

**MINUTES**  
**CITY COUNCIL MEETING**  
**August 6, 2024**

The Wayne City Council met in regular session at City Hall on August 6, 2024, 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 Austyn Houser, Terri Buck, Nick Muir, Brittany Webber, Clayton Bratcher, Jason Karsky, Matt Eischeid and Jill Brodersen; City Administrator Wes Blecke; City Clerk Betty McGuire; and City Attorney Amy Miller.

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 Buck made a motion, which was seconded by Councilmember Webber, to approve the minutes of the meetings of July 16 and July 30, 2024, and to waive the readings 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:** ACES, SE, 1127.56; ALLO COMMUNICATIONS, SE, 2420.24; AMERICAN LIBRARY ASSOC, FE, 247.00; AMERITAS, SE, 184.72; AMERITAS, SE, 35.00; AMERITAS, SE, 3682.24; AMERITAS, SE, 72.00; AMERITAS, SE, 124.17; APPEARA, SE, 349.67; AUSTIN, AMBER,

RE, 450.00; BEACOM, LEXI, SE, 120.00; BEIERMANN ELECTRIC, SE, 175.00; BERNAL, GEORGINA, SE, 55.00; BERNAL, GEORGINA, SE, 55.00; BOHM MASONRY, SE, 334.00; BOMGAARS, SU, 1173.49; BORDER STATES, SU, 4744.47; BSN SPORTS, SU, 1091.59; CALIBRASKA ARTS INITIATIVE, FE, 560.00; CARHART LUMBER COMPANY, SU, 85.65; CARLSON WEST POVONDRA ARCHITECTS, SE, 4851.06; CASEY ELECTRIC, SE, 1829.44; CHAVEZ, EDGAR, RE, 200.00; CINTAS, SU, 334.23; CIRBA SOLUTIONS SERVICES, SU, 217.90; CITY EMPLOYEE, RE, 867.27; CITY EMPLOYEE, RE, 930.57; CITY EMPLOYEE, RE, 12.06; CITY EMPLOYEE, RE, 169.06; CITY EMPLOYEE, RE, 84.96; CITY EMPLOYEE, RE, 313.52; CITY OF WAYNE, PY, 146897.03; CITY OF WAYNE, RE, 596.07; CITY OF WAYNE, RE, -59.20; COLONIAL RESEARCH, SU, 178.00; COMMUNITY REDEVELOPMENT AUTHORITY, RE, 10000.00; COMMUNITY REDEVELOPMENT AUTHORITY, RE, 15000.00; COMMUNITY REDEVELOPMENT AUTHORITY, RE, 10000.00; CONTINENTAL FIRE SPRINKLER, SE, 223.00; DANKO EMERGENCY EQUIPMENT, SU, 12606.58; DAS STATE ACCTG-CENTRAL FINANCE, SE, 537.60; DE LA CRUZ, SAMANTHA, SE, 120.00; DEARBORN LIFE INSURANCE COMPANY, SE, 82.56; DGR & ASSOCIATES, SE, 48366.00; DORING, BRENT, RE, 96.00; EAKES OFFICE PLUS, SE, 182.37; ED M. FELD EQUIPMENT, SU, 748.49; EGAN SUPPLY, SE, 3068.00; ELECTRICAL ENGINEERING & EQUIPMENT, SU, 104.86; ELKINS PORTABLE RESTROOMS, SE, 1180.00; ELLIS HOME SERVICES, SE, 5450.00; EMPLOYERS MUTUAL CASUALTY, RE, 233.80; FASTWYRE BROADBAND, SE, 1350.51; FLOOR MAINTENANCE, SU, 1098.51; GALE/CENGAGE LEARNING, SU, 133.20; GENERAL TRAFFIC CONTROLS, SU, 294.00; GERHOLD CONCRETE, SU, 10828.20; GLOBAL INDUSTRIAL, SU, 230.79; GROSSENBURG IMPLEMENT, SU, 424.11; HAWKINS, SU, 3438.40; HELENA AGRI-ENTERPRISES, SU, 1590.00; HEWLETT PACKARD ENTERPRISE, SE, 5236.56; HILAND DAIRY, SU, 340.29; ICMA, SE, 39.80; ICMA, SE, 803.82; ICMA, SE, 533.56; ICMA, SE, 152.88; ICMA, SE, 75.00; ICMA, SE, 130.76; ICMA, SE, 72.03; ICMA, SE, 138.72; ICMA, SE, 72.03; ICMA, SE, 10544.80; ICMA, SE, 1229.22; ICMA, E, 202.78; IRS, TX, 23900.72; IRS, TX, 5589.76; IRS, TX, 14900.37; JEO CONSULTING GROUP, SE, 6560.94; KAI, MARK, RE, 500.00; KAUP FORAGE & TURF, SU, 225.00; KELLY SUPPLY COMPANY, SU, 181.97; LUTT TRUCKING, SE, 375.00; MAIN STREET GARAGE, SE, 345.02; MARCO TECHNOLOGIES, SE, 180.50; MARSH, CHANA, RE, 30.00; MEYER, SU, 1275.00; MUNICIPAL SUPPLY, SU, 334.93; MUTUAL OF OMAHA, SE, 405.00; NATL LEAGUE OF CITIES, FE, 1276.00; NE DEPT OF REVENUE, TX, 7119.00; NE FIRE CHIEFS ASSOC, FE, 100.00; NE PUBLIC HEALTH ENVIRONMENTAL LAB, SE, 341.00; NE STATE VOLUNTEER FIREFIGHTERS ASSOC, FE, 756.00; NORTHEAST POWER, SE, 29233.54; OLSSON, SE, 5037.00; O'REILLY AUTOMOTIVE STORES, SU, 27.97; OVERHEAD DOOR, SU, 1826.00; PEERLESS WIPING CLOTH, SU, 481.02; POSTMASTER, SU, 1202.58; QUADIENT FINANCE USA, SE, 1000.00; R PERRY CONSTRUCTION, RE, 1000.00; ROSS RASTEDE, SE, 400.00; SKARSHAUG TESTING LAB, SE, 290.66; SOBOTKA, CALEB, RE, 150.00; SOOLAND BOBCAT, SU, 626.29; STADIUM SPORTING GOODS, SE, 132.00; STAPLES, SU, 198.19; USA BLUE BOOK, SU, 2366.67; VOLKMAN PLUMBING & HEAT, SE, 9032.00; WAYNE AMERICA, RE, 11000.00; WAYNE COUNTY COURT, RE, 550.00; WESCO, SU, 5200.20; WILFORD, AMY, SE, 400.00; WISNER WEST, SU, 68.37; ZACH HEATING & COOLING, SU, 452.15; ACE HARDWARE & HOME, SU, 1295.65; BLUE CROSS BLUE SHIELD, SE, 55669.35; BORDER STATES INDUSTRIES, SU, 1612.90; BROWN, SANDY, RE, 330.85; CIRBA SOLUTIONS SERVICES, SU, 108.95; CITY EMPLOYEE, RE, 75.00; CITY EMPLOYEE, RE, 174.95; COMMUNITY REDEVELOPMENT, RE, 10000.00; COPY WRITE PUBLISHING, SE, 422.38; DEARBORN LIFE INSURANCE COMPANY, SE, 3368.52; ENVIRONMENTAL SERVICES, SE, 691.25; FLOOR MAINTENANCE, SU, 156.96; GLOBAL PAYMENTS INTEGRATED, SE, 874.53; GODINEZ, CARLOS, SE, 19000.00; GPM ENVIRONMENTAL SOLUTIONS, SU, 446.00; GREEN STRIPE, SE, 35000.00; GROSSENBURG IMPLEMENT, SU, 8731.56; HOMETOWN LEASING, SE, 456.78; LEAGUE OF NEBRASKA MUNICIPALITIES, FE, 14823.00; LUTT OIL, SU, 29341.56; MARCO, SE, 175.92; MERCHANT SERVICES, SE, 6382.02; MERCHANT SERVICES, SE, 163.32; MERCHANT SERVICES, SE, 1840.99; MIDWEST LABORATORIES, SE, 306.07; MILLER LAW, SE, 6250.00; NE MUNICIPAL CLERKS ASSOC, FE, 150.00; NEBRASKA GENERATOR SERVICE, SE, 3797.50; NPPD, SE, 8827.44; NORTHEAST POWER, SE, 7617.00; OCLC, SE, 815.11; ONE CALL CONCEPTS, SE, 86.50; ONE

OFFICE SOLUTION, SU, 1760.00; OPTK NETWORKS, SE, 408.54; PAC N SAVE, SU, 1303.16; PATRIOT YOUTH FUND, FE, 100.00; PLUNKETT'S PEST CONTROL, SE, 113.73; QUALITY FOOD CENTER, SU, 31.99; RODRIGUEZ, NANCY, SE, 68.75; STATE NEBRASKA BANK & TRUST, SE, 68.80; STATE NEBRASKA BANK-PETTY CASH, RE, 98.86; UTILITIES SECTION, FE, 3786.00; VERMEER EQUIPMENT OF NEBRASKA, SU, 166.32; WASTE CONNECTIONS, SE, 31.50; WAYNE AUTO PARTS, SU, 105.89; WAYNE COUNTY CLERK, SE, 16.00; WAYNE COUNTY CLERK, SE, 36.00; WAPA, SE, 24504.38; ZACH HEATING & COOLING, SE, 101.50

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

Heather Headley, Library Director, speaking on behalf of the "Friends of the Library," was present requesting Council consideration to waiving the rental fee for the use of the Freedom Park Shelter House on Sunday, August 11<sup>th</sup>, for a fundraiser.

Councilmember Brodersen made a motion, which was seconded by Councilmember Webber, approving the request of Heather Headley, Library Director, speaking on behalf of the "Friends of the Library," to waive the rental fee for the use of the Freedom Park Shelter House on Sunday, August 11<sup>th</sup>, for a fundraiser. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Matthew Smith, representing Olsson (via zoom), presented Certificate of Payment No. 1 in the amount of \$163,305.00 to TR Harris for the "Prairie Park Lake Amenities Project." In addition, he updated the Council on the project.

Councilmember Karsky made a motion, which was seconded by Councilmember Brodersen, approving Certificate of Payment No. 1 in the amount of \$163,305.00 to TR Harris for the "Prairie Park Lake Amenities Project." Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Bob Soukup, representing Carlson West Povondra Architects (via zoom), presented Application and Certificate of Payment No. 9 from Otte Construction Co., LLC, in the amount of \$206,919.00 for the "Wayne City Hall and Police Relocation Project." He also updated the Council on the project.

Councilmember Brodersen made a motion, which was seconded by Councilmember Buck, approving Application and Certificate of Payment No. 9 in the amount of \$206,919.00 to Otte Construction Co., LLC, for the “Wayne City Hall and Police Relocation Project.” Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Administrator Blecke, on behalf of Roger Protzman, JEO Consulting Group, Inc., presented Contractor’s Application for Payment No. 4 (Final) in the amount of \$23,826.57 to Philip Carkoski Construction and Trenching, Inc., for the “2023 Wastewater Treatment Facility Ultraviolet Light Improvements Project.”

Councilmember Brodersen made a motion, which was seconded by Councilmember Webber, approving Contractor’s Application for Payment No. 4 (Final) in the amount of \$23,826.57 to Philip Carkoski Construction and Trenching, Inc., for the “2023 Wastewater Treatment Facility Ultraviolet Light Improvements Project.” Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Brodersen made a motion, which was seconded by Councilmember Webber, approving the Certificate of Substantial Completion on the “2023 Wastewater Treatment Facility Ultraviolet Light Improvements Project.” Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

The following Resolution would allocate \$83,787 in property tax to the Wayne Municipal Airport Authority. This is an annual request that the Airport Authority makes to the Council. Last year’s allocation was \$79,044.

Beth Porter, Finance Director, was present to answer questions and update them on their hangar project.

Councilmember Eischeid introduced Resolution No. 2024-35 and moved for its approval, Councilmember Buck seconded.

RESOLUTION NO. 2024-35

A RESOLUTION AUTHORIZING THE ALLOCATION OF PROPERTY TAXES TO THE WAYNE AIRPORT AUTHORITY (\$83,787).

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

The Wayne Community Redevelopment Authority (CRA) is asking Council consideration to approving the request to allocate 2.6 cents per \$100.00 of the taxable value of real property within the City of Wayne to the CRA. This would bring in approximately \$90,442 in revenue for the CRA. This levy is made available to the CRA by State Statute. The CRA's current balance on their line of credit with the City is \$310,000.

Councilmember Eischeid introduced Resolution No. 2024-36 and moved for its approval, Councilmember Karsky seconded.

RESOLUTION NO. 2024-36

A RESOLUTION AUTHORIZING THE ALLOCATION OF PROPERTY TAXES TO THE WAYNE COMMUNITY REDEVELOPMENT AUTHORITY – 2.6 CENTS PER \$100.00 OF THE TAXABLE VALUE OF REAL PROPERTY WITHIN THE CITY OF WAYNE.

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

The following Municipal Annual Certification of Program Compliance Form 2024 and Resolution replaces the annual filing of the One and Six Year Plan or Program and the former standardized system of annual reporting with the Nebraska Board of Public Roads Classification and Standards. This must be adopted and returned to the Nebraska Department of Transportation (NDOT) by October 31, 2024.

Councilmember Brodersen introduced Resolution No. 2024-37 and moved for its approval, Councilmember Buck seconded.

RESOLUTION NO. 2024-37

A RESOLUTION AUTHORIZING THE SIGNING OF THE MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE FORM 2024.

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

Paul Davis, Project Engineer with DGR Engineering (via zoom), advised the Council that one bid was received on the furnishing of a 69 kV Circuit Switcher – WESCO Distribution, Inc., for \$123,235. He has reviewed the bid and recommends the Council award the same to WESCO. The engineer’s estimate on the switcher was \$125,000.

Councilmember Webber introduced Resolution No. 2024-38 and moved for its approval, Councilmember Muir seconded.

RESOLUTION NO. 2024-38

A RESOLUTION ACCEPTING BID AND AWARDING CONTRACT ON THE FURNISHING OF A “69 kV CIRCUIT SWITCHER – NORTHEAST SUBSTATION PROJECT — \$123,235.00.”

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

The following Resolution will update the City’s existing cost-share rate for residential and commercial sidewalk replacement to more closely match 50% of current prices/bids staff is seeing on contract projects. New construction sidewalks are not eligible. This will change the sq. ft. price from \$3.00 to \$5.00.

Councilmember Eischeid introduced Resolution No. 2024-39 and moved for its approval, Councilmember Bratcher seconded.

RESOLUTION NO. 2024-39

A RESOLUTION AMENDING SIDEWALK COST-SHARE POLICY PERTAINING TO SIDEWALK REPAIR, REPLACEMENT, AND CONSTRUCTION.

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

The following Resolution will amend the Interlocal Cooperation Agreement between the City and the School to increase the hours that a School Resource Officer will be at the school from 15 to 21 per week.

Councilmember Brodersen introduced Resolution No. 2024-40 and moved for its approval, Councilmember Webber seconded.

#### RESOLUTION NO. 2024-40

A RESOLUTION AMENDING AND APPROVING AN INTERLOCAL AGREEMENT TO SHARE LAW ENFORCEMENT RESOURCES BETWEEN THE CITY OF WAYNE AND WAYNE COMMUNITY SCHOOL DISTRICT #90-0017.

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 the Interlocal Agreement with the Lower Elkhorn Natural Resource District in regard to funding up to \$150,000 for the Prairie Park project (Shower house/Bath house).

Councilmember Brodersen introduced Resolution No. 2024-41 and moved for its approval, Councilmember Karsky seconded.

#### RESOLUTION NO. 2024-41

A RESOLUTION APPROVING INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF WAYNE AND THE LOWER ELKHORN NATURAL RESOURCES DISTRICT (LENRD) FOR THE "PRAIRIE PARK PROJECT."

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

The budget work session then took place.

Beth Porter, Finance Director, reviewed the proposed budget.

- There is an assumption of a 6% increase in the current property valuation. This budget would decrease the general fund reserve by \$68,283 over last year's balance. The total property tax asking, which includes the airport, Community Redevelopment Authority and Debt Service would be \$1,445,225, with a total levy of \$.415465/100.

- Keno Funds – there is a balance of approximately \$97,000 in that fund now. Batting cages and water fillers have been paid for out of these funds this past fiscal year. After discussion, \$5,000 was going to be allocated to the Bark Park (fix the fence); \$53,500 for the Library/Senior Center (replace the sign); \$53,500 for Prairie Park (new bathhouse); and retain \$25,000 for a cushion in the fund.
- There is currently \$641,000 in the LB840 Fund.
- The \$650,000 budgeted for Park Improvements in “Sales Tax Capital Improvements” consists of \$90,000 – grant match; \$400,000 – for the Prairie Park Bathhouse; and \$160,000 for the Park/Rec Building.

Councilmember Webber left at 6:54 p.m.

After discussion, no further changes were made to the budget.

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 8:00 p.m.