

(Amended: 6/6/2022)

**AGENDA
CITY COUNCIL MEETING
COUNCIL CHAMBERS – CITY HALL
306 PEARL STREET
June 7, 2022**

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

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 Council Chambers as well as on the City of Wayne website.

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.

3. [Approval of Minutes – May 17, 2022 and May 31, 2022](#)
4. [Approval of Claims](#)
5. [Presentation by Josh Moening, Bluestem Energy Solutions, on solar energy](#)

Background: Josh Moening will give a short presentation on solar energy and how it can impact the community. Josh is also the Mayor of Norfolk and has experience with solar from that standpoint as the City of Norfolk and NPPD have an agreement with a solar farm on West Hwy 275 in Norfolk.

6. [Request to appear by Joe Gubbels and potential action on his request for compensation for fence materials and dirt work](#)

Background: When the City was preparing for the construction of the Phase II Trail project by cutting trees, etc., in the future trail easement, the City damaged Mr. Gubbels' fence from a dropping branch (712 Westwood Rd). At the time, the City estimated a couple hundred dollars of materials and staff time to fix the fence. Mr. Gubbels indicated he was planning to put in a new fence, so we agreed not to fix the fence at the time. Instead, we offered to pay him the cost (\$200) that it would have cost the City to make the fix. Mr. Gubbels has requested more than our initial offer, so he is coming before the Council to discuss.

7. [Request to appear by Wayne Baseball Association and potential action on the request to close Windom Street, north of 3rd Street and south of 4th Street during baseball games at Hank Overin Field.](#)

Background: Due to safety concerns as they have done for Area and State Tournaments in the past, the Wayne Baseball Association (WBA) would like the Council to consider closing Windom Street to thru traffic during home baseball games for the rest of the season. This would leave both intersections open. Kids chasing foul balls into and across the street has gotten to be a big safety issue with the group. WBA would be responsible for putting up and takin down the barricades before and after each game.

8. Update from Allo Communications and action to approve the use of the Riley's parking lot for their open house to be held on Tuesday, June 21st from 10:00 a.m. to 2:00 p.m. – Jeff Liechti, Field Service Manager, and Jennifer Sievers, Wayne First Impressionist

Background: Allo Communications will be at Council to give a brief overview of how the buildout/business is going in the community and ask for permission to use the old Riley's area for a company event on June 21st from 10:00 a.m. to 2:00 p.m. They have already provided necessary certificate of insurance.

9. **Public Hearing: Remonstrance Petition – Findings of Election Commissioner**

Background: See attached email from City Attorney Miller as to a summary for this hearing and subsequent action.

10. Action on findings of the Election Commissioner

11. **Ordinance 2022-7: Amending the Zoning Map (200, 204 and 208 S. Lincoln Street) Second Reading**

Background: The Planning Commission held a public hearing on this rezoning request on Monday, May 2, 2022, and recommended approval thereof with the Findings of Fact being consistency with the Comprehensive Plan, and the current and future land use maps and staff's recommendation. The applicant, the City of Wayne, wishes to rezone this area to create housing on the west side of S. Lincoln Street that matches the rest of the block. This is the second reading of said ordinance.

12. **Resolution 2022-39: Accepting Bid and Awarding Contract on the "2022 Golf Course Sewer Improvements Project"**

Background: We received two bids for this labor only project (the City is supplying the materials). This project would extend sewer closer to the college/Hwy 15 and to the residents at 1701 N Hwy 15 (whose septic is failing, and who have been in City limits since 1992). Recommendation is to award the bid to Kay Contracting Inc for \$64,187.97. Kay would start in mid-July and must be completed by September 1.

13. [Resolution 2022-40: Approving the Interlocal Agreement to share law enforcement resources between the City of Wayne and the Board of Trustees of the Nebraska State Colleges, d/b/a Wayne State College](#)

Background: The following notes are from Marlen Chinn, Police Chief, regarding the proposed Interlocal Agreement with Wayne State College:

Sec 5 C: Addition to agreement providing coverage during home football games...Discussion was had with WSC as due to our scheduling of the College Officer assigned, it was not feasible to expect that officer to provide more services and hours for no change in payment and reducing hours on another night to make up for home games does not work as the campus officer's schedule has him coming off the campus at midnight and working for the PD until 3 a.m. Discussions led to both sides being agreeable to having the on-duty PD officer working on those game days to attempt to make a known presence during the events instead of trying to switch the campus officer's work hours.

Sec 11: Fees for Service.....Shows new amount of contract with a 5% increase from last year using the CPI index. We are still discussing with WSC the "not to exceed amount" they added which would not cover annual cost increases the next three years worst case scenario of 5% each year. Still waiting for their answer.

Sec 12: Duration of Agreement...3 year agreement with added verbiage if funds are not available to continue gives both WSC and the City of Wayne options of how to continue or discontinue agreement.

Sec 17: Designated College Representative...David McMahan has left his position with WSC and CD Douglas has been assigned to be the Rep for this agreement.

14. [Appointment to the LB840 Revolving Loan Fund Review Committee](#)

Background: This would fill the vacancy left by Jim Frank, previous CEO of Providence Medical Center. The other members include Angela Fredrickson and Galen Wisner.

15. [City Administrator Evaluation](#)

16. [Adjourn](#)

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**MINUTES
CITY COUNCIL MEETING
May 17, 2022**

The Wayne City Council met in regular session at City Hall on May 17, 2022, 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 Brendon Pick, Terri Buck, Nick Muir, Dallas Dorey, 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 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 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 Brodersen made a motion, which was seconded by Councilmember Buck, to approve the minutes of the meeting of May 3, 2022, 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:

VARIOUS FUNDS: ACE HARDWARE & HOME, SU, 363.34; AMERITAS, SE, 94.18; AMERITAS, SE, 161.94; AMERITAS, SE, 35.00; AMERITAS, SE, 72.00; AMERITAS, SE, 3219.08; APPEARA, SE, 52.16; APPEARA, SE, 66.91; BAKER & TAYLOR BOOKS, SU, 1385.21; BENSCOTER INC, RE,

2404.23; BENSCOTER, LOUIS, RE, 7187.09; BLACK HILLS ENERGY, SE, 1733.68; BROGIE, ED, RE, 440.00; CITIZENS STATE BANK, RE, 5916.78; CITIZENS STATE BANK, RE, 8702.26; CITIZENS STATE BANK, RE, 5987.74; CITY EMPLOYEE, RE, 113.93; CITY EMPLOYEE, RE, 1466.15; CITY EMPLOYEE, RE, 684.45; CITY OF WAYNE, PY, 92125.08; CITY OF WAYNE, RE, 2339.90; CLAUSSEN & SONS IRRIG, SE, 8251.04; COPY WRITE PUBLISHING, SE, 291.59; COTTONWOOD WIND PROJECT, SE, 24595.95; COUNTRY NURSERY, SE, 480.00; CUMMINS CENTRAL POWER, SE, 1548.80; DAS STATE ACCTG-CENTRAL FINANCE, SE, 67.79; DAVE'S DRY CLEANING, SE, 69.00; DEARBORN LIFE INSURANCE COMPANY, SE, 2859.49; DEMCO, SU, 111.14; DOESCHER REPAIR, SE, 144.00; ECHO GROUP, SU, 366.17; FLOOR MAINTENANCE, SU, 50.72; FLOOR MAINTENANCE, SU, 250.58; GALE/CENGAGE LEARNING, SU, 123.45; GRAINLAND ESTATES, RE, 8001.17; GROSSENBURG IMPLEMENT, SU, 90.12; GUARANTEED LANDSCAPING & SPRINKLERS, SE, 6297.50; HANSEN BROTHERS PARTS & SERVICE, SU, 120.13; HEARTLAND FIRE PROTECTION, SE, 1074.00; HELENA AGRI-ENTERPRISES, SU, 1085.74; HILAND DAIRY, SE, 160.92; HILAND DAIRY, SE, 95.95; ICMA MEMBERSHIP RENEWAL, FE, 927.44; ICMA, SE, 119.12; ICMA, SE, 168.72; ICMA, SE, 1561.62; ICMA, SE, 154.18; ICMA, SE, 65.00; ICMA, SE, 128.40; ICMA, SE, 8594.83; ICMA, SE, 390.42; ICMA, SE, 35.42; ICMA, SE, 387.46; ICMA, SE, 102.72; INGRAM LIBRARY SERVICES, SU, 650.60; INTERSTATE BATTERY SYSTEM, SU, 107.22; IRS, TX, 15642.86; IRS, TX, 11582.92; IRS, TX, 3658.38; KELLY SUPPLY COMPANY, SU, 307.34; KTCH, SE, 200.00; LEAGUE OF NEBRASKA MUNICIPALITIES, FE, 130.00; LEAGUE OF NEBRASKA MUNICIPALITIES, FE, 944.00; LUTT OIL, SU, 10403.48; MAIN STREET GARAGE, SE, 130.00; MARCO, SE, 175.92; MATHESON-LINWELD, SU, 34.25; MEYER, SU, 600.00; MID PLAINS GRAIN, RE, 6996.57; MIDWEST ALARM SERVICES, SE, 791.14; MIDWEST LABORATORIES, SE, 189.00; NE DEPT OF REVENUE, TX, 5055.23; NPPD, SE, 7767.76; NPPD, SE, 31.00; NMPP ENERGY, SE, 1200.00; NORTHWEST ELECTRIC, SU, 359.61; ONE CALL CONCEPTS, SE, 92.26; O'REILLY AUTOMOTIVE STORES, SU, 79.04; OVERDRIVE, SU, 764.57; PAC N SAVE, SU, 1142.45; PAC N SAVE, SU, 10.45; PIP MARKETING, SIGNS & PRINT, SU, 2064.84; PLUMBING & HEATING WHOLESALE, SU, 82.50; QHA CLEANING, SE, 1500.00; QUADIENT FINANCE USA, SU, 1000.00; QUALITY FOOD CENTER, SU, 33.40; ROBERT WOEHLE & SONS, RE, 100.00; RUZICKA, JACKIE, RE, 200.00; SD MYERS, SE, 2026.00; SKARSHAUG TESTING LAB, SE, 246.05; SOUTHERN CARLSON, SU, 730.21; STADIUM SPORTING GOODS, SU, 526.00; STAPLES, SU, 261.11; STATE NEBRASKA BANK & TRUST, SE, 60.80; STATE NEBRASKA BANK & TRUST, RE, 74227.50; TELEPAK, SU, 1275.00; THREE RIVERS LIBRARY SYSTEM, FE, 10.00; TOTAL GRAPHICS, SU, 1105.50; TOTAL GRAPHICS, SU, 2626.95; TOTAL GRAPHICS, VD, -2626.95; UNL-PIERCE COUNTY EXTENSION, FE, 135.00; US BANK, SU, 9673.69; US FOODSERVICE, SU, 1762.79; UTILITY EQUIPMENT, SU, 229.75; VERIZON, SE, 584.43; WAYNE AUTO PARTS, SU, 778.62; WAYNE HERALD, SE, 171.50; WAYNE HERALD, SE, 1097.03; WAYNE HOSPITALITY, RE, 21990.22; WAYNE VETERINARY CLINIC, SE, 42.00; WAPA, SE, 19286.78; WINDOM RIDGE, RE, 3068.42; WISNER WEST, SU, 239.76; AMERICAN BROADBAND, SE, 8985.93; BIG RIVERS ELECTRIC CORPORATION, SE, 122997.42; BSN SPORTS, SU, 225.00; CITY EMPLOYEE, RE, 1695.35; CITY EMPLOYEE, RE, 281.49; CITY EMPLOYEE, RE, 151.24; CITY OF WAYNE, RE, 281.49; ELKINS PORTABLE RESTROOMS, SE, 525.00; FASTENAL, SU, 48.40; FLOOR MAINTENANCE, SU, 365.59; GROSSENBURG IMPLEMENT, SU, 470.78; HAWKINS, SU, 5172.20; JACK'S UNIFORMS, SU, 1070.00; KTCH, SE, 150.00; NATL LEAGUE OF CITIES, FE, 1202.00; NE STATE VOLUNTEER FIREFIGHTERS ASSOC, FE, 60.00; NORFOLK FAMILY YMCA, FE, 100.00; NOVA FITNESS EQUIPMENT, SU, 11934.22; O'REILLY AUTOMOTIVE STORES, SU, 54.46; PLUMBING & HEATING WHOLESALE, SU, 53.05; PLUNKETT'S PEST CONTROL, SE, 95.80; STAPLES, SU, 47.35

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

Cap Peterson, President of Northeast Nebraska Insurance Agency, the city's property and casualty insurance carrier, presented the City with a dividend check in the amount of \$80,895.02.

Phil Monahan was present and advised the Council he was appointed the Fire Chief by the Wayne Volunteer Fire Department for the upcoming year. This is his 11th year serving as Fire Chief.

Councilmember Karsky made a motion, which was seconded by Councilmember Dorey, approving the appointment of Phil Monahan as Fire Chief. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

A Liquor License Manager Application was received from the Nebraska Liquor Control Commission on behalf of Hunter R. Jorgensen for the 4th Jug, LLC, d/b/a "Max Again" – 109 Main Street.

Hunter R. Jorgensen was present to answer questions.

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, approving the Liquor License Manager Application of Hunter R. Jorgensen for the 4th Jug, LLC, d/b/a "Max Again." Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Giese stated the time was at hand for the public hearing to consider the Planning Commission's recommendation concerning a request to rezone property (200, 204, and 208 S. Lincoln Street) from I-1 Light Industrial to R-2 Residential. The applicant for the rezoning request is the City of Wayne.

The legal description for this real estate is: Lots 21, 22, and 23, Southview II Addition, City of Wayne, Wayne County, Nebraska.

The Planning Commission reviewed the matter at their public hearing on May 2, 2022, and forwarded a recommendation to approve the same subject to the following "Findings of Fact:"

- Consistency with the Comprehensive Plan and the current and future land use map; and

➤ Staff's recommendation

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

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

Councilmember Karsky introduced Ordinance No. 2022-7, and moved for approval thereof; Councilmember Buck seconded.

ORDINANCE NO. 2022-7

AN ORDINANCE AMENDING THE ZONING MAP AND CHANGING THE ZONING OF 200, 204, and 208 S. LINCOLN STREET FROM I-1 LIGHT INDUSTRIAL DISTRICT TO R-2 RESIDENTIAL DISTRICT.

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

The following Resolution outlines the current year goals and future goals brought forth from the mini-retreats that have taken place over the past year (2021).

Councilmember Eischeid introduced Resolution 2022-34, and moved for its approval; Councilmember Brodersen seconded.

RESOLUTION NO. 2022-34

A RESOLUTION IDENTIFYING CITY OF WAYNE GOALS.

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

Jill Brodersen, Architect on the College Hill Park Trail Head Project, stated one bid was received on Monday, May 16th. She has reviewed the same and is recommending the contract be awarded to OCC Builders, LLC, for \$372,310.

This is a rebid of the same project. Some items, including Davis-Bacon wage requirements, were missed in the bid documents the first time this was bid. In order to not jeopardize grant funding for the project, it was recommended to bid the project again. It was anticipated the winning bid would be higher than the last time, and it was.

Councilmember Eischeid introduced Resolution No. 2022-35 and moved for its approval; Councilmember Karsky seconded.

RESOLUTION NO. 2022-35

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE “COLLEGE HILL PARK TRAIL HEAD PROJECT” TO OCC BUILDERS, LLC, FOR \$372,310.

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

The following Resolution will approve an agreement with Northeast Nebraska Economic Development District for construction management services relating to CDBG 21-PW-022 (Pool House Renovation Project).

This agreement with Northeast Nebraska Economic Development is for construction management services relating to CDBG 21-PW-022. This is for the grant the City was awarded (up to \$303,000) to 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 trails. The fees for said construction management services shall not exceed \$10,000.

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 at what is now known as “Freedom Park,” formerly the old City Pool Park, located at the corner of West 13th and Lincoln Streets in Wayne. All CDBG funds will benefit low-to-moderate income persons in the community, and no persons or businesses will be displaced as a result of this project.

Councilmember Brodersen introduced Resolution 2022-38, and moved for its approval; Councilmember Buck seconded.

RESOLUTION NO. 2022-38

A RESOLUTION ACCEPTING AND AUTHORIZING THE EXECUTION OF A CONSULTANT AGREEMENT WITH NORTHEAST NEBRASKA ECONOMIC DEVELOPMENT DISTRICT (NNEDD) FOR CONSTRUCTION MANAGEMENT SERVICES

RELATING TO COMMUNITY DEVELOPMENT BLOCK GRANT 21-PW-022 (POOL HOUSE RENOVATION PROJECT).

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

Taylor Kube, engineer with Olsson, was present via zoom, to review the plans and specifications for the “2022 S. Lincoln Street Improvements Project.” This is a continuation of the Chicago Street project – about a ½ block of paving. The engineer’s estimate is \$190,000 for this project.

Joel Hansen, Street and Planning Director, provided additional background on the project. This was already on the One and Six Year Street Improvement Program before the Chicago Street project came along. It now makes sense since there will already be a paver in the vicinity to incorporate this extra half block into the project and get it done at this time.

Councilmember Eischeid introduced Resolution 2022-36, and moved for its approval; Councilmember Muir seconded.

RESOLUTION NO. 2022-36

A RESOLUTION APPROVING THE PLANS, SPECIFICATIONS AND CONTRACT DOCUMENTS FOR THE “2022 SOUTH LINCOLN STREET IMPROVEMENTS PROJECT” AND AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS.

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

Roger Protzman, engineer with JEO Consulting Group, Inc., was present to review the plans and specifications for the “2022 Golf Course Sewer Improvements Project.” The engineer’s estimate, which includes material and labor, was \$138,000.

This project will extend the sanitary sewer main from the golf course close to college property. It also will run a smaller sewer main to the west. Easements will need to be obtained from the Wayne Country Club and Wayne State College.

A homeowner whose property had been annexed quite a few years ago is experiencing septic problems. The city, at that time, never developed a plan to extend city services to those properties on the east side of Highway 15 by the golf course.

Casey Junck, Water/Wastewater Supervisor, stated the homeowner is now pumping their septic system every 3-4 weeks. The City has been paying the bill to help them out.

Councilmember Brodersen introduced Resolution 2022-37, and moved for its approval; Councilmember Eischeid seconded.

RESOLUTION NO. 2022-37

A RESOLUTION APPROVING THE PLANS, SPECIFICATIONS AND CONTRACT DOCUMENTS FOR THE "2022 GOLF COURSE IMPROVEMENTS PROJECT" AND AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS.

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

Discussion took place in regard to purchasing an art sculpture based upon the recommendation of the Wayne Public Art Committee.

Councilmember Brodersen, who is a member of said committee, advised the Council that the sculpture that the committee was recommending purchasing has been picked up by the artist. Council has allocated money to the committee to do such things as the mural on the side of the Majestic Theater and then the Sculpture Walk. Last year, there were 10 sculptures; this year, there will be 12. The committee leases/rents the sculptures from the artist for one year (\$1,000 per artist). She would like the Council to consider purchasing one of the sculptures every year, to possibly be used at a park, beginning of a trail, etc.

Councilmember Eischeid stated he is in favor of purchasing a sculpture, but he would like to purchase from the local artists first.

It was noted that the Mike Fluent sculpture is \$4,500 and the Steve Elliot sculpture is \$5,000 (they being the local artists).

Mayor Giese stated the Public Art Committee should bring forth a recommendation – there is \$8,000 left in this year’s budget.

Councilmember Brodersen made a motion, which was seconded by Councilmember Buck, setting the Council Retreat date for May 31, 2022, at 5:30 p.m. at the Wayne Fire Hall. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 6:12 p.m.

**MINUTES
CITY COUNCIL MEETING
May 31, 2022**

The Wayne City Council met in special session at the Wayne Fire Hall on Tuesday, May 31, 2022, at 5:30 o'clock P.M.

Mayor Cale Giese called the meeting to order with the following in attendance: Councilmembers Brent Pick, Terri Buck, Nick Muir, Dallas, Dorey, 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 thereof by posting in three places. 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. 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 northwest wall of the Wayne Fire Hall, 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.

The Council discussed the following retreat items: 0

➤ **Update from Water/Wastewater Department:**

- Department Report. Casey Junck, Water/Wastewater Superintendent was looking for direction in regard to chlorinating. Council consensus was to pursue chlorination.
- Private sewer lines were discussed – this would be brought forward at a future council meeting for discussion.
- An update was given on the diffuser project and the concern in being able to get the materials needed for the project.
- Lead Service Lines – a lead survey is taking place at this time and must be completed by 10/1/24.

➤ **Sidewalks/Extension of Trail System**

Councilmember Brodersen wanted to see a sidewalk on the north side of 7th Street from the cemetery to Pheasant Run Road.

After discussion, staff was given the direction to pursue getting an engineer's estimate to extend the sidewalk from the cemetery to Pheasant Run Road.

Staff was also given the direction to look into obtaining/applying for a public works grant.

➤ **Sales Tax**

An update was given on the results of the sales tax propositions and the extra half cent that did not get approved. Staff was given the direction to apply for the CCCFF grant again.

➤ **Future Councilmember Priorities**

Councilmember Eischeid: Buildings and power plant substation; have a 5-year plan for City Hall; build the park/rec building

Councilmember Karsky: Stool to Cool project - continue to move forward

Councilmember Buck: Substation and City Hall (accessibility); housing development - if not 4th Street, then another location; start up partnership meetings with School, County, Wayne State College; ward meetings; CO2 pipeline

Councilmember Muir: Low income housing – meet with Trine McBride, Wayne Housing Authority, Mytzy Rodriguez-Kufner, WCHDC, and Luke Virgil, WAED; infrastructure (address the lead issues); substation; skate park

Councilmember Woehler: finish 4th Street/Centennial; additional softball fields

Councilmember Dorey: Softball Complex improvements (add additional fields); south fields need rehabbed; Bressler Park – improvements to shelter houses

Councilmember Pick: Water/Sewer concerns in spot developments – flow directions; private line identification; Master Plan for Water/Wastewater Department

Councilmember Brodersen: Keep annexation on radar; not in favor of a new City Hall; preferred using an existing building or upgrading an existing building

For future items to be discussed at retreat, staff was directed to add "Discussion regarding Power Supplier" to the agenda.

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 8:16 p.m.



Vendor	Payable Description	Payment Total
ACES	ACES WIND ENERGY SERVICE AGREEMENT	1,021.15
AMAZON.COM, LLC	BOOKS/DVD'S/OFFICE SUPPLIES	898.53
AMERITAS LIFE INSURANCE	POLICE RETIREMENT 457 AMOUNT	72.00
AMERITAS LIFE INSURANCE	POLICE RETIREMENT 457 PERCENTAGE	94.18
AMERITAS LIFE INSURANCE	AMERITAS ROTH	35.00
AMERITAS LIFE INSURANCE	AMERITAS ROTH	161.94
AMERITAS LIFE INSURANCE	POLICE RETIREMENT	3,073.16
APPEARA	LINEN & MAT SERVICE	180.56
ARC-HEALTH & SAFETY	CPR/AED	172.00
ASPEN EQUIPMENT CO.	REPLACE WIRING HARNESS	808.05
ASPM LANDSCAPES, LLC	COUNTRY CLUB PLANTS/FERTILIZER	11,202.50
BARELMAN, JASON	COOLING SYSTEM TUNE UP INCENTIVE	30.00
BARTON SOLVENTS INC	BAR SOL SOLVENT	690.83
BLACK HILLS ENERGY	GAS BILLS	623.15
BLUE CROSS BLUE SHIELD	HEALTH PREMIUMS	49,499.69
BLUE VALLEY PUBLIC SAFETY, INC.	SIREN TROUBLESHOOT	135.00
BOARDERS INN & SUITES	FIRE SCHOOL LODGING	1,666.00
BOK FINANCIAL	HIGHWAY ALLOCATION REFUNDING BOND SERIES 2019	224,222.50
BOK FINANCIAL	ELECTRIC REVENUE REFUNDING BOND SERIES 2020	222,367.50
BOMGAARS	SUPPLIES	1,728.11
BORDER STATES INDUSTRIES, INC	PHASE CONNECTORS	120.98
BORDER STATES INDUSTRIES, INC	HEAT SHRINK	365.81
BRINER, WAYNE	FIRE SCHOOL REIMBURSEMENT	150.00
BROUSE, CALEB	LIFEGUARD CERTIFICATION REFUND	50.00
BROWN SUPPLY CO	E-Z REACHER/WHITE PAINT	785.00
CARHART LUMBER COMPANY	SUPPLIES	63.28
CARROLL DISTRIBUTING	HAND FLOAT	66.38
CENTURYLINK	TELEPHONE CHARGES	424.07
CHEMQUEST, INC.	QUARTERLY MONITORING	695.00
CHRISTIAN CHINCHILLA	FIRE SCHOOL REIMBURSEMENT	150.00
CITY EMPLOYEE	HEALTH REIMBURSEMENT	241.97
CITY EMPLOYEE	VISION REIMBURSEMENT	410.76
CITY EMPLOYEE	CLOTHING REIMBURSEMENT	324.87
CITY EMPLOYEE	CLOTHING REIMBURSEMENT	180.72
CITY EMPLOYEE	VISION REIMBURSEMENT	529.00
CITY OF PONCA	MFO	14,885.14
CITY OF WAYNE	PAYROLL	117,266.80
CITY OF WAYNE	UTILITY REFUNDS	13,394.12
CITY OF WEST POINT	MFO	21,603.83
CITY OF WISNER	MFO	2,251.38
COBBLESTONE HOTEL-WAYNE	LODGING-M BACON	96.00
COLONIAL RESEARCH	LIME BE GONE	557.60

Vendor	Payable Description	Payment Total
CORE & MAIN LP	METER WIRE	430.00
COUNTRY NURSERY INC	MULCH	120.00
CP STRATEGIES LLC	FIRE HALL DEPOSIT REFUND	250.00
DARLAND CONSTRUCTION	BUILDING PERMIT DEPOSIT REFUND	1,000.00
DAS STATE ACCTG-CENTRAL FINANCE	TELECOMMUNICATION CHARGES	448.00
DEARBORN LIFE INSURANCE COMPANY	VFD INSURANCE	96.32
DGR & ASSOCIATES CO	ELECTRIC ENGINEERING SERVICES	200.00
ED M. FELD EQUIPMENT CO INC	IN LINE FOAM EDUCTOR	1,220.97
ELLIS HOME SERVICES	PVC FITTINGS FOR SB COMPLEX LEAK	227.78
FIREMAN	FIRE SCHOOL REIMBURSEMENT	415.99
FIRST CONCORD GROUP LLC	FLEX FEES	3,947.74
FLOOR MAINTENANCE	DETERGENT	514.01
GENO'S STEAKHOUSE	FIREMEN'S APPRECIATION MEAL	1,800.00
GERHOLD CONCRETE CO INC.	BRESSLER PARK CONCRETE	1,499.97
GERHOLD CONCRETE CO INC.	BRESSLER PARK CONCRETE	2,125.89
GROSSENBURG IMPLEMENT INC	AXLE/ARM KIT	269.16
HAASE, MINDY	LIFEGUARD CERTIFICATION REIMBURSEMENT	100.00
HASEMANN, CARTER	FIRE SCHOOL REIMBURSEMENT	150.00
HAWKINS, INC	ZETAG	2,358.45
HILAND DAIRY	SENIOR CENTER FOOD SERVICE	233.34
HILL, MONTANA	FIRE SCHOOL REIMBURSEMENT	150.00
HOMETOWN LEASING	COPIER LEASES	436.02
HYDRO OPTIMIZATION	REMOTE SERVICE	150.00
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	102.72
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	35.42
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	154.18
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	8,606.80
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ICMA RETIREMENT	1,561.62
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	168.72
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	392.29
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH IRA -ICMA	119.12
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH IRA - ICMA	65.00
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH ICMA	132.14
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH ICMA	387.46
IRS	FICA WITHHOLDING	1,488.00
IRS	FICA WITHHOLDING	139.50
IRS	FEDERAL WITHHOLDING	12,487.40
IRS	FICA WITHHOLDING	17,548.92
IRS	MEDICARE WITHHOLDING	32.62
IRS	MEDICARE WITHHOLDING	4,104.22
IRS	FEDERAL WITHHOLDING	12.88
IRS	MEDICARE WITHHOLDING	348.00
IRS	FEDERAL WITHHOLDING	0.38
JEO CONSULTING GROUP	MASTER AGREEMENT	7,916.56
JOHNSON, SHANNON	LIFEGUARD TRAINING REIMBURSEMENT	175.00
JOHNSON'S PLUMBING & HEATING	POOL HEAT PUMP FREON	751.00

Vendor	Payable Description	Payment Total
KAUP FORAGE & TURF	GRASS SEED	1,425.00
KOUATIL, ZAYNAB	ART CAMP	20.00
KUTCHA, ANDY	REC RUN CLUB OVERPAYMENT	-30.00
KUTCHA, MARY	REC RUN CLUB OVERPAYMENT	30.00
L.G. EVERIST	CRUSHED QUARTZITE	1,590.36
LINCOLN WINWATER WORKS CO.	FITTINGS	349.13
LOPEZ, JUANA	FIRE HALL DEPOSIT REFUND	205.00
LUNA'S MEXICAN FOOD	FIRE HALL DEPOSIT REFUND MINUS CLEANING FEE	205.00
MARCO INC	COPIER LEASE	175.92
MARCO TECHNOLOGIES LLC	COPIER LEASE	180.50
MEISENBACH, SCOTT	BUILDING PERMIT DEPOSIT REFUND	500.00
MEYER, INC.	PLAYGROUND FIBER	600.00
MEYER, INC.	PLAYGROUND FIBER	2,400.00
MIDWEST TURF & IRRIGATION	COUNTRY CLUB MOWER	77,074.00
MILLER LAW	ATTORNEY FEE	5,416.67
MODEL ELECTRIC	RESET VFD ON POOL PUMP MOTOR	63.00
MRSNY, JASON	LIFEGUARD CERTIFICATION REFUND	100.00
MUNICIPAL SERVICE	SUBMERSIBLE PUMP SLIDE PLATE WASHERS	467.76
MUNICIPAL SUPPLY INC	TEE PIPE FITTING	332.22
NE DEPT OF ENVIRONMENTAL QUALITY	CLEAN WATER SRF	201,146.96
NE DEPT OF ENVIRONMENTAL QUALITY	AIR EMISSION FEE	1,099.50
NE DEPT OF ENVIRONMENTAL QUALITY	DRINKING WATER SRF	87,606.47
NE DEPT OF REVENUE	STATE WITHHOLDING	26.66
NE DEPT OF REVENUE	STATE WITHHOLDING	21.87
NE DEPT OF REVENUE	STATE WITHHOLDING	5,362.70
NE HARVESTORE	BRACKET	35.37
NE PUBLIC HEALTH ENVIRONMENTAL LAB	FLUORIDE/COLIFORM TESTING	216.00
NELSEN, KYLE	LIFEGUARD CERTIFICATION REIMBURSEMENT	100.00
NERC	NERC/MRO REGION ASSESSMENTS	930.77
NORTHEAST POWER	ELECTRICITY	5,490.00
NORTHEAST POWER	WHEELING CHARGES	18,678.78
ODEYS INC	MOUND CLAY	1,018.00
OLSSON ASSOCIATES	CHICAGO STREET PAVING	10,066.18
ONE CALL CONCEPTS, INC	DIGGERS HOTLINE	149.80
O'REILLY AUTOMOTIVE STORES, INC.	BRAKE ROTORS	263.65
OVERHEAD DOOR	GARAGE DOOR OPENER	1,571.00
PONCA RURAL FIRE BOARD	MFO	3,563.22
POSTMASTER	POSTAGE ON UTILITY BILLS	936.66
QHA CLEANING LLC	JANITORIAL CLEANING SERVICE	1,585.04
REDDEN, GARY	AUDITORIUM DEPOSIT REFUND	200.00
REINKE, NOAH	FIRE SCHOOL REIMBURSEMENT	150.00
RUZICKA, JACKIE	CLEAN SEWER LINE	241.50
SCHMITZ, CINDY	FIRE HALL CUSTODIAL CLEANING	45.00
SCHMITZ, CINDY	FIREHALL CUSTODIAN FEE	45.00
SCHMITZ, CINDY	FIRE HALL CUSTODIAL CLEANING	45.00
SCHMITZ, TOM	FURNITURE SLIDERS	10.99

Vendor	Payable Description	Payment Total
SCHULZ, TRUDY	LIFEGUARD TRAINING REIMBURSEMENT	175.00
SEILER INSTRUMENT & MFG. CO. INC.	CATALYST ON DEMAND PACK	920.00
STATE NEBRASKA BANK & TRUST	SERIES 2019 GO PRINCIPAL & INTEREST	86,288.75
STATE NEBRASKA BANK-PETTY CASH	LIBRARY PETTY CASH	103.56
SWARTZENDRUBER, NICOLE	FIRE SCHOOL REIMBURSEMENT	233.64
T & S TRUCKING	TRANSPORT ROCK	559.00
TELE-PAK INC.	MEMBERSHIP ID CARDS	-1,275.00
THORP, TODD	LIFEGUARD CERTIFICATION REFUND	50.00
TYLER TECHNOLOGIES	WEBSITE HOST FEE	1,559.82
VAN DIEST SUPPLY	DIBRO HERBICIDE	705.00
VANHORN, NICK	FIRE SCHOOL REIMBURSEMENT	150.00
VIAERO WIRELESS	CELL PHONE	65.52
VILLAGE OF WINSIDE	MFO	4,762.77
WAYNE AREA ECONOMIC DEVELOPMENT	FIREWORKS DONATION	2,000.00
WAYNE AREA ECONOMIC DEVELOPMENT	CONTRIBUTION	8,592.41
WAYNE COUNTY CLERK	FILING FEES	268.00
WAYNE COUNTY COURT	JB 27-CI 20 33	-230.00
WAYNE COUNTY COURT	JB 27-CI 20 33	230.00
WAYNE RURAL FIRE	2021 EMC DIVIDEND	2,441.44
WESCO DISTRIBUTION INC	POLE WRAPS	425.33
WISNER WEST	FD GASOLINE	135.04
ZACH, MARK	LIFEGUARD CERTIFICATION REIMBURSEMENT	100.00
ZARA, COOPER	FIRE SCHOOL REIMBURSEMENT	150.00
ZEE MEDICAL SERVICE CO	FIRST AID SUPPLIES	90.36
	Grand Total:	1,308,379.47

[Back to Top](#)

Betty McGuire - [External] Presentation for Wayne City Council

From: Josh Moenning <jmoenning@bstem.biz>
To: Wes Blecke <wblecke@cityofwayne.org>
Date: 5/18/2022 4:56 PM
Subject: [External] Presentation for Wayne City Council
Attachments: Presentation for Wayne City Council.pptx; Presentation for Wayne City Council (a).pdf

Wes,

Attached is the presentation (in either pdf or Power Point format) that Mitch Hyde and I would like to submit for your June 7 City Council meeting. We would work from this document to offer a brief overview of the project and be prepared to address any questions.

Let me know if you need anything else from us. Thanks!

Josh

City of Wayne Solar Analysis

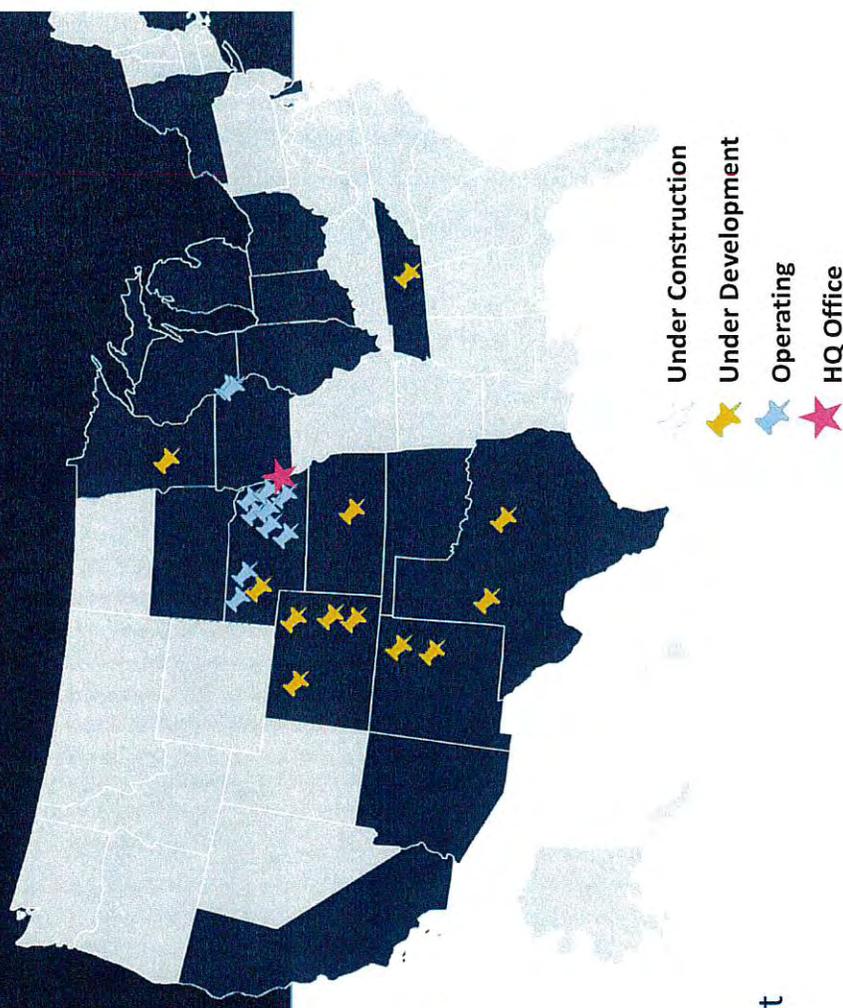
Bluestem
ENERGY SOLUTIONS

YOUR TRUSTED ENERGY PARTNER
Affordable. Reliable. Sustainable.

ABOUT BLUESTEM

YOUR TRUSTED ENERGY PARTNER
Affordable. Reliable. Sustainable.

ABOUT BLUESTEM



2012

Founded in 2012 out of 97-year old Boyd Jones Construction

11

Own and operate 11 separate Wind, Solar and storage projects across the Midwest

800

Over 800 MW of wind and solar currently under development

Turnkey

Turnkey development team with in-house engineers, development personnel, finance team, and operations and maintenance team, all based out of Omaha, NE

AGENDA

- ❖ Solar Generation
- ❖ Project Designs – Option I
- ❖ Zoning and Permitting Assessment
- ❖ Annual Emissions Mitigation
- ❖ Pricing and Project Economics
- ❖ Benefits of Local Distributed Project
- ❖ Benefits of Bluestem Owned Project

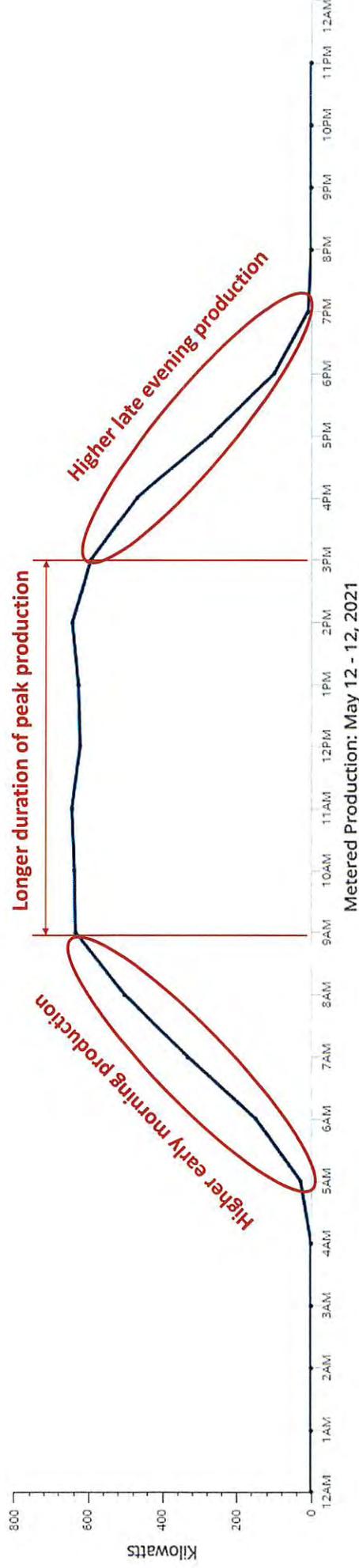
Bluestem
ENERGY SOLUTIONS

Solar 12x24 Resource Assessment

AC Capacity Factor

Year	TMY	MONTH												Grand Total			
		1	2	3	4	5	6	7	8	9	10	11	12				
1	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
2	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
3	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
4	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
5	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
6	0.0%	0.0%	0.0%	0.0%	2.2%	5.7%	2.5%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.9%
7	0.0%	0.0%	0.2%	11.2%	34.1%	39.7%	34.1%	22.6%	4.2%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	12.2%
8	0.0%	0.8%	18.4%	53.0%	55.5%	59.0%	64.7%	58.6%	44.4%	19.5%	19.5%	2.2%	0.0%	0.0%	0.0%	0.0%	31.3%
9	7.4%	28.5%	59.8%	66.5%	64.1%	66.1%	74.4%	65.5%	71.1%	58.9%	58.9%	35.3%	2.2%	0.0%	0.0%	0.0%	50.5%
10	34.0%	50.6%	55.5%	68.7%	72.1%	73.9%	81.1%	70.5%	75.7%	63.0%	63.0%	54.8%	37.7%	0.0%	0.0%	0.0%	61.5%
11	42.4%	56.8%	65.4%	74.5%	79.2%	78.1%	82.2%	71.8%	71.0%	61.5%	61.5%	52.1%	42.0%	0.0%	0.0%	0.0%	64.8%
12	44.9%	57.3%	71.2%	73.0%	79.5%	82.9%	85.2%	77.5%	76.3%	61.6%	61.6%	54.2%	39.4%	0.0%	0.0%	0.0%	66.9%
13	43.1%	54.7%	70.2%	74.2%	77.0%	86.5%	89.2%	77.3%	73.0%	60.5%	60.5%	50.1%	41.2%	0.0%	0.0%	0.0%	66.4%
14	44.1%	60.4%	73.5%	69.9%	75.4%	84.8%	86.6%	80.8%	78.8%	59.7%	59.7%	54.8%	45.8%	0.0%	0.0%	0.0%	67.9%
15	46.4%	49.8%	64.4%	73.1%	72.5%	77.3%	87.6%	79.1%	79.3%	61.3%	61.3%	53.3%	42.6%	0.0%	0.0%	0.0%	65.5%
16	53.8%	57.7%	63.7%	70.1%	66.2%	72.5%	79.2%	78.2%	79.4%	55.7%	55.7%	52.9%	36.7%	0.0%	0.0%	0.0%	63.8%
17	22.1%	46.3%	64.8%	60.5%	60.9%	72.9%	83.6%	68.1%	71.0%	39.5%	39.5%	13.8%	7.3%	0.0%	0.0%	0.0%	50.9%
18	0.0%	11.1%	33.2%	55.1%	61.7%	66.7%	78.0%	59.9%	36.4%	4.2%	4.2%	0.0%	0.0%	0.0%	0.0%	0.0%	33.9%
19	0.0%	0.0%	0.7%	13.2%	28.4%	41.5%	43.8%	24.0%	2.1%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	12.8%
20	0.0%	0.0%	0.0%	0.0%	0.9%	7.2%	6.8%	0.2%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	1.3%
21	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
22	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
23	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
24	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Grand Total	14.1%	19.7%	26.7%	31.8%	34.6%	38.1%	40.8%	34.8%	31.8%	22.7%	22.7%	17.6%	12.5%	0.0%	0.0%	0.0%	27.1%

Higher DC/AC Ratio ~ 1.44



Why is this important to the City of Wayne?

Solar projects with higher DC-to-AC ratios will produce comparatively more power during early morning and late evening hours which coincides well with typical utility peak hours. So, it is advantageous to build a higher DC-to-AC Ratio project from a distribution utility's perspective.

Design Details	Option I - Solar Only
Solar Size (kW _{DC} kW _{AC})	3,604 2,500
No. of Modules (#)	9,360
Project Area	7-15 Acres
Type of Installation	N-S Single-axis tracking system, Tracking angle=±60°

City of Wayne Project Approval Process

- The City does not have zoning for solar development.
- An Exception Use Permit application will need to be submitted to the City's zoning administrator 15 days prior to a scheduled Planning Commission meeting.
- The Planning Commission will hold a public hearing where they will make their recommendation to the City Council. The City Council will then hold a public meeting to either approve or deny the exception.

Potential State and Federal Permit Approvals

- US Fish & Wildlife Service
- Nebraska Game and Parks Commission
- Nebraska Public Utility Commission
- Federal Energy Regulatory Commission
- Federal Aviation Administration

Note: The approval processes listed above are based on the assumption that the parcel will be located within the City's zoning jurisdiction.

2.5 MW Solar Array	
Greenhouse Gas Emissions Equivalent	
	Passenger driven for one year 1,369
	Miles driven by an average passenger vehicle 15,819,513
CO ₂ Emissions Equivalent	
	Gallon of gasoline consumed 708,290
	Gallon of diesel consumed 618,328
	Homes' energy use for one year 758
	Homes' electricity use for one year 1,143
	Barrels of oil consumed 14,573
	Coal-fired power plants in one year 0.002

2.5 MW Solar Array	
Greenhouse Gas Emissions Equivalent	
	Tons of waste recycled instead of landfilled 2,141
	Wind turbines running for a year 1.3
	Incandescent lamps switched to LEDs 238,571
Carbon Sequestration Equivalent	
	Tree seedlings grown for 10 years 104,082
	Acres of U.S. forest in one year 7,712
	Acres of U.S. forests preserved from conversion to cropland in one year 43

Solar Power Purchase Agreement Price	
Option I – Solar Only	
Solar Project Size (kW _{DC} kW _{AC})	3,604 kW _{DC} 2,500 kW _{AC}
Solar PPA (\$/kWh)	\$0.0625/MWh with 1% Escalator
Pricing Assumptions	<ul style="list-style-type: none">• 25-year term for solar• 30% ITC qualification

Wayne Summary of Net Savings in Year-1 = **-\$16,134**

Month	Solar PPA Cost (\$)	Blend Demand Avoidance (\$)	Energy Avoidance (\$)	Net Savings (\$)
Jan-20	-\$16,389	\$2,195	\$6,496	-\$7,698
Feb-20	-\$21,474	\$8,460	\$8,511	-\$4,503
Mar-20	-\$31,057	\$17,737	\$12,309	-\$1,011
Apr-20	-\$35,765	\$19,718	\$14,176	-\$1,872
May-20	-\$40,191	\$18,307	\$15,930	-\$5,954
Jun-20	-\$42,874	\$25,889	\$19,984	\$2,999
Jul-20	-\$47,424	\$29,135	\$22,104	\$3,816
Aug-20	-\$40,406	\$24,213	\$18,833	\$2,640
Sep-20	-\$35,750	\$20,993	\$16,663	\$1,907
Oct-20	-\$26,417	\$17,477	\$10,470	\$1,531
Nov-20	-\$19,840	\$10,458	\$7,864	-\$1,519
Dec-20	-\$14,557	\$2,317	\$5,770	-\$6,471
TOTAL	-\$372,143	\$196,899	\$159,110	-\$16,134

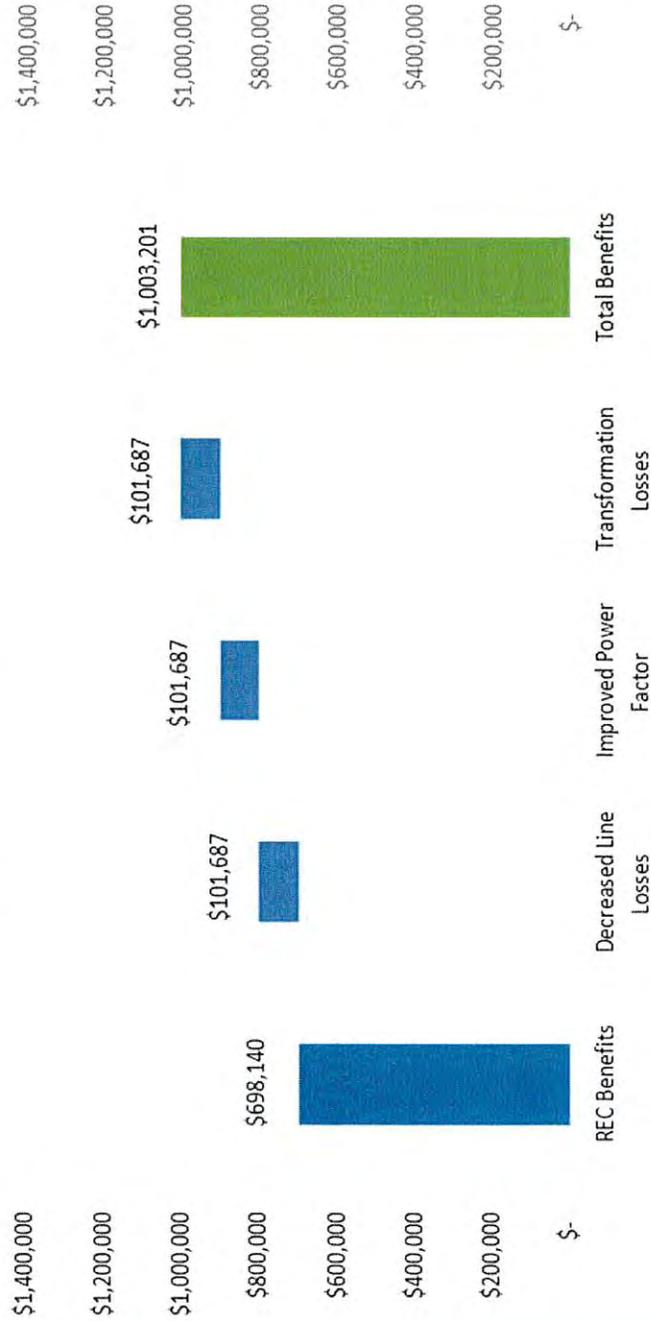
**NPPD Annual Rate Escalation of 3.07%
(EIA 861 Data from 2003 through 2018)**

- **Year-1 Savings = -\$16,134**
- **Year-2 Savings = -\$7,789**
- **Year-3 Savings = \$763**
- **Year-4 Savings = \$9,609**
- **Year-5 Savings = \$18,756**
- **25-year Savings = \$2,851,764**

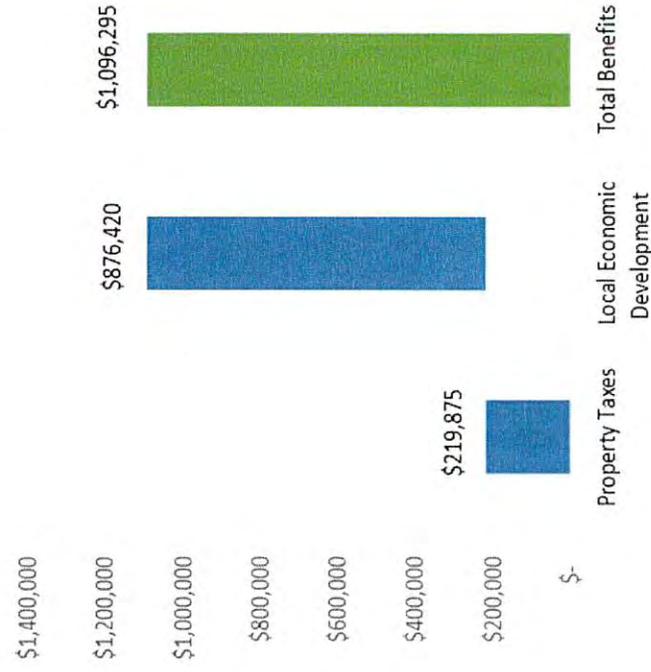
**NPPD Annual Rate Escalation of 2.16%
(CPI Data from 2003 through 2021)**

- **Year-1 Savings = -\$19,278**
- **Year-2 Savings = -\$14,224**
- **Year-3 Savings = -\$9,120**
- **Year-4 Savings = -\$3,883**
- **Year-5 Savings = \$1,489**
- **25-year Savings = \$1,347,504**

City of Wayne Ancillary Value Stack



Community Value Stack



Local Benefits

- Increased economic activity in Wayne's service territory during Construction and Maintenance Activities
- Tax Base increase in local service territory for the operational life of the Project
- Meets WSC's institutional goals for on-site renewable generation and improves STARS Rating
<https://reports.aashe.org/institutions/participants-and-reports/>
- Living Lab for student learning opportunity, and local solar job opportunities
- Meets current retail customer demand for on-site renewable generation. Also, attracts new corporate customers with interest in lowering carbon index scores with direct renewable energy consumption.

Distribution Grid Benefits

- ❖ Decreased Line and Transformation Losses (2%-7%), and Improved Power Factor
- ❖ Locally owned and operated projects add to resilience and reliability of Wayne's distribution grid

Assuming Operation of 2.5 MW Bluestem Solar Project during the Feb. 2021

Weather Event, the economic benefit of the project is evaluated.

- ✓ City of Wayne paid **\$711,412** in excess during that month mainly attributed to 1-week of extreme cold weather
- ✓ Estimated SPP energy purchased (1-Week) = **999 MWh**
- ✓ Cost paid per MWh = **\$712**
- ✓ Solar Production during that 1-Week = **83 MWh**
- ✓ Solar Savings during that 1-Week = **\$53,908**

Tier 1 Equipment

- ❖ Bluestem takes a long-term owner operator approach on selected equipment
- ❖ Only procure from suppliers that are Tier 1 companies
 - Tier 1 companies are evaluated on their financial stability, volume of sales, quality control, etc.

Racking System

- ❖ Use thicker torque tubes across the entire facility not just the outer edges
 - Resulting in longer project life and fewer outages

Transformers

- ❖ Install transformers with copper windings instead of aluminum windings
- Copper winding transformers have a life expectancy of 10+ years vs 5 years for aluminum winding transformers

Spare Parts

- ❖ Bluestem keeps a robust supply of spare parts at our operations facility
- ❖ We continually monitor failure rates and lead times to confirm we have an adequate spare parts supply

Average Fleetwide Availability is approximately 98% !

- ✓ In-house Operations and Maintenance team.

Monitoring

- Bluestem monitors facilities 24X7
- Monitoring includes:
 - Confirmation all inverters are generating as they should
 - Monitoring the racking system to confirm it is performing as it is designed

Maintenance

- Inspections are performed on an annual and semi-annual basis
- Visual inspection (Inspect panels, racking, electrical boxes, switch gear, and high voltage equipment)
- Aerial Thermography (Thermal scans of the PV modules, aerially, to detect potential DC field issues)
- Thermography (Perform scans of all terminations and protection devices)
- Oil Sampling (Oil samples will be taken on transformers annually to monitor conditions of the transformer)
- Module Cleaning (Module cleaning is monitored real time and completed as needed)

Scholarship Offer

- \$1,500 annually over 3 years
- Applied directly to student tuition
- For students entering the Applied Science Program at Wayne State College
- Administered in conjunction with City of Wayne & Wayne State College officials

THANK YOU

Bluestem
ENERGY SOLUTIONS

YOUR TRUSTED ENERGY PARTNER
Affordable. Reliable. Sustainable.

[Back to Top](#)**Betty McGuire - Fwd: Re: Concerns with Trail and Privacy/Joe Gubbels**

From: Wes Blecke
To: Betty McGuire
Date: 6/1/2022 11:18 AM
Subject: Fwd: Re: Concerns with Trail and Privacy/Joe Gubbels

Please include Joe's email and bid in Council packet. I will also get you a write up or a previous email from me for the item description.

Wes

>>> Joe Gubbels <jgubbels@winnebago12.org> 5/19/2021 7:54 PM >>>
Dwaine, Cale, Jason, Wes, and Joel,

I apologize for the late response, but we just received an estimate a few weeks ago. We understand that lumber is at an all-time high, but we wanted to at least get a bid so we could have a ball park figure of the cost of materials for a fence.

The total price of materials for the fence ranges from \$5786-\$6168. We plan to wait until lumber prices return to normal, so we will probably wait to install the fence until late Fall or early Spring.

That being said, we are still concerned with the level of exposure we are experiencing and would like to propose the following compensation:

- 25% of the fence materials(not to exceed \$1,500)
- Dirt work on the west and north ends of our property

Attached is the bid we received from Nordy Fencing from Hoskins.

Thank you for your attention to this matter.

Joe Gubbels
Winnebago Public Schools
Special Education Director

Nordby Fencing LLC
84640 559 Ave
11092, W. ME
68740

Proposal

PROPOSAL NO	DATE
BID NO	ARCHITECT
WORK TO BE PERFORMED AT	
ADDRESS	
CITY STATE	
DATE OF PLAN	

402-841-5245
TO Maggie Gubbels
ADDRESS
CITY STATE WAYNE
PHONE NO

We hereby propose to furnish the materials and perform the labor necessary for the construction of

As per the additional description of the drawing

Approx 176' 6" Charleston Semi-privacy Fence } 9479
1-Walk gate 1-DD gate

Approx 176' 6" Wood Fence } 5786
Treated 4x4, 2x4, Pickets
1-Walk gate 1-DD gate

Approx 176' 6" Wood Fence } 6168
Treated 4x4, 2x4 - Cedar Pickets
1-Walk gate 1-DD gate

On Completion



[Back to Top](#)**Betty McGuire - [External] Remonstrance Petition**

From: Amy Miller <amymillerlaw@gmail.com>
To: Betty McGuire <betty@cityofwayne.org>, Wes Blecke <wblecke@cityofwayne.o...
Date: 5/20/2022 11:55 AM
Subject: [External] Remonstrance Petition

All --

This email is regarding the property known as the "upper rugby fields," and the potential sale to RPerry Construction.

A public hearing and action on the Remonstrance Petition will be on the agenda for the June 7 meeting. I just wanted to give you all an update on the process, the County Clerk's decision, and my legal opinion.

A remonstrance petition was filed with the county clerk. By law, the county clerk has 40 days to review the petition for validity, and to verify the signatures on the Petition. When verifying signatures, the clerk checks to make sure the signers are registered voters within the city limits of Wayne, that the address on the voter registration card matches the address signor listed on the Petition, and that the signature on the Petition matches that of signer's voter registration card.

The county clerk started with verifying signatures, and not with verifying the validity of the petition itself. In order for the remonstrance to be successful in preventing the sale of the property for one year, the circulators had to obtain at least 625 signatures from registered voters in the City of Wayne, who voted in the last election. The Petition submitted to the clerk contained 638 signatures. Of those 638 signatures, 27 signers were determined NOT to be registered voters, or were not registered at the address listed on the Petition, or the signature on the Petition was an obvious forgery. Therefore, only 611 signers were registered voters at the address listed on the Petition. 611 is not enough to prevent the sale of the property.

Neither the clerk nor I even had to address the validity of the Petition.

At the Public Hearing, the only issue is the remonstrance petition. Neither the sale of the land nor the project itself is relevant.

If you have any questions, or need further clarification, please contact me or Betty individually, and do NOT reply all to this email.

Sincerely,

Amy K. Miller
MILLER LAW
208 Main Street
P.O. Box 33
Wayne, NE 68787
Phone: [\(402\) 833-1440](tel:(402)833-1440)



Wayne County Clerk

Debra Finn

Remonstrance Petition Report Form

On April 26, 2022, the Wayne County Clerk’s Office received a Remonstrance Petition from the City of Wayne. This petition consisted of pages 1-44 and pages 1A – 3A, a total of 47 pages.

As per Statute 16-202, the name, address, and signature of each person signing the petition were compared with voter registration records. This was to determine if each signer was a registered voter on or before April 25, 2022, the date the petition was filed with the Wayne City Council.

625 The number of valid signatures needed for this petition.

611 Signers were registered voters at the addresses given on or before April 25, 2022.

27 Signers were not registered voters or were not registered at the addresses given on or before April 25, 2022. A listing of these voters and the reason for disqualification is attached.

The number of valid signatures obtained is undetermined. This is dependent upon whether the submitted remonstrance petitions must meet the petition requirements found in Statute 32-628.

Debra Finn
Debra Finn, Wayne County Clerk

May 18, 2022
Date

[Seal]



WAYNE COUNTY INVALID SIGNATURE REPORT FORM

Remonstrance Petition

This report form is used to identify the location of and reason a signature is invalid

1	Petition #	1	Signature #	7	Reason	Registered at different address
2	Petition #	1	Signature #	19	Reason	Registered at different address
3	Petition #	1	Signature #	20	Reason	Registered at different address
4	Petition #	6	Signature #	5	Reason	No street address
5	Petition #	13	Signature #	2	Reason	Registered at different address
5	Petition #	22	Signature #	14	Reason	Signature doesn't match
6	Petition #	24	Signature #	12	Reason	Registered at different address
7	Petition #	26	Signature #	8	Reason	Registered at different address
8	Petition #	27	Signature #	7	Reason	Registered outside of the City of Wayne
9	Petition #	27	Signature #	8	Reason	Registered outside of the City of Wayne
10	Petition #	28	Signature #	10	Reason	Registered at different address
11	Petition #	33	Signature #	9	Reason	Not registered to vote
12	Petition #	35	Signature #	1	Reason	Not registered to vote
13	Petition #	35	Signature #	2	Reason	Not registered to vote
14	Petition #	35	Signature #	3	Reason	Not registered to vote
15	Petition #	36	Signature #	1	Reason	Signature doesn't match
16	Petition #	36	Signature #	6	Reason	Signature doesn't match
17	Petition #	38	Signature #	9	Reason	Signature doesn't match
17	Petition #	38	Signature #	11	Reason	Registered at different address
18	Petition #	38	Signature #	12	Reason	Not registered to vote
19	Petition #	39	Signature #	2	Reason	Registered at different address
20	Petition #	42	Signature #	3	Reason	Not registered to vote
21	Petition #	42	Signature #	4	Reason	Not registered to vote
22	Petition #	42	Signature #	5	Reason	Signature doesn't match
23	Petition #	42	Signature #	8	Reason	Registered outside of the City of Wayne
24	Petition #	42	Signature #	9	Reason	Registered outside of the City of Wayne
25	Petition #	42	Signature #	13	Reason	Not registered to vote
26	Petition #	42	Signature #	14	Reason	Registered outside of the City of Wayne
27	Petition #	42	Signature #	15	Reason	Not registered to vote
28	Petition #		Signature #		Reason	
29	Petition #		Signature #		Reason	
30	Petition #		Signature #		Reason	
31	Petition #		Signature #		Reason	
32	Petition #		Signature #		Reason	
33	Petition #		Signature #		Reason	
34	Petition #		Signature #		Reason	
35	Petition #		Signature #		Reason	
36	Petition #		Signature #		Reason	
37	Petition #		Signature #		Reason	
38	Petition #		Signature #		Reason	
39	Petition #		Signature #		Reason	
40	Petition #		Signature #		Reason	

ORDINANCE NO. 2022-7

AN ORDINANCE AMENDING THE ZONING MAP AND CHANGING THE ZONING OF 200, 204 AND 208 S. LINCOLN STREET FROM I-1 LIGHT INDUSTRIAL DISTRICT TO R-2 RESIDENTIAL DISTRICT.

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

Section 1. That the Planning Commission held a public hearing on May 2, 2022, regarding this rezoning request, and have recommended approval thereof, with the "Findings of Fact" being:

- Consistency with the Comprehensive Plan and the current and future land use maps; and
- Staff's recommendation.

Section 2. That the real estate area shown on the attached map be changed and rezoned from I-1 (Light Industrial District) to R-2 (Residential District). The area being rezoned is legally described as:

Lots 21, 22 and 23, Southview II Addition to the City of Wayne,
Wayne County, Nebraska

Section 3. The official zoning map shall be forthwith changed by the zoning officials to properly show the real estate hereinabove described or as recommended as now in an R-2 (Residential) zone.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby amended and repealed.

Section 5. 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 June, 2022.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

**CITY OF WAYNE
INTEROFFICE MEMORANDUM**

DATE: May3, 2022

TO: Cale Giese, Mayor
Wayne City Council

FROM: Wayne Planning Commission
Joel Hansen, Staff Liaison 

At their meeting held on May 2, 2022, the Wayne Planning Commission made recommendations on the following public hearings; the results of those recommendations are as follows:

Public Hearing: Request to Rezone 200 South Lincoln, 204 South Lincoln and 208 South Lincoln from I-1 Light Industrial to R-2 Residential; Applicant: City of Wayne

The Planning Commission took evidence and testimony from the public and thereafter reviewed the information and evidence presented. After deliberation and discussion, a motion was made by Commission Giese and second by Commissioner Sorenson to approve and forward a recommendation of approval to the City Council for the Request to Rezone from I-1 Light Industrial to R-2 Residential the area of 200 South Lincoln, 204 South Lincoln and 208 South Lincoln, more particularly described as Lots 21, 22 and 23 of Southview II Addition, with the findings of fact being, consistency with Comprehensive Plan, the Current and Future Land Use Map, and staff's recommendation. Chair Melena stated the motion and second; all were in favor, motion approved and carried.

Public Hearing: Annexing a Parcel of Land Containing 34.78 Acres More or Less to the City of Wayne, Nebraska, Parcel Located on Which Great Dane Trailers at 1200 Centennial Road is Located; Applicant: City of Wayne

The Planning Commission took evidence and testimony from the public and thereafter reviewed the information and evidence presented. After deliberation and discussion, a motion was made by Commissioner Melena and second by Commissioner Meisenbach to approve and forward a recommendation of approval to the City Council annexing 34.78 acres more or less to the City of Wayne, the parcel of land on which Great Dane Trailers is located at 1200 Centennial Road, as described in the attached legal description, with the findings of fact being consistency with the Comprehensive Plan, the Current and Future Land Use Map, utilities including city water, city sewer and city electric, and staff's recommendation. Chair Melena stated the motion and second; all were in favor, motion approved and carried.

Public Hearing: Annexing a Parcel of Land Containing 4.27 Acres More or Less to the City of Wayne, Nebraska, Parcel Located on Which Department of Transportation (formerly Department of Road Wayne Office) at 1300 East 7th Street is Located; Applicant: City of Wayne

The Planning Commission took evidence and testimony from the public and thereafter reviewed the information and evidence presented. After deliberation and discussion, a motion was made by Commissioner Jones and second by Commissioner Giese to approve and forward a recommendation of approval to the City Council annexing 4.27 acres more or less to the City of Wayne, the parcel of land on which Department of Transportation (formerly Department of Roads Wayne Office) is located at 1300 East 7th Street, as described in the attached legal description, with the findings of fact being consistency with the Comprehensive Plan, the Current and Future Land Use Map, utilities including city water, city sewer and city electric, and staff's recommendation. Chair Melena stated the motion and second; all were in favor, motion approved and carried.

Public Hearing: Annexing a Parcel of Land Containing 9.33 Acres More or Less to the City of Wayne, Nebraska, Parcel Located on Which Heritage Homes at 1320 East 7th Street if located; Applicant: City of Wayne

The Planning Commission took evidence and testimony from the public and thereafter reviewed the information and evidence presented. After deliberation and discussion, a motion was made by Commissioner Meisenbach and second by Commissioner Sorenson to approve and forward a recommendation of approval to the City Council annexing 9.33 acres more or less to the City of Wayne, the parcel of land on which Heritage Homes is located at 1320 East 7th Street, as described in the attached legal description, with the findings of fact being consistency with the Comprehensive Plan, the Current and Future Land Use Map, utilities including city water, city sewer and city electric, and staff's recommendation. Chair Melena stated the motion and second; all were in favor, motion approved and carried.

JH:cb



REQUEST FOR REZONING PROPERTY

Applicant City of Wayne Date April 7, 2022
Address 200, 204, + 208 S. Lincoln St.
Legal Description Lots 21, 22, + 23, Southview II Addition
Rezoning Change From I-1 To R-2
Reason for Rezoning To create housing on the west side of S. Lincoln St. that matches the rest of the block.

[Handwritten Signature]
Applicant's Signature

*Does this Request comply with the Future Land Use Map [X] YES [] NO

Summary of Chapter 152 - Zoning

From time to time changes in the boundaries of the existing Zoning Districts may be made. The changes can be initiated by the City Council, Planning Commission, or by the owner of the property involved in the change. A Request for Rezoing is first submitted to the Planning Commission for consideration and their recommendation is submitted to the City Council for final action. If passed, the zoning change becomes an Ordinance and is recorded n the public records.

Rezoning procedures begin with the property owner submitting an application to the City Planner. This Rezoning Request gives the legal description of the property, the zoning change, and reasons for the rezoning. In addition to the Rezoning Request, a list of property owners with 300 feet of the proposed rezoning must be submitted. The list must include the property owner and a mailing address.

The Rezoning Request and list must be filed with the City Planner at least 15 days prior to the Planning Commission meeting along with a filing fee, currently \$200 per hearing. The Rezoning Request is then placed on the agenda. At least 10 days prior to the Planning Commission meeting the adjacent property owners are notified of the proposed rezoning along with the School District. A public notice is published in the local newspaper.

The Planning Commission may rule on the Rezoning Request immediately following the Public Hearing or table the item until the next meeting. The recommendation by the Planning Commission is then presented to the City Council at their next meeting for final action. The City Council shall approve or disapprove the Rezoning Request or return it to the Planning Commission.

Date Rezoning Request Approved/Denied by Planning Commission _____

Date Rezoning Request Approved/Denied by City Council _____

Current Fee: \$200 per Hearing, Two Hearings Required (Planning Commission & City Council)

306 Pearl Street
Wayne, NE 68787
402.375.1733
cityofwayne.org



R-1

B-2

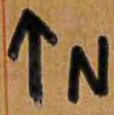
B-3

R-2

R-1

I-1

A-1



RESOLUTION NO. 2022-39

**A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE
“2022 GOLF COURSE SEWER IMPROVEMENTS PROJECT.”**

WHEREAS, two (2) bids were received on June 2, 2022, on the “2022 Golf Course Sewer Improvements Project;” and

WHEREAS, the bid(s) has/have been reviewed by the engineer on the project, JEO Consulting Group, Inc.; and

WHEREAS, said engineer on the project, JEO Consulting Group, Inc., is recommending that the bid outlined below be accepted as recommended.

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 “2022 Golf Course Sewer Improvements Project,” as submitted by the following contractor:

<u>Bidder</u>	<u>Amount</u>
Kay Contracting Inc 57655 851 st Rd Wayne, NE 68787	\$64,187.97

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.

PASSED AND APPROVED this 7th day of June, 2022.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk



June 3, 2022

Mayor and Council Members
City of Wayne, NE
PO Box 280
Wayne, NE 68787

RE: Wayne, Nebraska
2022 Golf Course Sanitary Sewer Extension
JEO Project No. 190287

Mayor and Council Members:

On June 2, 2022, the City Clerk received two bids for the above referenced project. A bid tabulation of the project is enclosed. It is our intent the City award one contract to complete the construction of the project. The lowest bid was for \$64,187.97 from Kay Contracting of Wayne, NE and it was below the engineer's opinion of cost. The proposed start date noted on the bid form is July 2022 which we interpret as July 1, 2022. The contractor has indicated they will accommodate the dates requested by the golf course and start after "Chicken Days."

We recommend awarding the project to Kay Contracting for \$64,187.97 with a September 1, 2022, completion date. They indicated they believe the work will take about two weeks.

If you have any questions or concerns, please feel free to contact me.

Sincerely,

A handwritten signature in blue ink that reads "Roger S. Protzman".

Roger S. Protzman, P.E.
Senior Project Engineer

RSP
Enclosures

190287LTR20220603a-Award.docx



Bid Tab

PROJECT | 2022 Golf Course Sanitary Sewer Extension

JEO PROJECT NO. | 190287.00

LOCATION | Wayne, Nebraska

LETTING | June 2, 10:00 AM

OPINION OF PROBABLE COST | \$75,000.00

Bidder	Total Group A - Base Bid	Total Group B - Alternate	Start Date
Kay Contracting Inc Wayne, NE	\$64,187.97	No Bid	July 1, 2022
Robert Woehler & Sons Construction, Inc Wayne, NE	\$95,938.00	\$115,938.00	ASAP



Tab Sheet

PROJECT | 2022 Golf Course Sanitary Sewer Extension

JEO PROJECT NO. | 190287.00

LOCATION | Wayne, Nebraska

Key Contracting Inc.	Robert Woehler & Sons Construction
----------------------	---------------------------------------

GROUP A - Base Bid - Installation Only, Completion Date September 1, 2022							
Item	Description	Qty.	Unit	Unit Price	Total	Unit	Total
1	Mobilization	1	LS		\$3,000.00		\$15,000.00
2	Bonding & Insurance	1	LS		\$2,800.00		\$10,000.00
3	12" PVC SDR 26	514	LF	\$47.00	\$24,158.00	\$50.00	\$25,700.00
4	6" PVC Schedule 26	570	LF	\$41.00	\$23,370.00	\$40.00	\$22,800.00
5	4" PVC Schedule 35	152	LF	\$30.00	\$4,560.00	\$40.00	\$6,080.00
5	48" Manhole	15.86	VF	\$63.05	\$999.97	\$300.00	\$4,758.00
6	Ring & Cover	2	EA	\$250.00	\$500.00	\$250.00	\$500.00
7	12" x 4" Wye	1	EA	\$100.00	\$100.00	\$250.00	\$250.00
8	6" x 4" Wye	1	EA	\$100.00	\$100.00	\$250.00	\$250.00
9	6" Double Cleanout	1	EA	\$200.00	\$200.00	\$500.00	\$500.00
10	6" Cleanout	1	EA	\$200.00	\$200.00	\$300.00	\$300.00
11	4" Cleanout	2	EA	\$200.00	\$400.00	\$300.00	\$600.00
12	Surface restoration	1	LS		\$1,000.00		\$5,000.00
13	Remove Tree Stump	1	LS		\$300.00		\$2,000.00
14	Connect to Existing Sewer Service	2	LS		\$2,000.00		\$200.00
15	Connect to Existing Manhole	1	LS		\$500.00		\$2,000.00
TOTAL GROUP A - BASE BID					\$64,187.97		\$95,938.00

GROUP B - Alternate Bid – Installation Only, Completion Date August 1, 2022							
Item	Description	Qty.	Unit	Unit Price	Total	Unit	Total
1	Mobilization	1	LS		\$0.00		\$35,000.00
2	Bonding & Insurance	1	LS		\$0.00		\$10,000.00
3	12" PVC SDR 26	514	LF		\$0.00	\$50.00	\$25,700.00
4	6" PVC Schedule 26	570	LF		\$0.00	\$40.00	\$22,800.00
5	4" PVC Schedule 35	152	LF		\$0.00	\$40.00	\$6,080.00
5	48" Manhole	15.86	VF		\$0.00	\$300.00	\$4,758.00
6	Ring & Cover	2	EA		\$0.00	\$250.00	\$500.00
7	12" x 4" Wye	1	EA		\$0.00	\$250.00	\$250.00
8	6" x 4" Wye	1	EA		\$0.00	\$250.00	\$250.00
9	6" Double Cleanout	1	EA		\$0.00	\$500.00	\$500.00
10	6" Cleanout	1	EA		\$0.00	\$300.00	\$300.00
11	4" Cleanout	2	EA		\$0.00	\$300.00	\$600.00
12	Surface restoration	1	LS		\$0.00		\$5,000.00
13	Remove Tree Stump	1	LS		\$0.00		\$2,000.00
14	Connect to Existing Sewer Service	2	LS		\$0.00		\$200.00
15	Connect to Existing Manhole	1	LS		\$0.00		\$2,000.00
TOTAL GROUP B - ALTERNATE BID					\$0.00		\$115,938.00

RESOLUTION NO. 2022-40

A RESOLUTION APPROVING INTERLOCAL AGREEMENT TO SHARE LAW ENFORCEMENT RESOURCES BETWEEN THE CITY OF WAYNE AND THE BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES, D/B/A WAYNE STATE COLLEGE.

WHEREAS, the City of Wayne is desirous to enter into an Interlocal Agreement with the Board of Trustees of the Nebraska State Colleges, d/b/a Wayne State College, to share law enforcement resources; and

WHEREAS, a copy of the proposed Interlocal Agreement is attached hereto and incorporated herein by reference.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of the City of Wayne, Nebraska, that the Interlocal Agreement to Share Law Enforcement Resources between the City of Wayne and the Board of Trustees of the Nebraska State Colleges, d/b/a Wayne State College, is hereby approved and the Mayor and City Clerk are hereby authorized to execute the same.

PASSED AND APPROVED this 7th day of June, 2022.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

**AN INTERLOCAL AGREEMENT
TO SHARE LAW ENFORCEMENT RESOURCES
BETWEEN THE CITY OF WAYNE AND
THE BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES
dba WAYNE STATE COLLEGE**

THIS AGREEMENT (“Agreement”) is made and entered into by and between the governmental entities which are The City of Wayne, hereinafter called the “City” and the Board of Trustees of the Nebraska State Colleges dba Wayne State College, hereinafter called the “College” which on its effective date are, or become signatories hereto:

WITNESSETH THAT:

WHEREAS, it is the recognized responsibility of general purpose political subdivisions to provide and maintain a certain basic level of public services for their residents, including the areas of health and public safety; and

WHEREAS, it is the recognized responsibility of the College to provide and maintain a certain basic level of public services for its student population, including the areas of health and public safety, and

WHEREAS, it is recognized that the provisions of said basic services are sometimes best accomplished jointly because of certain hardships which might be experienced if undertaken singularly, and

WHEREAS, it is recognized that certified, sworn law enforcement officers can enhance the level of protection provided to the students by civilian security officers, and

WHEREAS, it is the desire of the parties hereto signed to participate in the joint use of the city’s law enforcement personnel and resources.

NOW, THEREFORE, BE IT RESOLVED, that the City of Wayne and the College do hereby agree to the following:

1. Authority and Purpose

- a. Article XV, Section 18 of the Constitution of the State of Nebraska and the Interlocal Cooperation Act of the State of Nebraska, Neb. Rev. Stat. 13-801 *et seq.*, (the “Act”), authorize any two or more public agencies to enter into agreements for joint or cooperative exercise of any power, privilege or authority exercised or capable of exercise individually by such public agencies. College and the City are public agencies within the meaning of the Act.

- b. The City has the authority to provide law enforcement services and the College has the authority to ensure safety services on the Wayne State College campus (the “Campus”), and to enter into any contracts to effectuate this authority and responsibility.
- c. It is the purpose of this Agreement for the College and the City to make the most efficient use of their powers by cooperating with each other on the basis of mutual advantage and timely providing services as identified in this Agreement and in any addendum to this Agreement.

2. Administration of Agreement

- a. The City and the College will jointly administer and monitor all aspects, terms, and conditions of this Agreement. The Vice President for Student Affairs of the College, or his/her identified designee, will be the College’s contact person for the purpose of this Agreement (see Section 17).
- b. Any personal property shall be acquired, held, and disposed as set forth in this Agreement; or any amendment hereto.
- c. No separate legal or administrative entity is created under this Agreement.

3. Law Enforcement Services To Be Provided By The City

The City will provide on the Campus the following law enforcement services:

- a. City will assign a certified police officer, hereafter called the “School Resource Officer,” to the Campus for eighteen (18) hours per week when regular classes are in session and beginning two (2) weeks prior to the start of the fall semester and ending the day before graduation of the spring semester. The City will be allowed to schedule the School Resource Officer to two (2) non-consecutive weeks per school year for Police Department specific training without backfilling the position. Training specific to or on behalf of the College will not be counted against the above described two training weeks. The College will be notified as soon as possible prior to any training to allow them to adjust their normal staffing schedules. The Police Department will respond to calls for service on Campus with their regularly scheduled officers during these periods;
- b. The City will be allowed to provide the School Resource Officer with two (2) sick days per semester without backfilling the position. The Police Department will respond to calls for service on Campus with their regularly scheduled officers during these periods;

- c. The School Resource Officer will patrol the Campus, in a Police vehicle, on foot, or on a patrol bicycle; enforce traffic and criminal laws of the State of Nebraska and/or the City of Wayne; conduct criminal investigations; respond to calls for service, perform community policing duties, and be a positive presence on Campus. The School Resource Officer will respond to Police calls off-campus for emergencies, backup assistance for other City Police officers and to handle calls for service if an on-duty City Police officer has two (2) or more calls for service backed up or is unable to respond to a crime in progress report, or a traffic accident. The College recognizes that the City's ability to respond to police calls off-campus, as needed, will maximize the Police Department's ability to respond to citizen calls for service received while maintaining the spirit of this Agreement. The Wayne Police Department will make efforts to make up missed hours if the School Resource Officer is called off-campus. When the School Resource Officer responds to Police calls for service off-campus the Police dispatcher will notify Campus Security of this change in status in a timely manner;
- d. The Wayne Police Department will run requests for vehicle registration information as long as that information is requested through and in conjunction with a Wayne Police Officer's involvement on campus.

4. Criminal Investigation

- a. The City will investigate all property crimes reported on the Campus where the loss value is \$100 or greater or involves the theft of any identification or financial transaction device. All property crime reports will be communicated to the School Resource Officer. If the loss value of any reported property crime is less than \$100 the School Resource Officer may refer the case to Campus Security for follow up.
- b. The City will investigate all crimes against persons reported on the Campus, except for reports of sexual violence or sex harassment which may be investigated by the College or by the College and the City.
 - i. Individuals who report an incident of sexual violence or sex harassment to the College will be advised to report the incident to law enforcement, however, students are not required to notify law enforcement authorities regarding a report of sexual violence or sex harassment.
- c. Investigations by the City will be conducted independent of Campus Security unless their assistance is required or requested by the City. If the Police Department does not have an officer immediately available to respond to a crime reported on Campus, Campus Security will gather preliminary information, e.g. victim's name, witnesses' names, date, time and location of offense, for the School Resource Officer. For the purpose

of this Agreement preliminary information does not include obtaining written statements, conducting any type of crime scene investigation, taking photographs, etc.

- d. The Police Department will provide Campus Security with reports of all crimes investigated on Campus containing sufficient information for the completion of legally mandated reporting requirements. To prevent duplication of work the School Resource Officer will complete only the Police Department's investigative report. A copy of these investigative reports will be provided to Campus Security for data entry purposes. Except that the Police Department will use its discretion, on a case by case basis, as to when to provide full or partial investigative reports to Campus Security, depending on the case.
- e. When any criminal investigation conducted by the Police Department involves a College residence hall or includes an apparent conflict between students, the Dean of Students and the Vice President for Student Affairs will also be provided investigatory reports. The Police Department will use its discretion, on a case by case basis, as to when to provide full or partial investigative reports to Campus Security, depending on the case.
- f. The Police Department will refer all property crimes reported on the Campus, and which they investigate, to the College judicial process, however;
 - (1) Any crime victim, including the College, may request criminal charges;
 - (2) Crimes may be referred for prosecution before the College judicial process begins;
 - (3) Both the College disciplinary process and criminal prosecution may happen concurrently;
 - (4) Police Officers will appear for College disciplinary hearings as needed.
- g. The Police Department will refer all crimes against persons to the Wayne County Attorney's Office for prosecution.
- h. To facilitate investigative follow up, the School Resource Officer will be provided access to any Campus surveillance camera recordings and/or allowable student information currently maintained in hard copy or electronically in the Campus Security Office.

5. Community Policing & Crime Prevention

- a. The College and the City recognize that positive interaction between the School Resource Officer, students, faculty and staff is beneficial to both

parties. It is further recognized that crime prevention efforts on Campus should reflect those of the community as well.

- b. The School Resource Officer will be given an opportunity to co-present at crime prevention and/or education programs given by Campus Security, or upon the request of other Campus entities. To ensure adequate planning for any presentation, the School Resource Officer will be provided a minimum of five (5) calendar days written notice. Said notice shall include the topic, date, time, and location of the presentation. The decision to participate in any on-campus crime prevention and/or education presentation will be left to the discretion of the School Resource Officer and/or the Vice President for Student Affairs. If an officer participates, he/she will be given a minimum of 15 minutes participation per hour of scheduled presentation.
- c. To provide a community policing presence, the School Resource Officer will attend College meetings and activities as part of his/her assigned duties, as requested by the College and as he/she is available. Especially of interest are home football games when efforts shall be made to schedule the School Resource Officer so that they can be present during these games.
- d. The City will not provide overtime pay for the School Resource Officer to attend these meetings. Any extra shift time spent at these or similar meetings will be taken off before or after the officer's regularly assigned Campus shift.
- e. The School Resource Officer will meet regularly with the Residence Life Staff in each housing unit.
- f. The School Resource Officer will respond to fire alarms on Campus and, in the absence of Campus Security personnel, will reset the fire alarm panels.
- g. The Campus Security Manager will provide training specific to the fire alarm systems to the School Resource Officer before the start of the school year. A laminated flip chart of alarm procedures for each building will be placed in each alarm box as a ready reference.

6. Security Responsibilities

- a. The following duties will be performed solely by College Campus Security personnel and not by the City:
 - (1) Fueling vehicles for the College motor pool

- b. Campus Security will be the first to respond to calls for service on the Wayne State College campus. If the Campus Security Officer is occupied with Security Department business and a call for service is received, the School Resource Officer may be asked to help with the following types of calls:
 - (1) Helping to lock and unlock Campus facilities;
 - (2) Respond to calls for service and fire alarm panels.

7. Use of Equipment

- a. The Police Department will provide the School Resource Officer with all uniforms, equipment, leather, firearms, and continuing education at all times relevant to this Agreement.
- b. The Police Department will provide a multi-channel portable radio programmed with the Campus Security frequency. The priority frequency will be that of the Wayne Police Department but the Campus Security frequency will be monitored.
- c. The City will provide a vehicle for the School Resource Officer to use.

8. Training Provided by College

- a. Fire Alarm Panels – School Resource Officers will receive training specific to the fire alarm panels of each College building. Quick reference laminated charts will be provided to the School Resource Officer and/or Police Department and placed at each alarm panel.
- b. School Resource Officers will attend Residence Life staff training.
- c. Written training defining the College student disciplinary procedures.
- d. Training on procedures for notification of campus staff for after-hours assistance, including when, who, and how to request assistance.
- e. When possible, all training will be done beginning two (2) weeks prior to the start of each fall semester.
- f. It is recognized that the School Resource Officer's schedule will be modified during the training period to facilitate attendance at some orientations.
- g. A current roster of Residence Life staff and contact information will be provided to the School Resource Officer each semester.

- h. Monthly Campus Security work schedules, and updates, will be provided to the School Resource Officer and Wayne Police dispatch, including a contact person(s) in the event no one answers the Campus Security number.

9. Direct Oversight of the Agreement to Provide Police Coverage on Campus

Certified Police Officers are employees of the City of Wayne Police Department and as such must be under the direct supervision of the Chief of Police or his/her designee. Campus Security employees shall remain under the direct supervision of the College.

The City of Wayne Police Department shall control the manner in which law enforcement services are performed; however, the Agreement shall specify the nature of the services to be performed. The School Resource Officer is not to be deemed an employee of the College and has no authority to make any binding commitments or obligations on behalf of the College except as expressly provided herein. Liability and all other insurance coverage as well as Workers Compensation coverage for the School Resource Officer is the responsibility of the City of Wayne.

The Chief of Police will meet monthly with the Vice President for Student Affairs or his/her designee and the Campus Security Manager to review and evaluate the provisions of this Agreement.

Three (3) Wayne State College student representatives selected by Student Senate will meet jointly with the Police Chief, the School Resource Officer, the Vice President for Student Affairs or his/her designee, and any Campus Security official at least two (2) times per year to review the student perspective of this Agreement, one during the fall semester, and once during the spring semester. These meetings may be scheduled by either party with not less than thirty (30) calendar days' notice. Only those representatives designated in this paragraph, or a designee thereof, shall attend the meeting.

10. Dispatch Services

The City agrees to provide the following dispatch services to the Campus:

- a. Answer Campus Security telephone after hours and refer calls to Campus Security Staff and assign police officers to crimes reported;
- b. Respond to campus fire alarm notifications and dispatch fire trucks as needed. Police Dispatch staff will also coordinate with the Director of Facility Services and his/her staff to prevent unwarranted fire alarm responses.

11. Fees for Service

The total charge to the College by the City for the above defined law enforcement services shall be a total of \$33,427 for the first year (July 1, 2022-June 30, 2023) to be paid in twelve (12) monthly installments. The charge for subsequent years will be increased by the lesser of 5% or the end of March Consumer Price Index for All Urban Consumers [CPI-U] (before seasonal adjustment) for the prior 12-month period. The total charge for each subsequent year shall be paid in twelve (12) monthly installments. The College and City will confirm by May 1st the actual cost for the following year. The total amount of the Agreement shall not exceed \$105,378.

12. Agreement Duration

The term of this Agreement shall be for three (3) years commencing on July 1, 2022 and ending on June 30, 2025, except that either the City or the College may execute a written sixty (60) calendar day notice to quit or withdraw from the Agreement.

Due to possible future reductions in state and/or federal appropriations, the College cannot guarantee the continued availability of funding for this Agreement beyond the current fiscal year. In the event funds to finance this Agreement become unavailable either in full or in part due to reductions in appropriations for a future fiscal year, the College may terminate the Agreement or reduce the consideration by notice in writing to the City. The notice shall be delivered by certified mail, return receipt requested, or in person with proof of delivery. The College shall be the final authority as to the availability of funds. The effective date of Agreement termination or reduction in consideration shall be the actual effective date of the elimination or reduction of appropriations. In the event of a reduction in consideration, the City may cancel this Agreement as of the effective date of the proposed reduction by written notice to the College.

13. Agreement Amendments

This Agreement may be amended at any time by the written agreement of both parties.

14. Indemnification

To the maximum extent permitted by law, each party agrees to indemnify and defend the other party against, and to hold it harmless from, all claims, suits, liability, expense or damage (including reasonable attorneys' fees and court costs) for damage to property, injury to persons (including death) and any other claims, suits, or liability resulting from the negligence of such party or any of its employees or agents; provided however, the indemnification under this Section 14 shall not apply if such claims, suits, liability, expense or damage is the direct

result of the willful misconduct or gross negligence of either party. In no event shall either party be liable for any punitive, consequential, or special damages or lost profits incurred or alleged to have been incurred.

15. New Employee Work Eligibility Status.

Employee Work Eligibility Status. The City is required and hereby agrees to use a federal immigration verification system to determine the work eligibility status of new employees physically performing services within the State of Nebraska. A federal immigration verification system means the electronic verification of the work authorization program authorized by the Illegal Immigration Reform and Immigrant Responsibility Act of 1996, 8 U.S.C. 1324a, known as the E-Verify Program, or an equivalent federal program designated by the United States Department of Homeland Security or other federal agency authorized to verify the work eligibility status of a newly hired employee.

The City understands and agrees that lawful presence in the United States is required and the City may be disqualified or the Agreement terminated if such lawful presence cannot be verified as required by Neb. Rev. Stat. §4-108.

16. Liability Insurance Requirements

The City is required to carry liability insurance in the amount of one (1) million dollars per occurrence with a four (4) million dollar umbrella. The City's insurance policy shall be primary and non-contributory. The College shall be named as an additional insured party on the policy and the certificate of insurance shall reflect that the policy waives its right of subrogation against the College. A copy of the certificate shall be provided to the College.

17. Designated College Representative

The designated College representative for purposes of monitoring and oversight of this Agreement is the Vice President for Student Affairs or his/her designee. The specific individual shall initially be named as:

<u>CD Douglas</u>	<u>(402) 375-7213</u>	<u>cddoug11@wsc.edu</u>
Name	Telephone	E-mail

This Agreement is hereby executed by the City of Wayne and the Board of Trustees of the Nebraska State Colleges dba Wayne State College upon the respective dates set forth following the executory signature attached to this Agreement.

CITY OF WAYNE

**BOARD OF TRUSTEES OF THE
NEBRASKA STATE COLLEGES**

By: _____

By: _____

Name: Cale Giese

Name: Jess Zeiss

Title: Mayor

Title: Chair, Board of Trustees

Attested By: _____

City Clerk

Date: _____

Date: _____