

**AGENDA
CITY COUNCIL MEETING
COUNCIL CHAMBERS – CITY HALL
306 PEARL STREET
November 5, 2024**

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 15 and 29, 2024](#)
4. [Approval of Claims](#)
5. [Action on the request of Brittany Knudsen, representing the Wayne Girl Scouts, to waive the rental fee for the Freedom Park Shelter House on Saturday, November 9, 2024, for a special event](#)
6. [Action on the request of Monica Dolezal-Bruning, representing the Farm Service Agency, to waive the rental fee for the Freedom Park Shelter House on Thursday, December 5, 2024, from 12:30 p.m. – 2:30 p.m. for an event](#)
7. [Action on the request of BJ Woehler to waive the requirement for a certified engineer's statement per Section 150.03 Moving Buildings \(A\) Permit required 3 \(f\)](#)

Background: BJ Woehler submitted a bid (\$122.22) for the shed located at the Summer Sports Complex. He has submitted an agenda request form asking that some of the requirements be waived for moving the same to his acreage on Grainland Road.

8. **Public Hearing:** To Consider the Planning Commission's recommendation regarding the Final Plat for Vintage Hill 4th Addition. The area is more specifically described as: The NW1/4 of the NE1/4 of Section 7, Township 26 North, Range 4 East of the 6th P.M., Wayne County, Nebraska. The applicant is Arrowhead Development-Wayne LLC.
9. [Resolution 2024-63: Approving the Final Plat for Vintage Hill 4th Addition](#)
10. [Resolution 2024-64: Approving the Vintage Hill 4th Addition Subdivision Agreement](#)

Background: Staff and the developer are still working on the final draft of the Subdivision Agreement. The same will be distributed to you hopefully before meeting time.

11. Action on Application and Certificate of Payment No. 12 in the amount of \$505,484 to Otte Construction Company, LLC, for the “Wayne City Hall & Police Relocation Project” – Carlson West Povondra Architects

Background: This is for work completed and approved by the project engineer.

12. Action on Application and Certificate of Payment No. 2 in the amount of \$208,539 to Otte Construction Company, LLC, for the “Wayne Parks & Rec Maintenance Building Project” – Carlson West Povondra Architects

Background: This is for work completed and approved by the project engineer.

13. Adjourn

**MINUTES
CITY COUNCIL MEETING
October 15, 2024**

The Wayne City Council met in regular session at City Hall on October 15, 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 Terri Buck, Nick Muir, Brittany Webber, Clayton Bratcher, Jason Karsky, and Jill Brodersen; City Administrator Wes Blecke; City Clerk Betty McGuire; and City Attorney Amy Miller. Absent: Councilmembers Austyn Houser and Matt Eischeid.

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 Bratcher, to approve the minutes of the meeting of October 15, 2024, and to waive the reading thereof. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried and the Minutes approved.

The following claims were presented to Council for their approval:

VARIOUS FUNDS APPROVED 10/1/24: OTTE CONSTRUCTION, SE, 287832.00
2023/2024 VARIOUS FUNDS: ACE HARDWARE, SU, 568.86; APPEARA, SE, 62.81; AUTO ANATOMY ALTERNATIVES, SE, 35.00; BAKER & TAYLOR BOOKS, SU, 903.69; BOMGAARS, SU,

2824.11; CARROT-TOP INDUSTRIES, SU, 553.87; CERTIFIED TESTING SERVICES, SE, 2722.50; CITY EMPLOYEE, RE, 173.84; CITY EMPLOYEE, RE, 500.00; COPY WRITE PUBLISHING, SE, 494.70; CORE & MAIN LP, SU, 264.17; COTTONWOOD WIND PROJECT, SE, 13866.42; ELECTRICAL ENGINEERING & EQUIPMENT, SU, 8.46; ELKINS PORTABLE RESTROOMS, SE, 550.00; FLOOR MAINTENANCE, SU, 785.58; GERHOLD CONCRETE, SU, 1040.00; GLOBAL PAYMENTS INTEGRATED, SE, 346.45; HILAND DAIRY, SE, 126.99; INGRAM LIBRARY SERVICES, SU, 717.78; JEO CONSULTING GROUP, SE, 1026.00; KTCH, SE, 820.00; LUTT OIL, SU, 8075.41; MAIN STREET GARAGE, SE, 304.00; MERCHANT SERVICES, SE, 113.12; MERCHANT SERVICES, SE, 1592.31; MERCHANT SERVICES, SE, 7256.47; MIDWEST LABORATORIES, SE, 217.57; MUNICIPAL SUPPLY, SE, 727.76; NPPD, SE, 8250.24; NORTHEAST POWER, SE, 27387.63; ONE CALL CONCEPTS, SE, 99.68; O'REILLY AUTOMOTIVE STORES, SU, 97.35; PAC N SAVE, SU, 5422.85; PAC N SAVE, SU, 1340.34; PLUNKETT'S PEST CONTROL, SE, 111.95; QUADIANT FINANCE USA, SU, 175.75; QUALITY FOOD CENTER, SU, 23.38; REEDER CREATIVES, SE, 28180.00; STATE NEBRASKA BANK & TRUST, SE, 65.60; T & R ELECTRIC, SU, 4507.01; TYLER TECHNOLOGIES, SE, 3965.00; US BANK, SU, 14414.27; USA BLUE BOOK, SU, 780.24; VAN LIERE, SHELBY, SE, 60.00; WASTE CONNECTIONS, SE, 31.50; WAYNE AMERICA, SU, 20.00; WAYNE AUTO PARTS, SU, 274.60; WAYNE COUNTY CLERK, SE, 10.00; WAYNE HERALD, SE, 494.00; WAYNE HERALD, SE, 363.00; WAYNE HERALD, SE, 1937.71; WESCO, SU, 1326.80; WAPA, SE, 17832.34; WHITE FARMHOUSE REALTY, SE, -1300.00; WHITE REALTY & APPRAISAL, SE, 1300.00; WISNER WEST, SU, 131.63; ALLO COMMUNICATIONS, SE, 624.46; BIG RIVERS ELECTRIC CORPORATION, SE, 227462.68; BLACK HILLS ENERGY, SE, 444.34; CITY OF NORFOLK, SE, 149.12; DAS STATE ACCTG-CENTRAL FINANCE, SE, 74.73; EAKES OFFICE PLUS, SE, 1473.39; FAITH REGIONAL PHYSICIAN SERV, SE, 90.00; GALE/CENGAGE LEARNING, SU, 106.56; JANWAY COMPANY, SU, 220.00; KAY CONTRACTING, SE, 1784.00; NE DEPT OF REVENUE-CHARITABLE GAMING DIV, RX, 1061.00; PEPSI, SU, 111.50; PER MAR SECURITY SERVICES, SE, 1173.48; SEARS AUTO SALES & TOWING, SE, 75.00; WAYNE VETERINARY CLINIC, SE, 168.00

2024/2025 VARIOUS FUNDS: AMERITAS, SE, 184.72; AMERITAS, SE, 35.00; AMERITAS, SE, 3695.24; AMERITAS, SE, 72.00; AMERITAS, SE, 112.16; APPEARA, SE, 64.57; AVILA, FATIMA, RE, 150.00; BEIERMANN ELECTRIC, SE, 2774.00; BORDER STATES INDUSTRIES, SU, 1499.18; BURR, THOMAS, SE, 30.00; CHENLO, SHITERA, RE, 150.00; CIRBA SOLUTIONS SERVICES, SU, 376.50; CITY EMPLOYEE, RE, 20.02; CITY EMPLOYEE, RE, 239.51; CITY EMPLOYEE, RE, 3580.21; CITY EMPLOYEE, RE, 280.70; CITY EMPLOYEE, RE, 160.00; CITY OF WAYNE, PY, 123625.69; CITY OF WAYNE, RE, 701.68; COREY, JAMISON, SE, 30.00; COULTER, JAYDEN, SE, 45.00; DEARBORN LIFE INSURANCE COMPANY, SE, 3372.39; EMPLOYERS MUTUAL CASUALTY, RE, 500.00; ENGELBRETSSEN, BARBARA, RE, 150.00; FIRST SOURCE TITLE & ESCROW, SE, 125.00; HILAND DAIRY, SE, 173.20; ICMA, SE, 10327.26; ICMA, SE, 72.03; ICMA, SE, 2437.50; ICMA, SE, 803.82; ICMA, SE, 72.03; ICMA, SE, 138.72; ICMA, SE, 202.78; ICMA, SE, 75.00; ICMA, SE, 152.88; ICMA, SE, 41.00; ICMA, SE, 533.56; ICMA, SE, 130.76; IRS, TX, 4817.32; IRS, TX, 13293.11; IRS, TX, 20598.02; KARSKY, RYAN, SE, 45.00; KELLY SUPPLY COMPANY, SU, 459.30; KRUNTORAD, MICHAEL, SE, 30.00; MILLER, DREW, SE, 30.00; NE DEPT OF REVENUE, TX, 6252.93; NE DEPT OF REVENUE-COMPLIANCE DIV, RE, 347.09; NE LIBRARY COMMISSION, FE, 1355.00; NORTHEAST NE INS AGENCY, SE, 134875.00; OPTK NETWORKS, SE, 408.54; PRONUNCIATOR, SU, 450.00; QUADIANT LEASING USA, SE, 655.38; REDDEN, GAVIN, SE, 30.00; US FOODSERVICE, SU, 2393.28; W.T. COX SUBSCRIPTIONS, SU, 948.23; WASTE CONNECTIONS, SE, 31.50; WAYNE HERALD, SE, 52.00; WAYNE KIWANIS, FE, 160.00; WESCO, SU, 1551.50; AVERY BROTHERS SIGN, SU, 13958.00; BEIERMANN ELECTRIC, SE, 278.29; BELITZ, GARRETT, SE, 120.00; BSN SPORTS, SU, 468.94; CARPENTER PAPER COMPANY, SU, 257.70; CITIZENS STATE BANK, RE, 5858.12; CITY EMPLOYEE, RE, 255.79; CITY OF NORFOLK, RE, 1500.00; CITY OF WAYNE, RE, 84.66; EAKES OFFICE PLUS, SE, 203.76; ELECTRICAL ENGINEERING & EQUIPMENT, SU, 44.02; FAIRFIELD INN - KEARNEY, SE, 839.70; GERHOLD CONCRETE, SU, 575.18; GRAINLAND ESTATES, RE, 1333.92; HAYDEN, HUNTER, SE, 135.00; IOWA PUMP WORKS, SU, 500.00; LEAGUE OF NEBRASKA MUNICIPALITIES, FE, 620.00; LUTT OIL, SE, -1,176.32; MUNICIPAL SUPPLY, SU, 415.95; OLSSON,

SE, 8195.79; O'REILLY AUTOMOTIVE STORES, SU, 45.90; QUADIENT LEASING USA, SE, 3397.26; SCHULTZ, EVERETT, RE, 500.00; SEARS AUTO SALES & TOWING, SE, 75.00; STADIUM SPORTING GOODS, SE, 60.00; STAPLES, SU, 43.86; THRASHER, RE, 500.00; VESSCO, SU, 1738.49; VUVABCI, DIANA, RE, 200.00; WALLING, TANNER, SE, 30.00; WESCO, SU, 834.60; WRIEDT PROPERTIES, RE, 500.00; YORK, JODI, RE, 50.00

Councilmember Brodersen made a motion, which was seconded by Councilmember Buck, to approve the claims. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried.

Phil Monahan, Fire Chief, introduced Abigail Scheuring 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 Buck, approving the membership application of Abigail Scheuring to the Wayne Volunteer Fire Department. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried.

Lin Brummels, representing the Northeast Nebraska Resource Conservation and Development organization, a/k/a "RC&D," to close westbound traffic on 3rd Street between Lincoln and Pearl Streets on Saturday, October 26, 2024, from 7:00 a.m. to noon or earlier for set up; allow two lanes of one-way traffic heading eastbound on 3rd Street, with cars entering at Lincoln Street and exiting at Pearl Street for the event; and prohibit parking on 3rd Street between Lincoln and Pearl Streets beginning Friday, October 25, 2024, for the Household Hazardous Waste Recycling Event. There is a \$10 flat fee per vehicle. They can only do this when they secure a grant for the same.

James Rabe, Chair of the organization, as well as Sandy Brown, representing the Green Team, were present and in support of the request.

Councilmember Brodersen made a motion, which was seconded by Councilmember Buck, approving the request of Lin Brummels, representing the Northeast Resource Conservation and Development organization, a/k/a "RC&D," to close westbound traffic on 3rd Street between Lincoln and Pearl Streets on Saturday, October 26, 2024, from 7:00 a.m. to noon or earlier for set up; allow two lanes

of one-way traffic heading eastbound on 3rd Street, with cars entering at Lincoln Street and exiting at Pearl Street for the event; and prohibit parking on 3rd Street between Lincoln and Pearl Streets beginning Friday, October 25, 2024, for the Household Hazardous Waste Recycling Event. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried.

Bob Soukup, representing Carlson West Povondra Architects, presented Change Order No. 3, for \$12,042 to Otte Construction Co., LLC, for the “Wayne City Hall & Police Relocation Project.”

Keith Moje, representing Otte Construction Co., LLC, was also present to answer questions.

This Change Order represents soil excavation on the west parking lot of the new City Hall.

Councilmember Brodersen made a motion, which was seconded by Councilmember Buck, approving Change Order No. 3 for \$12,042 to Otte Construction Co., LLC, for the “Wayne City Hall & Police Relocation Project.” Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried.

Matthew Smith, representing Olsson, updated the Council on the Prairie Park Project.

Jordan Utesch, representing Olsson, presented Change Order No. 001 for \$4,454 to TR Harris for the “Wayne Prairie Park Phase 3 Lake Amenities Project.” This Change Order increase was to change from timber columns to concrete on the fishing pier as requested by the City.

Councilmember Karsky made a motion, which was seconded by Councilmember Buck, approving Change Order No. 001 for \$4,454 to TR Harris for the “Wayne Prairie Park Phase 3 Lake Amenities Project.” Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried.

Jorden Utesch, representing Olsson, presented Certificate of Payment No. 3 in the amount of \$187,639.38 to TR Harris for the “Wayne Prairie Park Lake Amenities Project.” This payment is for the trail and finishing out the fishing pier.

Councilmember Brodersen made a motion, which was seconded by Councilmember Buck, approving Certificate of Payment No. 3 in the amount of \$187,639.38 to TR Harris for the “Wayne Prairie Park Lake Amenities Project.” Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried.

Administrator Blecke, on behalf of Luke Virgil, Director of Wayne Area Economic Development, was present representing the LB840 Revolving Loan Fund Review Committee. The Review Committee met with Michael & Rebecca Brudigam, who have a purchase agreement for Tom’s Auto Body (108 Pearl Street). Michael & Rebecca are requesting \$110,000 in WEDP Funds with a 15-year repayment and an interest rate of 1% to 2%. They will utilize the WEDP Funds for business start-up costs such as building/property acquisition, equipment/inventory purchases, and working capital. To match their request of \$110,000 from the WEDP, Michael & Rebecca have secured \$110,000 in financing from State Nebraska Bank & Trust, Wayne, NE, and a \$100,000 loan from the NENEDD Business RLF, and have provided matching funds of \$30,000 (personal equity). The total project is estimated to cost at least \$350,000. Following the meeting with Michael & Rebecca, the Review Committee discussed the request for an LB840 RLF Loan of \$110,000. The LB840 Revolving Loan Fund Review Committee voted unanimously to recommend the following terms for a loan to Michael & Rebecca Brudigam (Tom’s Auto Body):

- Approval of the loan request of \$110,000;
- A loan repayment period of 10 years; and
- An interest rate to be set at one half the rate set by the primary lender. (Primary Lender Rate – SNB&T, Wayne, NE: 8.5% fixed for 20 years; WEDP Rate: 4.25% fixed)

Michael and Rebecca Brudigam were present and requested Council to give consideration to extending the loan repayment period to 15 years and decrease the interest rate to 1-2%.

After discussion Councilmember Brodersen made a motion, which was seconded by Councilmember Webber, to approve the recommendation of the LB840 Revolving Loan Fund Review Committee for a \$110,000 revolving loan fund loan to Michael and Rebecca Brudigam d/b/a “Tom’s Auto Body,” with the following changes:

- A loan repayment period of 15 years; and
- An interest rate of 2%.

Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried.

Mayor Giese declared the time was at hand for the public hearing to consider the Planning Commission's recommendation regarding the Preliminary Plat for "Vintage Hill 4th Addition."

The applicant is Arrowhead Development-Wayne LLC. The developers are proposing to develop the area north of the existing Vintage Hill area by adding 27 more lots. The Planning Commission has met and is recommending approval of the Preliminary Plat. The Final Plat will be coming before you on November 5th.

Administrator Blecke stated the Planning Commission held a public hearing on this matter on October 7, 2024, and approved the same, with the "Finding of Fact" being staff's recommendation.

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

Josh Seal, representing FoleyShald Engineering, was present to review the preliminary plat and plat exhibits with Council.

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

Councilmember Karsky introduced Resolution 2024-61, and moved for its approval; Councilmember Webber seconded.

RESOLUTION NO. 2024-61

A RESOLUTION APPROVING THE PRELIMINARY PLAT FOR "VINTAGE HILL 4TH ADDITION," CITY OF WAYNE, WAYNE COUNTY, NEBRASKA.

Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried.

Casey Junck, Water/Wastewater Superintendent, was present and advised the Council that back in 2011 when the wastewater treatment plant was built, the City had the current system installed by HOA. At that time, we had zero monitoring of our lift stations, and the wells operated off a dial-up internet system

called "SCADA 3000." In 2019, we had HOA install radios at our lift stations and wells and integrated everything into the same system that the treatment plant was running on. That price was approximately \$133,239 for the software and control work. Then, in November, 2023, staff started having massive communication failures. HOA was unable to determine the cause after making numerous trips to Wayne from Lincoln and many hours of monitoring through remote access. HOA ended up presenting us with a quote of \$17,900 to replace all of our radios. They also proposed to charge the City nearly \$20,000 for all of the labor and trip charges, but had no solution for the communication failures. The City went ahead with replacing all of our radios, and the problems, for the most part, went away. However, he was notified by HOA that our software was out of date and would need to be replaced. HOA said they would no longer be supporting the software and provided us with a quote of \$83,871 to upgrade to their newest software. Staff then contacted Automatic Systems who has a salesman that was originally with HOA when we upgraded in 2019 who was familiar with our system. Staff asked him to provide us a quote to upgrade our software. Their quote was \$58,566. Staff is comfortable with going with Automatic Systems since their salesman is familiar with the City's system and they are a reputable company.

Councilmember Brodersen introduced Resolution 2024-62, and moved for its approval; Councilmember Karsky seconded.

RESOLUTION NO. 2024-62

A RESOLUTION APPROVING THE PURCHASE OF SCADA HARDWARE AND SOFTWARE FROM AUTOMATIC SYSTEMS CO., FOR \$58,566.00.

Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried.

Councilmember Brodersen made a motion, which was seconded by Councilmember Buck, setting the date for the next Council "Mini-Retreat" for Tuesday, October 29th, at 5:30 p.m. at the Wayne Fire Hall. Mayor Giese stated the motion, and the result of roll call being all Yeas, with the exception of Councilmembers Houser and Eischeid who were absent, the Mayor declared the motion carried.

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 6:26 p.m.

**MINUTES
CITY COUNCIL MEETING
October 29, 2024**

The Wayne City Council met in special session at the Wayne Fire Hall on Tuesday, October 29, 2024, at 5:30 o'clock P.M.

Mayor Cale Giese called the meeting to order with the following in attendance: Councilmembers Austyn Houser, Terri Buck, Nick Muir, Brittany Webber, Clayton Bratcher, 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. 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 in the northwest corner of the 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.

Don Buryanek, representing the First United Methodist Church, was present requesting Council consideration to allowing the Church to use the parking lot at the corner of East 6th Street and Logan Street, as well as the parking stalls adjacent to the lot, for a "Trunk or Treat" event to be held from 4:00 p.m. to 8:00 p.m. on Thursday, October 31, 2024.

Councilmember Brodersen made a motion, which was seconded by Councilmember Bratcher, approving the request of the First United Methodist Church to use the parking lot at the corner of East 6th Street and Logan Street, as well as the parking stalls adjacent to the lot, for a "Trunk or Treat" event to be held from 4:00 p.m. to 8:00 p.m. on Thursday, October 31, 2024. Mayor Giese stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

RETREAT TOPICS:

1. Update on Electric System Improvement Projects

Four proposals were received. Dave Peterson, Engineer with JEO Consulting Group, has reviewed the proposals and presented the same to the Electric Committee. Interviews will be scheduled in the next couple of weeks. More information will be forthcoming in the near future.

2. Utility Rate Adjustments:

➤ The last rate adjustment for water and sewer was set in the fall of 2018. It was a 3-year adjustment, starting in January 2019, with subsequent adjustments in January 2020 and January 2021. Proposed Resolutions were distributed with the same type of 3-year rate adjustments. The Resolutions will be brought forward for approval at a future meeting.

3. Update on City Owned Properties:

- FNBO – discussion took place on the future of this building
- Old City Hall – discussion took place, as well, on the future of this building
- New City Hall/Police Relocation – focus on getting the Council Chambers ready by January, 2025.

4. Long-Term Planning

- Keno Fund — use some of these funds to repair the fence at the Bark Park and install baby changing tables in the parks

There being no further business to come before the meeting, Mayor Giese declared the meeting adjourned at 7:19 p.m.



Vendor	Payable Description	Payment Total
Council Approved 10/16/24		
TR Harris	PRAIRIE PARK	187,639.38
FISCAL YEAR 23-24		
BIO-ELECTRONICS	BATTERIES FOR AED'S	197.14
CARLSON WEST POVONDRA ARCHITECTS	CITY HALL/POLICE RELOCATION/PARK & REC BUILDING	3,764.19
DGR	GENERATION PLANT/NORTHEAST SUBSTATION	31,585.50
VESSCO INC	DISCHARGE GAUGE/OIL	893.40
FISCAL YEAR 24-25		
ACES	WIND ENERGY SERVICE AGREEMENT	1,127.56
AMERITAS LIFE INSURANCE	POLICE RETIREMENT 457 PERCENTAGE	113.83
AMERITAS LIFE INSURANCE	AMERITAS ROTH	184.72
AMERITAS LIFE INSURANCE	AMERITAS ROTH	35.00
AMERITAS LIFE INSURANCE	POLICE RETIREMENT 457 AMOUNT	72.00
AMERITAS LIFE INSURANCE	POLICE RETIREMENT	3,582.56
APPEARA	LINEN & MAT SERVICE	196.52
BOMGAARS	BATTERIES/SMOKE ALARMS/TRASH CANS/TOOLS	1,026.67
CINTAS	FIRST AID SUPPLIES	240.13
CIRBA SOLUTIONS SERVICES	BATTERY RECYCLING BUCKET	125.50
CITY EMPLOYEE	MEDICAL REIMBURSEMENT	358.95
CITY EMPLOYEE	MEDICAL REIMBURSEMENT	921.35
CITY EMPLOYEE	ENERGY INCENTIVE	500.00
CITY EMPLOYEE	VISION REIMBURSEMENT	76.25
CITY OF WAYNE	PAYROLL	121,738.64
CITY OF WAYNE	UTILITY REFUNDS	338.11
CORE & MAIN LP	CURB BOX PLUG LIDS	72.95
DEARBORN LIFE INSURANCE COMPANY	VFD INSURANCE	79.12
DEMCO INC	LAMINATE VINYL GLOSS/HINGE TAPE	200.94
DSF WAYNE SHORT STOP, LLC	COUNCIL RETREAT COOKIES	70.62
DUBBS, MEGAN	FREEDOM PARK DEPOSIT REFUND	150.00
ED M. FELD EQUIPMENT CO INC	FIRE EXTINGUISHERS	490.65
ELECTRICAL ENGINEERING & EQUIPMENT	JUNCTION BOX	431.37
ENGINEERED CONTROLS, INC	SERVICE AGREEMENT 24-25	2,690.00
FIREMAN'S ASSOCIATION	WSC FIRE AGREEMENT	5,000.00
FIRST CONCORD GROUP LLC	FLEX FEES	6,694.58
FLOOR MAINTENANCE	JANITORIAL SUPPLIES	264.62
GERHOLD CONCRETE CO INC.	CONCRETE	1,377.07
GRAINGER, INC.	CASCADE FILL RACK/FILL STATION	14,796.18
GROSSENBURG IMPLEMENT INC	OIL FILTER	128.04
GROSSENBURG IMPLEMENT INC	JOHN DEERE 5300 REPAIRS	3,351.72
HARRINGTON SERVICES	IRRIGATION REPAIRS	77.74
HILAND DAIRY	SENIOR CENTER FOOD SERVICE	96.98
HILAND DAIRY	SENIOR CENTER FOOD SERVICE	108.40
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	10,327.26

ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	533.56
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH IRA - ICMA	75.00
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	130.76
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH IRA -ICMA	138.72
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH ICMA	803.82
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH IRA-ICMA	72.03
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	72.03
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	202.78
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	PAYROLL RETIREMENT	41.00
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ROTH ICMA	152.88
ICMA RETIREMENT-FIRST NATL BANK -MARYLAND	ICMA RETIREMENT	2,437.50
IRS	MEDICARE WITHHOLDING	4,719.64
IRS	FICA WITHHOLDING	20,180.22
IRS	FEDERAL WITHHOLDING	13,044.74
JEO CONSULTING GROUP	MASTER AGREEMENT	1,000.00
KAY CONTRACTING, INC	BORE WATERLIN/EXCAVAT CURBSTOB	1,016.25
KELLY SUPPLY COMPANY	AIR REGULATOR/RELIEVE KIT	342.96
KENNY, JOE	ENERGY INCENTIVE	500.00
LAQUINTA INNS & SUITES	LODGING	344.85
LIFE LINE SCREENING	AUDITORIUM DEPOSIT REFUND	200.00
MAIN STREET GARAGE, LLC	TOWING CHARGES	335.00
MARCO INC	COPIER LEASE	175.92
MIDWEST ALARM SERVICES	LIBRARY/SR CENTER SERVICE CALL	402.00
NE DEPT OF REVENUE	STATE WITHHOLDING	6,086.23
NE DEPT OF REVENUE-COMPLIANCE DIV	PAYROLL DEDUCTION	347.09
NE DEPT OF REVENUE-COMPLIANCE DIV	PAYROLL DEDUCTION	347.09
NE PUBLIC HEALTH ENVIRONMENTAL LAB	FLUORIDE/COLIFORM TESTING	879.00
NEXIC, INC	NEXIC DISCOVERY/EMAIL LICENSE	2,113.13
NORFOLK AUTO CENTER	OIL CHANGE	95.10
O'REILLY AUTOMOTIVE STORES, INC.	BATTERY	234.77
OVERDRIVE, INC.	E BOOK	3.92
POUTRE, GARRY	ENERGY INCENTIVE	467.36
R PERRY CONSTRUCTION INC	BUILDING PERMIT DEPOSIT REFUND	1,000.00
SD LOCAL TRANSPORTATION ASSISTANCE	ROAD CONFERENCE	125.00
SEIFFERT, BRIAN	ENERGY INCENTIVE	500.00
SIRSI CORPORATION	SIRSIDYNIX SOFTWARE MAINTENANCE	8,154.18
STADIUM SPORTING GOODS	FIRE PATROL SHIRTS	210.00
STAPLES, INC	OFFICE SUPPLIES	166.48
STATE FARM INSURANCE	SURETY BOND	563.00
STATE NEBRASKA BANK & TRUST	PUBLIC SAFETY BONDS	3,196.25
STEELE POOL CO	POOL DRAIN REPAIRS	3,650.00
T & R ELECTRIC	TRANSFORMER REPAIR	3,109.65
THREE RIVERS LIBRARY SYSTEM	WORKSHOP-H HEADLEY	5.00
TITLE SERVICES OF THE PLAINS	FREEDOM PARK DEPOSIT REFUND	150.00
ULINE	FLOOR SQUEEGEE	133.46
UTILITY EQUIPMENT CO	PIPE/ELBOW/RINGS	1,734.60
VASELAAR, JANEY	AUDITORIUM DEPOSIT REFUND	200.00
VERIZON WIRELESS SERVICES LLC	CELL PHONES	594.76
VIRGIL, LUKE	POOL PASS OVERPAYMENT	125.00
VIVANCO, DIANA	AUDITORIUM DEPOSIT REFUND	200.00
VIVANCO, DIANA	AUDITORIUM DEPOSIT REFUND	-200.00
WASTE CONNECTIONS	FREEDOM PARK DEPOSIT REFUND	150.00

WAYNE COUNTY COURT
WESCO DISTRIBUTION INC
WISNER WEST

BOND
ALUMINUM POLES
FD GASOLINE

400.00
13,789.03
141.75

Grand Total: 496,719.15



Request for Future Agenda Item

If you have a specific topic that you would like the City Council to discuss at a future meeting, please list your name, address, telephone number, and the specific topic. If you have additional documentation which would be beneficial to the topic, please attach to this form. The item will be reviewed and possibly scheduled for future meeting, or forwarded to City staff for appropriate action.

Event insurance is required for anyone wishing to use city right-of-Way (e.g. block off streets for block parties, block off sidewalks and/or alleys).

Name: Brittany Knudsen (Girl Scouts)

Address: 216 W 11th St
Wayne, NE 68787

Telephone No.: 402-518-0077

Date of Request: 10/17/2024

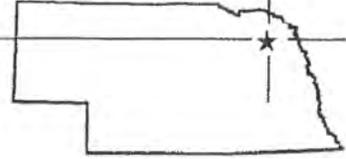
Description of Requested Topic: Girl Scouts would like to use
freedom park on Nov. 9 for a special event.
We are asking for the \$100 rental fee to be
waived.

City of Wayne

306 Pearl • P.O. Box 8
Wayne, Nebraska 68787

(402) 375-1733
Fax (402) 375-1619

Incorporated - February 2, 1884



REQUEST FOR FUTURE AGENDA ITEM

If you have a specific topic that you would like the City Council to discuss at a future meeting, please list your name, address, telephone number, and the specific topic. If you have additional documentation which would be beneficial to the topic, please attach to this form. The item will be reviewed and possibly scheduled for a future meeting, or forwarded to City staff for appropriate action.

Event insurance is required for anyone wishing to use city right-of-way (e.g. block off streets for block parties, block off sidewalks and/or alleys).

Name: Farm Service Agency - Monica Dolezal-Bruning

Address: 709 Providence Rd, Wayne, NE 68787

Telephone No.: 402-375-2453

Date of Request: 12/5/2024 12:30 PM - 2:30 PM

Description of Requested Topic: The FSA office is a federally funded agency. That will host local lenders to review our financial program, to assist area farm producers. We are requesting to have the rental fee waived for the use of the Freedom Park Shelter house on 12/5/2024 from 12:30 PM - 2:30 PM.

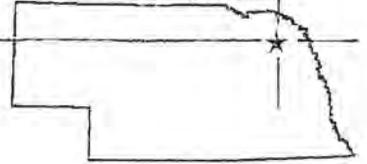


City of Wayne

306 Pearl • P.O. Box 8
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(402) 375-1733
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Incorporated • February 2, 1884



REQUEST FOR FUTURE AGENDA ITEM

If you have a specific topic that you would like the City Council to discuss at a future meeting, please list your name, address, telephone number, and the specific topic. If you have additional documentation which would be beneficial to the topic, please attach to this form. The item will be reviewed and possibly scheduled for a future meeting, or forwarded to City staff for appropriate action.

Event insurance is required for anyone wishing to use city right-of-way (e.g. block off streets for block parties, block off sidewalks and/or alley).

Name: B J Woehler

Address: 1216 Fairland Rd
Wayne, NE 68737

Telephone No.: 402-369-0049

Date of Request: 10/30/24

Description of Requested Topic: To Waive the Mowing
Permit for a 10'x10' Shed more
Specifically 150.03 Mowing Building
Section 3FC (Certified Engineer Statement)
and any or all items you would
waive for this permit



§ 150.03 MOVING BUILDINGS.

(A) *Permit required.*

(1) It shall be unlawful for any person to move, or cause to have moved, any permanent, previously used or otherwise occupied structure greater than 50 square feet including, but not limited to, garages and storage type structures, along or across any road, street or alley, into or within the jurisdiction of the city, except as provided in this chapter. Any person desiring to move any permanent structure, previously-used structure or otherwise occupied structure, including garages and storage type structures, upon, along or across any road, street or alley of the jurisdiction of the city shall make written application to the Building Inspector for a permit to do so.

(2) This section shall not pertain to new designed modular or mobile type structures moved into and/or through the jurisdiction of the city. Buildings and/or structures of 50 square feet or less, determined by exterior measurements of the structure, shall be exempted from this section.

(3) Prior to issuance of a moving permit, the applicant shall provide and state the following to the City Building Inspector:

- (a) A vermin-free certification from a reputable exterminating firm;
- (b) Description of the lot on which the structure is located within the jurisdiction of the city;
- (c) Proof of ownership of the structure;
- (d) A statement of verification that all taxes have been paid at the structure's current location;
- (e) Proposed route of travel of the structure;
- (f) A certified engineer's statement, unless waived by the City Council, that the movement of the structure will in no way have adverse effects upon any road surface or bridge on or along the proposed route within the city jurisdiction;
- (g) Date of the proposed move;
- (h) Proof that the structure will be moved by a licensed and bonded contract mover;
- (i) Proof of liability insurance, provided by the moving contractor, in the amount of \$1,000,000;
- (j) Estimate of the time required to complete the move;
- (k) Written and signed statement indicating the intended use of the structure at the new site;
- (l) If within the jurisdiction, a signed statement, attesting that all utilities will be properly disconnected and abandoned as per this code to include, but not be limited to, electrical connections, shutting off the water and properly plugging and sealing all sewer lines back of curb or at right-of-way;

(m) Legal description of the lot the structure will be placed upon;

(n) To-scale drawing depicting the exact location of the structure on the new site or lot, if within the jurisdiction of the city;

(o) A cost of repair, remodel or construction estimate provided by a reputable and practicing construction firm, recognized by the city as an active firm engaged in repair, remodel or new construction;

(p) A certified copy of any and all recorded covenants in place at the new lot location;

(q) An approved building permit, from the city, meeting all the requirements of the adopted Electrical and International Property Maintenance Code in effect at the time of the application;

(r) Copies of approved moving applications from all counties of jurisdiction affected by the move and/or the state, is required; and

(s) A statement from all utility entities that the movement of the structure is acceptable or that a representative of that entity will be present during the move and that the applicant agrees to pay the cost of monitoring and all subsequent related costs pursuant thereto, including, but not limited to, Electrical, Telephone, Gas, Water and the City Street Department.

(4) Prior to issuance of a moving permit, the Building Inspector shall inspect the structure at the present site or location to determine structural soundness of the building to be moved. If evidence of vermin infestation is noted, the applicant shall remove or cause to have removed adjacent interior wall coverings of all vermin-infested areas of the structure, to allow the Building Inspector to determine the extent of damage. A reinspection fee shall be charged as per the schedule outlined in the current Building Code.

(5) (a) Exception: used, previously erected or occupied modular or mobile homes seeking approval to move into or within the city shall meet all of the above conditions, except divisions (A)(3)(a), (b), (f), (h), (i), (l), (n), (o), (p), (q), (r), and (s) above. Upon inspection, the Building Official may require the owner to comply to any or all of the expected divisions listed above, where justified by inspection results. Appeal of the Building Official's decision shall be presented in writing to the Building Official's office, requesting an appeal to the specific divisions above not accepted by the Building Official, a minimum of ten days prior to the next regularly scheduled City Council meeting.

(b) In accordance with the exception above, such modular or mobile home owners, excluding those moving from one mobile home park to another within the city limits, after placing the home on a lot within the City shall be required to:

1. Close/skirt or underpin the area directly under the unit to the ground, including the tongue or towing apparatus if non-detachable;

2. Construct or otherwise provide a landing at all exterior doors a minimum of three feet in any direction;

3. Construct or otherwise provide a set of steps that meet current Building Code regulations;

4. Where indicated by current Building Code, construct a guard and handrails for the above landing and steps;
5. Obtain a statement from a licensed electrician the structure is safe to connect to the City's electrical system;
6. Install GFCI receptacles at all appropriate locations per current NEC requirements;
7. Meet all requirements as set forth in § 152.140 of this code, including tongue or towing mechanism removal and the City's adopted Property Maintenance Code.

(c) Upon completion of all of the required and stipulated conditions above, the Building Official shall issue an occupancy certificate prior to the owner or tenants occupying the structure. The owner shall not occupy structure until authorized by the Building Official.

(6) Any of the above provisions may be waived upon showing good cause and upon approval by the City Council.
(2002 Code, § 18-301; Ord. 2019-17, passed 12/17/19)

(B) *Permit fee; bond.*

(1) The application for a moving permit as provided for in division (A) of this section shall be accompanied by the required permit fee, which shall be paid over by the Building Inspector to the City Treasurer, who shall credit the fee to the General Fund.

(2) This section shall not pertain to new designed modular or mobile type structures moved into and/or through the jurisdiction of the city. Buildings and/or structures of 150 square feet or less, determined by exterior measurements of the structure, shall be exempt from this section.

(3) (a) Before the city grants such permits, the applicant shall provide a good and sufficient corporate surety bond or cash bond in the amount determined as follows: \$10 per square foot of the ground floor level of the blueprinted, relocated structure, conditioned that the applicant pay any and all damages which may be sustained by the city, individuals or corporations in connection with such moving, and that all city utilities shall be properly disconnected. The surety or cash bond shall be held by the city until such time as the applicant receives a certificate of occupancy from the jurisdiction according to Building Codes in force at the time of application. Failure to complete or comply with Building Codes in force at the time of application shall give cause for the Council to declare the structure a nuisance. Upon declaration or a nuisance, the Council may require the applicant to forfeit that amount of the bond required to complete the project as blueprinted or cause the structure to be razed by hiring a competent contractor of choice determined by the city.

(b) Additional costs, in excess of the bond amount, to raze or complete the structure as blueprinted shall be levied against the property as judgment against such property as set forth § 150.30 of this code.

(4) Exception: Modular or mobile home units qualifying under division (A) of this section shall pay current fee requirements upon application for a moving permit. In addition to the fee, applicant shall post a cash bond or certified check made payable to the city in the amount of \$300. The cash/check shall

be held by the city until an occupancy permit is issued by the Building Official.
(2002 Code, § 18-302)

(C) *Interference with utilities.*

(1) Whenever it shall be necessary for any house mover in moving a building to interfere with any gas mains or telephone or telegraph poles or wires, the house mover shall make satisfactory arrangements with such companies before moving the building.

(2) Whenever the moving of any building necessitates interference with any water main, sewer main, pole or wire that forms a part of the electric distribution system, sewer system or water system of the city, the Building Inspector shall notify the proper city officer or employees to the end that the property of the city may be adequately protected.

(2002 Code, § 18-303)

(D) *No general permit.* There shall be no permit issued or general permission given to anyone to move buildings at will or generally within the city.

(2002 Code, § 18-304)

(E) *Penalty.* Violations of this section shall be punishable in accordance with § 10.99.

(Ord. 98-20, passed 12-8-1998; Ord. 2000-11, passed 7-25-2000; Ord. 2000-12, passed 7-25-2000; Ord. 2005-10, passed 5-10-2005; Ord. 2013-26, passed 4-16-2013) Penalty, see § 10.99

RESOLUTION NO. 2024-63

A RESOLUTION APPROVING THE FINAL PLAT FOR “VINTAGE HILL FOURTH ADDITION,” CITY OF WAYNE, WAYNE COUNTY, NEBRASKA.

WHEREAS, the Planning Commission, upon review of the Final Plat of “Vintage Hill Fourth Addition,” City of Wayne, Wayne County, Nebraska, legally described as:

Legal Description:

The NW1/4 of the NE1/4 of Section 7, Township 26 North, Range 4 East of the 6th P.M., Wayne County, Nebraska,

on November 4, 2024, recommended approval thereof, based upon the following “Finding of Fact:”

- Staff’s recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the Final Plat of “Vintage Hill Fourth Addition,” City of Wayne, Wayne County, Nebraska, be approved subject to the recommendations of the Planning Commission and the foregoing “Finding of Fact.”

PASSED AND APPROVED this 5th day of November, 2024.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

[Back to Top](#)

RESOLUTION NO. 2024-64

**A RESOLUTION APPROVING THE VINTAGE HILL FOURTH ADDITION
SUBDIVISION AGREEMENT.**

WHEREAS, a Subdivision Agreement for the Vintage Hill Fourth Addition, which is attached hereto and incorporated herein by reference, has been negotiated with the developer pursuant to the City Subdivision Regulations.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Wayne, Nebraska, that the attached Subdivision Agreement, is hereby approved, and the Mayor is authorized and directed to execute said document.

PASSED AND APPROVED this 5th day of November, 2024.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk

SUBDIVISION AGREEMENT

THIS AGREEMENT made and entered into this ____ day of _____, 2024, by and between Arrowhead Development – Wayne, LLC, (hereinafter referred to as "Subdivider"), and the CITY OF WAYNE, a Municipal Corporation in the State of Nebraska (hereinafter referred to as "City").

WITNESSETH

WHEREAS Subdivider is the owner of the land included within the proposed plat attached hereto as Exhibit "A," commonly known as VINTAGE HILL FOURTH ADDITION, (hereinafter referred to as "Development"), which is located within City's zoning and platting jurisdiction; and,

WHEREAS the Subdivider requires public improvements in Development; and,

WHEREAS Subdivider desires to connect Development's utilities to City's existing systems; and,

WHEREAS the parties are desirous to enter into an agreement which outlines the public improvements and allocation of costs for Development.

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

For the purpose of this Agreement, "cost" or "entire cost" of a type of improvement shall be deemed to include all construction costs, engineering fees, attorneys' fees, testing expenses, publication costs, financing costs and miscellaneous costs unless otherwise noted.

SECTION I

Subdivider and City covenant that public improvements shall be installed and provided as set forth herein.

- A. Concrete paving of all dedicated streets, per the plat (Exhibit "A"), shall be in accordance with the requirements of the Ordinances of the City of Wayne Section 151.051(B). Subdivider shall be responsible for the design, financing and construction of said paving improvements, while meeting City's design specifications.
- B. Sanitary Sewer mains, Storm sewers, inlets, manholes, and related appurtenances ("Sewer Improvements") constructed in street rights-of-way and easements, per plat (Exhibit "A"), in accordance with City specifications pursuant to with the requirements of the Ordinances of the City of Wayne Section 151.077. Subdivider shall be responsible for the design, financing and construction of said sewer improvements, while meeting City's design specifications. The city will reimburse Subdivider the entire cost of the Sewer Improvements, up to \$250,000. Any amount over the aforesaid maximum shall be the responsibility of Subdivider.

- C. Water distribution mains, hydrants and valves constructed within street rights-of-way and easement per plat (Exhibit "A") shall be in accordance with City specifications pursuant to with the requirements of the Ordinances of the City of Wayne Section 151.077. Subdivider shall be responsible for the design and construction of said water distribution improvements. City will reimburse Subdivider the entire cost of water distribution improvements, up to \$160,000. Any amount over the aforesaid maximum shall be the responsibility of Subdivider.
- D. Gas distribution mains located within dedicated street rights-of-way dedicated per plat (Exhibit "A") to be installed by Black Hills Energy. (Contract with Black Hills Energy will be provided as soon as available, but no more than four months following the date of execution of this agreement). Cost for the installation of gas mains, if any, shall be the responsibility of Subdivider.
- E. Underground electrical service to each buildable lot within the subdivision shall be provided by City at no cost to Subdivider.
- F. Street lighting for public streets dedicated per plat (Exhibit "A") to be installed by City. City shall be responsible for the cost of said streetlights and installation thereof.
- G. Subdivider shall be responsible for payment of all engineering fees. City shall reimburse Subdivider for engineering fees paid up to a maximum of \$50,000.
- H. Grading for the subdivision shall be completed by Subdivider at Subdivider's expense.
- I. Subdivider shall install monuments in accordance with the requirements of the Ordinances of the City of Wayne Section 151.071.
- J. Notice hereby provided that, due to the location of the existing sanitary sewer servicing Claycomb Road, prior to commencing design and construction on Lot 1 and/or Lot 2, subdivider shall determine sewer elevation to confirm the ability to serve such lots with gravity flow sewer.
- K. Any trees, landscaping, vegetation, etc., planted within the public rights-of-way, shall comply with city ordinances.
- L. All improvements required by Section I, A-L, shall be completed no later than two years after approval of the final plat unless otherwise agreed to by the parties.

SECTION II

- A. Subject to the conditions and provisions hereinafter specified, City hereby grants permission to Subdivider to connect its sewer system to the sewer system of City in such manner and at such place or places designated on plans submitted by Subdivider's engineer and approved by City.
- B. Without prior written approval by City, Subdivider shall not permit any sewer lines or sewers outside the presently described boundaries to be connected to any sewers of City. City shall have exclusive control over connections to its sewers whether inside or outside the subdivision boundaries.
- C. At all times, all sewage from and through said subdivision into the city sewer system shall be in conformity with the ordinances, regulations, and conditions applicable to sewers and sewage within the city as now existing and as from time to time may be amended.

- D. Before any connection from any premises to the sewer system of Development may be made, a permit from City shall be obtained, it being expressly understood that City reserves the right to collect all connection charges and fees as required by city ordinances or rules now or hereafter in force. All such connections shall comply with minimum standards prescribed by City.
- E. Notwithstanding any other provisions of this Agreement, City retains the right to disconnect the sewer of any industry, or other sewer user within Development, which is discharging into the sewer system in violation of any applicable ordinance, statute, rule or regulation.
- F. City shall not permit the vacation of utility easements for the sole purpose of combining lots.

SECTION III

- A. Installation of entrance signs or related fixtures and any median landscaping and related fixtures shall be paid for by Subdivider. Plans for such proposed improvements that are to be located in public rights-of-way and a proposed maintenance agreement for the improvements must be submitted to City for review and approval prior to the installation of improvements.
- B. No separate administrative entity nor joint venture between the parties, is deemed created by virtue of this Agreement.
- C. Where City is obligated to reimburse Subdivider pursuant to this Agreement, Subdivider may request progress payments and shall be reimbursed within 30 days of such request for reimbursement. The City may elect to inspect the work that is subject to the reimbursement and may delay or refuse reimbursement until such work meets design and specifications of Exhibit A of this Agreement. Any request for reimbursement must be a minimum of \$10,000 unless such request is the final request for reimbursement.
- D. Binding Effect. This Agreement shall be binding upon parties, their respective successors and assigns.

IN WITNESS WHEREOF, we the executing parties, by our respective duly authorized agents, hereby enter into this Agreement, effective on the day and year first above written.

ATTEST: CITY OF WAYNE

CITY CLERK

MAYOR DATE

ATTEST: _____

ARROWHEAD DEVELOPMENT-WAYNE LLC

PRESIDENT DATE

ACKNOWLEDGEMENT OF NOTARY

STATE OF NEBRASKA
COUNTY OF _____

On this _____ day of _____, 2024, before me a Notary Public, duly commissioned and qualified in and for said County, appeared _____, President of and on behalf of Arrowhead Development – Wayne LLC, who if personally known by me to be the identical person whose name is affixed to this Subdivision Agreement, and acknowledged the execution thereof to be his voluntary act and deed as such officer of said Corporation.

Witness my hand and Notarial Seal the day and year last above written.

NOTARY PUBLIC

SEAL

Exhibit A



FoleyShald
ENGINEERING
1450 GROVER STREET, SUITE 102 | OMAHA, NE 68144
(402) 421-7310

VINTAGE HILL - 4TH ADDITION

PT NE 1/4 WAYNE TRACTS 7-26-1 UNPLATTED AREA/VINTAGE HILL PROJ SPLIT
WAYNE COUNTY, NEBRASKA

OWNER/APPLICANT
ARROWHEAD DEVELOPMENT/WAYNE LLC
Seward, NE 68414
402-979-7800

ENGINEER
FOLEYSHALD ENGINEERING
1450 GROVER STREET, SUITE 102
OMAHA, NE 68144
402-421-7310

SURVEYOR
CALLETT SURVEYING
1450 GROVER STREET, SUITE 102
OMAHA, NE 68144
402-271-5310

SHEET INDEX
1. LOT LAYOUT
2. PRELIMINARY PLAT
3. GRADING & EROSION CONTROL PLAN
4. SANITARY SEWER EASEMENT PLAN
5. STREET PROFILE
6. UTILITY PROFILE
7. UTILITY PLAN

ZONING
EXISTING: UTILITY DISTRICT
PROPOSED: UTILITY DISTRICT
R-1 (RESIDENTIAL DISTRICT)

UTILITY COMPANIES
SOUTHWEST POWER AND LIGHT
GAS - BLACK HILLS ENERGY
WATER - CITY OF WAYNE

NOTES

1. ALL DIMENSIONS SHOWN ARE IN DECIMAL FEET.
2. DISTANCES BETWEEN DIMENSION LINES ARE AS SHOWN.
3. NO LOTS WILL HAVE DIRECT VEHICULAR ACCESS TO 21ST ST.
4. ALL EXISTING EASEMENTS ARE NOT BEING INDICATED AND ARE SHOWN FOR REFERENCE ONLY.
5. LOTS ARE CONCEPTUAL AND AS SHOWN MAY VARY AT TIME OF FINAL PLAT.
6. PERMANENT UTILITY EASEMENTS WILL BE GRANTED WHICH ARE A SIX FOOT FOOT C&G STRIP OF LAND ALL INTERIOR REAR LOT LINES, AND A THREE FOOT STRIP OF LAND ALL INTERIOR FRONT LOT LINES, AND A THREE FOOT STRIP OF LAND ALL INTERIOR LATERAL LINES OF ALL EXTERIOR LOTS FORMING THE OUTER BOUNDARY OF THE ENTIRE PROJECT. THESE ARE NOT ABUTTING EXISTING PLATTED LOTS.

REVISIONS

NUMBER	DATE	DESCRIPTION
0-1	09/15/2024	ORIGINAL
0-1	09/16/2024	REVISION #1

Vintage Hill
4th Addition

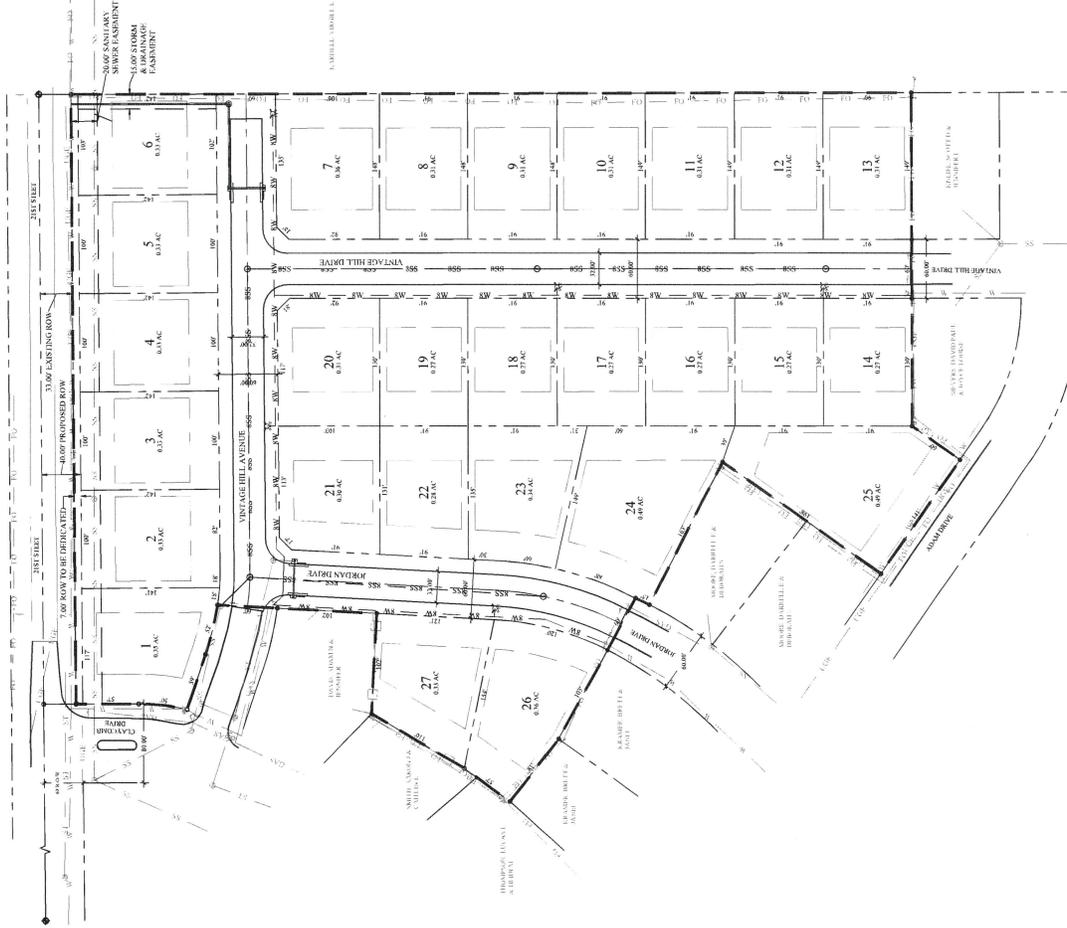
Wayne, NE

FSE: CA-4197
FSE #: 094.001

September 18, 2024

PRELIMINARY
NOT FOR CONSTRUCTION

Preliminary Plat
1 of 1

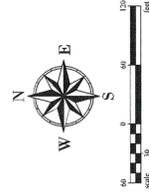


PROPERTY SETBACKS

FRONT YARD	30'
SIDE YARD	7'
STREET SIDE YARD	15'
REAR YARD	OR 20% OF LOT DEPTH, WHICHEVER IS LESS

LOT INFORMATION

TOTAL ACRES	10.92 AC
NUMBER OF LOTS	27
LOT DENSITY	2.47
TOTAL LF OF STREETS & ALLEYS	1,586



LEGEND

- EXISTING MAJOR CONTOUR
- EXISTING MINOR CONTOUR
- EXISTING PROPERTY LINE
- EXISTING SANITARY SEWER
- EXISTING GAS MAIN
- EXISTING UNDERGROUND ELECTRIC
- EXISTING WATER MAIN
- EXISTING STORM SEWER
- EXISTING FENCE
- PROPOSED EASEMENT
- PROPOSED PROPERTY LINE
- PLAT LIMITS
- PROPOSED RIGHT OF WAY
- PROPOSED SANITARY SEWER EASEMENT
- PROPOSED STORM SEWER EASEMENT
- PROPOSED PROPERTY SETBACK
- PROPOSED SANITARY SEWER
- PROPOSED STORM SEWER

- GAS VALVE
- FIRE HYDRANT
- POWER POLE
- SANITARY MANHOLE
- STORM MANHOLE
- CURB INLET
- LEGUE POLE



FoleyShald
ENGINEERING
1400 GARDNER STREET, SUITE 102, DANMARC, NE 10114

NUMBER	DATE	DESCRIPTION
8-1	09/18/2024	GENERAL REVISION #1

Vintage Hill
4th Addition

Wayne, NE

FSE: CA-4197
FSE #: 094-001

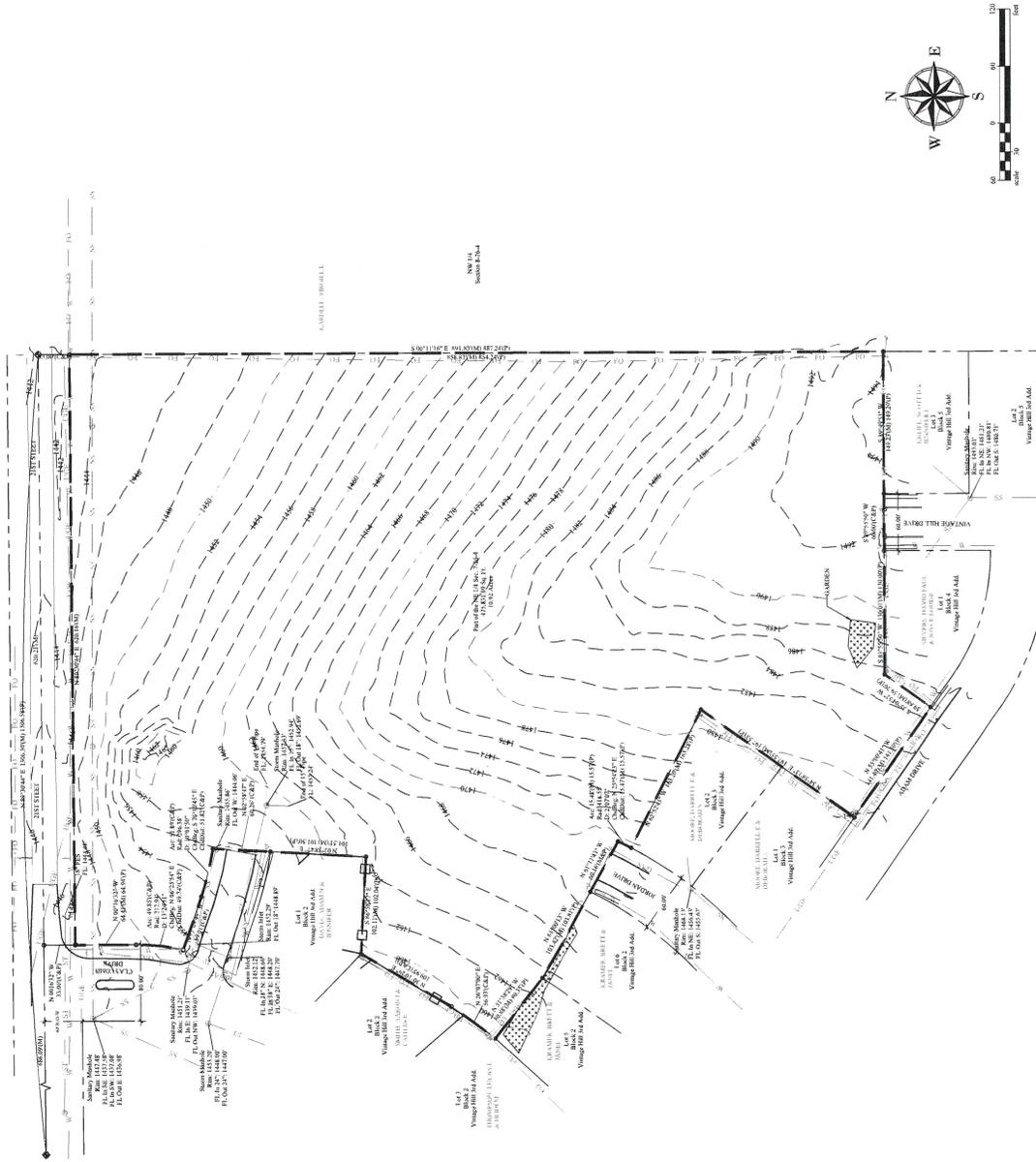
September 18, 2024

PRELIMINARY
NOT FOR CONSTRUCTION

Existing Conditions

Exhibit A

VINTAGE HILL - 4TH ADDITION
PRELIMINARY PLAT



LEGEND

- EXISTING MAJOR CONTOUR
- EXISTING MINOR CONTOUR
- EXISTING PAVEMENT
- EXISTING PROPERTY LINE
- EXISTING SANITARY SEWER
- EXISTING GAS MAIN
- EXISTING UNDERGROUND ELECTRIC
- EXISTING WATER MAIN
- EXISTING STORM SEWER
- EXISTING DRIVE
- EXISTING DRIVE
- PLAT LIMITS
- GAS VALVE
- FIRE HYDRANT
- POWER POLE
- SANITARY MANHOLE
- STORM MANHOLE
- CURB INLET
- LIGHT POLE



Foley Shald
ENGINEERING
1405 GARWOOD STREET, SUITE 102, DANMANN, CA 94514

REVISIONS	
NUMBER	DATE DESCRIPTION
8-1	09/12/2024 ORIGINAL
	09/18/2024 REVISION #1

Vintage Hill
4th Addition

Wayne, NE

FSE: CA-4197
FSE #: 094.001

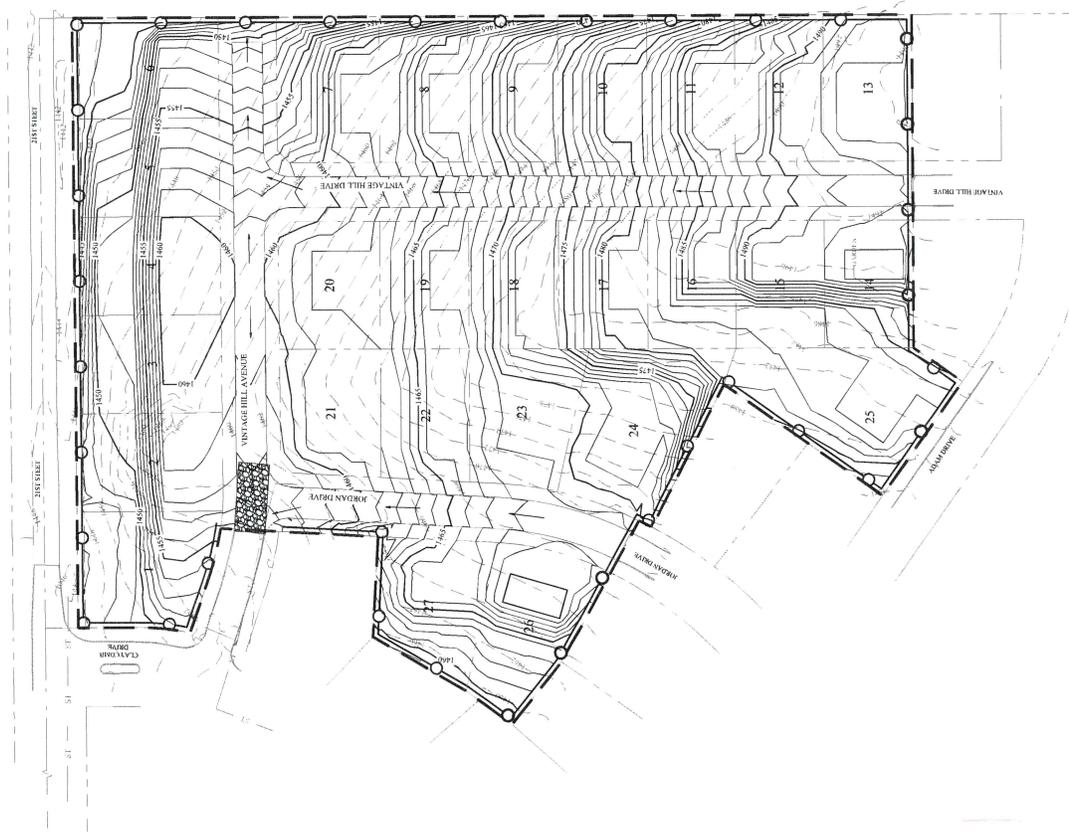
September 18, 2024

PRELIMINARY
NOT FOR CONSTRUCTION

Grading &
Erosion Control Plan

Exhibit B

VINTAGE HILL - 4TH ADDITION
PRELIMINARY PLAT



LEGEND

- EXISTING MAJOR CONTOUR
- EXISTING MINOR CONTOUR
- EXISTING PROPERTY LINE
- EXISTING EROSION CONTROL
- EXISTING GAS MAIN
- EXISTING UNDERGROUND ELECTRIC
- EXISTING WATER MAIN
- EXISTING STORM SEWER
- EXISTING FIBER
- EXISTING FENCE
- PROPOSED PROPERTY LINE
- PROPOSED EROSION CONTROL
- PROPOSED SANITARY SEWER LAYMENT
- PROPOSED STORM SEWER LAYMENT
- PROPOSED SILT FENCE
- PROPOSED MAJOR CONTOUR
- PROPOSED MINOR CONTOUR
- GAS VALVE
- FIRE HYDRANT
- POWER POLE
- SANITARY MANHOLE
- STORM MANHOLE
- CURB/INLET
- LIGHT POLE
- CONSTRUCTION ENTRANCE



FoleyShald
ENGINEERING
1400 GROVER STREET, SUITE 102, DANMORA, NE 08144

VINTAGE HILL - 4TH ADDITION

PRELIMINARY PLAT

NUMBER	DATE	DESCRIPTION
0-1	09/18/2024	ORIGINAL
0-1	09/18/2024	REVISION #1

Vintage Hill
4th Addition

Wayne, NE

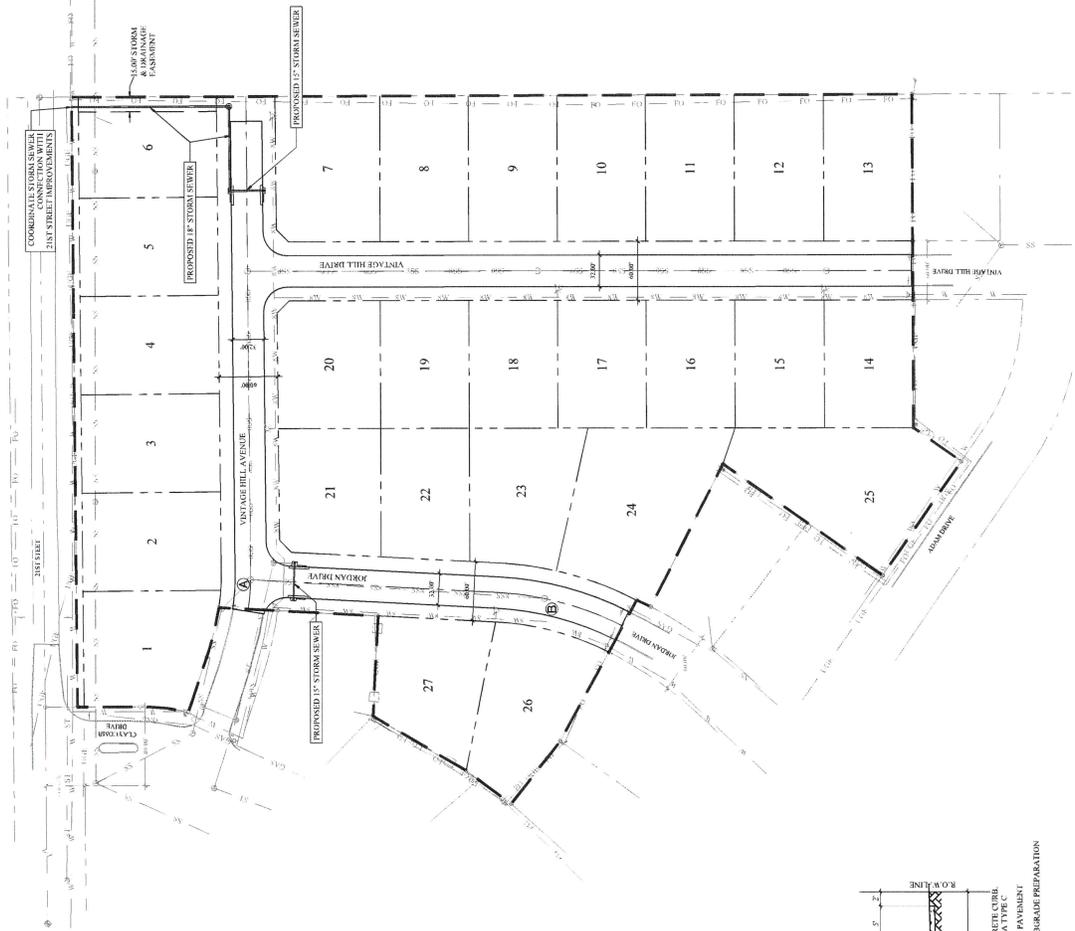
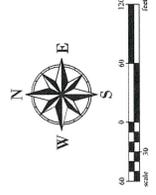
FSE: CA-4197
FSE #: 094-001

September 18, 2024

PRELIMINARY
NOT FOR CONSTRUCTION

Paving & Storm Sewer Plan

Exhibit C

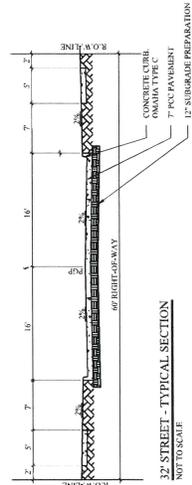


CURVE NO.	LENGTH	RADIUS	CHORD	DELTA
A	39.87'	250.00'	39.76'	0°07'38"
B	132.71'	120.00'	131.36'	2°34'53"

LEGEND

- EXISTING PROPERTY LINE
- EXISTING SANITARY SEWER
- EXISTING GAS MAIN
- EXISTING UNDERGROUND ELECTRIC
- EXISTING WATER MAIN
- EXISTING STORM SEWER
- EXISTING FENCE
- PROPOSED PAVEMENT
- PROPOSED PROPERTY LINE
- PLAT LIMITS
- PROPOSED SANITARY SEWER LANSAMENT
- PROPOSED STORM SEWER LANSAMENT
- PROPOSED WATER MAIN LANSAMENT
- PROPOSED SANITARY SEWER
- PROPOSED WATER
- PROPOSED STORM SEWER

- GAS 34.413"
- FIRE HYDRANT
- POWER POLE
- SANITARY MANHOLE
- STORM MANHOLE
- CURB INLET
- LIGHT POLE



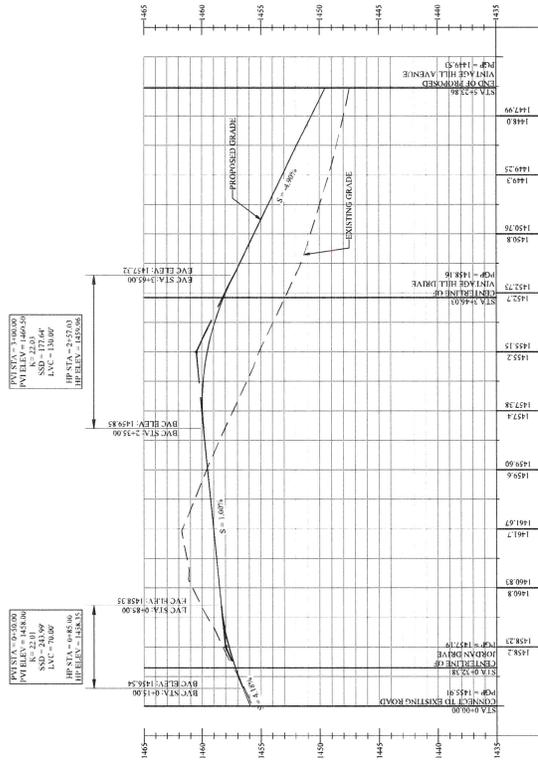
32 STREET - TYPICAL SECTION
NOT TO SCALE



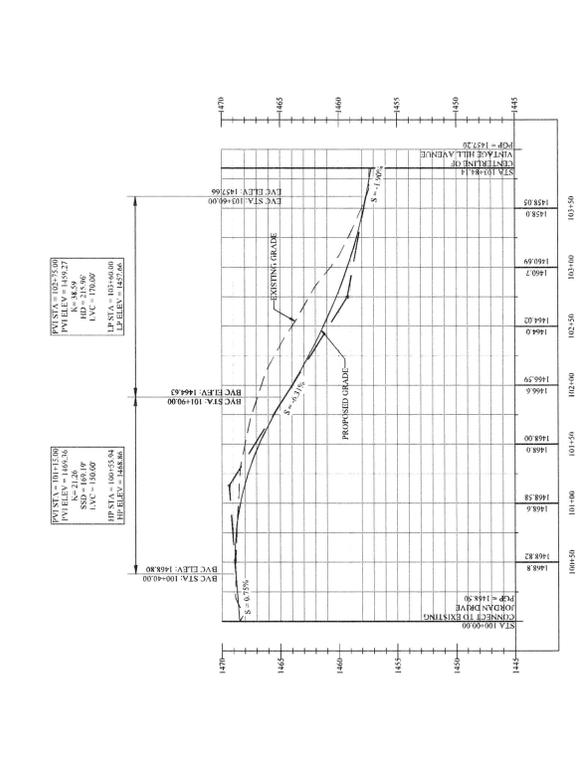
FoleyShald
ENGINEERING
1450 GROVER STREET, SUITE 102, OMAHA, NE 68144

VINTAGE HILL - 4TH ADDITION

PRELIMINARY PLAT



VINTAGE HILL AVENUE
VERTICAL SCALE: 1"=2'



JORDAN DRIVE
HORIZONTAL SCALE: 1"=30'
VERTICAL SCALE: 1"=5'

NUMBER	DATE	DESCRIPTION
01	09/17/2024	ORIGINAL
02	09/18/2024	REVISION #1

Vintage Hill
4th Addition
Wayne, NE
FSE: CA-4197
FSE #: 094.001
September 18, 2024

PRELIMINARY
NOT FOR CONSTRUCTION

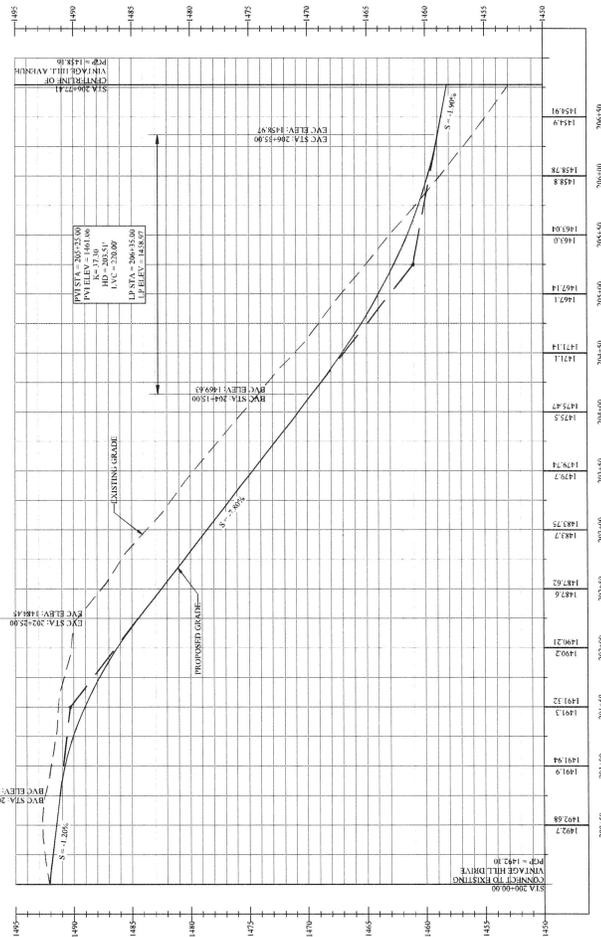
Street Profile
Exhibit D1



FoleyShald
ENGINEERING
1450 GARFIELD STREET, SUITE 102, TOWSON, MD 21284

VINTAGE HILL - 4TH ADDITION

PRELIMINARY PLAN



VINTAGE HILL DRIVE
HORIZONTAL SCALE: 1" = 50'
VERTICAL SCALE: 1" = 5'

REVISIONS	NUMBER	DATE	DESCRIPTION
	01	01/2024	ORIGINAL
	01	01/2024	REVISION #1

Vintage Hill
4th Addition

Wayne, NE

FSE: CA-4197
FSE #: 094.001

September 18, 2024

PRELIMINARY
NOT FOR CONSTRUCTION

Street Profile

Exhibit D2



FoleyShald
ENGINEERING
1400 S. HENDERSON STREET, SUITE 102 | CHARLOTTE, NC 28244

VINTAGE HILL - 4TH ADDITION

PRELIMINARY PLAT

NUMBER	DATE	DESCRIPTION
1	09/12/2024	ORIGINAL
2	09/12/2024	REVISION #1

Vintage Hill
4th Addition

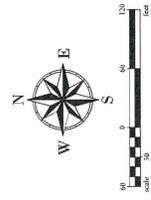
Wayne, NE

FSE: CA-4197
FSE #: 094.001

September 18, 2024

PRELIMINARY
NOT FOR CONSTRUCTION

Utility Plan
Exhibit E



LEGEND

- EXISTING MAJOR CONTOUR
- EXISTING MOORE CONTOUR
- EXISTING PROPERTY LINE
- EXISTING SANITARY SEWER
- EXISTING GAS MAIN
- EXISTING UNDERGROUND ELECTRIC
- EXISTING WATER MAIN
- EXISTING STORMS SHWR
- EXISTING TRUNK
- EXISTING FENCE
- PROPOSED EASEMENT
- PROPOSED EASEMENT
- PROPOSED RIGHT OF WAY
- PROPOSED PROPERTY SETBACK
- PROPOSED SANITARY SEWER EASEMENT
- PROPOSED STORM SEWER EASEMENT
- PROPOSED SANITARY SEWER
- PROPOSED WATER
- PROPOSED STORM SEWER
- GAS VALVE
- FIRE HYDRANT
- POWER POLE
- SANITARY MANHOLE
- STORM MANHOLE
- CURB INLET
- LIGHT POLE

G702

Application and Certificate for Payment

To Owner:
 City of Wayne
 306 Pearl Street
 Wayne, NE 68787

Project:
 Wayne City Hall & Police Relocation
 513 Main Street
 Wayne, NE 68787

From Contractor:
 Otte Construction Company, LLC
 521 Centennial Rd.
 Wayne, NE 68787

Via Architect:
 Carlson West Povondra Architects
 5060 Dodge Street
 Omaha, NE 68132

Application No: 12
Period To: 10/31/2024
Contract For: General
Contract Date: 10/17/2023

Distribution To:
 Owner
 Architect
 Contractor

Project NOS: CWPA 23115
 Field
 Other

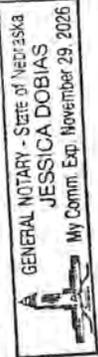
CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. AIA Document G703, Continuation Sheet, is attached.

1. ORIGINAL CONTRACT SUM \$ 4,204,500.00
2. NET CHANGE BY CHANGE ORDERS \$ 108,664.00
3. CONTRACT SUM TO DATE (Line 1 + 2) \$ 4,313,164.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) \$ 3,176,815.00
5. RETAINAGE:
 - a. 10% of Completed Work (Columns D + E on G703) \$ 305,197.00
 - b. 10% of Stored Material (Column F on G703) \$ 12,485.00
6. TOTAL EARNED LESS RETAINAGE \$ 317,682.00
 (Line 4 minus Line 5 Total) \$ 2,859,133.00
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT \$ 2,353,649.00
 (Line 6 from prior Certificate)
8. CURRENT PAYMENT DUE \$ 505,484.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE \$ 1,454,031.00
 (Line 3 minus Line 6)

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 of Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: OTTE CONSTRUCTION COMPANY, LLC
By: *[Signature]* **Date:** 10/22/24
 State of: Nebraska
 County of: Wayne
 Subscribed and sworn to before me this 22 October day of 2024
 County of: Wayne
 Notary Public: *[Signature]*
 My commission expires: _____



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 505,484.00
 (Attach explanation if amount certified differs from the amount applied; initial figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT: Carlson West Povondra Architects
By: *[Signature]* **Date:** 10.29.24

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.

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$ 112,641.00	\$ (3,977.00)
Total approved this month	\$ -	\$ -
TOTAL	\$ 112,641.00	\$ (3,977.00)
NET CHANGES by Change Order	\$	\$ 108,664.00

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
		FROM PREVIOUS APPLICATION (D-E)	THIS PERIOD	FROM PREVIOUS APPLICATION (D-E)	THIS PERIOD					
1	General Conditions, Supervision, Project Start-Up	73,220	0	45,626	0	0	0	45,626	27,594	4563
2	Bonds & Insurance	40,960	0	40,960	0	0	0	40,960	0	4096
3	Submittal Exchange Allowance	8,500	0	7,920	0	0	0	7,920	580	792
4	Site Demo & Earthwork	192,030	7,210	182,123	7,210	0	0	189,333	2,697	18933
5	Building Demolition & Infills	76,490	0	76,490	0	0	0	76,490	0	7649
6	Concrete Figs, Slabs, Walls, Steps	190,410	0	190,410	0	0	0	190,410	0	19041
7	Waterproofing, Drainage, & Backfilling	23,470	0	23,470	0	0	0	23,470	0	2347
8	Structural Steel & Erection	106,250	12,362	87,288	12,362	0	0	99,650	6,600	9965
9	Precast Hollowcore	15,540	0	15,540	0	0	0	15,540	0	1554
10	Rough Carpentry & Sheathing	27,470	0	27,470	0	0	0	27,470	0	2747
11	TPO Roofing & Sheetmetal	65,030	0	57,313	0	0	0	57,313	7,717	5731
12	Roof Specialties	8,270	0	8,270	0	0	0	8,270	0	827
13	Doors, Frames, & Hardware	183,940	0	86,840	0	0	11,587	98,427	85,513	9843
14	Aluminum Entrance, Windows, & Glazing	96,250	0	0	0	0	0	0	96,250	0
15	Metal Studs, Insulation, Drywall, Ballistic Panels	381,830	2,500	378,128	2,500	0	0	380,628	1,202	38063
16	EIFS System	27,100	0	0	0	0	4,455	4,455	22,645	446
17	Metal Wall Panels	68,320	0	0	0	0	0	0	68,320	0
18	Acoustical Ceilings	52,000	20,373	0	20,373	0	0	20,373	31,627	2037
19	Finish Floorings & Sealers	114,990	0	58,500	0	0	0	58,500	56,490	5850
20	Painting, Wall Coverings, & Caulking	147,400	16,350	12,000	16,350	0	0	28,350	119,050	2835
22	Cabinetry, Millwork, & Tops	202,230	0	0	0	0	47,006	47,006	155,224	4701
22a	Council Chambers Custom Millwork	21,070	0	0	0	0	0	0	21,070	0
23	Sectional Overhead Doors	33,530	0	0	0	0	0	0	33,530	0
24	Wall Protection & Signage	7,870	0	0	0	0	4,312	4,312	3,558	431
25	Toilet Partitions, Accessories, VD's, & FE's	21,120	0	0	0	0	12,930	12,930	8,190	1293
26	FRP Paneling	8,340	0	0	0	0	0	0	8,340	0
27	Lockers	18,220	407	407	0	0	15,000	15,407	2,813	1541
28	Roller Shades	3,330	0	0	0	0	0	0	3,330	0

G703

APPLICATION NUMBER: 12
 APPLICATION DATE: 10/22/2024
 PERIOD TO: 10/31/2024
 ARCHITECTS PROJECT NO: CWPA 23115

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)	% (G/C)	H BALANCE TO FINISH (C-G)	I RETAINAGE
			FROM PREVIOUS APPLICATION (D+E)							
29	Food Service Appliances	30,080	0	0	0	27,159	27,159	90%	2,921	2716
30	Flagpole	5,120	0	0	0	2,400	2,400	47%	2,720	240
31	Awnings	6,500	1,000	0	0	0	1,000	15%	5,500	100
32	Plumbing & HVAC	352,970	297,716	0	0	0	297,716	84%	56,254	29772
33	Electrical	642,750	531,057	43,959	0	0	575,016	89%	67,734	57502
33a	Fire Alarm	20,000	12,000	1,000	0	0	13,000	65%	7,000	1300
33b	Emergency Generator	63,000	53,550	0	0	0	53,550	85%	9,450	5355
33c	Switchgear	113,000	96,050	5,650	0	0	101,700	90%	11,300	10170
33d	Audio, Visual, & Access Control	310,000	124,000	124,000	0	0	248,000	80%	82,000	24800
33e	Data & Communications	148,000	89,400	7,450	0	0	96,850	65%	52,150	9685
34	Concrete Site Paving	170,780	33,480	113,950	0	0	147,430	86%	23,350	14743
35	Storm Sewer Utilities	32,720	0	31,000	0	0	31,000	95%	1,720	3100
36	Planting Beds	5,000	0	0	0	0	0	0%	5,000	0
37	Installation of OFCI & Allowance Items	8,400	0	0	0	0	0	0%	8,400	0
38	Thru-Wall Depositories Allowance	10,000	0	0	0	0	0	0%	10,000	0
39	Athletic Wall & Floor Pads Allowance	20,000	0	0	0	0	0	0%	20,000	0
40	Owner Contingency Allowance	50,000	26,349	0	0	0	26,349	53%	23,651	2635
CO 001	Office Window & Flooring Revisions	2,356	0	0	0	0	0	0%	2,356	0
CO 002	Additional Paving at West Parking Lot	106,308	30,000	72,805	0	0	102,805	97%	3,503	10281
		4,313,164	2,593,357	456,609		124,849	3,176,815	74%	1,136,349	317662

G702

Application and Certificate for Payment

To Owner:
 City of Wayne
 306 Pearl Street
 Wayne, NE 68787

Project:
 Wayne Parks & Rec Maintenance Building
 520 Fairgrounds Ave
 Wayne, NE 68787

From Contractor:
 Otte Construction Company, LLC
 521 Centennial Rd.
 Wayne, NE 68787

Via Architect:
 Carlson West Povondra Architects
 5060 Dodge Street
 Omaha, NE 68132

Application No: 2 **Distribution To:**
 10/31/2024 Owner
 General Architect
 10/17/2023 Contractor

Contract For:
Contract Date:

Project NOS: CWPA 24111 Field
 Other

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. AIA Document G703, Continuation Sheet, is attached.

1. ORIGINAL CONTRACT SUM	\$ 1,437,065.00
2. NET CHANGE BY CHANGE ORDERS	\$ (70,639.00)
3. CONTRACT SUM TO DATE (Line 1 ± 2)	\$ 1,366,426.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$ 418,342.00

5. RETAINAGE:

a. 10% of Completed Work (Columns D + E on G703)	\$ 41,836.00
b. 10% of Stored Material (Column F on G703)	\$ -
Total Retainage (Lines 5a + 5b, or Total in Column 1 of G703)	\$ 41,836.00
6. TOTAL EARNED LESS RETAINAGE	\$ 376,506.00
(Line 4 minus Line 5 Total)	

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT

(Line 6 from prior Certificate)	\$ 167,967.00
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8. CURRENT PAYMENT DUE

	\$ 208,539.00
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9. BALANCE TO FINISH, INCLUDING RETAINAGE

(Line 3 minus Line 6)	\$ 989,920.00
-----------------------	---------------

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$ -	\$ (127,134.00)
Total approved this month	\$ 56,495.00	\$ -
TOTAL	\$ 56,495.00	\$ (127,134.00)
NET CHANGES by Change Order	\$	(70,639.00)

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 of Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: OTTE CONSTRUCTION COMPANY, LLC
By: *[Signature]* **Date:** 10/24/2024
 State of: Nebraska
 County of: Wayne
 Subscribed and sworn to before me this October 24 day of 2024
 County of: Wayne
 Notary Public: *[Signature]*
 My commission expires: *[Signature]*



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 208,539.00
 (Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT: *[Signature]* Carlson West Povondra Architects
By: *[Signature]* **Date:** 10.31.2024

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.

G703

APPLICATION NUMBER: 2
 APPLICATION DATE: 10/24/2024
 PERIOD TO: 10/31/2024
 ARCHITECTS PROJECT NO: CWPA 24111

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		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
			FROM PREVIOUS APPLICATION (D+E)	THIS PERIOD		% (G/C)			
1	General Conditions, Supervision, Layout, & Profit	94,050	2,830	15,980	0	18,810	20%	75,240	1881
2	Payment & Performance Bonds	14,230	14,230	0	0	14,230	100%	0	1423
3	Submittal Exchange	4,620	4,620	0	0	4,620	100%	0	462
4	Concrete Figs, Stem Walls, & Slabs	248,260	7,950	139,876	0	147,826	60%	100,434	14783
5	Concrete Floor Sealer & Joint Sealants	11,900	0	0	0	0	0%	11,900	0
6	Metal Stud Framing & Plywood Sheathing	31,460	0	0	0	0	0%	31,460	0
7	PVC Wall Sheathing	18,010	0	0	0	0	0%	18,010	0
8	Doors, Frames, & Hardware	28,850	0	0	0	0	0%	28,850	0
9	Sectional Overhead Doors	46,855	0	0	0	0	0%	46,855	0
10	Windows	7,770	0	0	0	0	0%	7,770	0
11	Painting & High Performance Coatings	38,430	0	0	0	0	0%	38,430	0
12	Signage	6,815	0	0	0	0	0%	6,815	0
13	Fire Extinguishers	510	0	0	0	0	0%	510	0
14	Pre-Engineered Metal Building & Erection	230,510	104,510	0	0	104,510	45%	126,000	10451
15	Insulated Wall & Roof Panels	206,125	179,625	0	0	179,625	87%	26,500	17963
16	Snow Guards	8,000	0	0	0	0	0%	8,000	0
17	Plumbing & HVAC	235,460	0	19,360	0	19,360	8%	216,100	1936
18	Electrical	180,210	0	0	0	0	0%	180,210	0
19	Owner Contingency ALLOWANCE	25,000	0	0	0	0	0%	25,000	0
CO1	PEMB Design Changes	-127,134	-127,134	0	0	-127,134	100%	0	-12713
CO2	Earthwork Scope	56,495	0	56,495	0	56,495	100%	0	5650
		1,366,426	186,631	231,711	0	418,342	31%	948,084	41836