

**Tentative** Agenda for the WAVERLY CITY COUNCIL MEETING to be held on February 25, 2025 at 6:00 PM. This meeting will be held at the Waverly City Office Building, 14130 Lancashire, Waverly, NE 68462. A current Agenda shall be readily available for public inspection at the office of the City Clerk during normal business hours.

1. **Call to Order**
  - 1.a) Roll Call
  - 1.b) Pledge of Allegiance
  - 1.c) Acknowledgement of the "Open Meetings Act" poster that is posted by the south entrance.
  - 1.d) Adoption of Agenda
  - 1.e) Approval of the Consent Agenda Items\*

All items listed with an asterisk (\*) are considered to be routine by the City Council and will be approved by one motion. There will be no separate discussion of these items unless a Council Member or a Citizen so requests, in which event the item will be removed from the Consent Agenda status and considered in its normal sequence on the Agenda.
  - 1.f) Proclamations and Presentations
    - 1.f.i) Proclamation Honoring Women in Construction Week March 2-9, 2025.
    - 1.f.ii) \*Proclamation Declaring March 2025 as Problem Gambling Awareness Month
2. **Communications Tower Regulations**
  - 2.a) Public Hearing: Amendments to the Waverly Zoning Regulations, Article 4, Relating to Communications Tower Regulations in a Zoning District.
  - 2.b) Consideration of the First Reading of Ordinance 25-01 to Amend the Waverly Zoning Regulations, Article 4, Relating to Communications Tower Regulations in a Zoning District.
3. **Sheriff's Report**
4. **Public Comments**
5. **Approval of Minutes**
  - 5.a) \*Minutes of the February 11, 2025 City Council Meeting
6. **Consideration of Claims and Financial Reports**
  - 6.a) Claims for Payment
  - 6.b) Keno & Sales Tax Reports
7. **Introduction of Resolutions**
8. **Introduction of Ordinances**
  - 8.a) Consideration of the First Reading of Ordinance 25-02 Amending Chapter 52 of the Waverly Municipal Code Relating to Sewers; Effective Date.
9. **Introduction of Business and Communications**
10. **Committee Reports**
  - 10.a) Human Services (Park & Recreation): Council Member Stark
  - 10.b) Public Works (Utilities & Street): Council Member Delahoyde
  - 10.c) Public Health (Fire & Safety): Council Member Jespersen
  - 10.d) Fiscal & Economic Development: Council Member Nielson
  - 10.e) City Administrator Fisher
11. **Adjournment**

The Governing Body reserves the right to go into Executive Session at any time for the reasons outlined in State Statute 84-1410.

The following rules are established for audience members and participants at a Council meeting:

- (1) Any person wishing to address the Council shall first state their name and address.
- (2) Public comments may be for agenda or non-agenda items.
- (3) Remarks shall be limited to five (5) minutes.



WIC Week - March 2-8, 2025

# PROCLAMATION OF CITY OF WAVERLY, NEBRASKA

## 2025 Women in Construction Week

### National Association of Women in Construction (NAWIC)

**WHEREAS**, the NAWIC Greater Omaha Chapter has distinguished itself for 61 years as the voice of women in construction in State of Nebraska; and the City of Waverly.

**WHEREAS**, the work done by the NAWIC Greater Omaha Chapter has benefited State of Nebraska through community development and educational programs; and the City of Waverly.

**WHEREAS**, the NAWIC Greater Omaha Chapter has unceasingly promoted the employment and advancement of women in the construction industry; and the City of Waverly.

**WHEREAS**, the construction community, represented by NAWIC Greater Omaha Chapter, has been a driving force in fostering community development through renovation and beautification projects; promotion of skilled trades careers; and a positive vision of the future; and the City of Waverly.

**WHEREAS**, the NAWIC Greater Omaha Chapter has sought to achieve successful results for State of Nebraska and surrounding areas in a cooperative spirit with other organizations.

**NOW, THEREFORE, BE IT PROCLAIMED**, that I, Abbey L. Pascoe, Mayor of the City of Waverly, Nebraska do hereby recognize the NAWIC Greater Omaha Chapter and its many dedicated volunteers for its steadfast work on behalf and support of women in construction, and do proudly proclaim the week of March 2-8, 2025 as “Women in Construction Week,” and encourage our citizens to congratulate the organization on its many accomplishments.

Proclaimed this 25<sup>th</sup> day of February, 2025.

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Abbey L. Pascoe, Mayor



## **PROCLAMATION PROBLEM GAMBLING AWARENESS MONTH**

WHEREAS, the National Council on Problem Gambling has designated March 2025 as Problem Gambling Awareness Month;

WHEREAS, problem gambling is a public health issue affecting millions of Americans of all ages, races, and ethnic backgrounds;

WHEREAS, problem gambling has a significant societal and economic cost for individuals, families, businesses, and communities;

WHEREAS, problem gambling is treatable, and treatment is effective in minimizing this harm to both individuals and society as a whole;

WHEREAS, numerous individuals, professionals, and organizations have dedicated their efforts to the education of the public about problem gambling and the availability and effectiveness of treatment;

WHEREAS, the National Council on Problem Gambling invite all residents of Waverly, Nebraska to participate in Problem Gambling Awareness Month.

NOW, THEREFORE, I, Abbey L. Pascoe, Mayor of the City of Waverly, Nebraska, do hereby proclaim the month of March 2025 as Problem Gambling Awareness Month in Waverly, Nebraska and encourage all citizens to support the National Council on Problem Gambling in their efforts to mitigate gambling-related harm nationwide.

DATED THIS 25<sup>TH</sup> DAY OF FEBRUARY, 2025.

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Abbey L. Pascoe, Mayor

(SEAL)

## ORDINANCE 25-01

AN ORDINANCE OF THE CITY OF WAVERLY, NEBRASKA TO AMEND THE WAVERLY ZONING REGULATIONS, ARTICLE 4, RELATING TO COMMUNICATIONS TOWER REGULATIONS IN A ZONING DISTRICT.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WAVERLY, NEBRASKA:

Section 1. Whereas, that section 11.411.102, contained within Article 4 of the Waverly Zoning Regulations be amended to read as follows:

Use Types	AG	RR	Addl. Reg.
<b>Agricultural Uses</b>			<b>11.303</b>
Horticulture	P	P	11.602a
Crop Production	P	P	11.602a
Animal Production	P		11.602b
Commercial Feedlots			11.602c
Livestock Sales			11.303e
Kennels	P		11.307o / 11.606g
Personal Services	P		11.307t / 11.606
Pet Services	S		11.307u / 11.606
Stables	S		11.307z / 11.606
Veterinary Services	S		11.307dd
Alternative Energy Production Devices	S		11.311a / 11.612
Amateur Radio Tower	P		11.311b / 11.612
Wind Energy Conversion Systems	S		11.311g / 11.612c
<b>Residential Uses</b>			<b>11.304</b>
Single-Family	P	P	11.603b
Group Residential	P		11.603g
Manufactured Housing Residential	P	P	11.216 (1)
Mobile Home Park			11.603h
Mobile Home Subdivision			11.603i
Retirement Residential	S	S	
Bed and Breakfast	S		11.606d

Use Types	AG	RR	Addl. Reg.
<b>Civic Uses</b>			<b>11.305</b>
Administration		S	
Cemetery	S	S	
Clubs (Recreational)	S	S	11.605a
Clubs (Social)	S		11.605a
College/University	S	S	
Convalescent Services	S	S	
Cultural Services	S	S	
Day Care (Limited)	P	P	11.605b
Day Care (General)	S	S	11.605b
Detention Facilities	S		
Emergency Residential	P	P	
Group Care Facility			11.605c
Group Home	S	S	11.605c
Health Care			
Hospitals			
Maintenance Facilities	S	S	
Park and Recreation	P	P	
Primary Education	S	P	
Religious Assembly	P	P	
Safety Services	P	P	
Secondary Education	S		
Utilities	P	S	
<b>Miscellaneous Uses</b>			
Communications Tower*			11.612a

*(Amended by Ord. 15-03, 6-2-15)*

*Communications Tower (Amended by Ord. 04-04, 5-3-04)*

\*Communications Towers may be permitted on Municipal property in all Zoning Districts by Special Use Permit. All Communications Towers allowed by Special Use permit are subject to additional regulations set forth in Section 11.612.

Section 2. Whereas, that section 11.411.203, contained within Article 4 of the Waverly Zoning Regulations be amended to read as follows:

Use Types	R-1	R-2	R-3	R-4	MH	Addl. Reg.
<b>Residential Uses</b>						<b>11.304 / 11.603-604</b>
Single-Family	P	P	P	P		11.603a
Townhouse		P	P	P		11.603c
Duplex		P	P	P		
Multiple-Family				P		
Group Residential		P	P	P		11.603g
Manufactured Housing Residential	P	P	P	P		
Mobile Home Park						11.603h
Mobile Home Subdivision						11.603i
Retirement Residential	S	P	P	P		
<b>Civic Uses</b>						<b>11.305 / 11.605</b>
Administration	S	S	S	S	S	
Cemetery	S	S	S	S		
Clubs (Recreational)	S	S	S	P		11.605a
Clubs (Social)			S	P	S	11.605a
College/University	S	S	S	P	S	
Convalescent Services			S	P	S	
Cultural Services	S	P	S	P	P	
Day Care (Limited)	P	P	P	P	P	11.605b
Day Care (General)	S	S	S	P	S	11.605b
Emergency Residential	P	P	P	P	P	
Group Care Facility			S	P	P	11.605c
Group Home	S	S	S	P	P	11.605c
Guidance Services				P		
Health Care			S	P		
Hospitals				S		
Maintenance Facilities	S					
Park and Recreation	P	P	P	P	P	
Primary Education	P	P	P	P	P	
Public Assembly						
Religious Assembly	P	P	P	P	P	
Safety Services	P	P	P	P	P	
Secondary Education	S	S	S	P	S	
Utilities	S	S	S	S	S	
<b>Office Uses</b>						<b>11.306</b>
General Offices				S		
Financial Offices				S		
Medical Offices				S		
<b>Miscellaneous Uses</b>						
Bed & Breakfast	S	S	S	S		11.606d
Funeral Service				S		11.307n
Alternative Energy Production Devices	S	S	S	S	S	11.311a / 11.612
Amateur Radio Tower	P	P	P	P	P	11.311b / 11.612
Wind Energy Conversion Systems	S	S	S	S		11.311g / 11.612c
Communications Tower*						11.612a

(Amended by Ord 13-11, 9-17-13)

Communications Tower (Amended by Ord. 04-04, 5-3-04)

\*Communications Towers may be permitted on Municipal property in all Zoning Districts by Special Use Permit. All Communications Towers allowed by Special Use permit are subject to additional regulations set forth in Section 11.612.

Section 3. Whereas, that section 11.411.303, contained within Article 4 of the Waverly Zoning Regulations be amended to read as follows:

Use Types	MX	LC	CC	DC	GC	Addl. Reg.
<b>Commercial Uses</b>	(*)	(*)				<b>11.307 / 11.606 11.607(*)</b>
Ag Sales/Service			S	S	P	
Auto Rental/Sales	S		S	P	P	606c
Auto Services	S	S	S	P	P	606
Body Repair	S		S	S	P	606a
Equip Rental/Sales	S			S	P	606c
Equipment Repair					P	606a
Bed and Breakfast	P	P	P	P	P	606d
Business Support Services	P	P	P	P	P	
Business/Trade School	P		P	P	P	
Campground			S		S	606e
Cocktail Lounge	S		S	S	P	
Commercial Rec (Indoor)	S	S	P	P	P	
Commercial Rec (Outdoor)					P	
Communication Service	P	S	P	P	P	
Construction Sale/Service	S		S	S	P	
Consumer Service	P	P	P	P	P	
Convenience Storage			S		S	606f
Firework Sales			P			
Food Sales (Convenience)	P	S	P	P	P	
Food Sales (Limited)	P	P	P	P	P	
Food Sales (General)	S	S	P	P	P	
Food Sales (Super markets)	S		P	P	S	
Funeral Service	P	P	P	P	P	
Gaming Facility			S	S	S	
Kennels					S	606g
Laundry Services	S			S	P	
Liquor Sales			P	P	P	
Lodging	P		P	P	P	
Personal Improvement	P	P	P	P	P	
Personal Services	P	P	P	P	P	
Pet Services	P	P	P	P	P	
Research Services	P	P	P	P	P	
Restaurants (Drive-in)	S	S	P	S	P	
Restaurants (General)	P	P	P	P	P	606h
Restricted Business						606i
Retail Services (Limited)	P	P	P	P	P	
Retail Services (Medium)	P	S	P	P	P	
Retail Services (Mass)			P	S	P	

Use Types	MX	LC	CC	DC	GC	Addl. Reg.
<b>Commercial Uses</b>	(*)	(*)				<b>11.307 / 11.606 11.607(*)</b>
Stables					S	
Surplus Sales				S	P	
Trade Services	P		S	S	P	
Vehicle Storage (Long-term)					S	
Veh. Storage (Short-term)	S				P	
Veterinary Services	P	S	S	S	P	
<b>Office Uses</b>						<b>11.306 / 11.607</b>
General Offices	P	P	P	P	P	
Financial Offices	P	P	P	P	P	
Medical Offices	P	P	P	P	P	
<b>Parking Uses</b>						<b>11.308</b>
Off-Street Parking	S		S	P	P	
Parking Structure			S	P	S	
<b>Residential Uses</b>						<b>11.304 / 11.603</b>
Single-Family	P	S				603a
Duplex	P	S				
Two-Family	P	S				603c
Townhouse	P	P		P		603b
Multiple-Family		P	S	P	S	
Downtown Residential				P		603d
Group Residential	S	S	S			603e
Manufactured Housing Residential		S				
Mobile Home Park						603f
Mobile Home Subdivision						603g
Retirement Residential	P	P	S	P	S	
<b>Civic Uses</b>						<b>11.305 / 11-605</b>
Administration	P	P	P	P	P	
Cemetery						
Clubs (Recreational)	P	P		S	P	605a
Clubs (Social)	P	P	P	P	P	605a
College/Universities	P	P	P	P	P	
Convalescent Services	P	P	P	S		
Cultural Services	P	P	P	P	P	
Day Care (Limited)	P	P	P	P	S	605b
Day Care (General)	P	P	P	P	P	605b
Detention Facilities					S	
Emergency Residential	P	P	P	P		
Group Care Facility	P	P	P	P	P	605c
Group Home	P	P	P	P	P	605c
Guidance Services	P	P	P	P	P	
Health Care	P	P	P	P	P	
Hospitals	S	S	S	S	S	

Use Types	MX	LC	CC	DC	GC	Addl. Reg.
<b>Civic Uses (Cont.)</b>						<b>11.305 / 11.605</b>
Maintenance Facilities	S				P	
Park and Recreation	P	P	P	P	P	
Postal Facilities	P	P	P	P	P	
Primary Education	P	P	P	P	S	
Public Assembly	S	S	S	P	P	
Religious Assembly	P	P	P	P	P	
Safety Services	P	P	P	P	P	
Secondary Education	P	S	S	S	S	
Utilities	S	S	S	S	P	
<b>Industrial Uses</b>						<b>11.309</b>
Custom Manufacturing			S	P	P	
Recycling Collection			S	S	P	
Warehousing (Enclosed)				S	S	
<b>Transportation Uses</b>						<b>11.310</b>
Railroad Facilities				S	S	
Truck Terminal					S	
Transportation Terminal			S	S	S	
<b>Miscellaneous Uses</b>						<b>11.311</b>
Alternative Energy Production Devices	S	S		S	S	11.311a
Amateur Radio Tower	P	P	P	P	P	11.311b / 11.612
Communications Tower						11.612a
Construction Batch Plant					P	
Wind Energy Conversion Systems**	S	S		S	S	11.311g / 11.612c
Communications Tower*						11.612a

Communications Tower (*Amended by Ord. 04-04, 5-3-04*)

\*Communications Towers may be permitted on Municipal property in all Zoning Districts by Special Use Permit. All Communications Towers allowed by Special Use permit are subject to additional regulations set forth in Section 11.612.

Section 4. Whereas, that section 11.411.402, contained within Article 4 of the Waverly Zoning Regulations be amended to read as follows:

Use Types	BP	LI	GI	Addl. Reg.
<b>Agricultural Uses</b>				<b>11.303</b>
Crop Production			S	602a
<b>Industrial Uses</b>				<b>11.309</b>
Agricultural Industry		S	P	
Construction Yards		P	P	
Custom Manufacturing	P	P	P	
Light Industry	S	P	P	
General Industry		P	P	
Heavy Industry			S	
Recycling Collection		P	P	
Recycling Processing		P	P	
Resource Extraction			S	608a
Salvage Services		S	S	608b
Warehousing (Enclosed)	P	P	P	
Warehousing (Open)		S	P	
<b>Transportation Uses</b>				<b>11.310</b>
Aviation	S	S	P	
Railroad Facilities	S	P	P	
Truck Terminal		S	P	
Transportation Terminal		P	P	
<b>Miscellaneous Uses</b>				<b>11.311</b>
Alternative Energy Production Devices	P	P	P	
Amateur Radio Tower	P	P	P	
Communications Tower****		S	S	612a
Construction Batch Plant		S	P	
Landfill (Non-Putrescible)			S	612b
Landfill (Putrescible)				612b
Wind Energy Conversion Systems**	P	P	P	311a 614
On-Site Dwelling for Resident Manager***	S	P	P	612c

Communications Tower (Amended by Ord. 04-04, 5-3-04)

Salvage Services (Amended by Ord. 04-05, 7-5-04;

+	BP	LI	GI	Addl. Reg.
<b>Civic Uses</b>				<b>11.305</b>
<u>Administration</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Cemetery</u>				
<u>Clubs (Recreational)</u>	<u>S</u>	<u>P</u>	<u>P</u>	605a
<u>Clubs (Social)</u>	<u>P</u>	<u>P</u>	<u>P</u>	605a
<u>College/University</u>	<u>P</u>	<u>P</u>		
<u>Convalescent Services</u>				
<u>Cultural Services</u>	<u>P</u>	<u>P</u>		
<u>Day Care (Limited)</u>	<u>S</u>	<u>S</u>	<u>S</u>	605b
<u>Day Care (General)</u>	<u>P</u>	<u>S</u>	<u>S</u>	605b
<u>Detention Facilities</u>		<u>S</u>	<u>S</u>	
<u>Emergency Residential</u>				
<u>Group Care Facility</u>				605c
<u>Group Home</u>				605c
<u>Guidance Services</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Health Care</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Hospitals</u>	<u>P</u>	<u>S</u>	<u>S</u>	
<u>Maintenance Facilities</u>		<u>P</u>	<u>P</u>	
<u>Park and Recreation</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Postal Facilities</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Primary Education</u>				
<u>Public Assembly</u>	<u>S</u>			
<u>Religious Assembly</u>		<u>S</u>		
<u>Safety Services</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Secondary Education</u>				
<u>Utilities</u>		<u>P</u>	<u>P</u>	
<b>Office Uses</b>				
<u>General Offices</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Financial Offices</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Medical Offices</u>	<u>P</u>	<u>P</u>	<u>S</u>	

06-04, 4-17-06)

\*All Industrial use types are subject to performance standards set forth in Section 11.608 and 11.609.

\*\*Wind Energy Conversion Systems, see Section 11.311 (g)

\*\*\*On-Site Dwelling for Resident Manager Permitted for Self-Storage Warehousing Only.

\*\*\*\*Communications Towers may be permitted on Municipal property in all zoning districts by Special Use Permit. All Communications Towers allowed by Special Use permit are subject to additional regulations set forth in Section 11.612.

Section 5. That any ordinance in conflict with this ordinance is hereby repealed.

Section 6. This ordinance shall be in full force and take effect from and after its passage, approval and publication according to the law.

PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_.

\_\_\_\_\_  
Abbey L. Pascoe  
Mayor

ATTEST:

\_\_\_\_\_  
Megan K. Frye  
City Clerk/Deputy Treasurer

(Seal)

## **MINUTES OF A WAVERLY CITY COUNCIL MEETING HELD ON FEBRUARY 11, 2025**

### **CALL TO ORDER**

Mayor Abbey Pascoe called the meeting to order at 6:00 p.m. and led those in attendance in reciting the Pledge of Allegiance. Pascoe acknowledged the Open Meetings Act Poster located on the south wall of the Council Chambers. Mayor Abbey Pascoe and Council Members David Jespersen, Dave Nielson, and Aaron Delahoyde were in attendance. Council Member Allison Stark was absent. Other City Officials present were City Administrator Stephanie Fisher, City Attorney Mark Fahleson, and City Clerk Megan Frye. Others present were Martin Kahland, Martin Kahland Jr., Brandon Koll, and Lancaster County Sheriff Deputy Jason Brownell. Notice of the Meeting and Agenda were given to the Mayor and all Members of the City Council prior to the Meeting. Notice of the Meeting was posted at Russ's Market Express, the US Post Office, the City Office, and the City website (citywaverly.com).

### **ADOPTION OF AGENDA**

Council Member Jespersen moved to adopt the Agenda as presented. Council Member Nielson seconded the motion.

The following Council Members voted "YEA": Jespersen, Nielson, and Delahoyde. The following Council Members voted "NAY": None. Motion Carried. 3-0.

### **APPROVAL OF CONSENT AGENDA**

#### **Minutes of the January 28, 2025 City Council Meeting**

#### **Consideration of Interlocal Agreement with Waverly School District 145 for the use of Lawson Park Field #1.**

Council Member Jespersen moved to approve the Consent Agenda. Council Member Nielson seconded the motion.

The following Council Members voted "YEA": Nielson, Delahoyde, and Jespersen. The following Council Members voted "NAY": None. Motion Carried. 3-0.

### **PROCLAMATIONS AND PRESENTATIONS**

#### **Eagle Scout Proclamation for Martin Kahland Jr.**

Mayor Pascoe read the proclamation:

#### **EAGLE SCOUT PROCLAMATION**

#### **HONORING MARTIN KAHLAND JR. FOR OUTSTANDING LEADERSHIP AND SERVICE**

WHEREAS: THE BOY SCOUTS OF AMERICA WERE INCORPORATED ON FEBRUARY 8, 1910, AND CHARTERED BY CONGRESS IN 1916 AS A PROGRAM FOR BOYS AND GIRLS AGED 11 THROUGH 17, DESIGNED TO ACHIEVE THE AIMS OF SCOUTING THROUGH A VIGOROUS OUTDOOR PROGRAMS AND PEER GROUP LEADERSHIP WITH THE COUNSEL OF AN ADULT SCOUTMASTER; AND

WHEREAS: THE RANK OF EAGLE SCOUT IS THE HIGHEST ACHIEVEMENT IN SCOUTING, REPRESENTING DEDICATION, PERSISTENCE, AND SERVICE TO THE COMMUNITY; AND

WHEREAS: MARTIN KAHLAND JR. HAS EARNED THE RANK OF EAGLE SCOUT BY COMPLETING HIS PROJECT OF UPGRADING THE THEATER CLOSET AT WAVERLY HIGH SCHOOL, SIGNIFICANTLY IMPROVING THE ORGANIZATION AND FUNCTIONALITY OF THE WAVERLY THEATER DEPARTMENT; AND

WHEREAS: KAHLAND’S PURSUIT OF THIS DISTINGUISHED HONOR, INITIALLY FACED CHALLENGES WHEN HIS FIRST IDEA WAS NOT APPROVED BY THE SCHOOL, YET HE DEMONSTRATED ADAPTABILITY BY DEVELOPING ANOTHER IDEA AND GAINED THE FULL SUPPORT OF BOTH THE SCHOOL AND THE THEATER DEPARTMENT. KAHLAND, ALONGSIDE FELLOW SCOUTS AND FAMILY MEMBERS, UNDERTOOK THE TASK OF CLEARING OUT THE WAVERLY THEATER DEPARTMENT’S CLOSET, CONSTRUCTING A NEW SHELVING UNIT PRIMARILY FROM REPURPOSED LUMBER, AND THOUGHTFULLY REORGANIZING THE SPACE IN ACCORDANCE WITH THE NEEDS OF THE THEATER GROUP, LEAVING A LASTING POSITIVE IMPACT.

NOW, THEREFORE, I, ABBEY L. PASCOE, MAYOR OF THE CITY OF WAVERLY, NEBRASKA, IN APPRECIATION OF MARTIN KAHLAND JR.’S CONTRIBUTIONS TO THE CITY OF WAVERLY, DO HEREBY PROCLAIM FEBRUARY 23, 2025 MARTIN KAHLAND JR. DAY IN THE CITY OF WAVERLY, AND URGE ALL CITIZENS TO BECOME ACTIVE IN THE BOY SCOUTS OF AMERICA ORGANIZATION IN PROMOTING BOYS, GIRLS, AND YOUNG ADULTS IN BUILDING CHARACTER, TRAINING IN THE RESPONSIBILITIES OF PARTICIPATING CITIZENSHIP, AND IN DEVELOPING PERSONAL FITNESS.

DATED THIS 11<sup>TH</sup> DAY OF FEBRUARY, 2025.

**PUBLIC HEARINGS**

None.

**SHERIFF’S REPORT**

Deputy Brownell reported on continued effort of increased dog vaccinations to reduce complaints and encourage residents to license their pets with the City. Brownell shared application methods of the LSO dashboard tool showing hotspots, calls for service, and specific calls. Brownell stated Waverly is fairly safe with not a lot of priority calls, typically 80-90 calls for service each month. Council Member Jespersen reported a pet microchipping company went down. Mayor Pascoe shared Deputy Skallberg was recognized last week with the county for his lifesaving efforts last summer at the Aquatic Center.

**PUBLIC COMMENTS**

Brandon Koll asked for the City to consider paving N 148<sup>th</sup> St. from Waverly Rd. to the Tree Dump due to excessive dust from the many vehicles and semis traveling at high speeds. Koll advised the dust makes it impossible to leave windows open, enjoy outdoor activities at home, and causes health issues. Koll noted the dust is not from Matt Warner’s and City of Waverly employees, as they have been respectful driving. Koll asked the City to maintain city roads with respect to residents to maintain quality of life, preserve and protect our health, and to add it to the high priority list along with paving Oldfield St.

**APPROVAL OF MINUTES**

**Minutes of the January 28, 2025 City Council Meeting**

Consent Agenda.

**CONSIDERATION OF CLAIMS AND FINANCIAL REPORTS**

**Claims for payment**

<b>Claims for Payment: January 29th - February 11th, 2025</b>		
<b>Group A</b>		
<b>Vendor</b>	<b>Description</b>	<b>Amount</b>

Shane Iwanski	Utility Deposit Refund	\$ 100.00
Christopher Olson	Utility Deposit Refund	\$ 100.00
Benjamin Waddelow	Utility Deposit Refund	\$ 100.00
Codi & Michaela Werth	Utility Deposit Refund	\$ 100.00
Chad & Megan Wilken	Utility Deposit Refund	\$ 100.00
ADP Fees	Payroll Fees	\$ 121.71
ADP Payroll	Payroll	\$ 36,758.94
AED United	Lifepak CR2 AED's w/ pads	\$ 4,583.80
ALLO Communications	Phone/Internet Services	\$ 1,051.25
Black Hills Energy	Natural gas	\$ 1,691.82
Carquest Auto Parts	Belts & protectant spray	\$ 397.40
Chase Bank	2016 Var Purp Bond Interest	\$ 665.00
Christiansen Tree Service Inc.	Wayne Park tree work	\$ 10,000.00
CNA Surety Direct Bill	Mayor/Council Surety Bonds	\$ 600.00
Colonial Life	Insurance	\$ 43.92
Cubby's, Inc.	Fuel	\$ 1,438.90
DataVizion, LLC	VizionCare Complete, Microsoft 365 Business	\$ 1,531.13
Eakes Office Plus	FD copier contract billing	\$ 68.10
Election Commissioner	November 2024 Election Fees	\$ 651.72
EMSOA, Inc.	Annual Dispatch Medical Calls	\$ 1,375.00
Frontier	Repairs	\$ 55.31
Harper Well & Plumbing Inc.	Well Rehabilitation Solution	\$ 1,450.00
Horizon Bank	Monthly ACH Fees	\$ 10.00
JEO Consulting Group, Inc.	Comp. Safety Action Plan, ANP 10 <sup>th</sup> Addition, 134 <sup>th</sup> & Hwy 6 drainage, bridge inspection	\$ 15,398.50
John Hancock USA	Retirement	\$ 3,281.39
Kelly Supply Company	Supplies	\$ 464.46
Kevin LaPage	Repair Services	\$ 315.00
Lancaster Co Sheriff Office	February 2025	\$ 38,093.00
Lincoln Electric System	Electricity	\$ 21,414.36
Mammoth Station	Fuel	\$ 257.22
Menards-Lincoln North	Supplies	\$ 558.45
Midwest Laboratories, Inc.	Lab fees	\$ 541.54
NE Dept of Transportation	Supplies	\$ 333.08
Nebraska Dept Revenue Waste	Utility Sales Tax	\$ 8,992.36
One Billing Solutions	January 2025 Billing-EMS	\$ 2,091.72
One Call Concepts, Inc.	One-Call Service	\$ 22.10
Overhead Door Company, Inc.	Door repair	\$ 684.00
Pinnacle Bank	Supplies	\$ 1,366.14
Rembolt Ludtke LLP	Waverly Suburban Fire District, Legal fees	\$ 6,938.00
S.E. Rural Fire Protection Dist	EMS Calls	\$ 1,750.00
The Voice News	Advertising & Printing	\$ 847.29
U.S. Bank Equipment Finance	Ricoh Copier	\$ 226.29
USA Blue Book	Supplies	\$ 901.32
Visual Edge IT	Copies	\$ 108.51
Whitehead Oil Co.	Fuel	\$ 49.69
Sam's Club	Supplies	\$ 23.88
	<b>Claims Group A Total</b>	<b>\$ 167,652.30</b>

Council Member Jespersen moved to approve claims Group A in the amount of \$167,652.30. Council Member Nielson seconded the motion.

The following Council Members voted “YEA”: Delahoyde, Jespersen, and Nielson. The following Council Members voted “NAY”: None. Motion Carried. 3-0.

### **Treasurer's Report and Budget & Expense Report**

Council Member Jespersen moved to approve Treasurer's Report and Budget & Expense Report. Council Member Nielson seconded the motion.

The following Council Members voted “YEA”: Jespersen, Nielson, and Delahoyde. The following Council Members voted “NAY”: None. Motion Carried. 3-0.

### **INTRODUCTION OF RESOLUTIONS**

None.

### **INTRODUCTION OF ORDINANCES**

None,

### **INTRODUCTION OF BUSINESS AND COMMUNICATIONS**

#### **Consideration of 2025 Aquatic Center Policy.**

Council Member Jespersen moved approve the 2025 Aquatic Center Policy. Council Member Nielson seconded the motion.

City Administrator Fisher advised we worked with the Parks & Rec Committee to make recommendations for fees taking into account employee salaries with the minimum wage law. Fisher went over the fees. Discussion of daycare rates and capacity issues. Council Members discussed a frequent complaint that all persons entering pool must pay admission regardless of whether they are entering the water or not. Jespersen thanked the Parks & Rec Committee for their thorough effort on rates.

Council Member Jespersen moved to amend the 2025 Aquatic Center Policy to freeze the senior rates to the 2024 rate with no increase. Council Member Nielson seconded the motion.

Council Member Jespersen requested 2024 revenue from senior pool visits and advised not increasing senior rates due to their fixed income.

The following Council Members voted “YEA”: Nielson, Delahoyde, Jespersen. The following Council Members voted “NAY”: None. Motion Carried. 3-0.

Council Member Delahoyde moved amend the 2025 Aquatic Center Policy, AQUATIC CENTER AREA, #3 to read as follows: No Vaping or Tobacco products will be permitted in the Aquatic Center fenced in area. Anyone found with these products inside the fenced in area will be asked to leave the Aquatic Center for the remainder of the day. Council Member Jespersen seconded the motion.

Delahoyde suggested signage exhibiting no tobacco or vaping products allowed at the Aquatic Center. Delahoyde advised tobacco and vaping products are expensive and allows patrons to keep their items. Jespersen added this also avoids confrontation with our lifeguards, especially with peers

On the motion as amended, the following Council Members voted “YEA”: Delahoyde, Jespersen, and Nielson. The following Council Members voted “NAY”: None. Motion Carried. 3-0.

**Consideration of a bid Lawson Park sprinkler maintenance and repairs.**

Council Member Jespersen moved to approve a bid from Ryan Lawn and Tree for Lawson Park sprinkler maintenance and repairs in an amount not to exceed \$5,500.00. Council Member Nielson seconded the motion.

The following Council Members voted “YEA”: Jespersen, Nielson, and Delahoyde. The following Council Members voted “NAY”: None. Motion Carried. 3-0.

**Consideration of Interlocal Agreement with Waverly School District 145 for the use of Lawson Park Field #1.**

Consent Agenda.

**Consideration of the purchase of a VB160 for the use of spreading biosolids from Meyer's EMC Corporation in an amount not to exceed \$38,280.13, plus applicable freight charges.**

Council Member Jespersen moved to approve a bid for a VB160 for the use of spreading biosolids from Meyer's EMC Corporation in an amount not to exceed \$38,280.13, plus applicable freight charges. Council Member Nielson seconded the motion.

Jespersen advised this is a budgeted item.

The following Council Members voted “YEA”: Nielson, Delahoyde, and Jespersen. The following Council Members voted “NAY”: None. Motion Carried. 3-0.

**COMMITTEE REPORTS**

**Human Services (Park & Recreation): Council Member Stark**

City Administrator Fisher reported the Parks, Rec, and Tree Committee Meeting was held February 4, where much of that time was spent discussing the 2025 Aquatic Center Policy and the fees. The committee also discussed the dog park potential fundraising and fencing quotes. Fisher reported Council Member Stark may reach out to the Waverly Community Foundation for partnering on the project. The committee elected officers where all current officers were reelected to serve in their positions: Trevor Hasenkamp as Chairman, John Toy as Vice Chairman, and Arica Carlson as Secretary.

Fisher reported tree work continues in Wayne Park, removing some Ash Trees and replanting. Lawson Field 1 maintenance projects include painting the outfield foul poles and replacing a safety strip on the fence will begin within the next month to get ready for baseball season. The batting cage netting in Wayne Park will be replaced, also. Registration closed for spring soccer, baseball, and softball.

**Public Works (Utilities & Street): Council Member Delahoyde**

Council Member Delahoyde reported they finished installing the new salt brine transfer pumps at the city shop and hauled out more biosolids from the Wastewater Treatment Plant. There was a new oxidation ditch recirculation pump installed at the Wastewater Treatment Plant. Work continues on the shouldering on N 148<sup>th</sup> St. from Bluff Rd. to Amberly Rd. Lancaster County met to discuss repairs to Canongate Rd along with the bridge approach repairs to combine both projects together between agencies. They applied salt brine to all streets on February 5<sup>th</sup> and again today for tonight’s expected snow. They worked on designing ADA ramps for sidewalks to prepare for bidding in March. They started to scan older documents from file cabinets and three employees attended a water training class in Tecumseh.

**Public Health (Fire & Safety): Council Member Jespersen**

Council Member Jespersen reported the Fire/Rescue department had their business meeting where they discussed altering the timing of some of their training to help allow more volunteers to qualify for a volunteer tax credit in the future since several narrowly missed qualifying. They had EMS training this week with their systems and distributed tax forms to their volunteers. The members are working on small general maintenance on several pieces of equipment. Every year the Fire/Rescue Department holds an appreciation dinner, and they asked volunteers to complete a form to gauge interest in extending it to

include an outing or gathering.

### **Fiscal and Economic Development: Council Member Nielson**

Council Member Nielson reported the Waverly Community Chamber of Commerce and the City of Waverly held a ribbon cutting at Packers Supply Company at 13940 Guildford on Friday. The owners Terry and Jennifer Knorr gave a tour of the facility where they sell high quality after-market parts for meat packers and processors used for shipping and logistics of the meat industry. On Monday, February 24, there is a Planning Commission Meeting and on Wednesday, February 26, the CRA will meet to take the next steps for the West Waverly Redevelopment Plan and Area-Wide TIF Project. There is a City Council Quarterly Planning Meeting for discussion on both short and long-range capital improvement projects for the City on Thursday, February 27.

### **City Administrator Fisher**

City Administrator Fisher reported last week we had two of our Safe Streets For All focus groups where we met with three of the larger local employers in the community then in the evening we met with the school and community members to discuss traffic safety. This information will be used to create our action plan for the SS4A grant. Last Friday we had our city staff safety meeting, where we discussed our upgrades to our safety equipment including a new AED and first aid kits. AEDs were purchased for the Aquatic Center and City Office, which hook up directly with the fire department's equipment, so they don't have to switch equipment. The City has applied and awarded the \$500 LARM Safety Grant to help defray some of the cost of the AED for the City Office.

Fisher reported Waverly Ridge, the new residential development on the southeast corner of Highway 6 and N 148<sup>th</sup> St, is about 45% complete installing the sanitary sewer mains and about 3% complete on the water mains. They started on some of the water mains to begin installation of the box culverts for the N 148<sup>th</sup> St crossing at Kenilworth St to enter the development and also at Werner Street. There is retention near to store water from the development itself.

Fisher reported I submitted the annual report to NIFA as part of the grant funds the city received to assist with our housing study, which shared the happenings of the housing industry in Waverly. We are working on closing documents for the G.O. Water Bond for Oak Lane and Danvers St now to hopefully capture the best interest possible at true interest costs of 4.56%. It was a \$1.2 million bond that will pay off on December 31, 2039, but can refinance in five years should interest rates improve.

Fisher reported the Planning Commission meets on February 24 to discuss amendments to the Zoning Regulations relating to communications towers to allow them in both GI and LI zoning districts as well as on city properties. The Redevelopment Plan will also be covered at that meeting.

### **EXECUTIVE SESSION**

Council Member Nielson moved to go into Executive Session to protect the public interest with the reason being for a strategy session with respect to contract negotiations. Council Member Delahoyde seconded the motion.

The following Council Members voted "YEA": Delahoyde, Jespersen, and Nielson. The following Council Members voted "NAY": NONE. Motion carried. 3-0.

City Attorney Fahleson declared Closed Session at 6:53 p.m. Those present in Executive Session were Mayor Pascoe, Council Members Jespersen, Nielson, and Delahoyde, City Administrator Fisher, City Attorney Fahleson, and City Clerk Frye. No action was taken during Executive Session.

City Attorney Fahleson declared Open Session at 7:12 p.m.

Council Member Nielson moved to leave Executive Session at 7:12 p.m. Council Member Delahoyde seconded the motion.

The following Council Members voted “YEA”: Jespersen, Nielson, and Delahoyde. The following Council Members voted “NAY”: None. Motion Carried. 3-0.

**ADJOURNMENT**

Council Member Nielson moved to adjourn the meeting at 7:12 p.m. Council Member Delahoyde seconded the motion.

The following Council Members voted “YEA”: Nielson, Delahoyde, and Jespersen. The following Council Members voted “NAY”: None. Motion Carried. 3-0.

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Abbey L. Pascoe  
Mayor

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Megan K. Frye  
City Clerk/Human Resources Assistant

**Claims for Payment: February 12th - 25th, 2025**

<b>Group A</b>			
<b>Vendor</b>	<b>Description</b>	<b>Amount</b>	<b>Date Paid</b>
ADP FEES	Payroll Fees	\$ 62.95	2/28/2025
ADP FEES	Payroll Fees	\$ 121.71	2/28/2025
ADP PAYROLL	Payroll	\$ 37,748.46	2/21/2025
Andrew Toy	Meal reimbursement - training	\$ 22.72	
Barco Municipal Products Inc.	Stop signs w/stands	\$ 977.87	
BAUER BUILT	Tire repair	\$ 40.25	
BLUE CROSS BLUE SHIELD NE	Health Insurance	\$ 16,834.63	3/1/2025
E.H. WACHS	Water valve turner	\$ 3,388.05	
FELD FIRE	Annual Comp Service-scba	\$ 956.00	
Hometown Leasing	FD Copier	\$ 71.48	
JEO CONSULTING GROUP, INC.	Comp. Safety Action Plan, New Well Siting	\$ 14,591.25	
JOHN HANCOCK USA	Retirement	\$ 3,322.16	2/21/2025
Lancaster County Mutual Aid	Annual Mutual Aid Dues - 2025	\$ 100.00	
LIFE-ASSIST, INC.	Medical Supplies	\$ 604.40	
LINCOLN ELECTRIC SYSTEM	Electricity	\$ 240.72	
Mutual of Omaha	Life & Vision Insurance	\$ 497.77	
NADIA KOVAL	Cleaning Service	\$ 439.23	
NDEE-FISCAL SERVICES	Swimming Pool Permit Renewal	\$ 40.00	
NE PUBLIC HEALTH ENVIRON. LAB	Lab Fees	\$ 575.00	
OLSSON	Waverly Ridge Construction	\$ 21,042.25	
OVERHEAD DOOR COMPANY, INC.	Door repair	\$ 210.00	
PAUL DAVIS RESTORATION, INC.	Laundering Bunker Gear	\$ 50.00	
PAVERS LLC	Crushed asphalt millings	\$ 507.62	
PEREGRINE CORPORATION	Regular & window envelopes	\$ 550.87	
PETTY CASH	Postage	\$ 147.08	
QUIK DUMP REFUSE	Garbage Service	\$ 575.93	
REMBOLT LUDTKE LLP	Bond Matters	\$ 1,271.00	
S.E.Rural Fire Protection Dist	EMS Calls	\$ 1,500.00	
Stingray Technology Services	Cameras & IT services	\$ 5,243.83	
Titan Machinery-Lincoln	Wiper blade	\$ 137.70	
U. S. POSTMASTER	Stamps/Postage	\$ 303.63	
UNION BANK & TRUST CO.	HSA Accounts	\$ 2,500.00	3/1/2025
USA BLUE BOOK	Flowmeter & sensor	\$ 2,605.18	
VERIZON WIRELESS	Phone Service	\$ 340.18	
Storage Ninjas - Waverly	Storage for Engine 34 - F.D. debit card purchase	\$ 139.00	
	<b>Claims Group A Total</b>	<b>\$ 117,758.92</b>	

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Abbey Pascoe, Mayor

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Cheris Cadwell, City Treasurer/Deputy Clerk

City of Waverly

January, 2025

Gross Sales

Waverly \$ 358,190.43

Gross Sales 100.00% \$ 358,190.43

Prizes (Payouts)

Waverly

Prizes (Payouts) 92.5673% \$331,567.30

Operator Commission 12.0000% \$42,982.85 -5000

City Share -4.6764% (\$16,750.45) 5000

Uncollected Winnings 0.1091% \$390.73

Interest \$4.58

Total to city (\$16,355.14)

YTD SALES \$ 1,013,112.41

City 7%min earned YTD \$70,917.87

Paid YTD \$28,671.67

Due City \$42,246.20

**ORDINANCE NO. 25-02**

AN ORDINANCE OF THE CITY OF WAVERLY, NEBRASKA, AMENDING CHAPTER 52 OF THE WAVERLY MUNICIPAL CODE RELATING TO SEWERS; EFFECTIVE DATE

**Section 1.** That Section 52.46, contained within Chapter 52 of the Waverly Municipal Code be amended to read as follows:

**§ 52.46 EFFECTIVE DATE.**

Wastewater system user charge changes resulting from average winter consumption (AWC) calculations affected by this Article shall take effect with the ~~April~~ **March** statements. Any rate changes in user charges required by this Article shall take effect beginning with the first (1st) statements issued in each fiscal year. *(Amended by Ord. Nos. 85-6, 9/3/85; 87-9, 7/20/87; 92-13, 9/21/92; 99-24, 9/7/99 and 01-08, 7/2/01)*

**Section 2.** That any ordinance in conflict with this ordinance is hereby repealed.

**Section 3.** This ordinance shall be in full force and take effect from and after its passage, approval, and publication according to the law.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2025.

\_\_\_\_\_  
Abbey L. Pascoe  
Mayor

ATTEST:

\_\_\_\_\_  
Megan K. Frye  
City Clerk/Human Resources Assistant

(SEAL)