

## **MINUTES OF A WAVERLY CITY COUNCIL MEETING HELD ON MAY 12, 2026**

### **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 Pascoe and Council Members Aaron Delahoyde, David Jespersen, Dave Nielson, and Brook Ruhter-Engelhardt were in attendance. Other City Officials present were City Administrator Stephanie Fisher, City Attorney Mark Fahleson, City Clerk Megan Frye, and Building Inspector/Zoning Administrator Mike Palm. Also in attendance were Shawn Fick, Michael Long, Chad Skinner, Seamus Collins, Allison Stark, Dominic Delahoyde, and Kent Heermann. 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, Delahoyde, and Ruhter-Engelhardt. The following Council Members voted "NAY": None. Motion Carried. 4-0.

### **APPROVAL OF THE CONSENT AGENDA**

**Minutes of the April 28, 2026 City Council Meeting**

**Minutes of the May 11, 2026 City Council Quarterly Strategic Planning Meeting**

**Consideration of Resolution 26-09 authorizing no parking signs along N 148th Street on July 4, 2026 from 9:00 a.m. to 2:00 p.m. for the Fourth of July Parade.**

**Consideration of an agreement appointing Dr. Noah Bernhardson to provide EMS oversight as Physician Medical Director.**

**Consideration of the Waverly Community Chamber of Commerce July, 4, 2026 Parade Route.**

**Consideration of the Waverly Community Chamber of Commerce use of Lawson Park for the July 4, 2026 Community Fireworks Display.**

**Consideration of the Waverly Community Chamber of Commerce use of Wayne Park for the July 4, 2026 Activities.**

**Consideration of a contribution of one-half of the firework retail license revenues to the Waverly Community Chamber of Commerce for the Community Fireworks Display in an amount not to exceed \$3,000.00.**

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

The following Council Members voted "YEA": Nielson, Delahoyde, Ruhter-Engelhardt, and Jespersen. The following Council Members voted "NAY": None. Motion Carried. 4-0.

### **PROCLAMATIONS AND PRESENTATIONS**

#### **EMS Week Proclamation**

#### **EMS WEEK PROCLAMATION**

To designate the Week of May 17 - 23, 2026, as Emergency Medical Services Week.

WHEREAS; Emergency medical services is a vital public service; and

WHEREAS; The members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS; Access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS; Emergency medical services has grown to fill a gap by providing important, out of hospital care, including preventative medicine, follow-up care, and access to telemedicine; and

WHEREAS; The emergency medical services system consists of first responders, emergency medical technicians, paramedics, emergency medical dispatchers, firefighters, police officers, educators, administrators, pre-hospital nurses, emergency nurses, emergency physicians, trained members of the public, and other out of hospital medical care providers; and

WHEREAS; The members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS; It's appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week,

NOW, THEREFORE, I, Abbey L. Pascoe, Mayor, City of Waverly, Nebraska, in recognition of this event do hereby proclaim the week of May 17-23, 2026, as

### **EMERGENCY MEDICAL SERVICES WEEK**

With the theme, *Improving Outcomes, Together*. I encourage the community to observe this week with appropriate programs, ceremonies, and activities.

DATED THIS 12<sup>TH</sup> DAY OF MAY, 2026.

#### **APPEAL OF SPECIAL USE PERMIT #26-01**

#### **Public Hearing: appeal of Special Use Permit #26-01 to allow for the erection of a Cellular Communications Tower at Lawson Park 11661 N 141st St.**

Public Hearing opened at 6:03 p.m.

Attorney Michael Long representing Vertical Bridge and real estate agent Chad Skinner on behalf of Vertical Bridge were in attendance to provide information in support of the cellular communications tower. Long stated the Planning Commission approved this special use permit on March 30 with a request to remove the barbed wire. Long stated Vertical Bridge reserves the right in the future to challenge the petition of the appeal for Vertical Bridge itself if needed. Long explained the proposed 195-foot monopole tower is intended to address a service gap in Waverly, improve Verizon coverage, and accommodate up to four carriers. The tower would be unmanned and unlit except in the event nighttime maintenance is necessary. Long noted the tower is designed to collapse within a 97.5-foot radius, would not interfere with RF devices when properly operated, and would generate minimal noise and traffic, with monthly site visits anticipated for minimal traffic burden. Backup generator noise was stated to remain below municipal code threshold. Long added that similar towers are commonly located in residential, park, and recreational zoning districts throughout the Midwest.

Shawn Fick spoke in opposition, questioning the need for improved service coverage, sharing 161 seconds per download with no drop from an in-home speed test. Fick questioned the appropriateness of a 195-foot tower in a residential area and expressed concerns regarding potential impacts to property

values, future development, and the possibility of future additional antennas. Fick requested the Council deny the permit, pause rezoning efforts, and consider stricter setback requirements of 1.5 to 2 times.

Seamus Collins spoke in opposition to the proposed location of the tower, citing concerns regarding visual impact, noise, and placement within a heavily used park area. Collins questioned the need for the tower based on existing service coverage and stated the tower was not appropriate for the ballpark setting nor is it good for Waverly.

Allison Stark spoke in favor of the tower, noting it fills the service gap needed and no light pollution. Stark shared the location of the park makes sense since there are already light poles there and there is nothing in the way if the tower would fall, although they typically don't. Stark noted cell towers already exist within the city and stated the proposal would financially benefit the community as a whole.

Public Hearing closed at 6:31 p.m.

**Consideration of an appeal of Special Use Permit #26-01 to allow for the erection of a Cellular Communications Tower at Lawson Park 11661 N 141<sup>st</sup> St.**

Council Member Jespersen moved to approve the permit and deny the appeal. Council Member Nielson seconded the motion.

Council Member Jespersen shared a direct personal impact on the tower location with living in the neighborhood and shared understanding of concerns from residents. Jespersen noted there are no lights and sound equivalent to the soft humming of a refrigerator—very low compared to the baseball announcer heard clearly outside. Jespersen advised the proposed location was the best option for the city and noted zoning regulations could not be changed during an active application process. Jespersen encouraged continued public engagement and communication.

Council Member Delahoyde stated the Council had completed due diligence regarding potential tower locations and, while not ideal, believed the proposed site made the most sense. Delahoyde noted the revenue generated from the tower lease would help support parks and recreation funding, which has decreased due to reduced KENO revenue, and expressed support for using those funds toward continued park and youth improvements.

City Attorney Fahleson stated a 3/4 majority vote is required for approval per state statute.

The following Council Members voted “YEA”: Delahoyde, Ruhter-Engelhardt, Jespersen, and Nielson. The following Council Members voted “NAY”: None. Motion Carried. 4-0.

**SHERIFF'S REPORT**

No report.

**PUBLIC COMMENTS**

Dominic Delahoyde made comments regarding the online report on the traffic data from the speed camera sign located on Hwy 6. Delahoyde commented it is reassuring to know the majority of people are following the traffic laws.

**APPROVAL OF MINUTES**

**Minutes of the April 28, 2026 City Council Meeting**

Consent Agenda.

**Minutes of the May 11, 2026 City Council Quarterly Strategic Planning Meeting**

Consent Agenda.

**CONSIDERATION OF CLAIMS AND FINANCIAL REPORTS**

**Claims for Payment**

<b>Claims for Payment: April 29<sup>th</sup> - May 12<sup>th</sup>, 2026</b>		
<b>Group A</b>		
<b>Vendor</b>	<b>Description</b>	<b>Amount</b>
Farah Bolles	Utility Deposit Refund	\$ 100.00
Daniela & Casey Brown	Utility Deposit Refund	\$ 100.00
Jason Hinz	Utility Deposit Refund	\$ 100.00
Brittany Mlnarik	Utility Deposit Refund	\$ 100.00
Josh & Jaci Newville	Utility Deposit Refund	\$ 100.00
James Palmer	Utility Deposit Refund	\$ 100.00
Amber & Eric Ramsey	Utility Deposit Refund	\$ 100.00
Megan & Darin Rodgers	Utility Deposit Refund	\$ 100.00
Travis Urbach	Utility Deposit Refund	\$ 100.00
ADP Fees	Payroll Fees	\$ 242.07
ADP Payroll	Payroll	\$ 49,046.59
Allo Communications	Phone/Internet Services	\$ 1,039.43
Aqua-Chem, Inc.	Pool chemicals	\$ 2,086.00
Bauer Built	Repairs/new tires Waverly 11	\$ 1,079.12
Braxton Halsey	Umpire payout	\$ 375.00
Carquest Auto Parts	Battery Waverly 42, core credit battery	\$ 119.25
Colonial Life	Insurance	\$ 65.88
CS Concrete LLC	Concrete for memorial bench	\$ 240.00
Cubby's, Inc.	Fuel	\$ 2,909.06
Daktronics, Inc.	Baseball scoreboard repair	\$ 980.00
DataVizion, LLC	Microsoft 365 Bus, Support, FortiCare renew	\$ 3,532.50
Dayne Bacon	Umpire payout	\$ 115.00
Design Wear	Fire Department shirts	\$ 2,354.00
Duke's Root Control, Inc.	Sewer root control services	\$ 13,761.28
Eakes Office Plus	FD copier contract billing	\$ 46.71
Eugene Unick	Umpire payout	\$ 390.00
Frontier	Propane	\$ 389.05
Gill ID Systems	Pool pass key cards	\$ 481.00
Gregg Electric Company	Install gas monitoring system	\$ 28,840.00
Hippo Equipment	Parks/Pool repairs & supplies	\$ 271.87
Horizon Bank	Monthly ACH Fees	\$ 10.00
Hunter Claycomb	Umpire payout	\$ 50.00
JEO Consulting Group, Inc.	New Fire Station, 134-Hwy 6 Drainage Imprv	\$ 28,046.25
John Deere Financial	Supplies & repairs	\$ 122.03
John Hancock USA	Retirement	\$ 4,069.31
Justin Gregory	Umpire payout	\$ 230.00
K & J Elite Sports Turf	Lawson Park top dressing	\$ 3,900.00
Kelly Supply Company	Credit copper split ring hanger	\$ (243.09)
Kriha Fluid Power-Lincoln	Supplies	\$ 119.22
Lancaster Co. Sheriff Office	May 2026	\$ 38,759.00
League Of NE Municipalities	2026 Backflow Workshop	\$ 75.00
Life-Assist, Inc.	Medical Supplies	\$ 1,032.57
Lincoln Electric System	Electricity	\$ 21,303.10

Mammoth Station	Fuel	\$ 343.14
Menards-Lincoln North	Supplies	\$ 300.81
Menards-Lincoln South	Supplies	\$ 25.90
Midwest Laboratories, Inc.	Lab fees, test well project	\$ 1,288.66
Nebraska Dept Revenue Waste	Utility Sales Tax	\$ 10,441.61
Olsson Inc.	Anderson North Park 10 <sup>t</sup> Add.	\$ 6,941.55
One Call Concepts, Inc.	One-Call Service	\$ 78.52
One Source-Background Check Co.	Background check	\$ 57.00
Original Watermen, Inc.	Lifeguard uniforms	\$ 1,985.87
Paul Davis Restoration, Inc.	Laundering Bunker Gear	\$ 100.00
Petty Cash	Postage	\$ 145.86
Pinnacle Bank	Fire Department Appreciation Dinner	\$ 1,845.50
Pinnacle Bank	Quickbooks, streets supplies, Creative Cloud Pro, sports supplies, CPO Class	\$ 7,359.52
Point C	Health Reimbursement Account	\$ 93.00
Production Creek Specialty Adv	Employee clothing	\$ 236.00
Rembolt Ludtke LLP	Legal Fees	\$ 3,000.00
The Voice News	Advertising & Printing	\$ 345.95
U.S. Postmaster	Bulk Mail Permit Fee, postage	\$ 682.00
U.S. Bank Equipment Finance	Ricoh Copier	\$ 143.95
ULINE	Oil only sorbent boom	\$ 224.28
Uribe Refuse Services	Restroom Rental	\$ 35.20
Verizon Wireless	Phone Service	\$ 488.64
Visual Edge IT	Copies	\$ 118.04
Waverly Chamber Of Commerce	Donation - July 4 <sup>th</sup> Fireworks	\$ 3,000.00
Whitehead Oil Co.	Fuel	\$ 218.83
RecDesk	Monthly deposit charge	\$ 25.00
RecDesk	Monthly deposit charge	\$ 25.00
Point C	Health Reimbursement Account	\$ 206.16
Point C	Health Reimbursement Account	\$ 4,811.98
	<b>Claims Group A Total</b>	<b>\$ 251,305.17</b>

Council Member Jespersen moved to approve claims in the amount of \$251,305.17. Council Member Nielson seconded the motion.

The following Council Members voted “YEA”: Ruhter-Engelhardt, Jespersen, Nielson, and Delahoyde. The following Council Members voted “NAY”: None. Motion Carried. 4-0.

#### **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, Delahoyde, and Ruhter-Engelhardt. The following Council Members voted “NAY”: None. Motion Carried. 4-0.

#### **INTRODUCTION OF RESOLUTIONS**

**Consideration of Resolution 26-09 authorizing no parking signs along N 148th Street on July 4, 2026 from 9:00 a.m. to 2:00 p.m. for the Fourth of July Parade.**

Consent Agenda.

**Consideration of Resolution 26-10 a Resolution of Appreciation for Kent Heermann, Economic Development Consultant.**

Council Member Jespersen moved to approve Resolution 26-10 a Resolution of Appreciation for Kent Heermann, Economic Development Consultant. Council Member Nielson seconded the motion.

Mayor Pascoe stated there has been a lot of incredible work over the last 15 months with Heermann's guidance and leadership. Heermann thanked the Council for the opportunity and advised the land purchase is a good location and Waverly has good leadership with goals focusing on capital improvement.

The following Council Members voted "YEA": Nielson, Delahoyde, Ruhter-Engelhardt, and Jespersen. The following Council Members voted "NAY": None. Motion Carried. 4-0.

## **INTRODUCTION OF ORDINANCES**

None.

## **INTRODUCTION OF BUSINESS AND COMMUNICATIONS**

**Consideration of an agreement appointing Dr. Noah Bernhardson to provide EMS oversight as Physician Medical Director.**

Consent Agenda.

**Consideration of the Waverly Community Chamber of Commerce July, 4, 2026 Parade Route.**

Consent Agenda.

**Consideration of the Waverly Community Chamber of Commerce use of Lawson Park for the July 4, 2026 Community Fireworks Display.**

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**Consideration of the Waverly Community Chamber of Commerce use of Wayne Park for the July 4, 2026 Activities.**

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Consent Agenda.

## **Update on Wells and Water Levels.**

City Administrator Fisher provided an update on each of the eight wells in and around the city, noting Well 4 is offline due to some elevated contaminate levels and may be preserved for future use. Fisher shared the static levels of each well; all trending downward over the last 10 years. Fisher advised of the different trigger levels per city ordinances indicative of a water watch, warning, or an emergency, noting we are extremely close on several wells at the 5 ft shutoff point.

Fisher thanked residents for adhering to the watering schedule, allowing the city to handle daily demands. Fisher noted significant drop in rainfall over the past 10 years. Fisher advised engineering has begun on an additional well, which will help, but will not help get us rain. Council Member Delahoyde reminded residents of the year-round watering schedule and Mayor Pascoe added the watering schedule applies to lawn irrigation only and not for watering gardens or trees.

## **COMMITTEE REPORTS**

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

Council Member Nielson reported blast ball started May 11 and tee ball started May 6. Flag Football registration opened, ending July 24. Pickleball registration is open with 6 currently registered. We applied

topdressing to Wayne fields to finish off all of our baseball fields. Working on getting a few minor electrical repairs completed this week as well as a major leak in the hot water line in the bathhouse plumbing repaired next week, just in time for pool opening on May 23. Lifeguard certification class this Saturday and Sunday, then Saturday we will have our final first aid/CPR/AED class for guards at the middle school. Will have our final lifeguard recertification on May 23 and 24.

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

Council Member Jespersen reported the streets department crack sealed on N 136<sup>th</sup> St from Kenilworth to Jamestown St and are currently crack sealing Jamestown from N 141<sup>st</sup> St to Canongate Road.

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

Council Member Delahoyde reported there were 20 calls for service over the past two weeks, 80% medical calls. In honor of EMS Week, more EMT volunteers are needed for medical calls since they are a high percentage and the greatest burden. Other calls were for 1 fire alarm, 1 brush pile, 1 CO2 alarm, and other minor things. Waverly 11 ambulance had the front-end suspension repaired, tires were damaged needing replaced. New perspective member on fire side. Working on loading incidents in the reporting ESO suite for tracking data reporting. Fire chief monitoring but still issuing burn permits. Continue to buy equipment for Waverly 10 to be prepared for any call. A meeting was held on the new fire station; we are now past structural and onto HVAC, security, dirt, Wi-Fi, and electrical-civil-mechanical engineering. Continued meetings on the radio system. We sold some surplus equipment rescue tools to a department in Kansas. We signed the agreement with our current medical director.

**Fiscal and Economic Development: Council Member Ruhter-Engelhardt**

Council Member Ruhter-Engelhardt reported there was a WEDC meeting yesterday where the 13-member board was put together with five principal donor members, five members were elected from local business owners, and three ex officio members: the school superintendent, city administrator, and CRA chair. Next meeting on June 8 at 3pm where they will elect all the officers of the board. Kent Heermann's replacement, Amanda who works at SENDD and has a six-month contract while we work to find a full-time replacement. The website will be live in 30-45 days, which is exciting. Other upcoming meetings include a Planning Commission meeting on June 9 and a CRA meeting June 15.

**City Administrator Fisher**

City Administrator Fisher reported liquor licenses have all been renewed for the year and there will be six fireworks stands this year located near VFW, Honeycreek lot, Trackside lot, WCF, and two at the former Shakers lot. A reminder for those having a July 4<sup>th</sup> block party to get your paperwork in with 30-day notice. If you have not licensed your ATV/golf cart, you are behind the game—they were due May 1. Lastly, the Lancaster County Bridge Project will be from June to August where Canongate will be closed while they make necessary repairs; more official notifications coming once they are shared with us.

**ADJOURNMENT**

Council Member Nielson moved to adjourn the meeting at 7:01 p.m. Council Member Jespersen seconded the motion.

The following Council Members voted "YEA": Delahoyde, Ruhter-Engelhardt, Jespersen, and Nielson. The following Council Members voted "NAY": None. Motion Carried. 4-0.

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David M. Jespersen  
Council President

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Megan K. Frye  
City Clerk/Human Resources Assistant