

Tentative Agenda for the WAVERLY CITY COUNCIL MEETING to be held on December 26, 2023 at 6:00 PM. This meeting will be held at the Waverly City Office Building located at 14130 Lancashire Street, Waverly, Nebraska. 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
2. **Public Hearings**
3. **Sheriff's Report**
4. **Public Comments**
5. **Approval of Minutes**
 - 5.a) *Minutes of the December 12, 2023 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 third and final reading of Ordinance 23-17, an ordinance of the City of Waverly, Nebraska, amending Chapter 51 of the Waverly Municipal Code relating to the Declaration of a Water Watch, Warning, or Emergency; Establishment of Procedures; and Water Conservation Measures.
 - 8.b) Consideration of the second reading of Ordinance 23-18 to Rezone a Parcel of Land located on N 148th Street, North of Corporate Limits, from Agricultural District (AG) to General Industrial District (GI).
9. **Introduction of Business and Communications**
 - 9.a) Updates on following items: Water Emergency, Fire Station, Aquatic Center.
 - 9.b) Consideration of a bid from Mid-Iowa Solid Waste Equipment Co, Inc. for a Sewer Equipment Company of America sewer jetter in an amount not to exceed \$90,783.00, with trade-ins.
10. **Committee Reports**
 - 10.a) Human Services (Park & Recreation): Council Member Hummel
 - 10.b) Public Works (Utilities & Street): Council Member Jespersen
 - 10.c) Public Health (Fire & Safety): Council Member Nielson
 - 10.d) Fiscal & Economic Development: Council Member Pascoe
 - 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 are for non-agenda items only.
- (3) Remarks shall be limited to five (5) minutes.

MINUTES OF A WAVERLY CITY COUNCIL MEETING HELD ON DECEMBER 12, 2023

CALL TO ORDER

Mayor Bill Gerdes called the meeting to order at 6:00 p.m. and led those in attendance in reciting the Pledge of Allegiance. Gerdes acknowledged the Open Meetings Act Poster located on the south wall of the Council Chambers. Mayor Bill Gerdes, Council Members Abbey Pascoe, Dave Nielson, Aaron Hummel, and David Jespersen were in attendance. Other City Officials present were City Administrator Stephanie Fisher, Deputy City Attorney Sarah Meier, City Clerk Megan Frye, and Building Inspector/Zoning Administrator Mike Palm. Others present were Emergency Services Coordinator Robin Hoffman, Lancaster County Deputy Sheriff Jason Brownell, The Waverly News reporter Sam Crisler, Bill Montague, David Smith, Heather Chloupek, and Hanna:Keelan representative Tim Keelan. 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 Pascoe moved to adopt the Agenda as presented. Council Member Nielson seconded the motion.

Council Member Hummel shared with the public they can come speak during the public comments period of the agenda, but the Council cannot respond back during the public comments.

The following Council Members voted "YEA": Pascoe, Nielson, Hummel, and Jespersen. The following Council Members voted "NAY": None. Motion carried. 4-0.

CONSENT AGENDA

Minutes of the November 28, 2023 City Council Meeting

Consideration of Maintenance Agreement Renewal with the Nebraska Department of Transportation (NDOT) for snow removal on US Highway 6 from I-80 and US Highway 6 Off Ramp to the East City Limits in the amount of \$3,604.30.

Consideration of Certificate of Compliance with Nebraska Department of Transportation (NDOT) and authorizing Mayor to sign.

Consideration of the Mayor's recommendation for City Council Liaison Appointments.

Consideration of the Mayor's recommendation for City Official Appointments.

Consideration of the Mayor's recommendation for Planning Commission; Board of Adjustments; Park, Recreation and Tree Committee; Emergency Management Committee.

Consideration of Approval of changes to the Signature Cards for First State Bank, Horizon Bank, Pinnacle Bank, and Nebraska CLASS.

Council Member Pascoe moved to approve the Consent Agenda as presented with one change: to remove agenda item 10(H) Consideration of the Mayor's recommendation for Planning Commission; Board of Adjustments; Park, Recreation and Tree Committee; Emergency Management Committee from the Consent Agenda. Council Member Nielson seconded the motion.

The following Council Members voted "YEA": Nielson, Hummel, Jespersen, and Pascoe. The following Council Members voted "NAY": None. Motion carried. 4-0.

PROCLAMATIONS AND PRESENTATIONS

None.

SHERIFF'S REPORT

Brownell reported there were 81 calls for service for the month of November 2023, including 10 accidents last month. Brownell shared with the community and council the importance of planning ahead when consuming alcohol to keep everyone safe. Brownell stated in the past 24 years, I've seen a lot of

bad things happen relating to alcohol related driving. Browell shared there is a lot of money being spent over the holidays from the county safety grant so it is likely drunk drivers will be pulled over. Council Member Nielson asked why the number of accidents were up and Brownell answered there were a couple during the snowy days but this is the time of year where there is a lot on your mind so there is increased distracted driving. Brownell stated driving is the most dangerous thing you can do, let's take care of family, friends, and neighbors. Waverly resident Bill Montague asked what's being done about on people driving while using their cell phones and Brownell responded that is a secondary offense but they are usually breaking other driving laws so they are likely to be pulled over and ticketed.

PUBLIC COMMENTS

David Smith made comments about his open complaint regarding his fence and property lines and asked for resolution from the City in a timely manner.

EMPIRE ADDITION

Public Hearing: proposed Zoning Change Request #23-01 from Agricultural District (AG) to General Industrial District (GI) for a property located on N 148th Street, North of Corporate Limits.

Public Hearing opened at 6:17 p.m.

Bill Montague asked they the City would approve this land for industrial and stated it would be good for the future, but the main issue now should be water.

Public Hearing closed at 6:18 p.m.

Consideration of the first reading of Ordinance 23-18 to Rezone a Parcel of Land located on N 148th Street, North of Corporate Limits, from Agricultural District (AG) to General Industrial District (GI).

Council Member Pascoe moved to approve first reading of Ordinance 23-18 to Rezone a Parcel of Land located on N 148th Street, North of Corporate Limits, from Agricultural District (AG) to General Industrial District (GI). Council Member Nielson seconded the motion.

The following Council Members voted "YEA": Hummel, Jespersen, Pascoe, and Nielson. The following Council Members voted "NAY": None. Motion carried. 4-0.

Public Hearing: Empire Addition Preliminary Plat

Public Hearing opened at 6:19 p.m.

Building Inspector/Zoning Administrator Mike Palm stated this land is about 85% in a floodway and is undevelopable for any sort of habitable use. Palm advised this process falls under a major subdivision since it is more than 4 lots and the approval process includes a recommendation of approval from the Planning Commission to the City Council. Palm advised this is outside corporate limits, there are no current plans to annex right now, and they are on their own well water system. Palm advised this is for industrial lots, which all meet the criteria for minimum lot sizes and lot use. Palm stated we met with met with Matt Warner and Josh Larsen prior to submitting these documents and their plan complies with the future land use map and with the General Industrial zoned lots.

Public Hearing closed at 6:22 p.m.

Consideration of approval of Empire Addition Preliminary Plat, a property located on N 148th Street, North of Corporate Limits.

Council Member Pascoe moved to approve Empire Addition Preliminary Plat, a property located on N 148th Street, North of Corporate Limits. Council Member Nielson seconded the motion.

The following Council Members voted "YEA": Jespersen, Pascoe, Nielson, and Hummel. The following Council Members voted "NAY": None. Motion carried. 4-0.

Public Hearing: Empire Addition Final Plat

Public Hearing opened at 6:23 p.m.

No comments were heard.

Public Hearing closed at 6:24 p.m.

Consideration of approval of Resolution 23-31 a resolution approving Empire Addition Final Plat, a property located on N 148th Street, North of Corporate Limits

Council Member Pascoe moved to approve Resolution 23-31 a resolution approving Empire Addition Final Plat, a property located on N 148th Street, North of Corporate Limits. Council Member Nielson seconded the motion.

Council Member Hummel moved to postpone the approval of Resolution 23-31 until after third and final reading of Ordinance 23-18 to Rezone a Parcel of Land located on N 148th Street, North of Corporate Limits, from Agricultural District (AG) to General Industrial (GI). Council Member Pascoe seconded the motion.

The following Council Members voted “YEA”: Pascoe, Nielson, Hummel, and Jespersen. The following Council Members voted “NAY”: None. Motion carried. 4-0.

COMPREHENSIVE PLAN

Public Hearing: Comprehensive Plan Update

Public Hearing opened at 6:26 p.m.

HANNA:KEELAN representative Tim Keelan presented the main points of the updated Comprehensive Plan 2023-2033 and advised this has taken over a year from members of the Planning Commission and the Steering Committee, the latter of who met 3 times to go over important information as it relates to population. Keelan advised the purpose is to plan for the people of the community. Keelan advised we worked with Matt Shimerdla with Schemmer, who provided a lot of excellent information in the public utilities and facilities section and did an excellent job. Keelan thanked everyone who volunteered time on these committees.

Keelan shared information obtained from the 267 surveys returned from 2 different surveys that were given to the general public. This first survey allowed residents to weigh in on a number of issues associated with the community, which was used to put together the important initiatives. The second survey was for workforce housing needs. Keelan stated Waverly has a lot of jobs and there are a lot of people working here that don't live here so it was an interest that the Planning Commission had to address this whole workforce issue and try to figure out what is some of the opportunity there for that. This project was funded by the City as well as the Nebraska Investment Finance Authority, who provided a grant to the City for the Comprehensive plan as well as a housing study. Keelan shared the executive summary of the Housing Study can be found in the appendix. As you can expect, there is an excellent opportunity for housing development in the community based upon population growth. That housing study identifies what those different demand levels are based upon different population levels, which include a projection over the next 10 years a low, medium, and high population growth. And a population number we haven't had yet which is associated with Community Growth Initiative (CGI). This is where you are starting to secure a lot of people that commute to work in your community as well as additional businesses and industries, and additional jobs.

Keelan encouraged the public to view all the great information in the Comprehensive Plan on the City's website once approved. Keelan shared the population levels which all have gains: the 2020 population was around 4,279, now it is upwards of 4,532. The 10-year population growth has 4 levels: low growth of 850 people, medium growth of 988, high growth of 1,146, and the CGI would gain around 2,257 citizens. Keelan shared a lot of communities like to shoot for the CGI, which is the top of the bar to build your

community, create more tax-base by adding housing, businesses, etc. Keelan shared in terms of housing, at 420 units for the medium population, 592 for high, and 902 for CGI. I think there's some proposals today to take a look at that type of thing so you are fortunate to have that kind of attraction. Keelan stated as a part of the Comprehensive Plan, found in the appendix, we did an economic development strategy or an action plan, which Council Member Pascoe lead, Mayor Gerdes participated, and City Administrator Fisher also participated. Keelan stated there are already some things starting to happen with that plan including going to a Community Redevelopment Authority from a Community Development Agency, which is 5 individuals in the community representing your redevelopment efforts in the community primarily addressing things like that Tax Increment Financing and things of that nature. Keelan mentioned section 3 regarding initiatives which relate to getting things done in the community. Such initiatives deal with population, public facilities, and others.

Keelan advised of the existing and future land use planning section, as required by state law that you address land use in a comprehensive plan. Keelan shared one of the highlights of the economic development strategy includes additional commercial along Highway 6 in more accessible locations. The high population growth of around 5,667, which show growth in additional residential areas. Keelan shared the mathematics associated with determining the land use. Keelan stated we have 3 different land use types and our focus is on the median population, which is conservative approach. Keelan advised in that process, we're about 2/3 done working on the zoning regulations, hoping to share zoning change recommendations as well as a new zoning map in January.

Keelan acknowledged Pascoe's eagerness for community growth. Keelan stated there is a piece on education, public facilities, utilities, and transportation, which is required by state law. Keelan stated another state requirement is to have a piece on energy element, which deals with the use of different energy sources in the community.

Council Member Pascoe shared information on the Economic Development Committee which consisted of business owners or leadership within the community, which formed in January 2023. The committee members were Greg Dunlap from Horizon Bank, Bill Schellpeper from Smart Chicken, Rusty Wellman from Farm Bureau, small business owner Natasha Hoyer from Patina Joe, Cody Mosel from First State Bank, Dave Watts from Watts Electric, Ryan Meston who is a financial planner. Pascoe stated the group shared their input on how we can grow economically, and we shared ideas of businesses we'd like to see come to Waverly, and plan how to actively pursue those businesses. Pascoe mentioned the water issue was not yet enacted back in January, and regardless we will get out of it at some point and we can't put everything on hold for 2-3 years—we have to continue to plan. Pascoe advised we want more neighborhood businesses and we don't want the heavy industrial, and if we do, maybe they are not along the Highway 6 corridor, which is the doorway into the community. Pascoe stated we want that to look nice and pretty and not have quonsets on there. We are really pushing on those land owners that have been sitting on that property for years and decades and asking them what they are doing. We now have a plan and we now want to pursue things like an eye doctor, more restaurants, and a brewery. Pascoe stated the first step for the plan is moving the CDA to a CRA. The next part of that plan is to hire an economic coordinator to be able to focus 100% of their time on that. Keelan stated we met about 6 times and came up with some excellent ideas. Keelan stated I really encourage you to take a look at the Economic Development Strategy and Action Plan.

Keelan stated the Planning Commission approved the Comprehensive Plan to forward to City Council, with a couple of corrections which we made. Pascoe stated this was the first update in 10 years and I think there's a lot of great things here and it's very exciting. Keelan advised our economy today is such that there is more money available by investors to invest in communities and Waverly is as good as any to invest. We're also working on a citizen's guide to the Zoning Regulations, but we have to wait until we finish the zoning to do that but that will be helpful to a lot of folks too. Emergency Services Coordinator

Hoffman asked what percentages were used for the low, medium, and high population projection. City Administrator Fisher stated it doesn't match with what the school district has proposed. Pascoe responded 1.8, 2.2, 2.5, and CGI is 4.9. Hoffman stated that is pretty conservative and asked if there are recommendations on public safety, and Fire/Rescue/EMS. Council Member Hummel stated this is mentioned in the Comprehensive Plan as in progress and they are working on a plan at the City Office. Council Members and the Mayor thanked Keelan for all the work on this study. Keelan thanked Council for all their help, and pointed out the Mayor has provided a lot of advice on this Comprehensive Plan too.

Bill Montague made comments, stating after seeing all the numbers, how much water are we going to need to have for the future and Keelan stated we wrote this before all that happened, we do have that in the Comprehensive Plan what we note the studies that were recently completed so that information is not there. City Administrator Fisher stated it references Olsson's studies. Mayor Gerdes stated it is in the Water Use Study.

Public hearing closed at 6:50 p.m.

Consideration of Resolution 23-30 a resolution to update and adopt the Comprehensive Plan

Council Member Pascoe moved to approve Resolution 23-30 a resolution to adopt the Comprehensive Plan. Council Member Nielson seconded the motion.

The following Council Members voted “YEA”: Nielson, Hummel, Jespersen, and Pascoe. The following Council Members voted “NAY”: None. Motion carried. 4-0.

APPROVAL OF MINUTES

Consent Agenda.

CONSIDERATION OF CLAIMS AND FINANCIAL REPORTS

Claims for payment

Claims for Payment: November 29th - December 12th, 2023		
Group A		
Vendor	Description	Amount
Abbi Buchholz	Utility Deposit Refund	\$ 100.00
Mary Hagemann	Utility Deposit Refund	\$ 100.00
Austin Herzog	Utility Deposit Refund	\$ 100.00
Austin Holliday	Utility Deposit Refund	\$ 100.00
Jared & Katie Meinders	Utility Deposit Refund	\$ 100.00
Aaron & LeighAnn Morris	Utility Deposit Refund	\$ 100.00
Steven & Bailey Nelson	Utility Deposit Refund	\$ 100.00
Brian Richardson	Utility Deposit Refund	\$ 100.00
Jacklyn Ruhter-Engelhardt	Utility Deposit Refund	\$ 100.00
ADP FEES	Payroll Fees	\$ 131.74
ADP Payroll	Payroll	\$ 33,231.16
ANOVA (dba Upbeat)	Commemorative Park Bench	\$ 1,362.15
ASPEN Builders, Inc.	Refund-Permit 230015, 230014, 230022, 230031	\$ 3,600.00
Bauer Built	Backhoe tire repair	\$ 56.85
BOK Financial	Hwy Allocation Fund Bond 2020	\$ 56,743.75
BOK Financial	GO Various Purpose Bonds 2020	\$ 12,640.00
BOK Financial	GO Sewer Refunding bond 2021	\$ 6,547.50
BOK Financial	GO Water Refunding Bond 2021	\$ 128,441.25
BOK Financial	Combined Utility Ref Bond 2021	\$ 315,996.25
BOK Financial	Combined Utility Ref Bond 2020	\$ 10,396.25

BOK Financial	Municipal Improve Bond 2023	\$ 54,000.00
BOK Financial	GO Aquatic Center Bonds 2021	\$ 237,911.25
Carquest Auto Parts	Filters, spark plug, oil, bulb	\$ 268.17
Chase Bank	2016 Hwy Allocation Bond	\$ 81,320.00
Colonial Life	Insurance	\$ 65.88
Core & Main	Hydrant Repair	\$ 320.43
Cornhusker Press	Pet License Tags	\$ 103.05
Cubby's, Inc.	Fuel	\$ 1,930.36
DataVizion, LLC	VizionCare Complete, Microsoft 365 Business	\$ 1,516.50
Fidelity Security Life Insurance	Vision Insurance	\$ 160.51
gWorks	50 Additional FD Public Users	\$ 371.00
Harris Decals	Dump truck decals	\$ 252.48
Horizon Bank	Monthly ACH Fees	\$ 10.00
Hotsy Equipment Co.	Pressure washer parts	\$ 1,996.48
JEO Consulting Group, Inc.	Water Main Construction - Eastbourne, 134 th & Hwy 6 Drainage	\$ 3,145.00
John Hancock USA	Retirement	\$ 2,991.40
Lancaster Co Sheriff Office	December 2023	\$ 35,186.00
LARM	Hino dump truck insurance	\$ 1,395.25
Life-Assist, Inc.	Medical Supplies	\$ 660.39
Lincoln Electric System	Electricity	\$ 17,478.11
MacQueen Emergency	Annual pump testing & repairs	\$ 1,829.45
Midwest Laboratories, Inc.	Lab fees	\$ 964.91
Nebraska Dept Revenue Waste	Utility Sales Tax	\$ 9,535.41
One Call Concepts, Inc.	One-Call Service	\$ 230.20
Paul Davis Restoration, Inc.	Laundering bunker gear	\$ 150.00
Pinnacle Bank	Fire Department Santa Express raffle – pellet grill	\$ 385.19
Pinnacle Bank	Fire Department Santa Express items	\$ 520.08
Pinnacle Bank	Prime membership, water license, supplies, truck permit	\$ 778.19
PRC ENTERPRISES	TIF G Snap Fitness - Dec 2023	\$ 5,500.00
Quick Med Claims	November 2023 Billing-EMS	\$ 494.79
Rembolt Ludtke LLP	Zoning Violation	\$ 1,444.00
Schemmer Associates Inc.	Quiet Zone Reaffirmation	\$ 3,821.35
Stingray Technology Services	Moving aquatic center cameras	\$ 985.00
The Voice News	Advertising & Printing	\$ 410.21
Tractor Supply Company	TIF H TSC Distrib. - Dec 2023	\$ 89,647.62
U.S. Bank	TIF F Kamterter - Dec 2023	\$ 28,233.45
U.S. Bank Equipment Finance	Ricoh Copier	\$ 143.95
Vacek Enterprises	TIF J Amberly Dental-Dec 2023	\$ 4,116.66
Visual Edge IT	Copies	\$ 153.10
Watermark Investments, L.L.C.	TIF E Watts Electric-Dec 2023	\$ 42,509.55
Windstream	Phone Service-Fire	\$ 256.05
Windstream	Phone Service	\$ 939.99
Woodstock Holdings LLC	TIF K Empire Fence - Dec 2023	\$ 21,722.45
Sam's Club	Fire Department Santa Express food items	\$ 213.65
Target	Fire Department Santa Express items	\$ 140.73
Yeti Omaha	Fire Department Santa Express raffle	\$ 406.60
	Claims Group A Total	\$ 1,226,661.74

Council Member Pascoe moved to approve claims in the amount of 1,226,661.74. Council Member Nielson seconded the motion.

The following Council Members voted “YEA”: Hummel, Jespersen, Pascoe, and Nielson. The following Council Members voted “NAY”: None. Motion carried. 4-0.

Treasurer's Report and Budget & Expense Report

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

The following Council Members voted “YEA”: Jespersen, Pascoe, Nielson, and Hummel. The following Council Members voted “NAY”: None. Motion carried. 4-0.

INTRODUCTION OF RESOLUTIONS

Resolution 23-29

Mayor Gerdes introduced Resolution 23-29, stating the Council approved Resolution 23-23 and I vetoed.

Council Discussion and Consideration of Mayoral Veto of Resolution 23-29.

Council Member Pascoe moved to approve Resolution 23-29, a resolution of the City Council of the City of Waverly, Nebraska, providing for the discontinuance of a certain mandatory conservation measure as enacted under the Water Emergency Declaration of June 28, 2023. Council Member Nielson seconded the motion.

Council Member Hummel stated the Council is considering overriding the Mayor’s veto on this and the Council previously voted 3-0. Hummel asked for Mayor Gerdes to provide publicly why this was vetoed.

Mayor Gerdes made a statement regarding his decision to veto Resolution 23-29:

“I issued the water conservation declarations because the current ordinance required it, and in June declared the water emergency. I stopped all new water taps except for those that had already filed for a building permit. Those that filed for a building permit were told that they could not get a water tap until after the emergency water declaration was lifted.

“A couple of builders have since argued with me, saying “I built and gambled on the water emergency being over.” Gambling has winners and losers and unfortunately the City loses because of the water shortage and the builders lose because they can’t finish. The City also loses because potential commercial properties we need won’t come to Waverly if they don’t have water.

“One of the 8 questions and answers that the Council demanded to be advertised to the residents regarding the water issues was question #2, which asked “Are new homes being added to the water system? Will residential pool permits be issued?” The answer was “only permits approved prior to the declaration of the water emergency are allowed to be completed in the process, which includes connecting to the City's water system or filling pools. Since the declared water emergency, permit issuance which require using City water supply have been suspended.”

“This Council knows the current residents were always asking questions such as “Why am I on water restrictions if you’re still going to be adding new houses and another development?” The resolution this council approved says suspension of new water taps is no longer needed because the City is no longer in ‘Peak season’ for water usage and the daily demand has sufficiently decreased to a sustainable level for the ‘off season’ and this suspension is no longer in the public interest with any benefits of such water conservation are outweighed by the potential economic harm of the suspension.

“This Council is now wanting to vote to override my veto. We are in and continue to be in a drought situation, severe or extreme could be debated, but we are 26 inches of precipitation short of the average over the last 4 years. As you have been briefed, it takes over 2 years for precipitation to reach the aquifer. 6 of our 8 wells are in the aquifer.”

Gerdes shared a recent graph presented at a previous Council Meeting showing the well pumping and static levels. Gerdes continued, stating “we are still in a water emergency by the old ordinance with Well 7 being out of commission and Well 5 being below 1 foot, and Well 6 running at 1.5. That is the precipitation we are short over the last 4 years. In 2019, we were 7 inches above and it is what it is.

“I doubt you could indicate what readings would be from the ‘peak season’ if I were to remove the months and mix them up, so how you can say we are out of the ‘peak season’, I don’t know because if I would remove the months you’d never know if we were in or out of the peak season.

“True, daily demand has reduced and did through conservation measures mostly through lawn watering restrictions. The decrease of the daily demand is not showing up in the pumping or static levels. If it did, you would see something drastic but you’re not.

“Suspension of the no tap measure is no longer in the public interest. I’m not sure what public this Council is interested in. Those that didn’t like the imposed conservation measures wouldn’t agree with you, those that will most likely have water restrictions next spring won’t agree with you, and if the water shortage gets worse, I’m not sure who will agree with you that no water taps is no longer of public interest. Economic harm, yes, a community that’s not growing is in for a tough time but a community that can’t provide the needed quantity and quality of water for those that are already calling Waverly their home are in big trouble.

“We are working on solutions for our water problems, but none are going to happen overnight or in the next few months and not without a lot of expense. We started in a water emergency months ago. Even with the proposed new water triggers, we will continue to be in a water emergency. If you override this veto, you all need to be prepared for the wrath of the community. I have taken the outrage from the community for my decisions, and you will need to take it for yours.”

Council Member Jespersen stated I agree with a lot of the Mayor’s statement, and it should be more on the City Council and less on the mayor’s plate, who has been unfairly the face of the water crisis. Jespersen pointed out the ordinance said you "can" do any combination of the foregoing measures. Sometimes we don’t have to do all or nothing and I’d like to scale back to see what effect it ends up having. Jespersen expressed continuing mandatory watering days indefinitely and seeing if that would counteract the growth of the city. Jespersen stated we are going to have that problem indefinitely, but we are going to have more problems if we just cut off growth. Jespersen added we can add restrictions back in at a later date.

Council Member Pascoe acknowledged we all understand we are in a water crisis but there are different things we can do to problem-solve and not cause irreparable harm to the community. Pascoe stated not one expert has said we are running out of water, other than the mayor. Pascoe made comments that we hired experts to look into our water issues, and now we need to follow their advice.

Council Member Nielson expressed wanting to continue following a one day per week watering schedule on Saturday and Sunday only, which helped the well levels and Nielson offered to take the heat from the public with that. Nielson stated my green yard is proof that one day is enough and Hummel agreed, stating I didn’t water at all.

Hummel stated I agree with the mayor but as evidence of the Comprehensive Plan, we can slow down building, but we have to continue to grow. The property that has been annexed, is inside city limits, and is part of our growth plan—we have a responsibility to the builders to continue to build and the people who need to move into their houses. Hummel stated I support sod watering restrictions and mandatory water restrictions for the next couple years. I know having the test holes drilled is going to cost money for the City but we have to get that water.

Mayor Gerdes stated when the pumps shut off, we are out of water, we've got wells that are pretty close to running out of water. Pascoe advised that contradicts some of the conversations we've had with engineers and hydrologists and what they have brought back to us. Gerdes stated the engineers are the ones that gave us the shutoffs and triggers.

The following Council Members voted "YEA": Pascoe, Nielson, Hummel, and Jespersen. The following Council Members voted "NAY": None. Motion carried. 4-0.

INTRODUCTION OF ORDINANCES

Consideration of the second reading of Ordinance 23-17, an ordinance of the City of Waverly, Nebraska, amending Chapter 51 of the Waverly Municipal Code relating to the Declaration of a Water Watch, Warning, or Emergency; Establishment of Procedures; and Water Conservation Measures.

Council Member Pascoe moved to approve second reading of Ordinance 23-17, an ordinance of the City or Waverly, Nebraska, amending Chapter 51 of the Waverly Municipal Code relating to the Declaration of a Water Watch, Warning, or Emergency; Establishment of Procedures; and Water Conservation Measures. Council Member Nielson seconded the motion.

Council Member Hummel clarified we are just adding in more triggers. Council Member Pascoe stated I provided my input and was met with resistance. There are still a few things I have suggested to be put into this newest draft, that have not been added. The first one is emergency water rates, section 5, we need to add another line that shows what the money that is collected will be used for. I also suggest education and looking at additional water sources. Pascoe stated all our monies need to be earmarked. Under regulatory conservation measures, we have added watering of new trees and gardens, because that is a question I got asked every day last summer. I would also like to add something about fertilizer. When we have fertilizer placed in our yard, it must be watered or your yard burns up. Mayor Gerdes asked how we will regulate that. Pascoe asked for input. Council Member Jespersen suggested having a lawn expert share information. Jespersen shared a story of someone who was given terrible advice and overwatered their sod, which nearly killed it. Jespersen suggested NRD or UNL's a sod management program. Jespersen suggested to plan around watering day for when the fertilizer is placed. Pascoe advised her lawn guy just does it and he can't physically fertilize all the yards in one day. City Administrator Fisher stated this would be really hard to enforce, but I understand the plight.

Council Members discussed annexations and potentially adding it be mandatory to not annex during water emergency. City Administrator Fisher advised if we don't annex, we wouldn't be able to receive any sales tax on building materials used in the area. It used to be they didn't annex until when people started moving in but it is cleaner to do all at once, during subdivision agreement and after final plat. Fisher suggested not taking action on any plat if you have no intention of annexing. Deputy Attorney Meier offered advice to not bind a future council for annexation—it's a separate matter.

Council Member Pascoe suggested adding a sunset on declarations, after seeing it's perpetuity on this one with no sunset date. Council Member Nielson suggested making the sunset the next council meeting.

Council Member Pascoe moved to amend to remove item 4 under Section 4; Declaration of a Water

Emergency, Regulatory Conservation Measures; New water taps may be suspended, except for fire hydrants and Building Permits issued prior to the Declaration of a Water Emergency Council Member Hummel seconded the motion. Motion Withdrawn.

Council Members discussed the issue of council approval, mayor veto, council approval, then mayor enacts, and the cycle continues, and much time passes. Meier advised this is for checks and balances and provided advice and explanation that you can't limit vetoes or considerations. City Administrator Fisher shared water restrictions referenced in municipal code 51.14.

Council Member Hummel stated we are really focused on the way it is right now but we are also trying to build an ordinance for years to come and I think that's the struggle. Hummel stated the water supply will not be affected by hooking up a small amount of homes. The water that they use is very small. It's the watering of the yards that affect what we're dealing with. Hummel stated I feel like the focus right now is getting people into their newly built homes.

Meier advised you could tailor water tap restrictions to residential or commercial or another creative way; you don't have to have a blanket water tap restriction.

Council Member Jespersen moved to amend Section 5. Emergency Water Rates, to add in the language that the money would be used for education, code enforcement and other water conservation measures.

Council Member Nielson seconded the motion.

The following Council Members voted "YEA": Nielson, Hummel, Jespersen, and Pascoe. The following Council Members voted "NAY": None. Motion carried. 4-0.

Pascoe suggested adding verbiage of slowing pumps and daily water monitoring, and advised other communities have this, which shows what the City is doing and added Olsson said one thing to do it slow your pumps down. Council Member Nielson advised if you slow the pumps, you will run them longer. Fisher advised if affects the drawdown, but you'll get caught on the other side if it's a serious problem. Mayor Gerdes advised Public Works Director Whyman is our professional who I rely on, and he said if you slow down the pumps, you run them longer so it has less time to build back up the static levels. Gerdes stated they monitor the wells every day and it is recorded.

Nielson suggested running Well 10 more to help static levels of other wells and Fisher stated there is a myriad of things to try to bring some of those levels up. Fisher advised staff won't do anything unless we are told. Gerdes stated all the wells have a VFD installed except for Well 5. Nielson advised it could help when the screens are cleaned soon; levels could come up. Council discussed if adding the authority for city management to slow down wells and make decisions based on knowledge need to be added into the ordinance. Fisher provided an example of how slowing the well could bring up levels and bring us out of the emergency and Gerdes reiterated that Whyman wouldn't suggest that.

Council Member Hummel moved to extend the meeting beyond two (2) hours. Council Member Pascoe seconded the motion.

The following Council Members voted "YEA": Hummel, Jespersen, Pascoe, and Nielson. The following Council Members voted "NAY": None. Motion carried. 4-0.

Vote on original motion to approve the second reading of Ordinance 23-17, an ordinance of the City of Waverly, Nebraska, amending Chapter 51 of the Waverly Municipal Code relating to the Declaration of a Water Watch, Warning, or Emergency; Establishment of Procedures; and Water Conservation Measures. The following Council Members voted "YEA": Jespersen, Pascoe, Nielson, and Hummel. The following Council Members voted "NAY": None. Motion carried. 4-0.

INTRODUCTION TO BUSINESS AND COMMUNICATIONS

Consideration of approval of a bid from AKRS Equipment for a John Deere ZTrac Mower for the Public Works Department in an amount not to exceed \$13,000.00.

Council Member Pascoe moved to approve bid from AKRS Equipment for a John Deere ZTrac Mower for the Public Works Department in an amount not to exceed \$13,000.00. Council Member Nielson seconded the motion.

The following Council Members voted "YEA": Pascoe, Nielson, Hummel, and Jespersen. The following Council Members voted "NAY": None. Motion carried. 4-0.

Consideration of approval of a bid for the construction of Lawson Field 5.

Council Member Jespersen moved to approve a bid from K & J Elite for the construction of Lawson Field 5 in an amount not to exceed \$106,400.00 and to include an additional amount of \$21,040 as agreed upon by the city administrator. Council Member Nielson seconded the motion.

City Administrator Fisher explained this bid is for construction of the field and some additional work may be needed depending on conditions once the project is underway.

The following Council Members voted "YEA": Nielson, Hummel, Jespersen, and Pascoe. The following Council Members voted "NAY": None. Motion carried. 4-0.

Election of Council President

Council Member Nielson moved to elect Pascoe as Council President. Council Member Hummel seconded the motion.

The following Council Members voted "YEA": Hummel, Jespersen, Pascoe, and Nielson. The following Council Members voted "NAY": None. Motion carried. 4-0.

Consideration of the Mayor's recommendation for Planning Commission; Board of Adjustments; Park, Recreation, and Tree Committee; Emergency Management Committee Appointments.

Council Member Pascoe moved to approve. Council Member Nielson seconded the motion.

Pascoe thanked Heather Chloupek, who was in the audience, for volunteering time for the Planning Commission.

The following Council Members voted "YEA": Jespersen, Pascoe, Nielson, and Hummel. The following Council Members voted "NAY": None. Motion carried. 4-0.

COMMITTEE REPORTS

Human Services (Park & Recreation): Council Member Hummel

Council Member Hummel reported fliers are going around for Adult Coed Indoor Volleyball league, so get signed up for that. They've done some paving of the road at Wayne Park that goes to the Aquatic Center and they'll be installing the 3 speed bumps soon. Slow down and watch for those. There will be an announcement on a new sports activity coming to Waverly in January 2024. It will be revealed on the Parks and Rec Facebook page Friday at noon.

Public Works (Utilities & Street): Council Member Jespersen

Council Member Jespersen reported they continued to haul out biosolids from the Wastewater Treatment Plant. They applied some of those biosolids to an agricultural field, and they expect that to wrap up this week. They finished sweeping leaves and winterized the street sweeper to be parked in non-heated storage. They trucked out the leaf pile from the shop and sent out backflow letters for second and third reminders for 2023. They put up the Christmas banners. They dropped off and picked up the barricades for the Christmas Parade. They continue to change out old water meters.

Public Health (Fire & Safety): Council Member Nielson

Council Member Nielson reported last Monday December 4, Fire Chief Rains ran a business meeting. At that time, there were 357 calls for service year-to-date. The ambulance that was in an accident, Waverly

11, they think it is going to be back around February 1. It is going to have the same chassis and new cab. The rest of the meeting they handed out fliers for the parade. Last night, they had cold emergency training, which is training for people with frostbite and such similar things. Emergency Services Coordinator Hoffman reported they are waiting on a few parts for Waverly 11. They were hoping for January 1, but will more than likely be February 1.

Council Member Pascoe stated Santa Express last Sunday was amazing. It was so much fun and the kids loved it. There was great community support and I hope everyone was there. I can't wait to see how much greater it gets next year. Council Member Hummel commented on the nice weather for the parade. Hoffman stated there is a lot of work that goes into this—we were busy preparing Saturday and Sunday and still be able to have neighbors close by that helped run our calls on Sunday so shoutout to Southeast Fire and Rescue for taking our calls during the event.

Fiscal and Economic Development: Council Member Pascoe

Council Member Pascoe reported the Mexican restaurant sent in the application for their liquor license today.

City Administrator Fisher

City Administrator Fisher reported I have been in contact with Olsson's representative, Colby Osborn, who is contracted to complete our well siting study. They anticipate 90% completion by the end of December so we should be looking at being able to look at some points on a map to determine if those areas are suitable to do some test bores. This is the first step and it is an important one. We have a preconstruction meeting scheduled for December 19 with Reischick, which is the contractor drilling Well 7. This is the first step for getting Well 7 going. Tomorrow, we have a meeting with the City of Lincoln to get an update on whether Lincoln water is ever going to be an option or not. This is definitely a long-range plan, and we want to continue to have that conversation with them.

Fisher reported the Suburban Fire District met on December 5, and a motion was made and approved to ask the City to join the Suburban Fire District. They are working on everything they need to do to actually make that ask, so there is nothing for us to do until that happens. We have met with the president of the Suburban Fire District, and we talked with the CPA to talk about what budgeting would look like, what levy restrictions are, whether the Suburban Fire District would be able to finance itself with the levy restrictions set where they are currently. There are some things that we will be discussing should the Suburban Fire District ask us to join, and there will be some steps in that process, but again, there is really no need to talk about that until they ask. The possibilities look good. I would expect another Suburban Fire District meeting in the near future.

Fisher reported they put the final lift on the driveway at the Aquatic Center, so the driveway is completely done. We went out and looked at the rocked area by the very south bathroom. We could pave that for an additional amount of over \$30,000. I have not had the time to find that additional money in that budget; I've been focused on water things right now. Pavers said this is not a big deal, they can come back in spring if we can allocate money towards that. We will use a fairly decent amount of the dirt pile that's left by the pool to backfill the driveway. We've also been talking with some people about bidding on seeding the area where the old pool was. We may need to move some more dirt over for some fine grading. I'm not in a big hurry to sell that dirt pile just yet because I don't want to have to end up buying dirt from somebody when we could have it for free. City Arborist Justin Evertson wants to work on that drainage area on the east side of the filter building where it has had some runoff. He would like to apply for a grant for some wetland area landscaping so I will help him out on something like that.

Fisher reported the City had it's preliminary meeting with the school district about fees for the use of Lawson Park and we came to a verbal agreement on what that fee would be so we will be getting that

agreement to the school district for their consideration at their first meeting in January, then it will come to Council on our first meeting in January. Public Works hired a new employee, who will be starting January 2. The Public Works Department will now be 100% fully staffed. We met with an Eagle Scout who is doing a bike rack project at the Aquatic Center. He is going to be taking some of the older bike racks that we had there, repainting them, and put them in some of our smaller parks, so we should have bike racks in every park now.

ADJOURNMENT

Council Member Pascoe moved to adjourn the meeting at 8:13 p.m. Council Member Nielson seconded the motion.

The following Council Members voted “YEA”: Pascoe, Nielson, Hummel, and Jespersen. The following Council Members voted “NAY”: None. Motion carried. 4-0.

William D. Gerdes, Mayor

Megan K. Frye, City Clerk/Deputy Treasurer

Claims for Payment: December 13th - 26th, 2023

Group A			
Vendor	Description	Amount	Date Paid
AAA Rents & Event Services	Santa Express banquet tables	\$ 543.02	
ADP FEES	Payroll Fees	\$ 113.32	12/22/2023
ADP FEES	Payroll Fees	\$ 65.55	12/29/2023
ADP Payroll	Payroll	\$ 32,658.09	12/29/2023
AKRS EQUIPMENT	New mower	\$ 13,000.00	
ASPEN BUILDERS, INC	Refund-Permits 230043, 230029, 230013	\$ 2,695.00	
BLUE CROSS BLUE SHIELD NE	Health Insurance	\$ 15,154.42	1/1/2024
BRENT COOPER	Lottery items reimbursement	\$ 114.50	
CARQUEST AUTO PARTS	Detail spray, oil & air filters	\$ 114.42	
DATAVIZION, LLC	Steph's computer	\$ 1,194.60	
DEARBORN NATIONAL	Life & AD&D Insurance	\$ 107.40	
DELTA DENTAL OF NEBRASKA	Dental Insurance	\$ 785.23	
EMSOA, INC.	Annual Dispatch Medical Calls	\$ 1,125.00	
Frontier	Propane, hose attachments, diesel, ruby fieldmaster	\$ 1,089.99	
General Traffic Controls Inc.	M2M Service Plan Renewal	\$ 4,320.00	
GRAINGER	Repair thermostat screen room	\$ 446.21	
HAMILTON EQUIPMENT CO.	Power washer parts	\$ 75.05	
HANNA:KEELAN ASSOCIATES, INC.	Comprehensive Planning Program	\$ 3,500.00	
HAWKINS, INC.	Supplies	\$ 6,945.73	
Hometown Leasing	FD Copier	\$ 71.48	
HOTSY EQUIPMENT CO	Pressure washer	\$ 990.00	
HUFFMAN ENGINEERING, INC.	Well #7 project	\$ 5,362.50	
JEO CONSULTING GROUP, INC.	Fire Station/City Hall Concept, Water Main Construction Services	\$ 4,335.00	
JOHN HANCOCK USA	Retirement	\$ 2,948.28	12/29/2023
Jones Group	Fire department property insurance	\$ 20,483.00	
JULIE BERMUDEZ	Soccer jersey refund	\$ 25.00	
LANDSCAPE ALTERNATIVES	Parks landscape services, street trees, cemetery services	\$ 3,354.30	
LARM	New mower insurance	\$ 29.23	
LINCOLN FIRE & RESCUE	LFR Annual Contract	\$ 22,591.46	
MENARDS-LINCOLN NORTH	Santa Express items	\$ 358.47	
MENARDS-LINCOLN NORTH	Diesel exhaust fluid, totes	\$ 77.55	
MIDWEST UNLIMITED	Safety supplies	\$ 1,193.17	
NADIA KOVAL	Cleaning Service	\$ 399.30	
NDEE-FISCAL SERVICES	Water Operator License Renewal	\$ 115.00	
OLSSON	Hydrogeologic Assessment-Wells	\$ 3,007.50	
PAVERS LLC	Aquatic center road paving & speed bumps	\$ 81,802.80	
Production Creek Specialty Adv	Employee clothing	\$ 79.50	
QUIK DUMP REFUSE	Garbage Service	\$ 522.34	
REMBOLT LUDTKE LLP	Legal Fees	\$ 3,000.00	
SANDRY FIRE SUPPLY	Cartridges-SCBA	\$ 245.65	
SMALL ENGINE SPECIALISTS	Gasket set	\$ 20.46	
U. S. POSTMASTER	Stamps/Postage	\$ 296.54	
UNION BANK & TRUST CO.	HSA Accounts	\$ 2,750.00	1/1/2024
USA BLUE BOOK	Gloves, bottles, marking posts	\$ 745.35	
VERIZON WIRELESS	Phone Service	\$ 359.70	
Victor Rybak	Refund-Permit 220216	\$ 835.00	
Waverly Middle School	Santa Express desserts	\$ 240.00	
WILLIAM GERDES	Reimburse initial funds-lottery fund	\$ 2,500.00	
Woodstock Holdings, LLC	Refund-Permit 22-034	\$ 3,450.00	
Claims Group A Total		\$ 246,236.11	

William D. Gerdes, Mayor

Cheris Cadwell, City Treasurer/Deputy Clerk

Sales Tax Collections: sales tax earned two months prior-- shown as month paid to City

	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023		
January		\$32,992.14	\$29,189.49	\$29,531.36	\$32,688.55	\$32,284.36	\$33,172.54	\$46,014.14	\$41,917.94	\$46,648.43	\$90,625.85	\$103,786.45	\$105,194.37		
February		\$29,537.64	\$30,246.77	\$64,480.25	\$36,940.26	\$41,698.05	\$41,692.99	\$60,599.43	\$46,095.47	\$54,122.85	\$109,289.36	\$116,586.73	\$131,852.76		
March		\$26,920.56	\$26,887.71	\$30,457.12	\$35,161.97	\$35,290.80	\$40,821.47	\$40,219.57	\$42,933.14	\$42,610.56	\$75,928.93	\$99,352.41	\$95,771.88		
April		\$28,796.53	\$28,137.26	\$29,420.11	\$29,176.72	\$30,227.87	\$34,683.45	\$41,461.95	\$34,740.53	\$47,940.60	\$77,700.69	\$111,903.31	\$97,168.62		
May	\$8.24	\$35,288.09	\$34,362.26	\$34,621.55	\$31,802.05	\$39,108.51	\$43,465.17	\$52,003.47	\$47,233.51	\$44,064.34	\$93,473.57	\$97,854.57	\$101,491.84		
June	\$21,243.02	\$32,198.24	\$28,426.22	\$38,672.07	\$31,794.65	\$33,427.73	\$40,781.58	\$45,768.13	\$41,378.54	\$52,572.46	\$99,944.43	\$95,376.36	\$111,660.31		
July	\$25,244.63	\$30,457.75	\$31,952.30	\$39,768.61	\$43,691.63	\$5,327.24	\$45,632.90	\$50,294.37	\$52,805.83	\$45,600.18	\$98,328.54	\$100,142.61	\$106,592.60		
August	\$29,839.16	\$36,192.83	\$33,585.11	\$32,131.22	\$31,226.35	\$44,897.74	\$48,886.02	\$51,641.21	\$50,411.52	\$59,379.70	\$107,707.62	\$121,477.70	\$130,326.31		
September	\$30,988.54	\$37,130.93	\$34,002.03	\$41,645.33	\$49,711.78	\$36,561.46	\$41,391.36	\$42,353.80	\$50,953.89	\$67,428.76	\$99,848.37	\$104,395.19	\$103,737.29		
October	\$29,229.16	\$36,993.71	\$38,297.05	\$35,077.10	\$36,328.32	\$39,165.85	\$45,678.64	\$52,076.81	\$57,694.98	\$55,385.72	\$99,986.54	\$119,671.73	\$114,754.32		
November	\$29,346.34	\$32,505.44	\$41,745.15	\$37,159.48	\$36,419.27	\$47,264.28	\$50,944.62	\$42,158.82	\$58,477.36	\$56,647.46	\$118,010.17	\$109,006.57	\$102,350.94		
December	\$27,622.05	\$29,632.44	\$17,238.71	\$32,581.21	\$22,368.15	\$35,162.51	\$48,520.21	\$45,481.83	\$45,307.48	\$90,445.57	\$87,009.84	\$14,777.74	\$102,439.75		
Total Year	\$193,521.14	\$388,646.30	\$374,070.06	\$445,545.41	\$417,309.70	\$420,416.40	\$515,670.95	\$570,073.53	\$569,950.19	\$662,846.63	\$1,157,853.91	\$1,194,331.37	\$1,303,340.99	\$868,894.43	\$434,446.56
Monthly Ave	\$24,190.14	\$32,387.19	\$31,172.51	\$37,128.78	\$34,775.81	\$35,034.70	\$42,972.58	\$47,506.13	\$47,495.85	\$55,237.22	\$96,487.83	\$99,527.61	\$108,611.75		

Tax Year	Tax Month	Sales and Use Tax***	Consumers Use Tax	Current Month's Refunds	Administration Fee	Paid to City	Motor Vehicle Sales Tax
2011	MARCH	8.5	0	0	-0.26	8.24	0
2011	APRIL	15,415.21	6,484.81	0	-657	21,243.02	1,823.27
2011	MAY	21,667.75	4,357.64	0	-780.76	25,244.63	5,788.37
2011	JUNE	23,301.52	7,460.50	0	-922.86	29,839.16	4,130.36
2011	JULY	27,421.51	4,525.44	0	-958.41	30,988.54	7,386.23
2011	AUGUST	24,815.25	5,317.90	0	-903.99	29,229.16	6,051.95
2011	SEPTEMBER	25,308.28	4,945.68	0	-907.62	29,346.34	7,157.20
2011	OCTOBER	22,134.06	6,342.28	0	-854.29	27,622.05	4,587.09
2011	NOVEMBER	27,617.00	6,421.31	-25.79	-1,020.38	32,992.14	4,160.86
2011	DECEMBER	23,244.46	7,206.72	0	-913.54	29,537.64	4,359.71
2012	JANUARY	23,359.89	4,393.26	0	-832.59	26,920.56	6,780.83
2012	FEBRUARY	25,526.98	4,160.16	0	-890.61	28,796.53	8,674.90
2012	MARCH	28,559.75	7,902.92	-83.2	-1,091.38	35,288.09	8,671.84
2012	APRIL	23,623.05	9,574.34	-3.33	-995.82	32,198.24	6,178.25
2012	MAY	24,541.36	6,858.38	0	-941.99	30,457.75	5,172.52
2012	JUNE	27,549.48	10,143.28	-380.56	-1,119.37	36,192.83	9,538.15
2012	JULY	27,301.79	10,978.30	-0.78	-1,148.38	37,130.93	5,693.49
2012	AUGUST	30,506.45	7,633.26	-1.86	-1,144.14	36,993.71	9,079.62
2012	SEPTEMBER	24,745.01	8,767.26	-1.51	-1,005.32	32,505.44	4,169.41
2012	OCTOBER	24,429.85	6,119.06	0	-916.47	29,632.44	6,285.49
2012	NOVEMBER	26,792.27	3,318.20	-18.21	-902.77	29,189.49	6,440.89
2012	DECEMBER	27,459.37	3,722.87	0	-935.47	30,246.77	7,076.74
2013	JANUARY	24,879.70	2,889.59	-50	-831.58	26,887.71	5,370.87
2013	FEBRUARY	26,724.12	2,283.36	0	-870.22	28,137.26	3,988.43
2013	MARCH	33,193.18	2,231.83	0	-1,062.75	34,362.26	5,453.53
2013	APRIL	27,197.57	2,107.81	0	-879.16	28,426.22	5,843.58
2013	MAY	30,628.60	2,317.08	-5.16	-988.22	31,952.30	6,412.37
2013	JUNE	29,122.78	7,593.00	-2,091.96	-1,038.71	33,585.11	9,349.84
2013	JULY	32,833.59	2,223.69	-3.64	-1,051.61	34,002.03	7,990.33
2013	AUGUST	36,291.13	3,233.44	-43.08	-1,184.44	38,297.05	15,073.10
2013	SEPTEMBER	34,347.27	8,688.97	0	-1,291.09	41,745.15	11,463.13
2013	OCTOBER	30,797.91	3,943.10	-16,969.14	-533.16	17,238.71	4,370.31
2013	NOVEMBER	29,408.36	1,036.34	0	-913.34	29,531.36	8,019.80
2013	DECEMBER	61,359.57	5,114.91	0	-1,994.23	64,480.25	9,177.12
2014	JANUARY	30,017.85	1,385.43	-4.19	-941.97	30,457.12	4,790.19
2014	FEBRUARY	31,594.51	2,426.46	-3,690.96	-909.9	29,420.11	7,156.77
2014	MARCH	32,421.02	3,271.30	0	-1,070.77	34,621.55	6,011.56
2014	APRIL	33,181.11	6,687.00	0	-1,196.04	38,672.07	8,966.34

2014	MAY	36,039.59	4,958.98	0	-1,229.96	39,768.61	6,281.78
2014	JUNE	30,408.84	3,528.21	-812.08	-993.75	32,131.22	6,908.98
2014	JULY	38,778.88	4,319.77	-165.32	-1,288.00	41,645.33	10,423.14
2014	AUGUST	37,204.63	-1,042.67	0	-1,084.86	35,077.10	12,752.23
2014	SEPTEMBER	35,673.34	2,635.40	0	-1,149.26	37,159.48	6,890.30
2014	OCTOBER	32,755.32	1,097.64	-264.08	-1,007.67	32,581.21	6,242.33
2014	NOVEMBER	29,758.71	4,197.54	-256.71	-1,010.99	32,688.55	7,173.36
2014	DECEMBER	36,212.81	2,697.68	-827.75	-1,142.48	36,940.26	9,673.81
2015	JANUARY	31,430.17	4,819.28	0	-1,087.48	35,161.97	7,641.40
2015	FEBRUARY	28,073.66	2,005.43	0	-902.37	29,176.72	7,068.34
2015	MARCH	30,523.36	3,514.71	-1,252.45	-983.57	31,802.05	7,207.36
2015	APRIL	30,654.89	2,529.75	-406.65	-983.34	31,794.65	7,116.77
2015	MAY	39,248.01	5,794.91	0	-1,351.29	43,691.63	9,533.30
2015	JUNE	31,312.06	4,469.40	-3,589.35	-965.76	31,226.35	6,797.96
2015	JULY	37,820.92	13,511.27	-82.93	-1,537.48	49,711.78	10,182.40
2015	AUGUST	32,702.13	4,749.75	0	-1,123.56	36,328.32	8,532.32
2015	SEPTEMBER	34,772.93	2,776.84	-4.13	-1,126.37	36,419.27	7,182.17
2015	OCTOBER	32,438.30	3,694.75	-13,073.10	-691.8	22,368.15	8,275.22
2015	NOVEMBER	26,484.79	6,798.06	0	-998.49	32,284.36	5,183.27
2015	DECEMBER	35,027.68	8,361.67	-401.67	-1,289.63	41,698.05	5,382.21
2016	JANUARY	34,494.33	1,887.94	0	-1,091.47	35,290.80	7,568.79
2016	FEBRUARY	30,867.40	1,608.14	-1,312.79	-934.88	30,227.87	5,103.29
2016	MARCH	34,681.29	5,691.40	-54.64	-1,209.54	39,108.51	8,511.11
2016	APRIL	32,367.40	2,094.18	0	-1,033.85	33,427.73	6,657.25
2016	MAY	32,517.30	7,487.50	-34,512.80	-164.76	5,327.24	6,533.37
2016	JUNE	38,735.52	7,550.81	0	-1,388.59	44,897.74	9,915.06
2016	JULY	34,322.24	3,484.90	-114.91	-1,130.77	36,561.46	7,592.47
2016	AUGUST	36,751.30	3,824.29	-198.42	-1,211.32	39,165.85	7,313.30
2016	SEPTEMBER	42,023.77	6,704.04	-1.75	-1,461.78	47,264.28	8,791.01
2016	OCTOBER	34,633.96	1,616.05	0	-1,087.50	35,162.51	6,679.20
2016	NOVEMBER	32,423.73	1,774.77	0	-1,025.96	33,172.54	6,436.16
2016	DECEMBER	37,251.12	6,031.09	-299.75	-1,289.47	41,692.99	4,876.80
2017	JANUARY	33,469.65	8,614.34	0	-1,262.52	40,821.47	6,863.48
2017	FEBRUARY	33,713.45	2,042.68	0	-1,072.68	34,683.45	6,736.48
2017	MARCH	42,760.85	3,282.76	-1,234.16	-1,344.28	43,465.17	9,149.62
2017	APRIL	41,358.64	1,773.97	-1,089.74	-1,261.29	40,781.58	7,983.03
2017	MAY	43,807.66	3,357.01	-120.44	-1,411.33	45,632.90	11,624.63
2017	JUNE	43,258.55	7,245.94	-106.53	-1,511.94	48,886.02	9,277.24
2017	JULY	40,577.27	3,157.72	-1,063.48	-1,280.15	41,391.36	6,598.62
2017	AUGUST	41,702.65	5,463.01	-74.28	-1,412.74	45,678.64	10,427.95

2017	SEPTEMBER	50,678.98	2,160.87	-319.62	-1,575.61	50,944.62	13,695.11
2017	OCTOBER	41,192.29	8,828.54	0	-1,500.62	48,520.21	7,569.74
2017	NOVEMBER	43,767.24	5,067.77	-1,397.75	-1,423.12	46,014.14	7,294.89
2017	DECEMBER	53,503.31	8,970.33	0	-1,874.21	60,599.43	8,982.34
2018	JANUARY	40,067.17	1,396.30	0	-1,243.90	40,219.57	8,010.64
2018	FEBRUARY	38,328.66	4,632.29	-216.67	-1,282.33	41,461.95	4,361.85
2018	MARCH	44,653.78	8,958.04	0	-1,608.35	52,003.47	7,890.18
2018	APRIL	43,637.34	3,546.30	0	-1,415.51	45,768.13	7,859.35
2018	MAY	49,767.39	3,104.94	-1,022.46	-1,555.50	50,294.37	9,463.96
2018	JUNE	43,510.52	10,623.77	-895.93	-1,597.15	51,641.21	6,832.18
2018	JULY	42,122.29	1,937.52	-396.1	-1,309.91	42,353.80	5,827.99
2018	AUGUST	50,970.75	2,716.68	0	-1,610.62	52,076.81	13,293.29
2018	SEPTEMBER	39,643.73	3,818.97	0	-1,303.88	42,158.82	6,262.15
2018	OCTOBER	43,991.20	2,897.28	0	-1,406.65	45,481.83	7,533.17
2018	NOVEMBER	44,139.20	4,058.28	-4,983.11	-1,296.43	41,917.94	7,449.37
2018	DECEMBER	43,301.31	4,219.79	0	-1,425.63	46,095.47	8,658.42
2019	JANUARY	41,778.46	2,831.79	-349.28	-1,327.83	42,933.14	8,634.39
2019	FEBRUARY	37,753.03	2,595.61	-4,533.66	-1,074.45	34,740.53	4,058.98
2019	MARCH	45,207.29	3,487.95	-0.9	-1,460.83	47,233.51	8,965.99
2019	APRIL	41,931.04	1,671.25	-944	-1,279.75	41,378.54	7,105.21
2019	MAY	50,371.66	4,608.31	-540.97	-1,633.17	52,805.83	15,575.91
2019	JUNE	47,239.73	4,730.91	0	-1,559.12	50,411.52	6,902.70
2019	JULY	52,092.06	3,821.66	-3,383.94	-1,575.89	50,953.89	9,424.54
2019	AUGUST	47,578.92	11,900.44	0	-1,784.38	57,694.98	7,477.22
2019	SEPTEMBER	53,124.03	7,130.98	0	-1,807.65	58,447.36	11,382.61
2019	OCTOBER	43,090.84	4,687.33	-1,069.43	-1,401.26	45,307.48	8,105.56
2019	NOVEMBER	44,966.28	3,124.88	0	-1,442.73	46,648.43	8,702.34
2019	DECEMBER	51,145.06	4,651.69	0	-1,673.90	54,122.85	7,878.82
2020	JANUARY	42,943.97	1,004.86	-20.42	-1,317.85	42,610.56	8,420.51
2020	FEBRUARY	43,897.77	5,525.53	0	-1,482.70	47,940.60	6,559.23
2020	MARCH	42,056.98	3,509.49	-139.32	-1,362.81	44,064.34	7,372.41
2020	APRIL	41,704.64	12,631.43	-137.66	-1,625.95	52,572.46	2,409.46
2020	MAY	43,803.00	3,207.49	0	-1,410.31	45,600.18	4,510.43
2020	JUNE	55,131.98	6,084.21	0	-1,836.49	59,379.70	12,180.94
2020	JULY	66,198.05	3,798.16	-482.02	-2,085.43	67,428.76	18,066.18
2020	AUGUST	54,937.26	2,161.42	0	-1,712.96	55,385.72	11,556.38
2020	SEPTEMBER	56,125.69	2,273.75	0	-1,751.98	56,647.46	9,608.01
2020	OCTOBER	89,776.04	3,466.82	0	-2,797.29	90,445.57	18,153.45
2020	NOVEMBER	86,949.10	6,479.61	0	-2,802.86	90,625.85	21,547.71
2020	DECEMBER	108,576.77	4,092.67	0	-3,380.08	109,289.36	23,446.26

2021	JANUARY	74,598.19	4,558.11	-879.05	-2,348.32	75,928.93	13,386.75
2021	FEBRUARY	72,896.15	7,312.07	-104.42	-2,403.11	77,700.69	12,505.52
2021	MARCH	93,083.13	3,284.28	-2.9	-2,890.94	93,473.57	14,828.07
2021	APRIL	98,712.24	5,293.21	-969.96	-3,091.06	99,944.43	23,661.01
2021	MAY	97,187.83	4,222.15	-40.35	-3,041.09	98,328.54	25,823.99
2021	JUNE	108,982.91	2,055.87	0	-3,331.16	107,707.62	29,613.97
2021	JULY	95,408.95	7,528.82	-1.31	-3,088.09	99,848.37	18,159.99
2021	AUGUST	99,081.53	3,997.38	0	-3,092.37	99,986.54	19,045.36
2021	SEPTEMBER	95,169.14	26,490.83	0	-3,649.80	118,010.17	14,982.49
2021	OCTOBER	84,890.49	4,810.38	0	-2,691.03	87,009.84	9,257.17
2021	NOVEMBER	99,432.30	7,571.35	-7.31	-3,209.89	103,786.45	13,258.56
2021	DECEMBER	117,320.03	2,872.48	0	-3,605.78	116,586.73	20,511.17
2022	JANUARY	94,993.99	7,431.17	0	-3,072.75	99,352.41	16,055.01
2022	FEBRUARY	100,863.32	14,500.92	0	-3,460.93	111,903.31	31,073.57
2022	MARCH	95,600.01	5,280.99	0	-3,026.43	97,854.57	16,791.29
2022	APRIL	98,630.99	5,313.40	-5,618.25	-2,949.78	95,376.36	18,250.98
2022	MAY	96,913.50	6,326.30	0	-3,097.19	100,142.61	22,080.80
2022	JUNE	119,936.26	5,303.56	-5.08	-3,757.04	121,477.70	35,999.23
2022	JULY	110,599.83	6,739.12	-9,715.04	-3,228.72	104,395.19	25,964.36
2022	AUGUST	115,315.14	8,057.78	0	-3,701.19	119,671.73	24,717.82
2022	SEPTEMBER	107,091.76	5,286.15	0	-3,371.34	109,006.57	20,853.84
2022	OCTOBER	97,831.00	6,146.73	-88,742.95	-457.04	14,777.74	17,684.55
2022	NOVEMBER	103,147.49	5,303.92	-3.61	-3,253.43	105,194.37	14,413.06
2022	DECEMBER	126,213.66	9,717.02	0.00	-4,077.92	131,852.76	19,582.54
2023	JANUARY	99,931.16	4,540.54	-5,737.80	-2,926.02	95,771.88	16,309.36
2023	FEBRUARY	92,450.77	7,723.06	0.00	-3,005.21	97,168.62	17,766.17
2023	MARCH	104,088.00	5,851.20	-5,308.44	-3,138.92	101,491.84	19,821.37
2023	APRIL	107,671.13	7,442.59	0.00	3,453.41	111,660.31	22,676.53
2023	MAY	99,774.64	10,985.95	-871.31	-3,296.68	106,592.60	15,819.03
2023	JUNE	116,964.50	17,405.68	-13.16	-4,030.71	130,326.31	34,107.82
2023	JULY	90,489.34	16,652.84	-196.52	-3,208.37	103,737.29	20,060.61
2023	AUGUST	106,653.66	11,652.42	-2.66	-3,549.10	114,754.32	20,898.64
2023	SEPTEMBER	94,484.67	11,064.11	-32.35	-3,165.49	102,350.94	17,374.97
2023	OCTOBER	89,704.24	15,907.81	-4.06	-3,168.24	102,439.75	19,912.75
	TOTALS			-\$223,783.05		\$8,213,546.58	

*** The Sales and Use Tax Column includes Motor Vehicle Sales Tax. The amount of Motor Vehicle Sales Tax is separately stated in the last column of this spreadsheet.

City of Waverly
November, 2023

Gross Sales

Waverly \$ 197,168.96

Gross Sales 100.00% \$ 197,168.96

Prizes (Payouts)

Waverly

Prizes (Payouts) 83.2567% \$164,156.44

Operator Commission 12.0000% \$23,660.28

City Share 4.2426% \$8,365.02

Uncollected Winnings 0.5007% \$987.22

Interest \$8.66

Total to city \$9,360.90

YTD SALES \$ 392,966.97

City 7%min earned YTD \$27,507.69

Paid YTD \$29,911.92

Due City (\$2,404.23)

ORDINANCE NO. 23-17

AN ORDINANCE OF THE CITY OF WAVERLY, NEBRASKA, AMENDING CHAPTER 51 OF THE WAVERLY MUNICIPAL CODE RELATING TO THE DECLARATION OF A WATER WATCH, WARNING, OR EMERGENCY; ESTABLISHMENT OF PROCEDURES; AND WATER CONSERVATION MEASURES; TO REPEAL CONFLICTING ORDINANCES AND CODE PROVISIONS; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR AN EFFECTIVE DATE THEREOF.

WHEREAS, the City of Waverly (“City”) currently has in place in Chapter 51 of the City’s Municipal Code a system providing the determination of potential and actual threats to the adequacy of the municipal water supply and three levels of triggers for the consideration of and implementation of voluntary and mandatory water conservation measures;

WHEREAS, the City retained Olsson to review the current ordinance and provide recommendations with respect to appropriate criteria and triggers; and

WHEREAS, the City desires to update Chapter 51 to best effectuate the City’s desire to conserve and protect its municipal water resources in a manner that protects the public interest in light of the City’s continued growth and economic development.

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

Section 1. Section 51.37 of the Municipal Code shall be amended as follows:

§51.37 AUTHORIZES THE DECLARATION OF A WATER WATCH, WARNING, OR EMERGENCY; ESTABLISHING PROCEDURES AND VOLUNTARY AND MANDATORY CONSERVATION MEASURES; AUTHORIZING THE ISSUANCE OF ADMINISTRATIVE REGULATIONS; AND PRESCRIBING CERTAIN PENALTIES.

Section 1. Purpose. The purpose of this ordinance is to provide for the declaration of a water supply watch, warning or emergency and the implementation of voluntary and mandatory water conservation measures throughout the city in the event such a watch, warning or emergency is declared.

~~Section 2. Classes of uses of water.~~

~~Class 1:~~

~~Water used for outdoor watering; either public or private, for gardens, lawns, trees, shrubs, plants, parks, golf courses, playing fields, swimming pools, or other recreational areas; or other recreational areas; or the washing of motor vehicles, boats, trailers, or the exterior of any building or structure.~~

~~Class 2:~~

~~Water used for any commercial or industrial, including agricultural, purposes: except water actually necessary to maintain the health and personal hygiene of bona fide employees while such employees are engaged in the performance of their duties at their place of employment.~~

Class 3:

~~Domestic usage, other than which would be included in either Classes 1 or 2. Class 4:~~

~~Water necessary only to sustain human life and the lives of domestic pets and maintain standards of hygiene and sanitation.~~

Section 23. Declaration of Water Watch. Whenever the City finds that conditions indicate that the probability of a drought or some other condition causing a major water supply shortage is rising, the Mayor shall be empowered to declare that a water watch exists and ~~that steps will be taken to inform the public and ask for voluntary reductions in water use~~ may impose restrictions on water use during the period of watch consistent with this Section 2. Such a watch shall be deemed to continue until it is declared by the Mayor to have ended.

Triggers

This stage is triggered by any one of the following conditions:

~~The City pumping ability has fallen below 85 percent capacity;~~

~~Groundwater levels have fallen five feet below the normal seasonal level; or~~

~~Daily demand is in excess of 800,000 gallons per day based on a three-day aver~~

1. Pumping Water Level: When more than 50% of wells have a pumping water level within 5 feet of the minimum pumping level for 7 consecutive days.
2. Wells Out of Service: When more than 25% of wells are taken out of service OR if one storage tank is taken out of service for 5 or fewer days for a reason other than routine maintenance.
- 1.3. Well Run Times: When all well pumps are running for more than 18 hours per day.

Education: The following step will be taken to inform the public and implementation of both Mandatory and Voluntary Conservation Measures will begin:

The public will be informed through local media of the Water Watch and the existing conditions.

Regulatory Conservation Measures – Mandatory

Sprinkling of water on lawns (including golf courses) three (3) days per week. It is mandatory to conserve water by rotating water use on an odd, even system. Tuesday, Thursday, and Saturday addresses ending in Odd numbers, water on these days only. Wednesday, Friday, and Sunday, addresses ending in Even numbers, water on these days only. No outdoor watering on Mondays. No outdoor watering between 10am and 4pm. Watering of new trees and gardens is permitted.

Additional Conservation Measures – Voluntary

Limit all outdoor use of water, such as washing automobiles, fountains, swimming pools and other recreational uses of water.

City Conservation Measures:

City Departments and Fire Department will practice Conservation Measures to ensure only necessary water is used. This will not restrict water used for training purposes.

Section 34. Declaration of Water Warning. Whenever the City finds that conditions are such that

a major water supply shortage exists and supplies are starting to decline, the Mayor shall be empowered to declare that a water warning exists and ~~that it will recommend~~ **may impose** restrictions on ~~nonessential water~~ uses during the period of warning **consistent with this Section 3**. Such a warning shall be deemed to continue until it is declared by the Mayor to have ended.

Triggers

This stage is triggered by any one of the following conditions:

- ~~1. The City pumping ability has fallen below 70 percent capacity;~~
- ~~2. Groundwater levels have fallen ten feet below the normal seasonal level; or~~
- ~~3. Daily demand is in excess of 900,000 gallons per day based on a three-day average.~~
 1. *Pumping Water Level*: When more than 40% of wells have a pumping water level within 3 feet of the minimum pumping level for 7 consecutive days.
 2. *Wells Out of Service*: When more than 38% of wells are taken out of service OR if the storage tanks are not able to completely filled within a 24-hour period.
 - 4.3. *Well Run Times*: When all well pumps are running for more than 20 hours per day.

Education: The following steps will be taken to inform the public and implementation of both Mandatory and Voluntary Conservation Measures will begin.

1. The public will be informed through local media of the Water Warning and the existing conditions.
2. Information will be mailed to all City Water Users detailing the Conservation Measures in place explaining the Regulations and Penalties associated with the Declaration.

Regulatory Conservation Measures – Mandatory

1. Sprinkling of water on lawns (including golf courses) two (2) days per week. It is mandatory to conserve water by rotating water use and only water on Tuesday and Saturday for addresses ending in Odd numbers. Wednesday and Sunday for addresses ending in Even numbers. No outdoor watering on Mondays, Thursdays or Fridays. No outdoor watering between 10am and 4pm. Watering of new trees and gardens is permitted.
2. Waste of water is prohibited. Water running down the street will be enforced.

Additional Conservation Measures – Voluntary

Limit all outdoor use of water, such as washing automobiles, fountains, swimming pools and other recreational use of water.

City Conservation Measures:

City Departments and Fire Department will practice Conservation Measures to ensure only necessary water is used. This will not restrict water used for training purposes.

Section 45. Declaration of Water Emergency. Whenever the City finds that the following conditions are met, the Mayor shall be empowered to declare that a water supply emergency exists and ~~that it will~~ **may impose** restrictions on any water use during the period of emergency **consistent with this section 4** ~~mandatory conservation measures on water use during the period of the emergency~~. Such an

~~emergency shall be deemed to continue until it is declared by the Mayor to have ended until the next regular or special meeting of the Governing Body, at which time a public hearing shall be held and the Governing Body may ratify, amend or rescind, in whole or in part, the Mayor's water supply emergency declaration and the Governing Body may provide for the manner and method by which the determination of the cessation of any water supply emergency declaration shall be made.~~

Triggers

This stage is triggered by any one of the following conditions:

- ~~1. The City pumping ability has fallen below 50 percent capacity.~~
- ~~2. Groundwater levels have fallen fifteen feet below the normal seasonal level.~~
- ~~3. Pumping lowers water levels to within five feet of the top of the well screens.~~
- ~~4. Demand for one day is in excess of 1,000,000 gallons per day based on a three-day average.~~
 1. *Pumping Water Level*: When more than 15% of wells have a pumping water level within 1 foot of the minimum pumping level. Turn off a well when it reaches the minimum pumping level for 7 consecutive days.
 2. *Wells Out of Service*: When more than 50% of wells are taken out of service OR if one storage tank is taken out of service for more than 5 days for a reason other than routine maintenance OR if all storage tanks are simultaneously taken out of service for any amount of time.
 3. *Well Run Times*: When all well pumps are running for more than 22 hours per day.

Education: The following steps will be taken to inform the public and implementation of Emergency Conservation Measures will begin.

1. The City will make news releases to local media of the Water Emergency and the existing conditions.
2. The City will hold Public Meeting(s) to discuss the Emergency and the existing conditions.
3. Information will be mailed to all City Water Users detailing the Conservation Measures in place and explain the Regulations and Penalties associated with the Declaration.

Regulatory Conservation Measures

1. Sprinkling of water on lawns (including golf courses), it is mandatory to conserve water by watering one (1) day per week. Only Saturday for addresses ending in Odd numbers. Sunday watering is permitted for addresses ending in Even numbers. No outdoor watering Monday through Friday. No outdoor watering between 10am and 4pm. Watering of new trees and gardens only as needed.
2. Waste of water is prohibited. Water running down the street, on driveways and/or sidewalks will be enforced.
3. A complete ban on outdoor watering may be declared.
4. New water taps may be suspended, except for fire hydrants and Building Permits issued prior to the Declaration of a Water Emergency.
5. Residential pools will not be allowed to be filled with the City water supply. Water may be brought in from another source.
6. Any combination of the forgoing measures.

City Conservation Measures:

The City will not irrigate municipal Parks and the Aquatic Center will not be filled. Fire hydrants will not be flushed. Sewer mains will not be jetted, except for emergency situations. The Fire Department will practice Conservation Measures to ensure only necessary water is used and training will be only as required.

~~Section 6. Voluntary Conservation Measures. Upon the declaration of a water watch or water warning as provided in Sections 3 and 4, the Mayor is authorized to call on all water consumers to employ voluntary water conservation measures to limit or eliminate nonessential water uses including, but not limited to, limitations on the following uses:~~

- ~~(a) Sprinkling of water on lawns, shrubs or trees (including golf courses), that users are voluntarily asked to conserve water by rotating water use on an even, odd system. Tuesday, Thursday, and Saturday addresses ending in Even numbers, are asked to water on these days only. Wednesday, Friday, and Sunday, addresses ending in Odd numbers, are asked to water on these days only...~~
- ~~(b) Limit washing of automobiles.~~
- ~~(c) Limited use of water in swimming pools, fountains and evaporative air conditioning systems.~~
- ~~(d) Waste of water on sidewalks, driveways, and streets.~~

~~Section 7. Mandatory Conservation Measures. Upon the declaration of a water supply emergency as provided in Section 5, the Mayor is also authorized to implement certain mandatory water conservation measures, including, but not limited to, the following:~~

- ~~(a) Sprinkling of water on lawns, shrubs, or trees (including golf courses), that users are mandatorily restricted to conserve water by rotating water use on and even, odd system. Tuesday, Thursday, and Saturday addresses ending in even numbers, are restricted to watering on these days only. Wednesday, Friday, and Sunday, addresses ending in Odd numbers, are restricted to watering on these days only. (Anyone found not following these restrictions is subject to penalties under Section 10 of this ordinance.)~~
- ~~(b) Limit washing of automobiles.~~
- ~~(c) Limit of water in swimming pools, fountains and evaporative air conditioning systems. Waste of water on sidewalks, driveways, and streets is strictly prohibited. Suspension of new connections to the City's water distribution system, except connections of fire hydrants and those made pursuant to agreement entered into by the City prior to the effective date of the declaration of the emergency.~~
- ~~(d) Restrictions on the uses of water in one or more classes of water use, wholly or in part;~~
- ~~(e) Restrictions on the sales of water at coin-operated car wash facilities or sites;~~
- ~~(f) The imposition of water rationing based on any reasonable formula including, but not limited to, the percentage of normal use and per capita or per consumer restrictions;~~
- ~~(g) Complete or partial bans on the waste of water; and~~
- ~~(h) Any combination of the forgoing measures.~~

Section 58. Emergency Water Rates. Upon the declaration of a water supply emergency as provided in Section 45, the Governing Body of the City shall have the power to adopt emergency water rates by ordinance designed to conserve water supplies. Funds collected above the current water rate will be used for education, code enforcement and other water conservation measures.

Section 69. Council Approval of Mandatory Conservation Measures Regulations. During the effective period of any water supply watch, warning or emergency as provided for in Section 45, the Mayor is empowered to promulgate such regulations as may be necessary to carry out the provisions of this ordinance, any water supply emergency resolution, or emergency water rate ordinance. Such regulations shall be subject to the approval of the Governing Body at its next regular or special meeting. any mandatory water conservation measures implemented by the Mayor shall remain in effect until the next regular or special meeting of the Governing Body, at which time a public hearing shall be held and the Governing Body may ratify, amend or rescind, in whole or in part, the Mayor's mandatory water conservation measures, as provided for in Section 9.

Section 710. Violations, Disconnections and Penalties. Upon any violation of any water use restrictions imposed pursuant to this ordinance, a written notice of the violation shall be affixed to the property where the violation occurred and the customer of record and any other person known to the City who is responsible for the violation or its correction shall be provided with either actual or mailed notice. Said notice shall describe the violation and order that it be corrected, cured or abated immediately or within such specified time as the City determines is reasonable under the circumstances. If the order is not complied with, the City may terminate water service to the customer.

- (a) A fee of \$50 shall be paid for the reconnection of any water service terminated pursuant to Section 10. In the event of subsequent violations, the reconnection fee shall be \$200 for the second reconnection and \$300 for any additional reconnections.
- (b) Any person who shall violate or refuse to comply with the enforcement of any provision in this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not more than \$100 for each offense. A new violation shall be deemed to have been committed every twenty-four (24) hours of such violation or failure to comply.

Section 811. Emergency Termination. Nothing in this ordinance shall limit the ability of any properly authorized city official from terminating the supply of water to any or all customers upon the determination of such city official that emergency termination of water service is required to protect the health and safety of the public.

Section 912. Severability. If any provision of this ordinance is declared unconstitutional, or the application thereof to any person or circumstance is held invalid, the constitutionality of the remainder of the ordinance and its applicability to other persons and circumstances shall not be affected thereby. (*Ord. No. 00-06, 08/07/00; Ord. No. 03-02, 04/07/03; Ord. No. 06-16, 09/05/06; Ord. No. 23-09, 07/11/23*)

Section 2. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting in pamphlet form as required by law.

PASSED AND APPROVED THIS _____ DAY OF _____, 2023.

William D. Gerdes, Mayor

ATTEST:

Megan K. Frye, City Clerk/Deputy Treasurer

(SEAL)

ORDINANCE NO. 23-18

AN ORDINANCE OF THE CITY OF WAVERLY, NEBRASKA TO REZONE A PARCEL OF LAND BEING A PORTION OF LOT 26, LOCATED IN THE SOUTH HALF, NORTHEAST QUARTER OF SECTION 9, TOWNSHIP-11-NORTH, RANGE-8, EAST OF THE SIXTH PRINCIPAL MERIDIAN, LANCASTER COUNTY, NEBRASKA FROM AGRIGULTURAL DISTRICT (AG) TO GENERAL INDUSTRIAL DISTRICT (GI).

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

That the Official Zoning Map for the City of Waverly be amended by changing the following:

- Rezoning a Portion of Lot 26, located in the South Half, Northeast Quarter of Section 9, Township-11-North, Range-8, East of the Sixth Principal Meridian, Lancaster County, Nebraska from Agricultural District (AG) to General Industrial District (GI) as shown in Exhibit A.

That the City Clerk is hereby directed to take such actions as are necessary and appropriate to effectuate the change as set forth above on the official zoning map of the City.

PASSED AND APPROVED THIS _____ DAY OF _____, 2023.

William D. Gerdes, Mayor

ATTEST:

Megan K. Frye, City Clerk/Deputy Treasurer

(SEAL)

ORDINANCE 23-18

EXHIBIT A



GIS Viewer
CITY OF LINCOLN - LANCASTER COUNTY, NE

S9, T11, R8, 6th Principal Meridian, LOT 26 NE

Printed: 10/31/2023

1:4,514

Disclaimer: The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments. If you have questions or comments regarding the data displayed on this map, please email assessor@lancaster.ne.gov and you will be directed to the appropriate department.

Change of Zone

A parcel of land being a portion of Lot 26 located in the S 1/2, NE 1/4 of Sec. 9, T.11N, R.08E. of the 6th P.M., Lancaster County, Nebraska, being more particularly described as follows:

Commencing at the SE corner of said S 1/2;

Thence along said the South line of said S 1/2, S89°47'08"W, 33.00 feet all bearings hereon are relative thereto and to the **Point of Beginning**;

Thence continuing along said South line, S89°47'08"W, 763.63 feet;

Thence departing said South line N35°42'51"E, 483.26 feet;

Thence N41°39'26"E, 173.41 feet;

Thence N07°25'39"E, 151.08 feet;

Thence N10°26'41"E, 179.98 feet to the North boundary of said Lot 26;

Thence on said North boundary, N89°17'08"E, 310.17 to the East boundary of said Lot 26 being 33 feet West of and parallel with the East line of said South half;

Thence on said East boundary and said parallel line, S00°16'02"E, 849.77 feet to the **Point of Beginning**

Containing 408,939 Square Feet or 9.39 Acres more or less.

LOT 10 I.T.
SEC.9, T.11., R.8.,6TH P.M.
NOT A PART

LOT 26 I.T.
SEC.9, T.11., R.8.,6TH P.M.

33'
66'

N89°17'08"E 310.17'

AG

N10°26'41"E
179.98'

N07°25'39"E
151.08'

AREA OF ZONE
TO BE CHANGED
FROM AG TO GI

PARCEL CONTAINS:
SQFT: 408,939
AC: 9.39

N41°39'26"E
173.41'

N35°42'51"E 483.26'

S00°16'02"E 1350.76'
EAST LINE OF THE S 1/2, NE 1/4
SEC.9., T.11.E., R.8.E., 6TH P.M.

S00°16'02"E 849.77'

NORTH 148TH STREET

POINT OF BEGINNING

S89°47'08"W 763.63'

SOUTH LINE OF NE 1/4,
SEC. 09, T.11., R.8.E., 6TH P.M.

S89°47'08"W
33.00' (TIE)

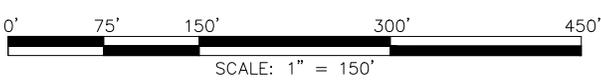
POINT OF
COMMENCEMENT
SE Corner
S 1/2, NE 1/4,
Section 9, T11N, R8E,
6TH P.M.

35' ROAD, POWER LINES &
TELEPHONE LINES EASEMENT
INST. NO. 1981-10575

GI



NORTH



LEGEND



AREA TO BE RE-ZONED

CHANGE OF ZONE
Exhibit 'A'
S 1/2 NE 1/4, SEC. 9, T.11N., R.8E., 6TH P.M.
LANCASTER COUNTY, NEBRASKA



601 OLD CHENEY RD.
SUITE 'A'
LINCOLN, NE 68512
(402) 484-7342
● ENGINEERING
● PLANNING
● LANDSCAPE
ARCHITECTURE
● LAND SURVEYING

DATE:
7/7/2023

PROJECT
201105

SHEET NO.

2 of 2



**City of Waverly
Building and Zoning Department
Zoning Change Report**

Date: October 25, 2023

To: Waverly Planning Commission Members:
Kris Bohac, Melissa Brown, Lindsay Erickson, Nicole Nuss, Tyson Ritz, Allison Stark, George Yesilcemen

CC: Stephanie Fisher, Bill Gerdes

From: Mike Palm, Building Inspector/Zoning Administrator

Subject: **Change of Zoning Request 23-01**

General Information:

Legal Description: Portion of Lot 26, in the South Half, Northeast Quarter of Section 9, Township-11-North, Range-8-East of the Sixth Principal Meridian of Lancaster County, Nebraska

Land area: 408,939 sq. ft.

Applicant: Woodstock Holdings, LLC
14650 Woodstock Blvd.
Waverly, NE 68462

Owner: Woodstock Holdings, LLC (Attn: Matt Warner)

Existing Zoning: Agricultural (AG)

Propose Zoning: General Industrial District (GI)

Existing Land Use: Crops

Surrounding Land Use and Zoning:

North:	Zoned: Agricultural	Use: City-Owned Lot/Tree Dump
South:	Zoned: General Industrial	Use: Crops/Empire Supply Co.
East:	Zoned: Agricultural	Use: Crops
West:	Zoned: Agricultural	Use: Crops/Pond

Comprehensive Plan Considerations:

The Future Land Use Map designates this area as Industrial.

Analysis:

1. There is 1 portion of a lot proposed to change zoning to General Industrial.
2. The lot lies outside of the city's corporate limits, but within the 1-mile extra-territorial jurisdiction.
3. Per the City's Future Land Use Map, this property is designated as an Industrial lot.
4. The portion to be rezoned fronts N 148th Street (East) and is bound by a private drive on the south (Wastewater Treatment Entry), a pond/crops to the west (Warner), and the city tree dump to the north.
5. The portion to be rezoned is planned to be subdivided into 4 industrial type use lots.
6. The portion of the lot to remain AG is primarily in the floodway and cannot developed with habitable structures.

7. The property directly to the south is zoned GI and use type complies with zoning regulations.
8. Based on the information provided, I recommend approval of the zoning change request.



Printed: 10/31/2023

1:4,514



Disclaimer: The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments. If you have questions or comments regarding the data displayed on this map, please email assessor@lancaster.ne.gov and you will be directed to the appropriate department.

SEWER EQUIPMENT CO. of AMERICA

SEWER EQUIPMENT
CO. of AMERICA



MODEL 545 & 747 SERIES

BEST PRODUCTS, BEST LOCAL SUPPORT



545 & 747

Series

Sewer Equipment Company of America built its first 747 Trailer Jet with a rotating hose reel in 1993. Throughout its evolution, the 747 series of jetters has been the industry standard by which others are judged. Whether it is longevity, operator safety, overall value, or available options that you are looking for, the current offering of 747 trailer and truck jets are without peer in the marketplace.



Longevity starts with choosing the proper components and continues with meticulous design and assembly. With diesel engines and triplex plunger run-dry water pumps as standard equipment, users are assured of a vast support network and the utmost performance and reliability for the life of their system. Trailer frames are made of fully welded $\frac{3}{16}$ " x 2" x 6" steel tubing to maximize strength. Additionally, they are corrosion resistant and every trailer is certified by the National Association of Trailer Manufacturers, assuring you of adherence to all Federal D.O.T regulations and safety standards.

Our stout frames limit flex and sway while towing, and our available Duraprolene® water tanks are fully baffled to eliminate surging while stopping and turning with a load of water. Once on the job, our rotating safety reel allows the operator to position the trailer in the safest possible manner while simply rotating the reel to conveniently face the access point. The NEMA 4 control panel swivels with the reel to allow safe access regardless of reel position.

Long term value is also created with design features like a welded, one piece enclosure and components that are painted prior to assembly to eliminate points of corrosion. For increased corrosion resistance, an aluminum enclosure is also available.

Any machine requirements necessary to get your job done, a 747 can be built to meet it. If a truck is more suited to your application, the 747 is offered to mount on your chassis or a factory provided unit with up to 3,000 gallons of water capacity. When truck mounted, power can be delivered by an auxiliary engine or via PTO hydrostatic drive from the chassis' power plant. Budget-minded customers can look to the 545 series, which has the same construction features of the 747, but is without an engine and pump enclosure, or with engine enclosure only. Additional machine options include various pump configurations, wireless remote controls, tool storage, dual reels, safety lighting, integral CCTV system, and more.



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MODEL 545 & 747 SERIES

ONE PIECE ENCLOSURE: Our one piece enclosure is designed to maintain its cosmetic and functional integrity throughout the life of your equipment. While some manufacturers bolt individual panels together to achieve its purpose this practice leads to rusting panels, missing fasteners and overall degradation of the equipment. In addition to the structural and cosmetic integrity, these enclosures function to maintain temperatures above freezing in most conditions. With steel or aluminum available as materials of construction, our units are designed for the harshest weather and road conditions.

DURAPROLENE® WATER TANK: Many manufacturers choose to build using rotational molding. However at Sewer Equipment, we offer trademarked Duraprolene® tanks. Unlike typical "poly" materials of construction that are rotational molded and non-repairable, our Duraprolene® material can be repaired long after the warranty has expired. In addition, our design is fully baffled, yielding dramatically improved stopability. It is UV stabilized for protection from the sun and the surface is textured to provide a long lasting finish that will withstand the test of time and keep your unit looking first rate long into the future.



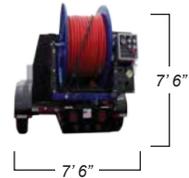
BOX TUBE FRAME: A steel box tube cross section is stronger than a "C" channel cross section and also leads to a stronger and longer lasting frame designed to withstand the strenuous rigors of any application you throw at it. It is for this reason we utilize this concept in all our products and provide our customers with the best value in the market.

NEMA 4 WIRING: Moisture can cause havoc on electrical systems which is why we choose to protect our electrical systems with NEMA rated enclosures. NEMA is an acronym for National Electrical Manufacturers Association and this organization specifies design criteria for electrical enclosures and their sealing abilities. Rather than just run wires to and from various devices, we choose to design our products to resist the rigors of your application by utilizing these enclosures on our products and eliminate the maintenance issues related to moisture intrusion in electrical systems which do not use these methods.

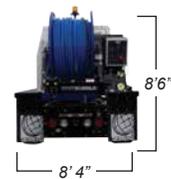
BEST PRODUCTS, BEST LOCAL SUPPORT



MODEL	LENGTH	WIDTH	HEIGHT	STANDARD WATER CAPACITY	AXLE CONFIGURATIONS	MAX HOSE CAPACITY	HOSE SIZE
545	19' 6"	7' 6"	7' 6"	700 Gallon	Tandem Axle	1000'	1/2" - 1"



MODEL	LENGTH	WIDTH	HEIGHT	STANDARD WATER CAPACITY	AXLE CONFIGURATIONS	MAX HOSE CAPACITY	HOSE SIZE
747	19' 6"	7' 6"	7' 6"	700 Gallon	Tandem Axle	1000'	1/2" - 1"



MODEL	LENGTH	WIDTH	HEIGHT	STANDARD WATER CAPACITY	AXLE CONFIGURATIONS	MAX HOSE CAPACITY	HOSE SIZE
747 TK	26' 2"	8' 4"	8' 6"	700 Gallon	Single or Tandem Axle	1000'	1/2" - 1"



MODEL	LENGTH	WIDTH	HEIGHT	STANDARD WATER CAPACITY	AXLE CONFIGURATIONS	MAX HOSE CAPACITY	HOSE SIZE
747 TV	22'	7' 6"	8'	700 Gallon	Tandem Axle	1000'	1/2" - 1"



MODEL	LENGTH	WIDTH	HEIGHT	STANDARD WATER CAPACITY	AXLE CONFIGURATIONS	MAX HOSE CAPACITY	HOSE SIZE
747 TK-TV	26' 8"	8' 4"	8' 6"	1500 Gallon	Single or Tandem Axle	1000'	1/2" - 1"

TOLL FREE 800.323.1604

MODEL 545 & 747 SERIES

747 CLASSIC
747 CLASSICTK
747 ECO
747 ECOTK
747 ECOTV
747 ECOTVTK
545

Engine & Pump	S	S					S
56hp Kohler Diesel Engine	S	S					S
74hp Kohler Diesel Engine w/ HD Cooling			S	S	S	S	
Chassis PTO Drive							
Engine Safety Guarding	S	S	S	S	S	S	S
Partial Painted Steel Enclosure							O
Painted Steel Pump & Engine Shroud	S	S	S	S	S	S	
Aluminum Pump & Engine Shroud	O	O	O	O	O	O	
Aluminum Painted Pump & Engine Shroud	O	O	O	O	O	O	
Manual Clutch Engage	S		S		S		S
Hydraulic Clutch Engage	O	S	O	S	O	S	
Fuel Tank - 16 Gallons	S	S	S	S	S	S	S
Chassis Fuel Tank							
Hydraulic Pressure Gauge	O	O	O	O	O	O	O
Hydraulic Tool Circuit	O	O	O	O	O	O	O
Hydraulic Cooler for Continuous Duty	O	O	O	O	O	O	O
Giant 40GPM @ 2000PSI	S	S	S	S	S	S	S
Giant 35GPM @ 3000PSI			O	O	O	O	
Electronic Water On/Off Control	O	O	O	O	O	O	O
Water Midship Manifold							
Water Pump Drain Valves	O	O	O	O	O	O	O
Water Pump Pulsation Valve	O	O	O	O	O	O	
Air Purge	O	O	O	O	O	O	O
Chassis Powered Air Purge (Chassis Dependant)							
Water Tank & Fill							
700 Gallon SuperPoly	S	S	S	S	S	S	S
700 Gallon Duraprolene®	O	O	O	O	O	O	
1000 Gallon Duraprolene®							
1500 Gallon Duraprolene®							
1500 Gallon Duraprolene® Low Profile							
2000 Gallon Duraprolene®							
2500 Gallon Duraprolene®							
3000 Gallon Duraprolene®							
2-½" Fill System	S	S	S	S	S	S	S
Fill Hose Storage Bracket	O	O	O	O	O	O	O
Winterization 26 Gallon Plastic Tank	O	O	O	O	O	O	
Water Tank Access Ladder							
Hose Reel & Hose							
Fixed Reel	O	O	O	O	O	O	O
Swivel Reel	S	S	S	S	S	S	S
800' -¾" Capacity Hose Reel	S	S	S	S			S
1000' -¾" Capacity Hose Reel	O	O	O	O			
800' -1" Capacity Hose Reel							
1000' -1" Capacity Hose Reel							
600' -¾" & 500' -¾" Dual Reel	O	O	O	O			
600' -1" & 500' -¾" Dual Reel							
500' Umbilical Cord & 1000' -¾" Capacity TV Reel					S	S	
600' Umbilical Cord & 1000' -¾" Capacity TV Reel					O	O	
Washdown w/ 25' Detachable Hose	S	S	S	S	S	S	O
Washdown w/ 50' Reel	O	O	O	O	O	O	O
Reference Counter	O	O	O	O			O
Smart Counter	O	O	O	O	S	S	O
Automatic Level Wind	O	O	O	O	O	O	O
Pendant/Electrical							
No Pendant	S	S	S	S	S	S	S
Wireless Pendant w/ Payout/Retrieve	O	O	O	O	O	O	O
Water Pressure Pendant Display	O	O	O	O	O	O	O
12V Outlet	S	S	S	S	S	S	O
LED Strobe Light	O	O	O	O	O	O	O
LED Flood Light	O	O	O	O	O	O	O
LED Wireless Spotlight	O	O	O	O	O	O	O
LED Arrow Stick	O	O	O	O	O	O	O
LED Arrow Board	O	O	O	O	O	O	O
Compartment Lights	O	O	O	O	O	O	O

747 CLASSIC
747 CLASSICTK
747 ECO
747 ECOTK
747 ECOTV
747 ECOTVTK
545

Trailer Options	S	S	S	S	S	S	S
Tandem Torsion 7,000lb Axles	S	S	S	S	S	S	S
Electrical Trailer Brakes	S	S	S	S	S	S	S
Hydraulic Trailer Brakes (Surge Brakes)	O	O	O	O	O	O	
Fixed Jack w/ Footpad	S	S	S	S	S	S	S
Power Jack w/ Footpad	O	O	O	O	O	O	O
Spare Tire Mounted	O	O	O	O	O	O	O
Steel Tandem Round Fenders	S	S	S	S	S	S	S
Tool Storage Options							
Curbside Top Open Aluminum Toolbox	S	S	S	S	S	S	S
Roadside Top Open Aluminum Toolbox	O	O	O	O	O	O	O
Curbside Underbody Aluminum Toolbox		S		S		S	
Roadside Underbody Aluminum Toolbox		O		O		O	
Curbside Front Open Aluminum Toolbox		O		O		O	
Roadside Front Open Aluminum Toolbox		O		O		O	
Root Cutter Maintenance Box	O	O	O	O	O	O	O
Hose Guide/Washdown Gun/Pulley Guide Storage	O	O	O	O	O	O	O
Cone Holder & Cones	O	O	O	O	O	O	O
Long Handled Tool Storage	O	O	O	O	O	O	O
Manuals							
USB Manual	S	S	S	S	S	S	S
Paper Manual	O	O	O	O	O	O	O
Training							
Dixon	O	O	O	O	O	O	O
Customer Location	O	O	O	O	O	O	O
Accessories							
Flushing Nozzle	S	S	S	S	S	S	S
Penetrating Nozzle	S	S	S	S	S	S	S
10' Leader Hose	S	S	S	S	S	S	S
Finned Nozzle Extension	S	S	S	S	S	S	S
Manual Levelwind	S	S	S	S	S	S	S
Nozzle Rack	S	S	S	S	S	S	S
BB Hose Guide	S	S	S	S	S	S	S
Upstream Pulley Guide	S	S	S	S	S	S	S
Air Purge Adapter	S	S	S	S	S	S	S
2-½" x 25' Fill Hose	O	O	O	O	O	O	O
½" Lateral Cart	O	O	O	O	O	O	O
TV Options							
Self-Leveling Color TV Camera					S	S	
4" Jet Pod Skid					S	S	
Color Monitor					S	S	
DVR w/ Removable USB Drive					S	S	
Additional Camera Head					O	O	
Additional 4" Jet Pod (Straight View Camera)					O	O	
6" Jet Pod Skid (Straight View Camera)					O	O	
8" Jet Pod Skid (Straight View Camera)					O	O	
10" Jet Pod Skid (Straight View Camera)					O	O	
12" Jet Pod Skid (Straight View Camera)					O	O	
15" Jet Pod Skid (Straight View Camera)					O	O	
18" Jet Pod Skid (Straight View Camera)					O	O	

Legend	
Standard	S
Optional	O



SEWER EQUIPMENT CO. of AMERICA

Revised 03/23

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Actual projects may not be an exact match to product as shown.

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www.sewerequipment.com





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 5105 NW Beaver Dr
 Johnston, IA 50131
 515-276-3352
 Toll Free 800-733-8731

SALES ORDER

Quote # MWDO1299
 Date 12/20/23
 Sales Rep. Mark Davis

Helping you clean the Planet since 1975

Bill To:

Tracey Whyman
 City of Waverly
 11121 N 141st
 Waverly IA 68462

Ship To:

Tracey Whyman
 City of Waverly
 11121 N 141st
 Waverly IA 68462

Qty	Description	Unit Price	Ext. Price
1	New Sewer Equipment Company of America Model 545 High Pressure Sewer Cleaner Trailer with all standard features including: *56 HP Kohler Diesel Tier IV Engine *Giant 40GPM @ 2000 PSI Water Pump w/30 minute run dry *Lighted NEMA 4 Control Panel *Air Purge Valve *Auto Shutdown (High Eng Temp/Low Oil Pressure) *Recirculation System * Engine Display * Electronic Throttle Control *Rotating Safety Reel W/800' Capacity of 3/4" Hose *700 Black Super-Poly Water Tank * 2.5" Fill System *25' Fill Hose * Tandem 14,000 GVWR Trailer Axles *Electric Brakes W/ 2 5/16" Ball Hitch *(1) One Aluminum Toolbox - Fender Mounted *D.O.T Approved LED Lighting * 10' Leader Hose *BB Hose Guide * Upstream Pulley Guide *Tri-Star Chisel Point Nozzle * DD High Flow Nozzle *Nozzle Rack *Finned Nozzle Extension *Paper Operator Manual *FOB Waverly, Nebraska	\$68,123.00	\$68,123.00
1	Automatic Level-Wind with Hydraulic "Up-Down" Action	\$6,590.00	\$6,590.00
1	Reference Distance Meter	\$1,667.00	\$1,667.00
600	3/4" x 2500 PSI Sewer Cleaning Hose	\$4.73	\$2,838.00
2	LED Floodlights	\$522.00	\$1,044.00
1	LED Amber Strobe Light	\$610.00	\$610.00
1	Wireless Remote Pendant Control	\$8,388.00	\$8,388.00
1	Power Jack	\$881.00	\$881.00
1	Freight, PDI, Delivery and Operator Training	\$2,892.00	\$2,892.00
1	Less City of Waverly 2003 O'Brien Jet Trailer, SN JS7040RAXBD9056	-\$2,250.00	-\$2,250.00
	SubTotal		\$90,783.00
	Shipping		\$0.00
	Total		\$90,783.00

Above Prices Do Not Include State or Local Taxes If Applicable

Unless specified, the above prices do not include any taxes. Taxes will be calculated and included on the Invoice.

ORDERS..All orders are subject to acceptance by an officer or general manager of Mid-Iowa Solid Waste Equipment Co., Inc. PERFORMANCE..Mid-Iowa Solid Waste Equipment Co., Inc. shall not be liable for failure to complete the contract in accordance with its terms if failure is due to wars, strikes, fires, floods, accidents, delays in transportation or other causes beyond its reasonable control. CANCELLATION..Orders regularly entered cannot be cancelled except upon terms that will compensate Mid-Iowa Solid Waste Equipment Co., Inc. for any loss or damages sustained. PRICES...All orders are subject to current prices in effect at the time of shipment. F.O.B. POINT..Unless otherwise stated,all prices listed are F.O.B. point of manufacture. TAXES..Unless otherwise stated, prices do not include Federal, State, City or other Excise, Occupation Sales use or similar taxes which are extra and are to be added at rates in effect at time of shipment. If Federal Excise Taxes are included or listed above, they are stated at the rates and regulations in effect at the time this order is written, and are subject to revision in accordance with rates and regulations in effect at time of shipment. MOUNTING PRICES... Mounting prices assume normal factory installation on a truck chassis suitable for the unit purchased. Relocation of batteries, gas tanks, mufflers, air tanks, etc. will be an additional charge, billed our standard labor rate. Signature will constitute a binding order.

By: _____
 Mid-Iowa Solid Waste Equipment Co., Inc.

Ordered by: _____

Accepted by: _____

O'BRIEN[®]

Hydro-Jetting Sewer Systems
A PRODUCT OF HI-VAC[®] CORPORATION



**7000 AND 3500 SERIES HYDRO-JETTING SEWER SYSTEMS
BUILT FOR YOUR TOUGHEST JOBS**

THE SEWER LINE CLEANING PROFESSIONALS

For Municipalities and
Pipe Cleaning/Plumbing Contractors



7000 Series

700-gallon tank capacity

Pump Options

<u>18 GPM at 4,000 psi</u>	<u>40 GPM at 2,000 psi</u>
<u>30 GPM at 3,000 psi</u>	<u>40 GPM at 3,000 psi</u>

3500 Series

350-gallon tank capacity

Pump Options

- 3510**
10 GPM at 2,500 psi
- 3518**
18 GPM at 4,000 psi





The O'Brien family of tough, durable trailer jetters all benefit from these features:

Kohler Diesel Engine

Tier 4 Final, U.S. made, diesel engine is quieter, has more torque, and lasts longer

Rugged Frame Design and Axle

ideally suited for heavy-duty applications

Rotating Hose Reel (190°)

hydraulically-driven hose reel allows for easy access to the manhole regardless of position of trailer

Steel Shrouded Engine/Pump Compartment

with keyed access doors provide protection for the engine and water pump while also providing an area for ample tool storage

Water Tank

tough polyethylene tank stands up to harsh weather and is backed by a **lifetime warranty**



CRAFTED WITHOUT COMPROMISE

O'BRIEN
Hydro-Jetting Sewer Systems
A PRODUCT OF HI-VAC CORPORATION

HI-VAC
CORPORATION

performance, engineering, innovation



7000-T Series

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CORPORATION

117 Industry Road | Marietta, Ohio 45750
Tel: 800.752.2400 | Fax: 740.374.5447



Estimate

DATE	ESTIMATE #
11/28/2023	E2019-1091

Rose Holding Inc, dba Rose Equipment
 8055 Fletcher Ave
 Lincoln, NE 68507

BILL TO
CITY OF WAVERLY P.O. Box 427 WAVERLY, NE 68462

SHIP TO
CITY OF WAVERLY 14130 LANCASHIRE WAVERLY, NE 68462 cityclerk@citywaverly.com (402) 786-2312

Item	Description	Qty	Rate	Amt
Equipment Sales	New 2024 O'Brien 7040SC Sewer Jet Trailer 74 HP Diesel Power, 40 GPM @ 2000 PSI 750 gal. Water 7000 lb. Axles, 14 Ply Tires, Fully Enclosed Engine & Pump Housing Electric Jack Cold Weather Recirculation Water Pump Drain & Blow Out Auto Level Wind Guide with Spring Loaded Counter 20' Leader Hose, Articulating Hydraulic Driven Hose Reel, 600 'x 3/4", 2500 psi sewer hose NEMA 4 Control Panel All LED Lighting, Control Panel Lights Work Light Set, Fixed Strobe Light Wireless Remote 3" Flexible Hose Guide with 20' Rope White Paint	1	\$106,725.00	\$106,725.00
Equipment Sales	Trade Allowance 2003 O'Brien Jetter VIN:1Z93BJ2E63L119062	-1	\$7,500.00	(\$7,500.00)
			SUBTOTAL	\$99,225.00
			SHIPPING	\$0.00
			DISCOUNT	\$0.00
			TAX	\$0.00
			TOTAL	\$99,225.00

 Customer Acceptance Signature

 Date

Pricing is delivered to the City of Waverly complete with customer training all included.
Unit is currently 180 days out.

Effective Jan.1, 2023. All credit card payments of over \$1,000.00 will incur an additional fee of 3% of the invoice amount



MacQueen Equipment
 5360 Alvo Road
 Lincoln, NE 68514
 402-435-0061

Ship To: SAME AS BELOW

Invoice To: CITY OF WAVERLY
 PO BOX 427
 WAVERLY NE 68462

Branch 04 - LINCOLN NE		
Date 12/07/2023	Time 9:11:40 (O)	Page 1
Account No WAVER008	Phone No 4027862312	Est No 00 Q00654
Ship Via	Purchase Order VACTOR RAMJET	
Tax ID No		
GREGORY OLIVERIUS		Salesperson 120

EQUIPMENT ESTIMATE - NOT AN INVOICE

Description	** Q U O T E **	EXPIRY DATE: 01/06/2024	Amount
2024 VACTOR RAMJET TRAILER JETTER			122790.00
-			
HATZ 74 HP DIESEL TIER IV ENGINE			
TRIPLEX PUMP RATED 40 GPM @ 2000 PSI			
COLD WEATHER RECIRCULATION WITH ANIT-FREEZE SYSTEM			
750 GALLON WATER CAPACITY			
PIVOTING HOSE REEL WITH 600' OF 3/4" HOSE			
AUTOMATIC LEVEL WINDER			
WIRELESS CONTROLLER			
FOOTAGE COUNTER			
10' LEADER HOSE			
12,000 GVW TANDEM AXLE			
LED TRAILER LIGHTING			
TOOL BOX			
FLUSHING AND PENETRATING NOZZLE			
NOZZLE EXTENSION			
3" TIGER TAIL			
2.5" HYDRANT FILL HOSE			
WARTHOG NOZZLE FOR CLEANING AND CUTTING ROOTS			

Sale # 01 Subtotal: 122790.00
 Total: 122790.00

Trade Ins
 =====

Serial #: 1234 12800.00-
 2003 O'BRIEN 7040 SEWER JET TRAILER

Trade In Total: 12800.00-

Subtotal: 109990.00
 Quote Total: 109990.00

Authorization: _____

QUOTED PRICES ARE BASED ON CURRENT COSTS AND THEREFORE SUBJECT TO CHANGE



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Tax ID No		
GREGORY OLIVERIUS		Salesperson 120

EQUIPMENT ESTIMATE - NOT AN INVOICE

Description ** Q U O T E ** EXPIRY DATE: 01/06/2024 Amount

WITH WRITTEN NOTICE TO ACCOUNT FOR PRICING CHANGES BEYOND SELLER'S CONTROL

-
 ESTIMATED DELIVERY JUNE 2024
 ONE YEAR WARRANTY ON COMPLETE UNIT
 TWO YEAR ENGINE WARRANTY

A TRAILER JETTER THAT LEADS THE WAY.



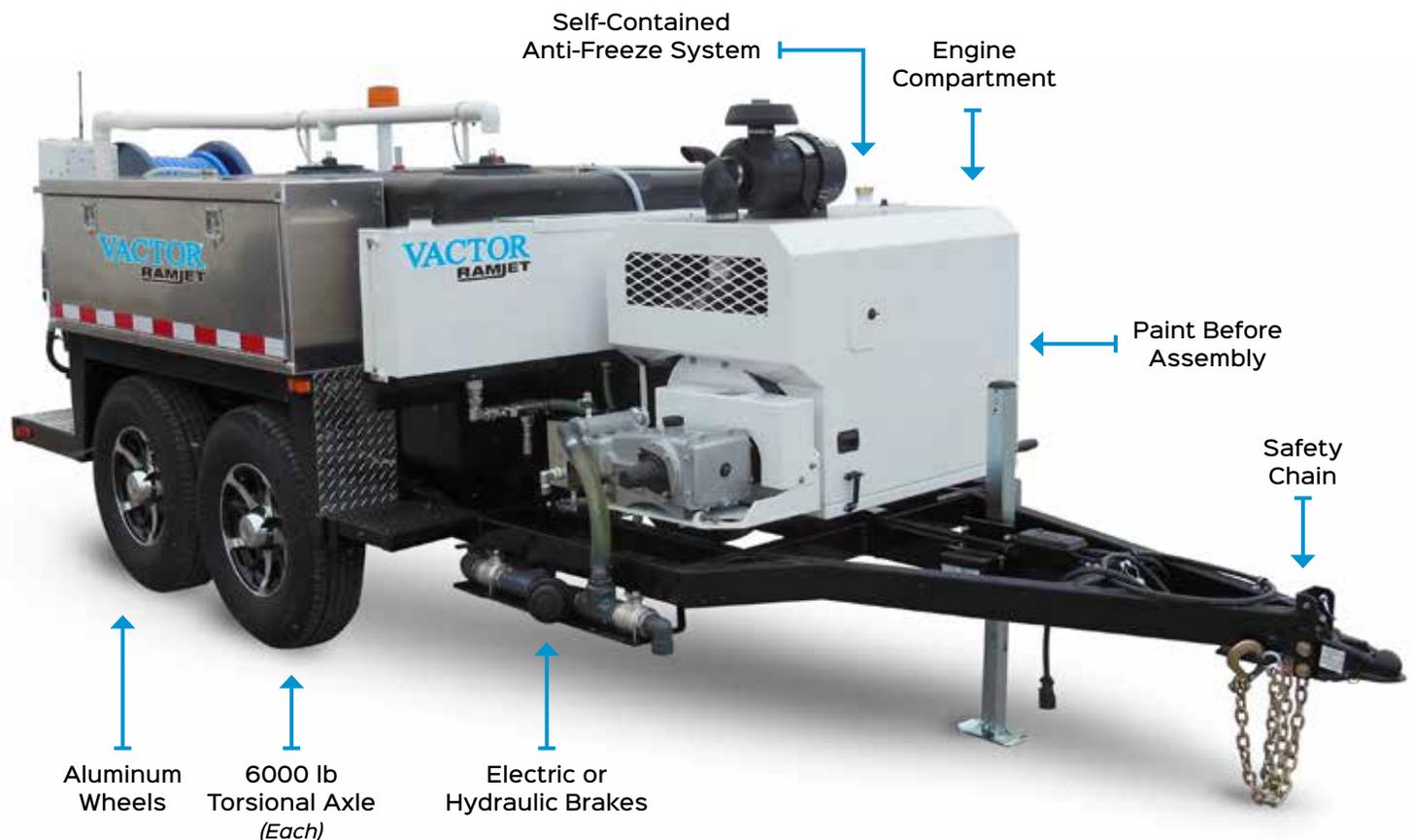
VACTOR[®]
RAMJET

VACTOR® RAMJET® TRAILER & SKID-MOUNTED JETTERS

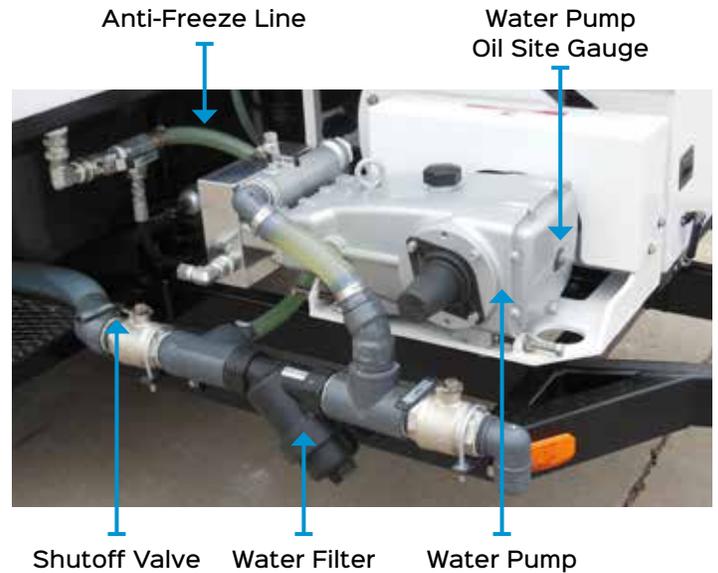
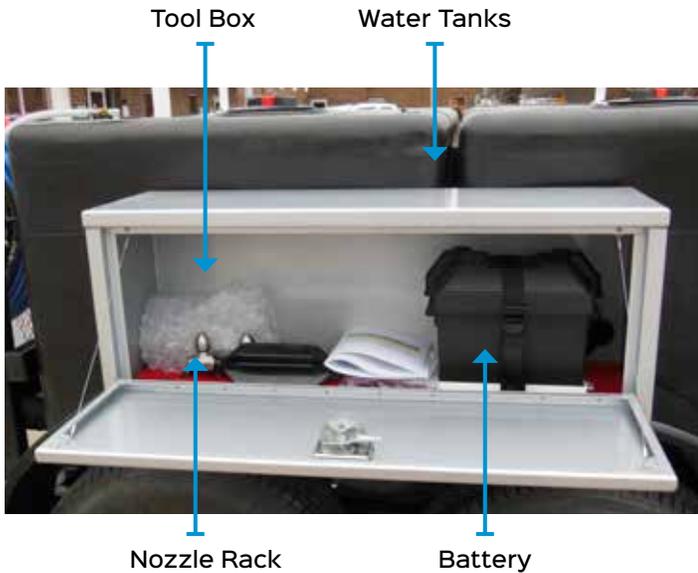
If you're looking for a cost-effective, yet powerful, sewer maintenance tool, the Vactor Ramjet trailer and skid-mounted series offers you more than just performance and convenience. With more configuration choices in engines and pumps, plus water tanks up to 1,000 gallons, and a wide range of productivity-building options, the Ramjet series is simply your best choice.

To effectively clean sewers, drains, pipelines and culverts, the Ramjet offers you:

- Five available water systems: 18 GPM at 4,000 PSI, 30 GPM at 3,000 PSI, 36 GPM at 3,000 PSI, 40 GPM at 2,000 PSI and 40 GPM at 3,000 PSI
- State-of-the-art control panel with complete jetter management system and optional wireless remote
- Pivot hose reel for greater operating ease and precision
- Self-contained anti-freeze system for improved cold weather operation
- Advanced hydraulic controls including pay in/out and speed control
- Optional hydraulic pull out reel
- Rugged construction engineered for years of reliable service
- Performance enhancing options that allow you to create a jetter suited to your specific needs and applications



WATER SYSTEMS



BASIC FEATURES

18 GPM at 4,000 PSI

- 300 Gallon single axle trailer
- 600 gallon tandem axle trailer
- 3 Cylinder engine
- Tier 4 diesel engine
- 3 Cylinder run-dry water pump*
- Water recirculation, anti-freeze, and pulsation system
- 800' x ½ " cap rotating hose reel

30 GPM @ 3,000 PSI

- 375 Gallon single axle trailer
- 750 gallon tandem axle trailer
- Tier 4 diesel engine
- 3 Cylinder ceramic plunger run-dry water pump*
- Water recirculation, anti-freeze, and pulsation system
- 600' x ¾" cap rotating hose reel

36 GPM @ 3,000 PSI

- 375 Gallon single axle trailer
- 750 gallon tandem axle trailer
- Tier 4 diesel engine
- 3 Cylinder ceramic plunger run-dry water pump*
- Water recirculation, anti-freeze, and pulsation system
- 600' x ¾" cap rotating hose reel

40 GPM @ 2,000 PSI

- 375 Gallon single axle trailer
- 750 gallon tandem axle trailer
- Tier 4 diesel engine
- 3 Cylinder ceramic plunger run-dry water pump*
- Water recirculation, anti-freeze, and pulsation system.
- 600' x ¾" cap rotating hose reel

40 GPM @ 3,000 PSI

- 375 Gallon single axle trailer
- 750 gallon tandem axle trailer
- Tier 4 diesel engine
- 3 Cylinder direct gear box driven water pump
- Water recirculation, anti-freeze, and pulsation system
- 600' x ¾" cap rotating hose reel

OPTIONAL EQUIPMENT

- Engine shroud silent pak
- Electronic throttle control
- JMS remote control system
- Power telescoping hose reel
- Dual hose reel
- Washdown system
- Tool storage

** Run-dry plunger pumps provide the ability of running dry of water without sustaining pump damage. It is not intended to run for long periods of time and/or at high RPM levels without water.*

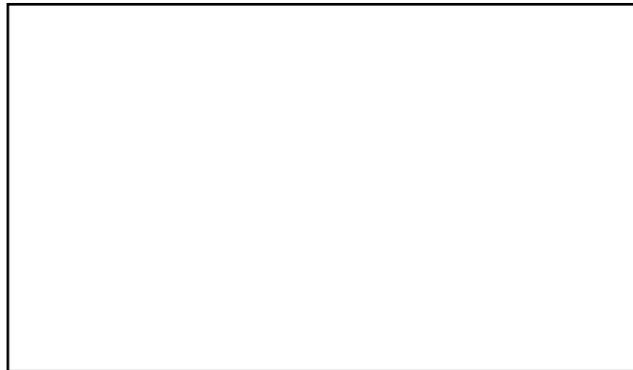
DISCOVER THE RAMJET TRAILER & SKID-MOUNTED JETTERS.

Performance you expect from a proven leader.



The Ramjet trailer & skid-mounted jettors are the perfect machines for fast, safe response to sewer blockages as well as regular preventative line maintenance. Our line of reliable, high-pressure water jettors are specially designed for cleaning municipal sewer, drain and pipe lines as well as culverts at low water volume. These units are ideal for cost effective maintenance and emergency response in tight, confined environments.

Vactor has proudly been dedicated to continuously improving sewer cleaners for over fifty years, and the versatile and reliable Ramjet trailer & skid-mounted units are just a few options of the highly customized solutions we offer.



Scan code
for more info



VACTOR®

Subsidiary of Federal Signal Corporation

vactor.com

Vactor Manufacturing, Inc. • 1621 South Illinois Street • Streator, IL 61364 USA
Phone 815.672.3171 • Fax 815.672.2779

Specifications subject to change without notice. Some product shown with optional equipment. Vactor® and Ramjet® are registered trademarks and subsidiaries of Federal Signal Corp. Federal Signal is listed in the NYSE by the symbol FSS.

Effective Date 2/20 P/N 00155-C ©2020 Vactor Manufacturing



Megan Frye

From: Tracey Whyman
Sent: Thursday, December 21, 2023 9:38 AM
To: Stephanie Fisher; Megan Frye
Subject: Sewer Jetter bids
Attachments: 545-747-Brochure-Web SEA.pdf; MWDO1299 City of Waverly 545 Jet Trailer Sales Order.pdf; 00055-HVC-OBrien-Brochure-vF1.pdf; Estimate E2019-1091 Obrien with trade Rose Equipment.pdf; Vactor quote.pdf; Ramjet Trailer Brochure_2.20_WEB Vactor.pdf; SEA photo 1 .jpg; SEA photo 2 .jpg

Follow Up Flag: Follow up
Flag Status: Flagged

For the 2023-2024 budget we included \$95,000 for trading off the current 2003 Obrien sewer jetter. We received the following bids for the trailer mounted sewer jetter, and we are recommending purchasing the Sewer Equipment of America jetter. All three bids include a trade amount for our current jetter. I have included a couple of photos from last June of the jetter that was demonstrated for us of the 545 Model. Expected delivery date is between April 2024 to June 2024.

Sewer Equipment of America \$ 90,783

Obrien \$ 99,225

Vactor \$ 109,990

Tracey Whyman

City of Waverly Nebraska
Director of Public Works
402-786-2312
Publicworksdirector@citywaverly.com