover	662.-	662.-
39	5	EA	Plug and Abandon Existing Storm Sewer	352.-	1,760.-
<b>TOTAL GROUP "B" - SIDEWALK/PAVING IMPROVEMENTS</b>					<b>453,951.<sup>00</sup></b>
<b>GROUP "C" - ELECTRICAL CONDUIT</b>					
1	1,920	LF	Install 1-1/4" PVC Conduit Schedule 40 (Trenched)	2. <sup>60</sup>	4,912.-
2	525	LF	Install 1-1/4" PVC Conduit Schedule 80 (Trenched)	2. <sup>80</sup>	1,470.-
3	108	LF	Install 1-1/4" PVC Conduit Schedule 80 (Bored)	9.-	972.-
4	11	EA	1-1/4" PVC Cap	14.-	154.-
5	2	EA	Connect to Existing Pull Box	40.-	80.-
6	3	EA	Connect to Existing Conduit	40.-	120.-
<b>TOTAL GROUP "C" - ELECTRICAL CONDUIT</b>					<b>7,788.-</b>

GROUP "D" - WATER MAIN					
1	424	LF	Install 8" PVC C900 Water Main	29.-	12,296.-
2	2	EA	Cap and Abandon Existing 8" Water Main	700.-	1,400.-
3	24	LF	Install 6" PVC C900 Water Main	30.-	720.-
4	1	EA	Cap and Abandon Existing 6" Water Main	700.-	700.-
5	28	LF	Install 4" PVC C900 Water Main	30.-	840.-
6	1	EA	Cap and Abandon Existing 4" Water Main	697.-	697.-
7	2	EA	Install 8" 45 Degree Bend	328.-	656.-
8	2	EA	Install 8" 90 Degree Bend	338.-	676.-
9	1	EA	Install 8"x4" Tee	378.-	378.-
10	3	EA	Install 8"x6" Tee	414.-	1,242.-
11	2	EA	Install 6" 45 Degree Bend	216.-	432.-
12	2	EA	Install 4" 90 Degree Bend	198.-	396.-
13	1	EA	Install 8" Gate Valve & Box	1,351.-	1,351.-
14	1	EA	Install 6" Gate Valve & Box	967.-	967.-
15	1	EA	Install 4" Gate Valve & Box	888.-	888.-
16	1	EA	Install 8" Bolted Flex Coupling	351.-	351.-
17	1	EA	Install 6" Bolted Flex Coupling	315.-	315.-
18	1	EA	Install 4" Bolted Flex Coupling	207.-	207.-
19	5	EA	Install 1" Corp Stop w/ Saddle	327.-	1,635.-
20	5	EA	Install 1" Curb Stop & Box	273.-	1,365.-
21	169	LF	Install 1" PE Service Line	20.-	3,380.-
22	5	EA	Connect to existing service line	80.-	400.-
23	2	EA	Install 3-Way Fire Hydrant w/Auxiliary Valve	3817.-	7,634.-
24	2	EA	Remove & Salvage Existing Hydrant	349.-	698.-
SUBTOTAL GROUP "D" - WATER MAIN					39,632.-

OPTION 1 CONTRACTORS ONLY					
SALES TAX FOR MATERIALS & EQUIPMENT ON GROUP "D" @ _____% (OPTION 1 CONTRACTORS ONLY)					—
TOTAL GROUP "D" (SUBTOTAL + TAX)					—
OPTION 2 & 3 CONTRACTORS ONLY					
TOTAL GROUP "D"-WATERMAIN					39,632
TOTAL BASE BID GROUPS "A", "B", "C", AND "D"					627,606.70
ALTERNATIVE BID 1- (ADD OR SUBTRACT)					
1	3,704	SY	Subgrade Modification (Substitute 12" Crushed Concrete in lieu of 12" lean clay)	0.00	0.00
ALTERNATIVE BID 2- (ADD OR SUBTRACT)					
1	3,704	SY	Subgrade Modification (Substitute 18" Crushed Concrete in lieu of 12" lean clay)	\$ 7.-	\$ 25,928.-
ALTERNATIVE BID 3- (ADD OR SUBTRACT)					
1	3,704	SY	Subgrade Modification (Substitute 12" Crushed Rock in lieu of 12" lean clay)	\$ 5.-	\$ 18,520.-
ALTERNATIVE BID 4- (ADD OR SUBTRACT)					
1	3,704	SY	Subgrade Modification (Substitute 18" Crushed Rock in lieu of 12" lean clay)	\$ 8.50	\$ 31,481.-
ADD ITEMS - IF ORDERED					
1		CY	Over-excavation	\$ 15.-	
2		SF	Brick & Mortar For Foundation Opening	\$ 53.-	
3		CY	Flowable Fill for Cavities	\$ 65.-	

Unit Prices have been computed in accordance with paragraph 11.03.B of the General Conditions.

Bidder acknowledges that estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all Unit Price Bid items will be based on actual quantities provided, determined as provided in the Contract Documents.

BID FORM

PROJECT IDENTIFICATION:

NAME: 2010 Wayne Sidewalk Replacement

Wayne, Nebraska

JEO PROJECT NO.: 090836

CDBG PROJECT NO. 08-DTR-104

Robert Wuehler + Sons Construction, Inc. 7/6/10  
NAME OF BIDDER DATE

THIS BID IS SUBMITTED TO:

City of Wane  
306 Pearl Street  
PO Box 8  
Wayne, NE 68787

1.01 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with OWNER in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

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A. Bidder has examined and carefully studied the Bidding Documents, the other related data identified in the Bidding Documents, and the following Addenda, receipt of all which is hereby acknowledged.

<u>Addendum No.</u>	<u>Addendum Date</u>
<u>None</u>	_____
_____	_____
_____	_____

B. Bidder has visited the Site and become familiar with and is satisfied as to the general, local and Site conditions that may affect cost, progress, and performance of the Work.

C. Bidder is familiar with and is satisfied as to all federal, state and local Laws and Regulations that may affect cost, progress and performance of the Work.

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

UNIT PRICE BID SCHEDULE:

ITEM NO.	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL
<b>GROUP "A" - REMOVALS</b>					
1	1	LS	Mobilization	40,000	40,000
2	27,281	SF	Remove Sidewalk	1.75	47,74.75
3	388	SY	Remove Driveway Paving	15.-	5,820.-
4	124	SY	Remove Pavement	15.-	1,860.-
5	931	SY	Remove Pavement & Salvage Brick	15.-	13,965.-
6	473	LF	Remove Concrete Curb and Gutter	5.-	2,365.-
7	204	SY	Remove Alley Paving	15.-	3,060.-
8	8	EA	Remove & Reset Sign and Post	100.-	800.-
9	1	LS	Remove Step & Planters	500.-	500.-
10	118	SF	Remove & Salvage Brick	1.-	118.-
11	15	LF	Remove Trench Drain	5.-	75.-
12	12	EA	Remove Tree	500.-	6,000.-
13	4	EA	Remove Inlet	500.-	2,000.-
14	1	EA	Remove Junction Box	500.-	500.-
15	1	EA	Remove Existing Concrete Ramp Structure	500.-	500.-
16	8	LF	Remove Steps	10.-	80.-
17	1	EA	Remove Existing Concrete Stoop Structure	500.-	500.-
18	1	EA	Remove Existing Wood Ramp Structure	200.-	200.-
19	1	EA	Remove Manhole Ring and Cover	100.-	100.-
20	3	CY	Place Flowable Fill	200.-	600.-
<b>TOTAL GROUP "A" - REMOVALS</b>					<b>126,794.75</b>

GROUP "B" - SIDEWALK/PAVING IMPROVEMENTS					
1	25,382	SF	Build 5" Concrete Sidewalk	6.50	164,983.00
2	1,094	SY	Build 8" PCC Pavement w/Integral Curb & Gutter	55.00	60,170.00
3	389	SY	Build 8" PC Concrete Driveway Pavement	40.00	15,560.00
4	208	SY	Build 8" PC Concrete Alley Pavement	40.00	8,320.00
5	510	LF	Remove and Replace Concrete Curb and Gutter	20.00	10,200.00
6	143	SY	Build Brick Paving w/Salvaged Brick	60.00	8,580.00
7	1	EA	Ramp/Wall/Handrail Structures - "A" 3/D1.1	4,500.00	4,500.00
8	1	EA	Ramp/Wall/Handrail Structures - "B" 4/D1.1	4,000.00	4,000.00
9	1	EA	Ramp/Wall/Handrail Structures - "C" 6/D1.1	5,000.00	5,000.00
10	1	EA	Ramp/Wall/Handrail Structures - "D" 7/D1.1	7,000.00	7,000.00
11	1	EA	Ramp/Wall/Handrail Structures - "E" 8/D1.1	3,000.00	3,000.00
12	1	EA	Ramp/Wall/Handrail Structures - "F" 9/D1.1	7,000.00	7,000.00
13	1	EA	Ramp/Wall/Handrail Structures - "G" 10/D1.1	5,000.00	5,000.00
14	1	EA	Ramp/Wall/Handrail Structures - "H" 11/D1.1	8,000.00	8,000.00
15	1	EA	Ramp/Wall/Handrail Structures - "I" 1/D1.2	3,000.00	3,000.00
16	1	EA	Ramp/Wall/Handrail Structures - "J" 2/D1.2	4,000.00	4,000.00
17	1	EA	Ramp/Wall/Handrail Structures - "K" 3/D1.2	4,000.00	4,000.00
18	1	EA	Ramp/Wall/Handrail Structures - "L" 4/D1.2	3,000.00	3,000.00
19	1	EA	Ramp/Wall/Handrail Structures - "M" 5/D1.2	4,000.00	4,000.00
20	2	EA	Adjust Manholes to Grade	100.00	200.00
21	3	EA	Adjust Gas Valve Box to Grade	200.00	600.00
22	13	EA	Adjust Curb Stop to Grade	100.00	1,300.00
23	2	EA	Adjust Electrical Box to Grade	500.00	1,000.00
24	1,379	SY	Subgrade Preparation (12")	10.00	13,790.00

25	3,704	SY	Subgrade Modification (12" Depth)	17.50	64,820 <sup>-</sup>
26	227	LF	Build Barrier Curb	15 <sup>-</sup>	3,405 <sup>-</sup>
27	24	EA	Build Curb Ramp with Truncated Dome Panels	1,000 <sup>-</sup>	24,000 <sup>-</sup>
28	201	EA	Drill and Grout Tie Bars	4 <sup>-</sup>	804 <sup>-</sup>
29	8	EA	Structural Stoop	1,500 <sup>-</sup>	12,000 <sup>-</sup>
30	16	LF	Build Trench Drain	25 <sup>-</sup>	400 <sup>-</sup>
31	1	EA	Remove and Rebuild Curb Inlet Box Lid	1,000 <sup>-</sup>	1,000 <sup>-</sup>
32	1	EA	Build Drop Curb Grate Inlet (reuse existing grate)	1,000 <sup>-</sup>	1,000 <sup>-</sup>
33	1	EA	Build Curb Inlet Y=4', A=4'-0"	2,000 <sup>-</sup>	2,000 <sup>-</sup>
34	1	EA	Build Curb Inlet Y=12', A=4'-0"	3,000 <sup>-</sup>	3,000 <sup>-</sup>
35	1	EA	Build Curb Inlet Y=6', A=2'-8"	2,500	2,500 <sup>-</sup>
36	494	LF	Build 12" RCP Storm Sewer	30 <sup>-</sup>	14,820 <sup>-</sup>
37	4	VF	Build 48" Storm Sewer Manhole	400	1,600 <sup>-</sup>
38	1	EA	Manhole Ring and Cover	500	500 <sup>-</sup>
39	5	EA	Plug and Abandon Existing Storm Sewer	100	500 <sup>-</sup>
<b>TOTAL GROUP "B" - SIDEWALK/PAVING IMPROVEMENTS</b>					<b>478,552<sup>-</sup></b>
<b>GROUP "C" - ELECTRICAL CONDUIT</b>					
1	1,920	LF	Install 1-1/4" PVC Conduit Schedule 40 (Trenched)	2.36	4,531.20
2	525	LF	Install 1-1/4" PVC Conduit Schedule 80 (Trenched)	2.52	1,323 <sup>-</sup>
3	108	LF	Install 1-1/4" PVC Conduit Schedule 80 (Bored)	8.00	864 <sup>-</sup>
4	11	EA	1-1/4" PVC Cap	12.25	134.75
5	2	EA	Connect to Existing Pull Box	35 <sup>-</sup>	70
6	3	EA	Connect to Existing Conduit	35 <sup>-</sup>	105
<b>TOTAL GROUP "C" - ELECTRICAL CONDUIT</b>					<b>7,027.95</b>

**GROUP "D" - WATER MAIN**

1	424	LF	Install 8" PVC C900 Water Main	25 -	10,600 -
2	2	EA	Cap and Abandon Existing 8" Water Main	500 -	1,000 -
3	24	LF	Install 6" PVC C900 Water Main	20 -	480 -
4	1	EA	Cap and Abandon Existing 6" Water Main	500 -	500 -
5	28	LF	Install 4" PVC C900 Water Main	20 -	560 -
6	1	EA	Cap and Abandon Existing 4" Water Main	500 -	500 -
7	2	EA	Install 8" 45 Degree Bend	250 -	500 -
8	2	EA	Install 8" 90 Degree Bend	250 -	500 -
9	1	EA	Install 8"x4" Tee	300 -	300 -
10	3	EA	Install 8"x6" Tee	300 -	900 -
11	2	EA	Install 6" 45 Degree Bend	250 -	500 -
12	2	EA	Install 4" 90 Degree Bend	250 -	500 -
13	1	EA	Install 8" Gate Valve & Box	1,600 -	1,600 -
14	1	EA	Install 6" Gate Valve & Box	1,200 -	1,200 -
15	1	EA	Install 4" Gate Valve & Box	800 -	800 -
16	1	EA	Install 8" Bolted Flex Coupling	200 -	200 -
17	1	EA	Install 6" Bolted Flex Coupling	200 -	200 -
18	1	EA	Install 4" Bolted Flex Coupling	200 -	200 -
19	5	EA	Install 1" Corp Stop w/ Saddle	400 -	2,000 -
20	5	EA	Install 1" Curb Stop & Box	400 -	2,000 -
21	169	LF	Install 1" PE Service Line	20. -	3,380 -
22	5	EA	Connect to existing service line	300 -	1,500 -
23	2	EA	Install 3-Way Fire Hydrant w/Auxiliary Valve	3,000 -	6,000 -
24	2	EA	Remove & Salvage Existing Hydrant	500	1,000 -
<b>SUBTOTAL GROUP "D" - WATER MAIN</b>					<b>36,920 -</b>

<b>OPTION 1 CONTRACTORS ONLY</b>					
<b>SALES TAX FOR MATERIALS &amp; EQUIPMENT ON GROUP "D" @ _____% (OPTION 1 CONTRACTORS ONLY)</b>					
<b>TOTAL GROUP "D" (SUBTOTAL + TAX)</b>					
<b>OPTION 2 &amp; 3 CONTRACTORS ONLY</b>					
<b>TOTAL GROUP "D"-WATERMAIN</b>					36,920 <sup>-</sup>
<b>TOTAL BASE BID GROUPS "A", "B", "C", AND "D"</b>					649,284.70
<b>ALTERNATIVE BID 1- (ADD OR SUBTRACT)</b>					
1	3,704	SY	Subgrade Modification (Substitute 12" Crushed Concrete in lieu of 12" lean clay)	10 <sup>-</sup>	37,040 <sup>-</sup>
<b>ALTERNATIVE BID 2- (ADD OR SUBTRACT)</b>					
1	3,704	SY	Subgrade Modification (Substitute 18" Crushed Concrete in lieu of 12" lean clay)	15 <sup>-</sup>	55,560 <sup>-</sup>
<b>ALTERNATIVE BID 3- (ADD OR SUBTRACT)</b>					
1	3,704	SY	Subgrade Modification (Substitute 12" Crushed Rock in lieu of 12" lean clay)	20 <sup>-</sup>	74,080 <sup>-</sup>
<b>ALTERNATIVE BID 4- (ADD OR SUBTRACT)</b>					
1	3,704	SY	Subgrade Modification (Substitute 18" Crushed Rock in lieu of 12" lean clay)	30 <sup>-</sup>	111,120 <sup>-</sup>
<b>ADD ITEMS - IF ORDERED</b>					
1		CY	Over-excavation	10 <sup>-</sup>	
2		SF	Brick & Mortar For Foundation Opening	250 <sup>-</sup>	
3		CY	Flowable Fill for Cavities	200 <sup>-</sup>	

Unit Prices have been computed in accordance with paragraph 11.03.B of the General Conditions.

Bidder acknowledges that estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all Unit Price Bid items will be based on actual quantities provided, determined as provided in the Contract Documents.

**ORDINANCE NO. 2010-12**

**AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 2, ARTICLE IV, BY ADDING DIVISION 8 BOARD OF APPEALS; TO PROVIDE FOR THE REPEAL OF CONFLICTING SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.**

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

Section 1. There shall be created a Board of Appeals to serve as the Board of Appeals for the currently adopted International Property Maintenance Code, International Building Code, International Residential, Plumbing, Mechanical, and Energy Conservation Codes and Flood Plain Regulations.

Section 2. That Chapter 2, Article IV, of the Wayne Municipal Code is hereby amended by adding Division 8 which shall read as follows:

**Section 2-481 Application for Appeal.** Any person directly affected by a decision of the code official or a notice or order issued under the International Property Maintenance Code, the International Building Code, International Residential, Plumbing, Mechanical, and Energy Conservation Codes and Flood Plain Regulation Code shall have the right to appeal to the Board of Appeals, provided that a written application for appeal is filed within 20 days after the day the decision, notice or order was served. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this code do not fully apply, or the requirements of this code are adequately satisfied by other means.

- 1. Membership of Board.** The Board of Appeals shall consist of a minimum of six members who are qualified by experience and training to pass on matters pertaining to property maintenance and who are not employees of the jurisdiction. The code official shall be an ex-officio member but shall have no vote on any matter before the board. The board shall be appointed by the chief appointing authority, and shall serve staggered and overlapping terms.

**Alternate Members.** The chief appointing authority shall appoint two or more alternate members who shall be called by the board chairman to hear appeals during the absence or disqualification of a member. Alternate members shall possess the qualifications required for board membership.

**Chairman.** The board shall annually select one of its members to serve as chairman.

**Disqualification of Member.** A member shall not hear an appeal in which that member has a personal, professional or financial interest.

**Secretary.** The chief administrative officer shall designate a qualified person to serve as secretary to the board. The secretary shall file a detailed record of all proceedings in the office of the chief administrative officer.

**Compensation of Members.** Compensation of members shall be determined by law.

2. **Notice of Meeting.** The board shall meet upon notice from the chairman, within 20 days of the filing of an appeal, or at stated periodic meetings.

3. **Open Hearing.** All hearings before the board shall be open to the public. The appellant, the appellant's representative, the code official and any person whose interests are affected shall be given an opportunity to be heard. A quorum shall consist of not less than two-thirds of the board membership.

a. **Procedure.** The board shall adopt and make available to the public through the secretary procedures under which a hearing will be conducted. The procedures shall not require compliance with strict rules of evidence, but shall mandate that only relevant information be received.

4. **Postponed Hearing.** When the full board is not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

5. **Board Decision.** The board shall modify or reverse the decision of the code official only by a concurring vote of a majority of the total number of appointed board members.

**Records and Copies.** The decision of the board shall be recorded. Copies shall be furnished to the appellant and to the code official.

**Administration.** The code official shall take immediate action in accordance with the decision of the board.

6. **Court Review.** Any person, whether or not a previous party of the appeal, shall have the right to apply to the appropriate court for a writ of certiorari to correct errors of law. Application for review shall be made in the manner and time required by law following the filing of the decision in the office of the chief administrative officer.

7. **Stays of Enforcement.** Appeals of notice and orders (other than Imminent Danger notices) shall stay the enforcement of the notice and order until the appeal is heard by the appeals board.

Section 3. All Ordinances or parts of Ordinances in conflict herewith are repealed.

Section 4. This Ordinance shall be in full force and effect after the passage, approval, and publication as provided by law.

PASSED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

ORDINANCE NO. 2010-13

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 74, ARTICLE III, BY AMENDING SECTION 74-102 ADMINISTRATIVE SUBDIVISION; TO PROVIDE FOR THE REPEAL OF CONFLICTING SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

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

Section 1. The Planning Commission held a public hearing on June 7, 2010, and recommended amending Section 74-102 Administrative Subdivision of the Wayne Municipal Code, with the "Finding of Fact" being that it is staff's recommendation.

Section 2. That Chapter 74, Article III, Section 74-102 (a) of the Wayne Municipal Code is hereby amended as follows:

**Section 74-102 Administrative Subdivision.**

(a) *Administrator.* The zoning administrator of the city is designated as the employee of the city who is authorized to approve, on behalf of the city, further subdivision of existing lots and blocks whenever all required public improvements have been installed, no new dedication of public rights-of-way is involved, and such subdivision complies with the existing ordinance requirements concerning minimum areas and dimensions of such lots and blocks, if the following conditions are met:

- ~~(1) The tract of land has not been previously subdivided as an administrative subdivision or a lot that has been previously split under the lot split procedures in the 1979 subdivision regulations, Ordinance No. 947.~~
- (1) The tract of land has not been previously subdivided twice as an administrative subdivision or a lot that has been previously split twice under the lot split procedures in the 1979 subdivision regulations, Ordinance No. 947.

Section 3. All Ordinances or parts of Ordinances in conflict herewith are repealed.

Section 4. This Ordinance shall be in full force and effect after the passage, approval, and publication as provided by law.

PASSED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

ORDINANCE NO. 2010-14

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE I, ARTICLE IV, ARTICLE V, AND ARTICLE VIII, BY AMENDING SECTIONS 90-203, 90-233, 90-263, 90-293, 90-313, AND 90-703 REGARDING ACCESSORY USES.

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

Section 1. That Chapter 90, Article IV, of the Wayne Municipal Code is hereby amended as follows:

**Section 90-203 Permitted Accessory Uses and Structures (R-1):**

(1) Accessory buildings or uses customarily incidental to the uses permitted in section 90-202, provided that:

- a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or;
- b. Collectively the area of all accessory structures shall not exceed 1064 square feet **or 7% of the lot area up to 3,000 square feet, whichever is greater.**
- c. Shall be in conformance with the provisions of Section 90-703.

**Section 90-233 Permitted Accessory Uses and Structures (R-2):**

(1) Accessory uses and structures normally appurtenant to the permitted uses and structures, provided that:

- a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or;
- b. Collectively the area of all accessory structures shall not exceed 1064 square feet **or 7% of the lot area up to 3,000 square feet, whichever is greater.**
- c. Shall be in conformance with the provisions of Section 90-703.

**Section 90-263 Permitted Accessory Uses and Structures (R-3):**

(1) Accessory uses and structures normally appurtenant to the permitted uses and structures, provided that:

- a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or;
- b. Collectively the area of all accessory structures shall not exceed 1064 square feet **or 7% of the lot area up to 3,000 square feet, whichever is greater.**
- c. Shall be in conformance with the provisions of Section 90-703.

**Section 90-293 Permitted Accessory Uses and Structures (R-4):**

(2) Accessory uses and structures normally appurtenant to the permitted uses and structures, provided that:

- a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or;
- b. Collectively the area of all accessory structures shall not exceed 1064 square feet **or 7% of the lot area up to 3,000 square feet, whichever is greater.**
- c. Shall be in conformance with the provisions of Section 90-703.

**Section 90-313 Permitted Accessory Uses and Structures (R-5):**

(1) Accessory uses and structures normally appurtenant to the permitted uses and structures, provided that:

- a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or
- ~~b. Collectively the area of all accessory structures shall not exceed 1064 square feet.~~
- b. Shall be in conformance with the provisions of Section 90-703.

**Section 90-703 Accessory Uses**

(e) Unattached accessory use. Any unattached accessory building(s) in combination with the principal structure, in any R designated zoning district, shall not exceed a combined area greater than 50% of the lot area, provided the combined total area of all unattached accessory structures shall not exceed 1064 square feet **or 7 percent of the lot area up to 3,000 square feet, whichever is greater.**

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 \_\_\_\_\_, 2010.

THE CITY OF WAYNE, NEBRASKA

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. 2010-15**

**AN ORDINANCE AMENDING THE ZONING MAP BY CHANGING THE EXTRATERRITORIAL JURISDICTION FROM AN ARC SYSTEM TO A STRAIGHT LINE SYSTEM.**

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

Section 1. The Planning Commission, subsequent to a public hearing held May 3, 2010, recommended amending the extraterritorial jurisdiction map by eliminating the arc system and implementing the straight line system, with the "Finding of Fact" being staff's recommendation.

Section 2. The official zoning map shall be forthwith changed by the zoning official to properly show the extraterritorial jurisdiction map as a straight line system.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby amended and repealed.

Section 4. 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 \_\_\_\_ day of July, 2010.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM AND CONTENT

\_\_\_\_\_  
City Attorney