

***Amended (10/1/10)**

**AGENDA
CITY COUNCIL MEETING
October 5, 2010**

5:30 Call to Order

1. Approval of Minutes – September 21, 2010
2. Approval of Claims
3. **Proclamation — “October as Domestic Violence Awareness Month”**

Anyone desiring to view the Open Meetings Act may do so. The document is available for public inspection and is located on the south wall of the City Council Chambers.

Anyone desiring to speak on an agenda item is invited to do so, and should limit themselves to three minutes. After being recognized by the Chair, proceed to the rostrum and state your name and address for the record.

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.

4. Action on Membership Application of Jennie Lunz to the Wayne Volunteer Fire Department
5. Presentation and Action on Letter of Intent from RENAISSANCE Energy LLC and Power Purchase Agreement for Proposed Wind Turbine Project — Dave Tietgen
6. Ordinance 2010-23: Amending Wayne Municipal Code Chapter 86 Vegetation, Article II Trees, Sections 86-37 Removal, 86-38 Property Owner Removal, 86-39 Required Trimming, 86-41 Acts Declared Nuisances; Notice; Abatement, and 86-43 Enforcement (Second Reading)
7. Ordinance 2010-24: Authorizing the Issuance and Sale of Bond Anticipation Notes, Series, 2010, of the Principal Amount \$935,000 for the purpose of providing Interim Financing for a portion of the costs of Constructing Improvements in Street Improvement District No. 2010-1 (1st St.) and 2010-5 (Jaxon and Tomar Sts.) , and Street (Down Town Sidewalks) Improvement District Nos. 2010-2, 2010-3, and 2010-04, and Bencotter Subdivision Water Extension District 2010-1 and Sanitary Sewer Extension District 2010-1 Pending the Issuance of Permanent General Obligation Bonds
8. Resolution 2010-74: Calling Public Safety Tax Anticipation Refunding Bonds, Series 2005 (Limited Tax Bonds) for Redemption
9. Ordinance 2010-25: Authorizing the Issuance of Public Safety Tax Anticipation Refunding Bonds in the Principal Amount of \$490,000 to Refund

and Retire, together with funds on hand, \$480,000 Public Safety Tax Anticipation Refunding Bonds, Series, 2005, Dated May 15, 2005

10. Public Hearing: Amendment to 2010-2011 Budget (Advertised Time: 5:30 p.m.)
11. Resolution 2010-75: Amending the 2010-2011 Budget
12. Public Hearing: To Consider the Planning Commissions' Recommendation in regard to Amending Section 90-10 Definitions of the Wayne Municipal Code by amending "Vehicle Towing Service" and Adding "Wrecked Vehicle". The applicant is City of Wayne (Advertised Time: 5:30 p.m.)
13. Ordinance 2010-26: Amending Wayne Municipal Code Section 90-10 Definitions by Amending "Vehicle Towing Service" and Adding "Wrecked Vehicle"
14. Public Hearing: To Consider the Planning Commission's Recommendation in Regard to Amending Wayne Municipal Code Sec. 90-425 Special Conditions and Conditions for Granting Exceptions, specifically subsection (8) Storage of Towed Vehicles. The applicant is the City of Wayne (Advertised Time: 5:30 p.m.)
15. Ordinance 2010-27: Amending Wayne Municipal Code, Section 90-425 Special Conditions and Conditions for Granting Exceptions, specifically subsection (9) Storage of Towed Vehicles
16. City Staff Reports on the Construction Progress of the Airport Repaving Project, the Down Town Sidewalk and ADA Accessibility Project and the Waste Water Treatment Plant Project
17. Resolution 2010-76: Directing City Clerk to Certify Mowing Costs to the Wayne County Clerk and Wayne County Treasurer to Become a Lien on Lot 5, Block 3, Vintage Hills II Addition (910 Brooke Drive)
18. Resolution 2010-77: Approving Interlocal Agreement with Wayne County for Responsible Charge Service
19. Resolution 2010-78: Designating Responsible Charge for Wayne County
20. Resolution 2010-79: Accepting Bid and Awarding Contract to Haul the Stockpile of Mixed Fill Material to Western Ridge
21. Action on Change Order No. 2 (Final) Submitted by Robert Woehler & Sons Construction in the Amount of \$2,565 for the Muhs Acres Water Main Extension Project
22. Action on Certificate of Payment No. 6 (Final) for the Muhs Acres Water Main Extension Project in the Amount of \$20,212.24 to Robert Woehler & Sons Construction

23. Action on Application for Payment No. 1 for the 2010 Wayne Sidewalk Replacement Project in the Amount of \$126,964.71 to ME Collins Contracting Co., Inc.

24. Action on Application for Payment No. 2 to Eriksen Construction Company in the amount of \$224,448.30 for construction to date on the Waste Water Treatment Plant

25. Discussion and Consideration to Invest \$125,000 City Reserves in Tax Increment Financing Bonds from the Cobblestone Hotel Project

26. Resolution 2010-80: Action on Request from Northeast Nebraska Investors to Amend Resolution #2009-7 Approving the \$250,000 Loan of LB840 Economic Development Incentive Funds. This action would amend the original resolution and provide for a 15 year amortization period instead of 10 years.

26. Resolution 2010-81: Ratifying the Transfer of \$500,000 in Cash Reserve Funds by Nancy Braden, Finance Director from the Municipal Water Fund to the Municipal Waste Water Fund in Accordance With the Financing Plan Approved by the Wayne City Council and the Nebraska Department of Environmental Quality Joint Nebraska Clean Water State Revolving Loan Fund (CWSRF).

27. Adjourn

APPROVED AS TO FORM AND CONTENT:

Mayor

City Administrator