

**MINUTES  
CITY COUNCIL MEETING  
September 20, 2022**

The Wayne City Council met in regular session at City Hall on September 20, 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, Brittany Webber, Chris Woehler, Jason Karsky, Matt Eischeid and Jill Brodersen; City Administrator Wes Blecke (via zoom) Attorney Amy Miller; 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 Woehler, to approve the minutes of the meeting of September 6, 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:

**PAID 9/6/22:** PHILIP CARKOSKI CONSTRUCTION, SE, 408722.75

**VARIOUS FUNDS:** ACE HARDWARE, SU, 1049.24; ALL HOURS TOWING, SE, 225.00

AMERITAS, SE, 72.00; AMERITAS, SE, 161.94; AMERITAS, SE, 35.00; AMERITAS, SE, 94.18; AMERITAS, SE, 2965.42; APPEARA, SE, 59.41; APPEARA, SE, 54.72; ARNIE'S FORD, SU, 130.76; BATTERY SOLUTIONS, SU, 204.00; BEIERMANN ELECTRIC, SE, 800.00; BENSCOTER INC, RE, 2150.51; BENSCOTER, LOUIS, RE, 4298.10; BIG RIVERS ELECTRIC CORPORATION, SE, 298151.58; BINSWANGER GLASS, SE, 952.33; BORDER STATES INDUSTRIES, SU, 96.30; BORDER STATES INDUSTRIES, SU, 255.51; BSN SPORTS, SU, 1657.72; CITIZENS STATE BANK, RE, 11569.59; CITIZENS STATE BANK, RE, 4881.33; CITIZENS STATE BANK, RE, 5292.44; CITY EMPLOYEE, RE, 105.88; CITY EMPLOYEE, RE, 148.60; CITY EMPLOYEE, RE, 125.58; CITY EMPLOYEE, RE, 145.32; CITY EMPLOYEE, RE, 64.18; CITY EMPLOYEE, RE, 125.20; CITY EMPLOYEE, RE, 200.00; CITY OF NORFOLK, SE, 536.39; CITY OF WAYNE, RE, -44.10; CITY OF WAYNE, RE, -100.00; CITY OF WAYNE, PY, 90585.01; CITY OF WAYNE, RE, 247.21; CITY OF WAYNE, RE, -154.90; CITY OF WAYNE, RE, -2,328.17; CITY OF WAYNE, RE, 188.11; CITY OF WAYNE, RE, 200.00; COMMUNITY REDEVELOPMENT AUTHORITY, RE, 30000.00; COPY WRITE PUBLISHING, SE, 276.61; DAS STATE ACCTG-CENTRAL FINANCE, SE, 124.72; DAVE'S DRY CLEANING, SE, 54.00; DEARBORN LIFE INSURANCE COMPANY, SE, 2821.37; DEMCO, SU, 2252.86; DITCH WITCH UNDERCON, SU, 366.43; DUTTON-LAINSON, SU, 2121.49; EAKES OFFICE PLUS, SE, 269.77; ECHO GROUP, SU, 442.64; ELKINS PORTABLE RESTROOMS, SE, 512.50; EXHAUST PROS TOTAL CAR CARE, SE, 1298.28; EXHAUST PROS TOTAL CAR CARE, SE, 90.28; FASTENAL, SU, 18.56; FASTWYRE BROADBAND, SE, 1576.67; FLOOR MAINTENANCE, SU, 649.76; GERHOLD CONCRETE, SU, 336.91; GERHOLD CONCRETE, SU, 746.35; GERHOLD CONCRETE, SU, 2506.86; GRAHM TIRE NORFOLK, SU, 342.35; GRAINLAND ESTATES, RE, 6095.45; GROSSENBURG IMPLEMENT, SU, 421.37; HAWKINS, SU, 2801.23; HEIKES AUTOMOTIVE, SE, 3644.69; HILAND DAIRY, SU, 122.76; HILAND DAIRY, SU, 114.73; HUBER TECHNOLOGY, SU, 270.00; HYDRO OPTIMIZATION, SE, 1986.46; HYPERION, SE, 84.24; ICMA, SE, 387.46; ICMA, SE, 1443.86; ICMA, SE, 65.00; ICMA, SE, 132.14; ICMA, SE, 8831.19; ICMA, SE, 105.79; ICMA, SE, 339.92; ICMA, SE, 154.18; ICMA, SE, 174.75; ICMA, SE, 35.42; ICMA, SE, 119.12; INGRAM LIBRARY SERVICES, SU, 714.27; IRS, TX, 3600.56; IRS, TX, 11612.32; IRS, TX, 15395.50; KAUS, JENNIFER, RE, -20.00; KAUS, JESSICA, RE, 20.00; KELLY SUPPLY COMPANY, SU, 82.00; KNEIFL, SID, RE, 1000.00; KTCH, SE, 150.00; LUTT OIL, SU, 7894.77; MESSINGER, DAVID, RE, 500.00; MID PLAINS GRAIN, RE, 6258.31; MIDWEST LABORATORIES, SE, 285.00; NE DEPT OF REVENUE, TX, 4935.41; NE LIBRARY ASSOCIATION, FE, 185.00; NPPD, SE, 31.00; NE STATE TREASURER, RE, 100.00; NE STATE TREASURER, RE, 2328.17; OPTK NETWORKS, SE, 962.05; OVERDRIVE, SU, 1129.85; PAC N SAVE, SU, 1084.22; PAC N SAVE, SU, 48.32; PLUNKETT'S PEST CONTROL, SE, 210.66; QUADIANT LEASING USA, SE, 655.38; QUALITY FOOD CENTER, SU, 27.14; S & S WILLERS, SU, 651.74; SEILER INSTRUMENT & MFG, SU, 920.00; STADIUM SPORTING GOODS, SU, 708.00; STADIUM SPORTING GOODS, SE, 24.00; STATE NEBRASKA BANK & TRUST, SE, 61.92; STATE NEBRASKA BANK-PETTY CASH, RE, 107.25; TRUCK CENTER COMPANIES, SE, 1156.55; ULINE, SU, 444.83; UNITED RENTALS, SU, 60.95; UTILITIES SECTION, FE, 275.00; UTILITY EQUIPMENT, SU, 1223.00; VERIZON, SE, 584.93; WAYNE AUTO PARTS, SU, 755.71; WAYNE COMMUNITY SCHOOLS, SE, 50.00; WAYNE HERALD, SE, 1861.40; WAYNE HERALD, SE, 95.00; WAYNE HERALD, SE, 222.50; WAYNE HOSPITALITY, RE, 19669.90; WAYNE VETERINARY CLINIC, SE, 14.00; WESCO, SU, 327.42; WINDOM RIDGE, RE, 3338.18; WISNER WEST, SU, 23.33; ZACH HEATING & COOLING, SE, 184.00; ACES, SE, 1021.15; BAKER & TAYLOR BOOKS, SU, 957.17; BINSWANGER GLASS, SE, 270.40; CITY EMPLOYEE, RE, 37.92; CITY EMPLOYEE, RE, 278.75; ENGINEERED CONTROLS, SE, 2410.00; FLOOR MAINTENANCE, SU, 578.50; GALE/CENGAGE LEARNING, SU, 124.10; HEIKES AUTOMOTIVE, SE, 100.00; HILAND DAIRY, SU, 96.37; JOHNSON HARDWARE, SU, 240.22; MURPHY TRACTOR & EQUIPMENT, SE, -1,115.63; NE PUBLIC HEALTH ENVIRONMENTAL LAB, SE, 1570.00; NORTHEAST POWER, SE, 18978.90; OLSSON, SE, 17784.80; O'REILLY AUTOMOTIVE STORES, SU, 60.88; POLICE OFFICERS' ASSOCIATION OF NE, FE, 165.00; STADIUM SPORTING

GOODS, SU, 890.00; STATE NEBRASKA BANK-PETTY CASH, RE, 100.00; TOTAL GRAPHICS, SE, 64.20; WAYNE COMMUNITY SCHOOLS, SE, 100.00; WESCO, SU, 363.80

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.

Jordan Widner, Assistant Fire Chief, introduced Anaka Brasch and requested Council consideration to approving her membership application to the Wayne Volunteer Fire Department.

Councilmember Karsky made a motion, which was seconded by Councilmember Muir, approving the membership application of Anaka Brasch to the Wayne Volunteer Fire Department. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Jordan Widner, Assistant Fire Chief, introduced Travis Rasmussen and requested Council consideration to approving his membership application to the Wayne Volunteer Fire Department.

Councilmember Eischeid made a motion, which was seconded by Councilmember Buck, approving the membership application of Travis Rasmussen to the Wayne Volunteer Fire Department. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

A Corporate Manager Application was received from the Nebraska Liquor Commission on behalf of Phillip M. Anderson for Gander Foods, LLC, d/b/a Godfather's Pizza, Wayne NE. Mr. Anderson was unable to be in attendance at the Council meeting. Council can approve, deny or make no recommendation on said application.

Councilmember Eischeid made a motion, which was seconded by Councilmember Muir, approving the Corporate Manager Application of Phillip M. Anderson for Gander Foods, LLC, d/b/a Godfather's Pizza, Wayne, NE. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Joel Hansen, Zoning Administrator, stated Nick Junck has purchased two lots in the Vintage Hill 3<sup>rd</sup> Addition subdivision. He would like to eliminate the 14' utility easement between the two lots so he can build over that lot line. City staff has confirmed that there are no existing utilities in this easement.

Nick Junck was present to answer questions.

Councilmember Brodersen introduced Ordinance No. 2022-19, and moved for approval thereof;

Councilmember Buck seconded.

#### ORDINANCE NO. 2022-19

AN ORDINANCE AUTHORIZING THE RELEASE AND ABANDONMENT OF THE 14 FOOT UTILITY EASEMENT LOCATED BETWEEN LOTS 3 AND 4, BLOCK 6, VINTAGE HILL 3<sup>RD</sup> ADDITION TO THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA, EXCLUDING THE REAR 7 FEET OF SAID EASEMENT.

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.

City Administrator Blecke presented Contractor's Application for Payment No. 2 (Final) in the amount of \$3,508.62 to Kay Contracting, Inc., for the "2022 Golf Course Sanitary Sewer Extension Project." This represents the 5% retainage or remaining balance still due on the project.

Councilmember Eischeid made a motion, which was seconded by Councilmember Karsky, approving Contractor's Application for Payment No. 2 (Final) for \$3,508.62 to Kay Contracting, Inc., for the "2022 Golf Course Sanitary Sewer Extension Project." Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Karsky made a motion, which was seconded by Councilmember Pick, approving the Certificate of Substantial Completion on the "2022 Golf Course Sanitary Sewer Extension Project." Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Jill Brodersen, Architect, presented Application for Payment No. 1 in the amount of \$12,442.00 to OCC Builders, LLC, for the "Freedom Park Trailhead Project." Ms. Brodersen updated the Council on the project.

Councilmember Eischeid made a motion, which was seconded by Councilmember Buck, approving Application for Payment No. 1 for \$12,442.00 to OCC Builders, LLC, for the "Freedom Park Trailhead

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, presented Certificate of Payment No. 4 on the “Chicago Street Improvements Project” for \$273,176.69 to Robert Woehler & Sons Construction, Inc. Mr. Kube updated the Council on the project.

Councilmember Eischeid made a motion, which was seconded by Councilmember Pick, approving Certificate of Payment No. 4 for \$273,176.69 to Robert Woehler & Sons Construction, Inc., for the “Chicago Street Improvements Project.” Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmember Woehler who abstained, the Mayor declared the motion carried.

Harrison Lane was present requesting Council consideration to use the Freedom Park Trailhead parking lot on Lincoln Street and to close off a small portion of Lincoln Street up to W. 13<sup>th</sup> Street to host a Memorial Car Show on October 1, 2022, from 7:00 a.m. – 1:00 p.m. in honor of Bryan L. “Dink” Denklau. Mr. Harrison has provided the necessary \$1,000,000 liability insurance policy (Malachi, Inc., d/b/a Wildcat Lanes) for this event, naming the City as an additional insured.

Councilmember Karsky made a motion, which was seconded by Councilmember Buck, approving the request of Harrison Lane to use the Freedom Park Trailhead parking lot on Lincoln Street and to close off a small portion of Lincoln Street up to W. 13<sup>th</sup> Street to host a Memorial Car Show on October 1, 2022, from 7:00 a.m. – 1:00 p.m. in honor of Bryan L. “Dink” Denklau. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Giese declared the time was at hand for the public hearing on the land acquisition from Ameritas Life Insurance Corporation. The legal descriptions are as follows:

**Parcel 1:**

513 Main Street - Part of Lots 4 and 5, and all of Lots 6, 7, 8, and 9, and 16’ of the vacated alley, Block 5, North Addition to the City of Wayne, Wayne County, Nebraska (Ameritas Life Insurance Corporation Building)

**Parcel 2:**

517 Logan Street - Lots 1, 2, 3 and 8' of the vacated alley, Block 6, North Addition to the City of Wayne, Wayne County, Nebraska (Ameritas Life Insurance Corporation Parking Lot) (Advertised Time: 5:30 p.m.)

For a few years, the City has discussed different options for City Hall improvements. Do we stay where we are and make some incremental upgrades? Do we stay put and make significant improvements all at once (gut and remodel)? Or do we build new, either at our existing City Hall site or another site? Another option that has recently been considered is finding a property to be renovated into City Hall. The Ameritas building would be a renovation project. How much renovation is undetermined, but the building definitely has more usable square footage than the existing location. The properties (building and concrete parking lot on Logan Street) are listed with White Farmhouse Realty, and the asking price is \$800,000.

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

Councilmember Eischeid asked that Agenda Item No. 15 – Action to authorize City Staff to negotiate the purchase of properties from Ameritas Life Insurance Corporation be moved to the end of the agenda since the Council will be going into closed session for the update on the litigation matter.

Tim Sutton, Electric Distribution Superintendent, stated that in order for DGR to begin designing the substation, Paul Davis, Project Engineer, has prepared Task Order Amendment No. 4 that defines the scope of work. The initial scope is to prepare a substation electrical one-line diagram for the project, do site layout and orientation, develop a preliminary civil site drawing to determine how the new substation and potential generation additions will be accommodated within the site footprint, and give us a preliminary design memorandum to summarize the findings and recommendations, including updated opinions of probable cost. If Council would choose to do the generation, that task order can be added at a later time.

Administrator Blecke stated this is the first of many actions that we will need to have on discussions pertaining to generation, and we will likely have to bring in others to help us with the generation side as well.

Councilmember Eischeid introduced Resolution No. 2022-60 and moved for its approval; Councilmember Buck seconded the motion.

#### RESOLUTION NO. 2022-60

A RESOLUTION APPROVING TASK ORDER AMENDMENT NO. 4 WITH DGR ENGINEERING FOR THE “NORTHEAST SUBSTATION PROJECT.”

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

Mayor Giese stated the following Resolution would ratify the City of Wayne Goals.

Councilmember Brodersen introduced Resolution 2022-61, and moved for its approval; Councilmember Muir seconded.

#### RESOLUTION NO. 2022-61

A RESOLUTION RATIFYING 2021 AND 2022 CITY OF WAYNE GOALS.

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

Marlen Chinn, Police Chief, stated On August 3, 2021, Council approved the purchase of a 2021 Chevrolet Tahoe to replace the 2006 Ford Expedition police vehicle. In August of 2022, the City was notified that GM had cancelled vehicle orders over a certain number and that our order got cancelled completely. State contracts were non-existent from late last year until late August of this year.

Another agency had ordered a 2023 Chevrolet Tahoe before us, and their order was accepted and is still scheduled to be built, but they rejected the vehicle due to the wait time. With the difficulty of getting police vehicles, Police Chief Chinn presented an amended purchase order to the City Administrator for this Chevrolet Tahoe with the adjusted State contract fleet price of \$47,933.00. The prior purchase order approved in August, 2021, was \$38,837.00.

While dealing with this, Police Chief Chinn was informed that Ford Motor Company had opened a new State contract the end of August 2022, and a second vehicle, a 2023 Ford Explorer PPU was spec'd and quoted to replace the Police Department's oldest Ford Taurus (2015). Police Chief Chinn was informed

that Ford was closing their contract early due to the number of vehicle orders placed upon them. Police Chief Chinn needed to have a purchase order signed and in before September 9th to hopefully still get into their ordering system.

On September 8, 2022, he received the final specs/contract quote of \$44,929.00 and a purchase order was presented to the City Administrator due to having one day to react. Police Chief Chinn has received notice that the order was submitted and accepted. He is recommending Council approve the purchase of both vehicles. \$90,000.00 was budgeted in the 2022/23 budget year for two vehicles. No known timelines were given to receive either of these two vehicles.

Councilmember Brodersen introduced Resolution No. 2022-62 and moved for its approval; Councilmember Buck seconded the motion.

#### RESOLUTION NO. 2022-62

A RESOLUTION RESCINDING COUNCIL ACTION ON RESOLUTION 2021-40 REGARDING THE PURCHASE OF A 2021 CHEVROLET TAHOE (\$38,837.00) AND AMENDING THE SAME TO APPROVE THE SPECIFICATIONS AND AUTHORIZING THE PURCHASE OF A 2023 CHEVROLET TAHOE THROUGH THE STATE BID SYSTEM AS PER THE BID PROPOSAL RECEIVED FROM SID DILLON FLEET COMPANY (\$47,933.00).

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

Councilmember Brodersen introduced Resolution No. 2022-63 and moved for its approval; Councilmember Karsky seconded the motion.

#### RESOLUTION NO. 2022-63

A RESOLUTION APPROVING THE SPECIFICATIONS AND AUTHORIZING THE PURCHASE OF A 2023 FORD EXPLORER THROUGH THE STATE BID SYSTEM AS PER THE BID PROPOSAL RECEIVED FROM SID DILLON FLEET COMPANY (\$44,929).

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

Joel Hansen, Street Superintendent, stated the following Ordinance would prohibit parking as follows:

**The south side of the centerline of Chicago Street from the west line of South Sherman Street east to the east line of South Lincoln Street.**

Councilmember Eischeid introduced Ordinance No. 2022-16, and moved for approval of the third and final reading thereof; Councilmember Woehler seconded.

ORDINANCE NO. 2022-16

AN ORDINANCE TO AMEND WAYNE MUNICIPAL CODE, TITLE VII TRAFFIC CODE, CHAPTER 70 GENERAL PROVISIONS – PROHIBITIONS AND ENFORCEMENT, SECTION 78-132 PROHIBITED PARKING; SOUTHWEST QUADRANT OF THE CITY; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

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

Joel Hansen, Street Superintendent, stated the following ordinance has been amended to include restricted parking on the west side of Lincoln Street from 1<sup>st</sup> Street to 5<sup>th</sup> Street. Mr. Hansen asked if Council did not want to restrict 1<sup>st</sup> to 5<sup>th</sup> Street, that they do so from 1<sup>st</sup> Street to 3<sup>rd</sup> Street to address the issue of people treating it like a parking lot.

Mr. Hansen presented a map showing the areas in Wayne where there are no restrictions.

Councilmember Karsky questioned why the City has areas that are exempt. Why doesn't the whole city either have or not have the restriction/prohibition? It does not seem equitable. He was advocating for city-wide no parking restrictions.

Mayor Giese thought making the parking less restrictive might have a more positive value on homes.

Mr. Hansen opined that what also drives the need for parking restrictions is when you see residential neighborhoods transition into rentals. The areas where there are no restrictions, there are not a lot of rentals in those neighborhoods or those areas do not have alleys.

Notices were given to property owners along that portion of the street. Several contacted the City Office (via phone, email, etc.) to oppose the addition of this restriction.

Police Chief Chinn had concerns about allowing narrow streets in new subdivisions.

Councilmember Brodersen stated she was in favor of the restrictions on Chicago Street but not on Lincoln Street.

Councilmember Karsky stated he would vote for this because he is in favor of restrictions, but wishes it was city wide.

Councilmember Muir agreed with Councilmember Brodersen.

Councilmember Eischeid stated he was in favor of dealing with the two block area on Lincoln Street. If we have problems/abusers, then we can address that.

Tom Jacobsen, who owns apartment buildings in that area, was present and spoke against this passage of this restriction. Penalize those that are breaking the rules rather than penalize everyone on the street.

After discussion, Councilmember Eischeid introduced Ordinance No. 2022-17, and moved for approval of the third and final reading thereof as amended (Delete/remove: “The west side of the centerline of Lincoln Street from the north line of West 1<sup>st</sup> Street north to the south line of West 5<sup>th</sup> Street); Councilmember Brodersen seconded.

#### ORDINANCE NO. 2022-17

AN ORDINANCE TO AMEND WAYNE MUNICIPAL CODE, TITLE VII TRAFFIC CODE, CHAPTER 70 GENERAL PROVISIONS – PROHIBITIONS AND ENFORCEMENT, SECTION 78-133 RESTRICTED PARKING 12:00 MIDNIGHT TO 5:00 A.M.; SOUTHWEST QUADRANT OF THE CITY; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

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

Discussion took place on a possible agreement with Wayne Community Schools on the future of the Community Activity Center land.

Wayne Community Schools is looking to expand its facilities as student enrollment continues to increase. As the School Board and Administration do their due diligence in different options for expansion, they have asked the City about the future of the Community Activity Center (CAC) and its adjacent property. Logistically, is there a way to utilize our property better to allow the School to expand at a lower

public cost? As both the School and City are taxing entities, it makes sense to try to work together to accomplish what is best for the taxpayer, while still providing the services we are expected to provide.

Councilmember Eischeid updated the Council on the meeting that was held with representatives of the School District, the City Facilities Committee and City Staff.

Mayor Giese stated the School is trying to decide which direction they want to go. They are landlocked. They need to decide if they are going to build a new campus or build a new building on the existing property. The CAC looks like it could be a nice thing to add onto and repurpose for them. The Council needs to decide if they are open to discussing this idea or not.

Councilmember Eischeid, on behalf of the Facilities Committee, shared the concerns of the Committee.

Councilmember Pick who is on the Facility Committee for the School updated the Council on their concerns.

Councilmember Woehler was not in favor of the idea of selling the CAC to the School.

Joel Hansen, Street and Planning Director, had concerns if this happens, would this mean that some other things that are planned would be shoved or pushed back.

Mayor Giese, in response, stated the City's debt service is low. We would be bonding out projects of great size anyway.

Administrator Blecke stated the City could look at the additional sales tax again if the consensus is to move forward with the School.

After discussion, Councilmember Brodersen made a motion, which was seconded by Councilmember Pick, to continue discussions with Wayne Community Schools on the future of the Community Activity Center land.

Councilmember Webber stated if the School isn't able to grow, the community isn't able to grow. She is not opposed to continuing discussions with the School.

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

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, to enter into executive/closed session for the purpose of protecting the City's interest to discuss the Ameritas property and to allow Administrator Blecke, Attorney Miller, City Clerk McGuire, Street and Planning Director Joel Hansen, and Police Chief Marlen Chinn to be in attendance. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried, and executive/closed session began at 7.08 p.m.

Mayor Giese again stated the matter to be discussed in executive/closed session relates to discussing the Ameritas property.

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, to resume open session. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried, and open session resumed at 7:59 p.m.

Councilmember Eischeid made a motion, which was seconded by Councilmember Buck, directing City Staff to contact an engineering professional to determine the cost of remodeling an existing building vs. building a new building. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Mayor Giese stated the next item on the agenda is an update on the Bradley J. Woehler and Bradley F. Roberts vs. City of Wayne litigation matter. Attorney Miller stated there was nothing new to report on the matter since the last meeting.

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 8:01 p.m.