

**MINUTES  
CITY COUNCIL MEETING  
September 2, 2025**

The Wayne City Council met in regular session at City Hall on September 2, 2025, at 5:30 o'clock P.M.

Mayor Jill Brodersen called the meeting to order, followed by the Pledge of Allegiance, with the following in attendance: Councilmembers Austyn Houser, Parker Bolte, Dwaine Spieker, Brittany Webber, Clayton Bratcher, Jason Karsky, Dallas Dorey and Matt Eischeid; 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 Brodersen advised the public that a copy of the Open Meetings Act was located on the table in Council Chambers, as well as on the City of Wayne website and was available for public inspection. In addition, she 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 Houser made a motion, which was seconded by Councilmember Bratcher, to approve the minutes of the meeting of August 18, 2025, and to waive the reading thereof. Mayor Brodersen 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:

**APPROVED 8/18/25:** OTTE CONSTRUCTION, SE, 87239.00; ROBERT WOEHLE & SONS, SE, 45862.67

**VARIOUS FUNDS:** A TO Z VAC N SEW, SU, 57.90; ACES, SE, 1161.39; ADVANCED CONSULTING ENGINEERING SERVICES, SE, 157.08; AMERITAS, SE, 197.87; AMERITAS, SE, 35.00; AMERITAS, SE, 72.00; AMERITAS, SE, 3127.60; APPEARA, SE, 120.92; AUTOMATIC SYSTEMS, SU, 15342.38; BC VOLLEYBALL, FE, 200.00; BC VOLLEYBALL, FE, 100.00; BOMGAARS, SU, 79.80; CARLSON WEST POVONDRA ARCHITECTS, SE, 549.27; CHESTERMAN, SU, 1787.81; CITIZENS STATE BANK, RE, 1606.49; CITIZENS STATE BANK, RE, -7,899.92; CITY EMPLOYEE, RE, 2392.89; CITY EMPLOYEE, RE, 120.90; CITY OF WAYNE, PY, 150325.30; CITY OF WAYNE, RE, 442.39; COLONIAL RESEARCH, SU, 277.03; COMMUNITY REDEVELOPMENT AUTHORITY, RE, 10000.00; DAVIS FORD, SU, 49.47; DGR & ASSOCIATES, SE, 2408.50; EAKES OFFICE PLUS, SE, 279.94; ELKINS PORTABLE RESTROOMS, SE, 300.00; FASTWYRE BROADBAND, SE, 835.29; FLOOR MAINTENANCE, SU, 32.86; GROSSENBURG IMPLEMENT, SU, 121.67; GUARDIAN, SE, 878.70; HILAND DAIRY, SE, 84.00; HILAND DAIRY, SE, 185.80; ICMA, SE, 2500.04; ICMA, SE, 11223.74; ICMA, SE, 214.81; ICMA, SE, 623.47; ICMA, SE, 369.23; ICMA, SE, 270.84; ICMA, SE, 148.60; ICMA, SE, 272.00; ICMA, SE, 584.44; ICMA, SE, 42.62; ICMA, SE, 158.98; IRS, TX, 5715.48; IRS, TX, 14606.68; IRS, TX, 24438.36; ISLAND SPRINKLER SUPPLY, SU, 70.87; JEO CONSULTING GROUP, SE, 11890.44; L.G. EVERIST, SU, 630.57; MAIN STREET GARAGE, SE, 100.00; MOTOROLA SOLUTIONS, SE, 72671.00; NE DEPT OF REVENUE, TX, 7042.79; NE NOTARY ASSOC, FE, 180.79; NE PUBLIC HEALTH ENVIRONMENTAL LAB, SE, 376.00; NORTHEAST POWER, SE, 30712.14; OLSSON, SE, 23825.61; O'REILLY AUTOMOTIVE STORES, SU, 18.15; PATRIOT YOUTH FUND, FE, 50.00; POSTMASTER, SU, 1321.57; QUADIANT FINANCE USA, SU, 1000.00; THS YOUTH SPORTS, FE, 100.00; USA BLUE BOOK, SU, 1040.49; VERIZON, SE, 639.69; WALTERS, DANIELLE, RE, 150.00; ZIMCO SUPPLY, SU, 380.00; AMERITAS, SE, -366.56; IRS, TX, -324.68; IRS, TX, -273.40; IRS, TX, -75.94; NE DEPT OF REVENUE, TX, -121.09; APPEARA, SE, 87.33; AUTOMATIC SYSTEMS CO, SU, 2269.00; BLUE CROSS BLUE SHIELD, SE, 62077.29; CARHART LUMBER COMPANY, SU, 203.69; CDW GOVERNMENT, SU, 12121.99; CENGAGE LEARNING, SU, 106.56; CINTAS, SU, 594.35; DAS STATE ACCTG-CENTRAL FINANCE, SE, 537.60; DAVIS FORD, SU, 252.99; DEARBORN LIFE INSURANCE COMPANY, SE, 72.24; FLOOR MAINTENANCE, SU, 1258.48; FRIENDS OF THE LIBRARY, RE, 150.00; GLOBAL PAYMENTS INTEGRATED, SE, 1562.19; GOVCONNECTION, SE, 10757.50; GROSSENBURG IMPLEMENT, SU, 5.43; JEO CONSULTING GROUP, SE, 1700.63; JOHN'S WELDING AND TOOL, SU, 46.46; KATHOL TURF, SU, 350.00; KENNY, JOE, RE, 500.00; L.G. EVERIST, SU, 646.90; MARCO, SE, 198.02; MARCO TECHNOLOGIES, SE, 184.50; METROPOLITAN COMPOUNDS, SU, 365.29; MICHAEL TODD INDUSTRIAL SUPPLY, SU, 46.13; MIDWEST TAPE, SU, 43.34; MILLER LAW, SE, 6343.75; NE LIBRARY ASSOCIATION, FE, -90.00; NE LIBRARY COMMISSION, SE, 777.00; NLA, FE, 325.00; NO SWETT FENCING, SE, 1600.00; ODEYS, SU, 298.00; O'REILLY AUTOMOTIVE STORES, SU, 486.56; PREMIER BIOTECH, SE, 271.54; QUALITY 1 GRAPHIC, SU, 100.00; SEARS AUTO SALES & TOWING, SE, 125.00; SID DILLON CHEVROLET, SU, 54530.00; SKARSHAUG TESTING LAB, SE, 292.01; STADIUM SPORTING GOODS, SU, 2524.00; STAPLES, SU, 86.48; STATE NEBRASKA BANK & TRUST, RE, 150.00; TOTAL GRAPHICS, SU, 150.00; WESCO, SU, 2404.29; WISNER WEST, SU, 168.48

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

Councilmember Eischeid introduced Ordinance No. 2025-13 and moved for approval of the second reading thereof; Councilmember Bratcher seconded.

ORDINANCE NO. 2025-13

AN ORDINANCE TO AMEND WAYNE MUNICIPAL CODE TITLE XV LAND USAGE, CHAPTER 152 ZONING, SECTION 152.046 — A-1 AGRICULTURAL DISTRICT; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES AND SECTIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM.

Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried. The third and final reading will take place at the next meeting.

Andy Forney with D.A. Davidson & Co. was present to go over the re-financing of two construction fund bonds the City has outstanding, primarily for Prairie Park, the FNBO building, City Hall and the Parks and Rec building. These bonds are secured with a portion of the sales tax and also the City's ability to levy a limited tax if the sales tax funds are not sufficient. However, Mr. Forney is of the opinion the revenue from the sales tax will be sufficient for the repayment of the bond. He believes the interest rates now would be somewhere in the neighborhood of 4.1% for the long-term financing.

Councilmember Houser introduced Ordinance 2025-14, and moved for its approval; Councilmember Bolte seconded.

ORDINANCE NO. 2025-14

AN ORDINANCE AUTHORIZING THE ISSUANCE OF TAX SUPPORTED MUNICIPAL IMPROVEMENT REFUNDING BONDS, SERIES 2025, OF THE CITY OF WAYNE, NEBRASKA, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED TEN MILLION FIVE HUNDRED THOUSAND DOLLARS (\$10,500,000) FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF (A) \$4,950,000 OUTSTANDING PRINCIPAL AMOUNT OF TAX SUPPORTED MUNICIPAL IMPROVEMENT BONDS, SERIES 2023, DATED OCTOBER 5, 2023; AND (B) \$4,995,000 OUTSTANDING PRINCIPAL AMOUNT OF TAX SUPPORTED MUNICIPAL IMPROVEMENT BONDS, SERIES 2024, DATED FEBRUARY 15, 2024; PRESCRIBING THE FORM OF SAID BONDS; PLEDGING FUNDS TO BE RECEIVED BY A SALES AND USE TAX AND OTHER SOURCES OF FUNDS FOR THE PAYMENT OF SAID BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF SAID TAXES TO PAY THE SAME; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; PROVIDING FOR THE DISPOSITION OF BOND PROCEEDS; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM.

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

Councilmember Spieker made a motion, which was seconded by Councilmember Webber, to suspend the statutory rules requiring ordinances to be read by title on three different days. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Spieker made a motion, which was seconded by Councilmember Houser, to move for final approval of Ordinance No. 2025-14. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Administrator Blecke stated the Council decided to start negotiating a contract with Tenaska Power Services Co. a few months ago for energy management and market participation assistance with the Southwest Power Pool (SPP). The City reached out to David Levy, Attorney with Baird Holm Law Firm, to review and negotiate this contract with the assistance of Dave Peterson, Engineer with JEO Consulting Group, Inc. The consultants, as do staff, feel this contract gets the City to where it needs to be for success in the energy market, while still being able to use City generation as its capacity and additional future generation to its benefit as well. This contract is not about energy, but only market participation with Tenaska Power Services Co.

Both David Levy, representing the Baird Holm Law Firm, and Dave Peterson, representing JEO Consulting Group, Inc., were present to answer questions and briefly go over the contract. This is a 3-year agreement with an automatic 3-year renewal. This contract will go into effect January 1, 2027. There is a set-up period which will take place in 2026, which is when the current contract ends.

Councilmember Houser introduced Ordinance 2025-15, and moved for its approval; Councilmember Webber seconded.

#### ORDINANCE NO. 2025-15

AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF AN ENERGY MANAGEMENT AND MARKET PARTICIPATION SUPPORT AGREEMENT WITH TENASKA POWER SERVICES CO., A NEBRASKA CORPORATION.

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

Councilmember Spieker made a motion, which was seconded by Councilmember Houser, to suspend the statutory rules requiring ordinances to be read by title on three different days. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Bolte made a motion, which was seconded by Councilmember Bratcher, to move for final approval of Ordinance No. 2025-15. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Sandy Brown, representing the Wayne Green Team, gave an update on the Electronics Recycling Event to be held on Saturday, September 6, 2025, at the new location: FNBO parking lot located at 1100 E. 10<sup>th</sup> Street.

Roger Protzman, representing JEO Consulting Group, Inc., presented Change Order No. 2 in the amount of \$102,533.00 to Gehring Construction and Ready Mix Co., Inc., for the “Wayne 7<sup>th</sup> Street Trail Project.” This would be for seven street lights. The State has given direction that the street lights must be alternating on each side of the street. This part of the project will be completed in the spring.

Councilmember Bolte made a motion, which was seconded by Councilmember Eischeid, approving Change Order No. 2 in the amount of \$102,533.00 to Gehring Construction and Ready Mix Co., Inc., for the “Wayne 7<sup>th</sup> Street Trail Project.” Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Roger Protzman, representing JEO Consulting Group, Inc., presented Contractor’s Application for Payment No. 3 in the amount of \$42,182.05 to Gehring Construction and Ready Mix Co., Inc., for the “Wayne 7<sup>th</sup> Street Trail Project.” This project has been on hold because Centurylink is going to relocate their fiber optic and telephone line in the area by the Korths’ driveway. The design is done, JEO has gotten the NDOT construction permit, and they have sent another email to Centurylink to get an update on when construction will begin again.

Councilmember Eischeid made a motion, which was seconded by Councilmember Karsky, approving Contractor’s Application for Payment No. 3 in the amount of \$42,182.05 to Gehring

Construction and Ready Mix Co., Inc., for the “Wayne 7<sup>th</sup> Street Trail Project.” Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

The Lower Elkhorn Natural Resource District has updated the 2020 Multi-Jurisdictional Hazard Mitigation Plan (HMP). A HMP is a community guided document that identifies vulnerability to natural and man-made hazards and mitigation measures to reduce or eliminate this vulnerability. Having an approved and updated HMP in place is a requirement of FEMA for communities, counties, school districts and other groups to be eligible for pre- and post-disaster mitigation grants, which are available on an annual basis as appropriated by Congress. These federal grants allow for up to 75% cost-share for a wide variety of projects listed in the plan. The Lower Elkhorn NRD’s previous HMP was approved by FEMA in 2020, and FEMA requires that the HMP must be updated and approved every five years. The LENRD has prepared the plan, and the same has been reviewed and approved by the State and FEMA, and it is now time for the entities in our jurisdiction to adopt the plan locally.

Councilmember Houser introduced Resolution No. 2025-51 and moved for its approval, Councilmember Spieker seconded.

#### RESOLUTION NO. 2025-51

A RESOLUTION ADOPTING THE LOCAL HAZARD MITIGATION PLAN UPDATE PREPARED BY THE LOWER ELKHORN NATURAL RESOURCES DISTRICT & LEWIS AND CLARK NATURAL RESOURCE DISTRICT.

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

Marlen Chinn, Police Chief, asked Council to table action on Resolution 2025-52 Maintaining Uniform Service Surcharge for enhanced Emergency E911 Telephone Communication System until the next meeting to correct some of the Statute numbers that were just recently changed and go into effect tomorrow.

Councilmember Spieker made a motion, which was seconded by Councilmember Bratcher, to table action on Resolution 2025-52 until the next meeting so that updates to the Statute numbers can be made in

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

Mayor Brodersen requested Council consideration to allowing her to appoint a “Downtown Improvement & Safety Committee” to talk about the curbs, pavers, and safety of the downtown sidewalks. She would like to appoint Casey Junck and Joel Hansen (staff) to the committee and would like to see some downtown people on the committee.

It was noted the curb stops are owned by the property owners.

After discussion, Councilmember Houser made a motion, which was seconded by Councilmember Parker, directing the Mayor to solicit members to appoint to a “Downtown Improvement & Safety Committee.” Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

Councilmember Webber made a motion, which was seconded by Councilmember Bratcher, to set the Mini-Retreat date for Monday, September 29<sup>th</sup>, at 5:30 p.m. at the Wayne Fire Hall. Mayor Brodersen stated the motion, and the result of roll call being all Yeas, the Mayor declared the motion carried.

There being no further business to come before the meeting, Mayor Brodersen declared the meeting adjourned at 6:27 p.m.