

**AGENDA
CITY COUNCIL MEETING
COUNCIL CHAMBERS – CITY HALL
306 PEARL STREET
November 1, 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 – October 18, 2022
4. Approval of Claims
5. Action on Application for Payment No. 2 in the amount of \$28,447.00 to OCC Builders, LLC for the Freedom Park Trailhead Project - Jill Brodersen, Architect
6. Action to set Council Mini-Retreat for Tuesday, November 29, 2022, at the Wayne Fire Hall at 5:30 p.m.
7. Update on discussions with Wayne Community Schools on the future of the Community Activity Center land
8. Update on the Bradley J. Woehler and Bradley F. Roberts vs. City of Wayne litigation matter
9. Update on the R. Perry and Prairie Park Projects
10. Discussion and possible action authorizing City Staff to negotiate the purchase of property from Ameritas Life Insurance Corporation

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)

11. Discussion and possible action authorizing City Staff to continue to negotiate the purchase of property from First Methodist Church of Wayne (Part of Lots 1, 2, and 3, Block 5, North Addition)
12. Adjourn

**MINUTES
CITY COUNCIL MEETING
October 18, 2022**

The Wayne City Council met in regular session at City Hall on October 18, 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; and Attorney Amy Miller. Absent: 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 October 4, 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:

CLAIMS – FY 2021-2022: AMAZON, SU, 732.15; BAKER & TAYLOR BOOKS, SU, 731.75; BIG RIVERS, SE, 262885.61; BROWN, SANDY, RE, 154.28; BSN SPORTS, SU, 41.96; CITY EMPLOYEE,

RE, 78.90; CITY OF NORFOLK, SU, 173.97; COPY WRITE PUBLISHING, SE, 15.02; COTTONWOOD WIND PROJECT, SE, 14031.73; FLOOR MAINTENANCE, SU, 173.59; GERHOLD CONCRETE, SU, 375.34; INGRAM LIBRARY SERVICES, SU, 420.50; KTCH, SE, 650.00; MACQUEEN EQUIPMENT, SE, 4261.54; MIDWEST LABORATORIES, SE, 252.00; NPPD, SE, 8076.56; NORFOLK DAILY NEWS, SE, 16.97; NORTHEAST POWER, SE, 18978.90; NORTHEAST TIRE SERVICE, SE, 50.00; ODEYS, SU, 842.65; PAC N SAVE, SU, 1566.08; PEERLESS WIPING CLOTH, SU, 500.00; QUADIANT FINANCE USA, SU, 1000.00; T & S TRUCKING, SE, 562.20; TYLER TECHNOLOGIES, FE, 3150.00; USA BLUE BOOK, SU, 40.10; VAKOC, SU, 3467.18; WAYNE HERALD, SE, 465.00; WAYNE HERALD, SE, 2382.24; WAYNE KIWANIS, FE, 141.00; WAYNE STATER, SE, 382.50; WAYNE VETERINARY CLINIC, SE, 266.00; WAPA, SE, 15318.09; WISNER WEST, SU, 118.55; WYNIA, KATIE, SE, 240.00; DAS STATE ACCTG, SE, 62.36; KTCH, SE, 155.00; NE DEPT OF REVENUE-CHARITABLE GAMING, TX, 1988.00; PSYCHOLOGICAL RESOURCES, SE, 135.00;

CLAIMS - FY 2022-2023: AMERITAS, SE, 100.91; AMERITAS, SE, 72.00; AMERITAS, SE, 169.65; AMERITAS, SE, 35.00; AMERITAS, SE, 3260.78; ANDERSON, DEREK, SE, 260.00; ANDERSON, BRYCE, RE, 1000.00; APPEARA, SE, 122.41; ARNIE'S FORD, SE, 884.11; BATTERY SOLUTIONS, SU, 204.00; BEBEE, TIMOTHY & LESLIE, RE, 3076.60; BORDER STATES INDUSTRIES, SU, 653.93; BRAUN, ZAC, SE, 10.00; CITY EMPLOYEE, RE, 76.25; CITY EMPLOYEE, RE, 2676.31; CITY EMPLOYEE, RE, 192.88; CITY EMPLOYEE, RE, 60.00; CITY EMPLOYEE, RE, 152.76; CITY EMPLOYEE, RE, 100.00; CITY EMPLOYEE, RE, 282.71; CITY OF WAYNE, PY, 93248.06; CITY OF WAYNE, RE, 471.41; CITY OF WAYNE, RE, 282.71; ED M. FELD EQUIPMENT, SU, 346.70; ELLIS HOME SERVICES, SE, 90.00; EMPLOYERS MUTUAL CASUALTY, RE, 500.00; FAIRFIELD INN & SUITES BY MARRIOTT, SE, 329.85; FLOOR MAINTENANCE, SU, 524.00; FOURTH GENERATION, RE, 13490.15; GERHOLD CONCRETE, SU, 328.54; GFOA, FE, 170.00; GRNE SOLAR, RE, 500.00; HILAND DAIRY, SU, 130.26; ICMA, SE, 1607.86; ICMA, SE, 174.75; ICMA, SE, 154.18; ICMA, SE, 387.46; ICMA, SE, 132.14; ICMA, SE, 65.00; ICMA, SE, 339.92; ICMA, SE, 105.79; ICMA, SE, 119.12; ICMA, SE, 8919.64; INTOXIMETERS, FE, 950.00; IRS, TX, 3694.98; IRS, TX, 15798.88; IRS, TX, 11914.94; JORGENSEN, KEITH, RE, 500.00; JORGENSEN, KEN, RE, 2391.30; KEATING, TRACY, RE, 250.00; LAQUINTA INNS & SUITES, SE, 314.85; LOPEZ, JORGE, RE, 30.00; MIDWEST TAPE, SU, 379.93; MILLER, DREW, SE, 80.00; MZRB, RE, 3342.63; NE DEPT OF REVENUE, TX, 5107.75; NORFOLK DAILY NEWS, SE, 14.86; ODEYS, SU, 1498.00; O'REILLY AUTOMOTIVE STORES, SU, 45.94; O'REILLY AUTOMOTIVE STORES, SU, 141.97; OVERDRIVE, SU, 490.18; PETERSON, CARTER, RE, 1398.45; REEG, BETTY S Revocable Trust, RE, 2796.92; SKARSHAUG TESTING LAB, SE, 249.04; SPORTS FACILITY MAINTENANCE, SU, 3867.00; STADIUM SPORTING GOODS, SE, 228.00; STADIUM SPORTING GOODS, SE, 60.00; STATE NEBRASKA BANK & TRUST, RE, 4373.75; TOMPKINS, RODNEY R Irrevocable Trust, RE, 2796.92; WAYNE HERALD, SU, 48.00; WILKINS, LINDSAY, SE, 30.00; WILSON, REESE, SE, 20.00; CITY EMPLOYEE, RE, 173.60; CITY EMPLOYEE, RE, 273.59; EISCHEID, MATT, RE, 50.00; FASTWYRE BROADBAND, SE, 1739.08; FLOOR MAINTENANCE, SU, 538.62; GROSSENBURG IMPLEMENT, SU, 135.84; HYDRO OPTIMIZATION, SU, 773.38; KAUP FORAGE & TURF, SU, 2850.00; MAIN STREET GARAGE, SE, 90.00; OLSSON, SE, 9950.00; O'REILLY AUTOMOTIVE STORES, SU, 8.09; PER MAR SECURITY SERVICES, SE, 128.65; RESCO, SU, 1369.60; TROJAN YOUTH FOOTBALL, FE, 394.48; WESCO, SU, 388.14

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

Mayor Giese requested Council consideration to the reappointment of Kim Endicott to the Library Board (term would expire June 30, 2026).

Councilmember Eischeid made a motion, which was seconded by Councilmember Karsky, approving the Mayoral reappointment of Kim Endicott to the Library Board. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Dave Peterson, Electrical Engineer with JEO Consulting Group, Inc., was present to review Task Order No. 221753.00 for the “Wholesale Power and Generation Capacity Options’ Project.”

With this Task Order, JEO will review wholesale power options and existing/future generation capacity modes of operation. JEO will also solicit offers from energy and capacity resources, consider transmission and Southwest Power Pool costs, compare to existing wholesale power costs, and assess the financial advantages of existing and future generation capacity for each offer.

Mr. Peterson stated he has been working with the Southwest Power Pool for the past six years since a few communities have left Nebraska Public Power District and went with other options. The City’s contract with Big Rivers is up in 2026 so this is the time to start looking at other options.

It was noted that notice of termination must be sent to Big Rivers by December 31, 2024.

Councilmember Karsky introduced Resolution No. 2022-68 and moved for its approval; Councilmember Brodersen seconded.

RESOLUTION NO. 2022-68

A RESOLUTION APPROVING SCOPE OF SERVICES AND TASK ORDER NO. 221753.00 WITH JEO CONSULTING GROUP, INC., FOR THE “WHOLESALE POWER AND GENERATION CAPACITY OPTIONS’ PROJECT” — \$18,600.

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. 5 on the “Chicago Street Improvements Project” for \$199,504.31 to Robert Woehler & Sons Construction, Inc. Mr. Kube also updated Council on the project.

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, approving Certificate of Payment No. 5 for \$199,504.31 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.

Taylor Kube, Engineer with Olsson, presented Certificate of Payment No. 2 on the "Lincoln Street Improvements Project" for \$37,797.08 to Robert Woehler & Sons Construction, Inc.

Councilmember Eischeid made a motion, which was seconded by Councilmember Brodersen, approving Certificate of Payment No. 2 for \$37,797.08 to Robert Woehler & Sons Construction, Inc., for the "Lincoln 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.

Councilmembers Eischeid and Pick updated the Council on the recent meeting that took place with Wayne Community Schools on the future of the Community Activity Center. The School's main concern is getting the early childhood development center (Pre-K – 2nd grade) all in one building. The discussion of selling the CAC was brought up. The overall consensus by both Committees and the concerns of Council from past discussions was that the City is just not ready to sell the CAC, but, that we are not closing that door forever, not knowing what the future holds for the both the School and the City.

One area discussed was just west of the lower parking lot at the CAC. The School's Facilities' Committee was very positive about that area. They liked it knowing the location. One reason that location was suggested by the City is that right now, the main area of it is a field either used for soccer and football. Or, it is just open green space. In addition, there is an apple orchard. We would not be taking a lot of area away from recreation.

In addition, the consensus was that the school(s) should be inside City limits. Keeping the schools inside city limits benefits the whole community. The intent is to come up with a common ground that works for everybody, where not one entity is sacrificing too much.

Councilmember Pick stated the School's Facilities' Committee was positive on the site by the CAC for the future. Pre-K – 2nd grade is a top priority on the School's wish list right now.

More information and updates would be brought forward in the future.

Mayor Giese declared the time was at hand for the public hearing on the acquisition of real estate – Part of Lots 1, 2, and 3, Block 5, North Addition to the City of Wayne, Wayne County, Nebraska – First Methodist Church of Wayne.

Administrator Blecke stated he has met with a couple of Church Trustees to talk about this piece of property (parking lot) located next to the Ameritas building. The Trustees are recommending the Church Council consider selling it. However, it would have to go before the full congregation for a vote.

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

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

Councilmember Brodersen made a motion, which was seconded by Councilmember Buck, to enter into executive/closed session for the purpose of protecting the financial interest of the City to discuss the acquisition of real estate from the First Methodist Church of Wayne and to allow Administrator Blecke and Attorney Miller 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 6:05 p.m.

Mayor Giese again stated the matter to be discussed in executive/closed session relates to the acquisition of real estate from the First Methodist Church of Wayne.

Councilmember Buck 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 6:23 p.m.

Councilmember Brodersen made a motion, which was seconded by Councilmember Buck, authorizing staff to negotiate the purchase of property (parking lot) from First Methodist Church of Wayne up to the amount discussed in executive/closed session. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

No updated was given or needed on the Bradley J. Woehler and Bradley F. Roberts vs. City of Wayne litigation matter.

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 6:24 p.m.



Vendor	Payable Description	Payment Total
FISCAL YEAR 2021-2022		
ELKINS PORTABLE RESTROOM	PORTABLE RESTROOM	710.00
HAWKINS INC	POOL CHEMICALS	2,297.87
NE PUBLIC HEALTH ENVIRONMENTAL LAB	BLOOD ALCOHOL TESTING	105.00
	Total	3,112.87
FISCAL YEAR 2022-2023-Council Approved 10/18/22		
ROBERT WOEHLE & SONS	CHICAGO ST	199,504.31
ROBERT WOEHLE & SONS	LINCOLN ST	37,797.08
	Total	237,301.39
FISCAL YEAR 2022-2023		
ACES	ACES WIND ENERGY SERVICE AGREEMENT	1,021.15
AMAZON.COM, LLC	BOOKS/DVD'S	223.36
AMERITAS LIFE INSURANCE	AMERITAS ROTH	165.31
AMERITAS LIFE INSURANCE	AMERITAS ROTH	35.00
AMERITAS LIFE INSURANCE	POLICE RETIREMENT	3,116.96
AMERITAS LIFE INSURANCE	POLICE RETIREMENT 457 AMOUNT	72.00
AMERITAS LIFE INSURANCE	POLICE RETIREMENT 457 PERCENTAGE	97.54
APPEARA	STREET MAT SERVICE	115.09
APPEARA	LINEN & MAT SERVICE	72.34
BLUE CROSS BLUE SHIELD	HEALTH PREMIUMS	48,458.53
BOMGAARS	TOOLS/ANTIFREEZE/HEATER/CONNECTORS	1,200.50
BORDER STATES INDUSTRIES, INC	FUSES	1,476.60
BOUST, SUSAN	AUDITORIUM RENTAL RETURN	450.00
BSN SPORTS, INC	BASKETBALLS	907.20
BSN SPORTS, INC	FOOTBALL HELMETS	1,679.92
CARROLL DISTRIBUTING	EDGER	42.41
CENTURYLINK	TELEPHONE CHARGES	400.54
CITY EMPLOYEE	VISION REIMBURSEMENT	115.00
CITY EMPLOYEE	MEDICAL REIMBURSEMENT	473.44
CITY OF WAYNE	PAYROLL	93,453.99
CITY OF WAYNE	UTILITY REFUNDS	110.68
COLE PAPERS INC.	JANITORIAL SUPPLIES	126.70
COMMUNITY REDEVELOPMENT AUTHORITY	LINE OF CREDIT DRAW	5,000.00
DAS STATE ACCTG-CENTRAL FINANCE	TELECOMMUNICATION CHARGES	448.00
DEARBORN LIFE INSURANCE COMPANY	VFD INSURANCE	99.76
DGR & ASSOCIATES CO	ENERGY STATION	7,578.00
DUTTON-LAINSON COMPANY	ELECTRIC METERS	328.81
EATON, MICHAEL	AUDITORIUM DEPOSIT REFUND	250.00
ED M. FELD EQUIPMENT CO INC	NITRILE GLOVES/BATTERY/HYDROTEST BOTTLES	519.43
FIREMAN'S ASSOCIATION	WSC FIRE AGREEMENT	5,000.00
FIRST CONCORD GROUP LLC	FLEX FEES	3,947.74

FLOOR MAINTENANCE	JANITORIAL SUPPLIES	160.24
GERHOLD CONCRETE CO INC.	CONCRETE	744.72
HEIKES AUTOMOTIVE LLC	BRAKE PAD/ROTOR REPAIRS/BALANCE TIRES	1,457.76
HILAND DAIRY	SENIOR CENTER FOOD SERVICE	89.94
HILAND DAIRY	SENIOR CENTER FOOD SERVICE	157.59
HUNDERTMARK CLEANING SYSTEMS	SOAP VALVE/FILTERS/COUPLER/PLUG	376.31
HYDRO OPTIMIZATION	FLOAT SWITCH/LABOR DIAGNOSTICS	2,406.45
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	8,916.68
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	339.92
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	154.18
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	174.75
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	105.79
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ICMA RETIREMENT	1,607.86
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH ICMA	387.46
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH ICMA	132.14
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH IRA -ICMA	119.12
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH IRA - ICMA	65.00
IRS	FICA WITHHOLDING	15,765.54
IRS	FEDERAL WITHHOLDING	11,978.40
IRS	MEDICARE WITHHOLDING	3,687.18
JEO CONSULTING GROUP	UV SYSTEM REPLACEMENT/MASTER	8,019.42
	AGREEMENT/TRANSFER STATION PERMIT	
MAIN STREET GARAGE, LLC	ALIGNMENT	112.50
MARCO TECHNOLOGIES LLC	COPIER LEASE	180.50
MAXON, PENNY	AUDITORIUM DEPOSIT REFUND	200.00
NE DEPT OF REVENUE	STATE WITHHOLDING	5,111.87
NE LIBRARY COMMISSION	OVERDRIVE ANNUAL FEE	800.00
NE PUBLIC HEALTH ENVIRONMENTAL LAB	FLUORIDE/COLIFORM TESTING	109.00
OLSSON	CHICAGO STREET PAVING	5,951.87
O'REILLY AUTOMOTIVE STORES, INC.	WINDOW HANDLE/WIPER BLADES	45.66
OVERDRIVE, INC.	E BOOKS	29.99
QUADIENT, INC	POSTAGE MACHINE SEALER SPONGE KIT	28.00
ROBERTS, NOAH	REC BASKETBALL REF	30.00
SECURITY SHREADING SERVICES	DOCUMENT SHREDDING	87.50
STADIUM SPORTING GOODS	EMBROIDERY	48.00
THOENE, MYLES	REC BASKETBALL REF	48.00
THRASHER	BUILDING PERMIT DEPOSIT REFUND	500.00
TUCKER, DARYLE	REC BASKETBALL REF	24.00
USA BLUE BOOK	BUTTERFLY VALVE	227.39
VAKOC	POWER PLANT WINDOW	429.11
VERIZON WIRELESS SERVICES LLC	CELL PHONES	584.58
W.T. COX SUBSCRIPTIONS	SUBSCRIPTION RENEWALS	843.43
WAYNE AREA ECONOMIC DEVELOPMENT	LB 840 ADMINISTRATION	5,000.00
WAYNE COUNTY COURT	BOND	150.00
WILSON, ZANE	REC BASKETBALL REF	30.00
WISNER WEST	FD GASOLINE	552.23

Total 254,956.08

Grand Total: 495,370.34



APPLICATION FOR PAYMENT

TO (OWNER): City of Wayne
306 Pearl Street
Wayne, Nebraska 68787

PROJECT: Freedom Park Trailhead Project

FROM (CONTRACTOR): OCC Builders, LLC.
521 South Centennial Road
Wayne, Nebraska 68787

CONTRACTORS PROJECT NO.: 22-11
PERIOD THROUGH: October 27, 2022
APPLICATION DATE: October 27, 2022
APPLICATION NO.: 2

Application is made for Payment, as shown below, in connection with the Contract. Cost Breakdown is attached.

1. ORIGINAL CONTRACT SUM	\$	372,310
2. NET CHANGE BY CHANGE ORDERS (see attached)	\$	0
3. CONTRACT SUM TO DATE (Line 1 +/- Line 2)	\$	372,310
4. WORK COMPLETED & STORED TO DATE (see attachment) TOTAL WORK COMPLETED & STORED (Column G on Cost Breakdown Sheet)	\$	45,433
5. RETAINAGE:		
a. 10% of Completed Work (Columns D-E on Cost Breakdown Sheet)	\$	3,407
b. 10% of Stored Material (Column F on Cost Breakdown Sheet)	\$	1,137
TOTAL RETAINAGE (Total in Column I on Cost Breakdown Sheet)	\$	4,544
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 total)	\$	40,889
7. LESS PREVIOUS APPLICATIONS FOR PAYMENT	\$	12,442
8. CURRENT PAYMENT DUE	\$	28,447
9. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 less Line 6)	\$	331,421

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information, and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due. Application for Payment is to be received by the Architect no later than the last day of the month, and the Owner shall make payment to the Contractor no later than the last day of the following month.

CONTRACTOR: OCC Builders LLC.

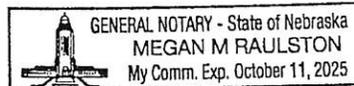
By: [Signature]

Date: 10/28/2022

State of: Nebraska
County of: Wayne

Subscribed and sworn to before me this 28 day of October, 2022

Notary Public: Megan M Raulston
My Commission expires: Oct. 11, 2025



In accordance with the Contract and this Application for Payment, the Contractor is entitled to payment in the amount shown below.

AMOUNT CERTIFIED \$ _____
(Attach explanation if amount certified differs from the amount applied for.)

ARCHITECT:

<input type="checkbox"/>	OWNER
<input type="checkbox"/>	ARCHITECT
<input type="checkbox"/>	CONTRACTOR

By: _____ Date: _____

This certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

COST BREAKDOWN SHEET

City of Wayne - Freedom Park Trailhead



CONTRACTORS PROJECT NO.:
 PERIOD THROUGH: October 27, 2022
 APPLICATION DATE: October 27, 2022
 APPLICATION NO.: 2

Page 1 of 1

APPLICATION AND CERTIFICATED FOR PAYMENT - Contractor's signed Certification is attached.

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C-G)	I RETAINAGE 10%
			FROM PREVIOUS APPLICATION	FROM THIS PERIOD					
	General Conditions (Bonds, Trash, Supervision, Cleaning, Etc.)	23,200	11,815	0	0	0	11,815	11,385	1,182
	Demolition	9,610	2,010	3,390	0	0	5,400	4,210	540
	Interior Concrete Floor & Sealer	17,580	0	2,180	0	0	2,180	15,400	218
	Masonry	12,830	0	0	0	0	0	12,830	0
	HM Frames/Doors, Wood Doors, & Hardware	13,780	0	0	0	0	0	13,780	0
	Aluminum Entries & Windows	32,820	0	0	0	0	0	32,820	0
	Interior Framing & Insulation Board	12,290	0	0	0	0	0	12,290	0
	Roof Framing & Sheathing	24,900	0	0	0	11,375	11,375	13,525	1,138
	Canopy Framing & Support	24,100	0	0	0	0	0	24,100	0
	Asphalt Shingles	12,170	0	0	0	0	0	12,170	0
	Aluminum Soffit & Gutters	8,950	0	0	0	0	0	8,950	0
	Canopy Wood Soffit	7,020	0	0	0	0	0	7,020	0
	Drywall	14,160	0	0	0	0	0	14,160	0
	Painting, Staining, & Joint Sealants	16,335	0	0	0	0	0	16,335	0
	Cabinetry, Countertops, & Window Sills	14,550	0	0	0	0	0	14,550	0
	Vinyl Base	1,850	0	0	0	0	0	1,850	0
	Toilet Accessories	995	0	0	0	0	0	995	0
	Plumbing, Fixtures, & Site Utilities	27,960	0	6,823	0	0	6,823	21,137	662
	HVAC & Floor Heat	41,700	0	7,840	0	0	7,840	33,860	784
	Electrical	13,680	0	0	0	0	0	13,680	0
	Site Paving	41,830	0	0	0	0	0	41,830	0
	SUB-TOTAL	372,310	13,825	20,233		11,375	45,433	326,877	4,544
	CHANGE ORDERS								
	SUB-TOTAL CHANGE ORDERS	0	0	0		0	0	0	0
	TOTALS	372,310	13,825	20,233		11,375	45,433	326,877	4,544