

WAYNE MUNICIPAL
AIRPORT AUTHORITY
AMENDED AGENDA
January 8, 2018
7:00 p.m.

1. Call to Order

Anyone desiring to view the Open Meetings Act may do so. The document is available for public inspection and is located on the east wall of the Airport Terminal Meeting Room.

The Airport Authority reserves the right to adjourn into executive session as per Section 84-1410 of the Nebraska Revised Statutes.

Public Comments - Anyone desiring to speak on an agenda item is invited to do so, and should limit themselves to three minutes after being recognized by the Chair.

2. Pledge of Allegiance

3. Approval of Minutes

4. Approval of Claims

5. Election of Officers

6. New Business

- Approve hangar leases
- Approve NDOT Capital Improvement Program
- Discussion/action on air navigation easement tract 33
- Discussion regarding changing meeting time

7. Old Business

- Parallel Taxiway to Runway 17/35 Paving & lighting – Update

8. Airport Managers comments

9. Member comments

10. Other business

11. Adjourn

WAYNE MUNICIPAL AIRPORT AUTHORITY

December 11, 2017

7:00 P.M.

The regular meeting of the Airport Authority of the City of Wayne was called to order at the Nancy Braden Terminal Building on the above date and time by Vice Chairman Carl Rump. The following members were present: Tom Schmitz, Carl Rump, Rod Tompkins and David Ley. Also, attending the meeting were Nancy Braden Airport Authority Treasurer, Kyle Dahl Airport Authority Attorney, Curtis Christenson Olsson Associates, Karma Schulte Becker Flying Service, Jim Hoffman and Beth Porter.

Schmitz moved and Tompkins 2nd to approve the minutes of the November 20, 2017 meeting. Roll was called with the following results: Yeas: Rump, Schmitz, Tompkins and Ley. Nays: None. The Vice Chairman declared the motion carried.

Ley moved and Schmitz 2nd to accept all the claims presented as of December 11, 2017. Roll was called with the following results: Yeas: Rump, Schmitz, Tompkins and Ley. Nays: None. The Vice Chairman declared the motion carried.

Ley moved and Schmitz 2nd to approve hanger leases of Zach, Dangberg (2), Morgan, Albers Cattle Co., Bernadt & Conrad, Carlson and Midwest Diesel, Inc.. Roll was called with the following results: Yeas: Rump, Schmitz, Tompkins and Ley. Nays: None. The Vice Chairman declared the motion carried.

Tompkins moved and Schmitz 2nd to approve the authorized signatures of Beth Porter Treasurer and Carl Rump Vice Chairman as of December 31, 2017 due to the retirement of Nancy Braden as Treasurer of Wayne Municipal Airport Authority. This pertains to the checking account of the Authority with Elkhorn Valley Bank of Wayne. Roll was called with the following results: Yeas: Rump, Schmitz, Tompkins and Ley. Nays: None. The Vice Chairman declared the motion carried.

Tompkins moved and Schmitz 2nd that Nancy Braden and Beth Porter work with Joel Hansen concerning the proposed antenna tower 2.4 miles south of the airport. The tower does not comply with airport zoning height restrictions and enforcement of zoning restrictions may be needed. Roll was called with the following results: Yeas: Rump, Schmitz, Tompkins and Ley. Nays: None. The Vice Chairman declared the motion carried.

Curtis Christensen provided an update on the parallel taxiway to runway 17/35. Other matters requiring the attention of the Authority were discussed and it was determined that no further formal actions on these matters were needed.

There being no further business, Vice Chairman Rump adjourned the meeting.

David R. Ley, Secretary

**CITY OF WAYNE
INTEROFFICE MEMORANDUM**

DATE: January 8, 2018

TO: Wayne Airport Authority

FROM: Beth Porter, Finance Director

I have just a few comments on the current airport agenda

- Received 4 hangar leases
 - Aaron Mathis, Todd Luedeke, Brian Nelson, & Terry/Jonathan Meyer
- Discussion regarding meeting time
 - I would like to discuss a proposed earlier meeting time and see if it is a possibility.
- Air Navigation easement tract 33
 - Kyle would like discussion on this matter. The property is currently owned by the CRA and they have a prospective buyer.
- We have contacted NDA regarding tower that was discussed at last meeting. This tower is existing and has been there for 50+ years. We have not received a response.
- We have been in contact with Jason Heithold regarding construction routes that will affect farmland and reduction in his lease.
- Mayor is planning to appoint Travis Meyer to the Airport Authority Board at the 1/16/18 City Council Meeting.

WAYNE AIRPORT AUTHORITY
BANK SUMMARY
CHECKING ACCOUNT
December 31, 2017

PREVIOUS BALANCE 326,209.80

DEPOSITS:

Interest on checking account	98.54
Avgas	6,379.59
County Treasurer	77.47
Federal grant	3,947.59

10,503.19

TOTAL AVAILABLE 336,712.99

CLAIMS:

Claims Paid December 13,550.01

BOOK BALANCE AS OF December 31, 2017 323,162.98

Plus Outstanding Checks 250.00

Less Outstanding Deposits 0.00

BANK BALANCE AS OF December 31, 2017 323,412.98

WAYNE MUNICIPAL
AIRPORT AUTHORITY
January 8, 2018

CK #7305	American Broadband – telephone	91.76
Ck #7306	Appeara – Rugs & mops.....	59.00
Ck #7307	Becker Flying Service – Managers contract	2,000.00
	Less FBO lease	(100.00)
	Less storage bldg.....	(61.00)
		1,839.00
EFT	Black Hills Energy – natural gas	358.73
Ck #7308	Bomgaars – Coffee, paint, adapters, jack, etc	372.75
Ck #7309	Century Link – DSL.....	88.99
Ck #7310	Chesterman Co – Water dispenser rental.....	7.00
Ck #7311	City of Wayne	
	AWOS	14.30
	Apron lighting.....	8.60
	House	163.13
	Terminal/hangar.....	797.04
	Shop.....	121.89
	Office & irrigation	103.75
	Treasurers Fee	500.00
		1708.71
EFT	Department of Aeronautics –	
	Terminal/Hangar	1,182.00
	AWOS.....	383.33
		1,565.33
Ck #7312	Jim Hoffman – Digital TV	48.19
Ck #7313	Johnny's Pest Control- pest control	42.00
Ck #7314	John's Welding & Tools- Replace snow blade	3248.23
Ck #7315	Northeast Power – Electricity PAPI's	111.76
EFT	Verizon – cell phone	88.86
Ck #7316	Wayne Area Economic Development- Non-profit membership.....	100.00
Ck #7317	Wayne County- taxes.....	924.76
Ck #7318	Wisner West- Gasoline & diesel	159.21
	TOTAL	\$ 10,814.28

Hangar Leases

Dave Zach

Dennis Dangberg (2)

Scott Morgan

Albers Cattle Co.

Brian Bernadt & J. Conrad

Lyle Carlson

Midwest Diesel, Inc.

Received since meeting held on 12/11/17

Aaron Mathis

Brian Nelson

Todd Luedeke

Terry & Jonathan Meyer

NEBRASKA

Good Life. Great Journey.

DEPARTMENT OF TRANSPORTATION

November 22, 2016



Pete Ricketts, Governor

Re: FY 2019-2021 Federal AIP Grants
NDOT Capital Improvement Program

Dear Airport Sponsor:

Your airport is eligible for funding under the federal Airport Improvement Program. The FAA deadline for submitting 2018 grant requests is February 15, 2018. Therefore, at this time, NDOT is updating the statewide Capital Improvement Plan and needs your input. Please review the enclosed documents listed below and complete any action required.

Capital Improvement Plan

Enclosed is the latest *Capital Improvement Plan* for your airport. **Review improvement needs (or wants) at your airport and ensure that they are on the plan.** Any changes to the plan should be noted. Please review, edit, and return the forms.

Although federal and state funds are shown for certain items, these are based on estimates – actual funds are uncertain. See the attachment for requirements that must be met before your airport will be considered for federal AIP funds.

Your airport receives federal entitlement to fund eligible projects. The enclosed list titled *Potential Federal Funds Available* provides anticipated available entitlement funds. Note that the 2015 entitlement expires in the current fiscal year. If you have any remaining 2015 entitlement, we encourage you to either use the funds at your airport before they expire or transfer them to another Nebraska airport.

Airport Officials

Please update, sign, and date the enclosed form and return to this office.

Kyle Schneweis, P.E., Director

Department of Transportation

1500 Highway 2
PO Box 94759
Lincoln, NE 68509-4759

OFFICE 402-471-4567
FAX 402-479-4325
NDOT.ContactUs@nebraska.gov

dot.nebraska.gov

Aeronautics Division
3431 Aviation Road, Ste. 150
PO Box 82088
Lincoln, NE 68501
OFFICE 402-471-2371
FAX 402-471-2906

Navigational Aids Office
Kearney Municipal Airport
5065 Airport Road
Kearney, NE 68847
OFFICE 308-865-5696
FAX 308-865-5697

ACIP Data Sheets

To be considered for 2018 funding, you need to have an ACIP data sheet on file for each major work item. **If your airport needs to submit a data sheet for a planned project, it is noted on the Capital Improvement Plan.** Data sheets can be prepared by you, your consultant, or NDA. A sample CIP data sheet and instructions are enclosed.

We must receive all new CIP data sheets no later than January 26, 2018 in order to present the requests to the Nebraska Aeronautics Commission and subsequently to the FAA before the February deadline. Nebraska law requires that your requests for funding (data sheets) be approved by the Commission prior to submittal to the FAA.

Approved data sheets do not need to be resubmitted.

Action Items

Please review the enclosed information and return the following items to me by January 26, 2018:

- Capital Improvement Plan – mark changes
- Airport Officials List – mark changes or write in “OK”
- ACIP Data Sheets, if needed – new and/or revised

If you would like to discuss future airport projects and development, please call me at (402) 471-2371.

Sincerely,



Anna Lannin, P.E.
Planning & Programming
Division of Aeronautics
Nebraska DOT

Enclosure

REQUIREMENTS THAT MUST BE MET BEFORE YOUR AIRPORT WILL BE CONSIDERED FOR AIRPORT IMPROVEMENT PROGRAM (AIP) FUNDING

1. The proposed work must be shown on a current Airport Layout Plan (ALP) that has been approved by the FAA.
2. The project must be reasonable, justified, necessary, and eligible for federal participation.
3. Each major work item must be on a separate, signed and dated ACIP data sheet and include adequate justification and detailed cost estimate.
4. FAA must have made an environmental determination on the proposed project.
5. Land - In order to be considered for funding for land reimbursement, the land must be acquired or a purchase agreement must be negotiated.
6. The sponsor must have available the necessary matching share (10 percent). The FAA considers the first two years of the CIP as work the sponsor is committed to accomplishing should funding become available. To assure that the limited AIP funds are used during the fiscal year obligated, the FAA has adopted the policy that grants must be based upon bids and the grant application based on bid must be submitted by May 1 of the year programmed.
7. You must agree to abide by the grant assurances required for airport funding. The electronic format of the grant assurances is available at:
http://www.faa.gov/airports/aip/grant_assurances/media/airport_sponsor_assurances.pdf
8. For airports with an AIP project approved after January 1, 1995, for pavement replacement or new pavement, the sponsor is required to implement a pavement maintenance program to ensure the pavement is properly maintained at the airport. Failure to have such a plan could impact future consideration for AIP funds. The plans are typically completed by NDA (Dave Lehnert, dave.lehnert@nebraska.gov). Questions for the FAA can be directed to:

Dan Wilson, P.E.
FAA Airports Division, ACE-621F
901 Locust, Room 364
Kansas City, MO 64106-2325

9. Before eligibility for funding revenue-producing facilities (i.e. fueling facilities and hangars) can be approved, a sponsor must submit, to the FAA, justification for the project and a statement that airside development needs are met or a financial plan that shows how airside needs over the next 3 years will be met. Note that the Central Region policy states that if the airport sponsor is planning to fund a project in the next three years using state apportionment or discretionary funds, any revenue-producing facilities are ineligible.

FEDERAL AVIATION ADMINISTRATION

CAPITAL IMPROVEMENT PROGRAM (CIP)

AIRPORTS DIVISION – CENTRAL REGION

CIP DATA SHEET INSTRUCTIONS

1. The AIP project types are those in FAA Order 5100.38, AIP Handbook, Appendices D through T, which identifies factors to consider for justification, eligibility, and the required usable unit of work/outcome.
2. Select the desired FFY that you desire the project. (*Example: FY19 is October 1st, 2018, to September 30th, 2019.*)
3. Provide the estimate of total cost (engineering, administrative, legal, appraisal costs, etc.) and breakout of federal, state, and local shares. Attach a detailed cost estimate showing unit costs; aggregate in square yards (S.Y.), concrete paving in square yards (S.Y.) and asphaltic paving in tons. Separate the costs for land acquired in fee and land acquired in easement. NOTE: Cost estimates cannot include an amount for contingencies.
4. Provide a detailed scope of the project and justification. Attach a sketch that clearly identifies the scope of the project. This information is required to determine if the project has been properly planned and is ready for funding assistance. Failure to provide and/or verify this information in this section will result in follow-up correspondence and revisions to the Data Sheet.
 - Justification - Describe the need, objectives, method of accomplishment, and the benefit expected to be obtained from the assistance. For some projects, the FAA must determine if a project is justified based on the applicable critical aircraft for the project. Reference paragraph 3-12 in FAA Order 5100.38, AIP Handbook, and Advisory Circular (AC) 150/5000-17, Critical Aircraft and Regular Use Determination.
 - Is the proposed development project on your approved Airport Layout Plan (ALP)? Proposed projects, with the exception of planning and equipment acquisition, are to be shown on the approved Airport Layout Plan (ALP).
 - All AIP funded projects must have a NEPA (environmental) determination from the FAA before a project can commence. If you have received a determination, please identify. If not, please continue working with your State Airport Planner and our Environmental Specialist.
 - Proposed pavements projects:
 - Identify most recent PCI score and date. If more than one type of pavement segment (runway, taxiway, apron) is part of the project, identify the PCI score and date of each pavement segment.
 - Include existing and proposed dimensioning (length, width, square footage, square yards, etc.).
 - Apron expansion/reconstruction - Include calculations based on Appendix 5 of AC 150/5300-13, Airport Design, showing justification for the size of apron needed. Central Region has prepared an apron sizing worksheet to assist with sizing aprons. Please request this worksheet from your State Airport Planner to complete and attach to your Data Sheet.
 - Verification of clear approach and departure surfaces in accordance with AC 150/5300-13, Airport Design, and FAA Order 8260.3, The United States Standard for Terminal Instruments Procedures (TERPS). If these surfaces are not clear, you will need to coordinate with your State Airport Planner to begin the planning process to mitigate obstacles. The sponsor must demonstrate that a plan has been developed before a grant can be issued.
 - Will the proposed project impact a FAA owned facility/equipment? If so, please identify the equipment. A FAA reimbursable agreement with the Air Traffic Organization (ATO), Central Service Area, NAS Planning and Integration Office will be required as part of the proposed project.
 - Proposed snow removal equipment (SRE) acquisition – Include an inventory of the airport’s existing airport SRE and sizing calculations based on AC 150/5200-30, Airport Winter Safety and Operations, and AC 150/5220-20, Airport Snow and Ice Control Equipment. Central Region has prepared a SRE inventory and sizing worksheet to assist with these calculations. Please request this worksheet from your State Airport Planner to complete and attach to the Data Sheet.
 - Verify that the useful life of a facility, equipment, or pavement being rehabilitated, reconstructed, or replaced has been met (or prior to) grant issuance. Reference paragraph 3-13 and Table 3-8 in FAA Order 5100.38, AIP Handbook.
 - If the proposed project will involve the disposal of AIP funded equipment, reference the criteria for that effort in Table 5-39 of FAA Order 5100.38, AIP Handbook.
 - Revenue producing projects (fuel systems, hangars) - At minimum, provide the date of the submitted statement/letter that demonstrates all airside needs have been met, that runway approach/departure surfaces are clear of obstructions, and that any airside need within the next three years will be accommodated through local or nonprimary entitlement funds.
 - The sponsor must own all land upon which AIP funds will be expended for development. If the sponsor does not control the land (i.e. fee simple or easement) the project cannot commence. Verify that your required Exhibit ‘A’ Property Map reflects current conditions.

FEDERAL AVIATION ADMINISTRATION

CIP DATA SHEET

CAPITAL IMPROVEMENT PROGRAM (CIP)
AIRPORTS DIVISION - CENTRAL REGION

SEE INSTRUCTIONS TO COMPLETE THIS INFORMATION

Airport Name, LOCID, City, State:	Click here to enter text.		
AIP Project Type:	Click here to enter text		
Local Priority:	Select Local Priority	Federal Share:	\$ Click here to enter text.
FFY Requested:	Click here to enter text	State Share:	\$Click here to enter text.
Provide Detailed Project Scope and Justification Below. You must attach a sketch/drawing that clearly identifies the scope of the project.	Local Share:		\$Click here to enter text.
	Total Project Cost:		\$ Click here to enter text.

Click here to enter text.

SPONSOR SIGNATURE BLOCK

Signature:		Date:	Click here to enter a date.
Printed Name:	Click here to enter text.	Title:	Click here to enter text.
Phone Number:	Click here to enter text.	Email:	Click here to enter text.

Capital Improvement ProgramWAYNE MUNICIPAL AIRPORT
WAYNE

Year	Description	Total Cost	Federal	State	Local
Phase I					
2019	Prelim design & environmental services for taxiway	\$125,000	\$112,500	\$0	\$12,500
2020	Pave 18/36 Parallel Taxiway North from 5/23	\$945,411	\$850,870	\$0	\$94,541
2021	REIL runway 23	\$20,000	\$18,000	\$0	\$2,000
2021	Light Parallel Taxiway north from 5/23	\$143,100	\$128,790	\$0	\$14,310
Phase I Subtotal		\$1,233,511	\$1,110,160	\$0	\$123,351
Phase II					
2023	Update ALP	\$150,000	\$135,000	\$0	\$15,000
2024	Construct/Expand Hangars (8 stalls)	\$850,000	\$600,000	\$0	\$250,000
Phase II Subtotal		\$1,000,000	\$735,000	\$0	\$265,000
Phase III					
2029	Crack & joint sealing with marking	\$250,000	\$225,000	\$0	\$25,000
2030	Expand apron	\$280,800	\$252,720	\$0	\$28,080
2034	Replace runway 5/23 lights	\$87,500	\$78,750	\$0	\$8,750
2034	Replace Runway 18/36 lights	\$210,000	\$189,000	\$0	\$21,000
Phase III Subtotal		\$828,300	\$745,470	\$0	\$82,830
Total Development Costs		\$3,061,811	\$2,590,630	\$0	\$471,181
Not Funded					
2025	Fee Simple land for MALS (300-3/4)	\$36,000			
2025	Easement Land for RPZ (300-3/4)	\$13,800			
2025	Construct MALS (300-3/4)	\$200,000			
Not Funded Subtotal					

2023 Jet Fuel

2033 Land Acquisition

2034 Expansion / lengthening of runway 18/36

Potential Federal Funds Available Non-Primary Entitlement

Airport: **Wayne Municipal Airport**
Wayne, Nebraska

Federal Fiscal Year	Entitlement Funds
2015	\$0
2016	\$0
2017	\$0
2018	\$150,000

Potential Funds Available in 2018: **\$150,000**

Note:

- All entitlement funds are subject to appropriation by Congress.
- Any remaining FY2015 funds will expire the end of the fiscal year.

Nebraska Department of Aeronautics
Airport Officials List

Printed 11/7/2017

WAYNE MUNICIPAL AIRPORT

WAYNE

Airport Sponsor

WAYNE AIRPORT AUTHORITY

Official Contact Person:

~~Jerome Conradt, Chairman~~
PO BOX 8
WAYNE NE 68787-0008

Phone: 402-375-1733

Fax: 402-375-4712

E-mail: ~~nancy@cityofwayne.org~~ *bporter@cityofwayne.org*

Airport Authority Members:

Daytime Phone:

Member	Rod Tompkins	402-369-2512
Chair	Jerome Conradt	402-833-1777
Member	Tom Schmitz	402-375-0412
Attorney	Kyle Dahl	402-833-1529
Vice Chair	Carl Rump	402-375-1276
Secretary	Dave Ley	402-369-1158

Meeting Date and Time: 2nd Monday of month, 7:00 PM

Airport's Attorney: Kyle Dahl 402-833-1529

Airport Manager: Becker Flying Service, Inc.
Phone: 402-254-7316
Fax: 402-254-7116
E-mail: beckeraircraft@hartel.net

Please make corrections, sign and return this form to:

Nebraska Department of Aeronautics
P.O. Box 82088
Lincoln, NE 68501-2088

Completed by:

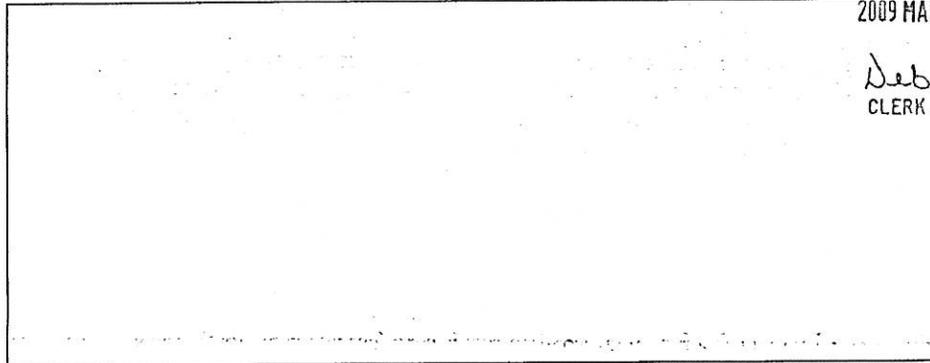
Signature

Date

For Official Use Only

2009 MAR -3 PM 3:16

Debra Finn
CLERK / ROD / ELECTION



**AVIGATION AND HAZARD EASEMENT
TRACT 33**

WHEREAS, Restful Knights, Inc., a Nebraska Corporation, hereinafter called the Grantor, is the owner in fee of that certain parcel of land situated in the County of Wayne, State of Nebraska, more particularly described as follows:

A tract of land located in the Southwest Quarter of Section 8, Township 26 North, Range 4 East of the 6th P.M., Wayne County, Nebraska, being more particularly described as follows: Commencing at the Southeast Corner of said Southwest Quarter; thence on the East line of said Southwest Quarter, North 02 degrees 28 minutes 06 seconds West (assumed bearing), 808.24 feet; thence South 87 degrees 31 minutes 54 seconds West 75.87 feet to the point of beginning; thence South 56 degrees 20 minutes 21 seconds West, 537.06 feet; thence North 28 degrees 51 minutes 05 seconds East, 529.32 feet; thence North 52 degrees 03 minutes 00 seconds East, 110.37 feet; thence South 05 degrees 23 minutes 49 seconds East, 34.21 feet; thence South 26 degrees 50 minutes 06 seconds East, 102.08 feet; thence South 32 degrees 28 minutes 10 seconds East, 52.09 feet; thence South 32 degrees 03 minutes 08 seconds East, 52.34 feet; thence South 01 degrees 20 minutes 11 seconds West, 20.38 feet to the point of beginning, containing 1.80 acres more or less,

hereinafter called "Grantor's property", and outlined on the attached map (Exhibit 1);

NOW, THEREFORE, in consideration of the sum of two thousand five hundred dollars (\$2,500.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Grantor, for itself, successors and assigns, do hereby grant, bargain, sell, and convey unto City of Wayne, Wayne Municipal Airport, hereinafter called the Grantee, its successors and assigns, for the use and benefit of the public, an easement and right of way, appurtenant to Wayne Municipal Airport for the unobstructed use and passage of all types of aircraft (as hereinafter defined), in and through the airspace above Grantor's property at any altitude or height above the surface of the land.

Said easement shall be appurtenant to and for the benefit of the real property now known as Wayne Municipal Airport including any additions thereto wherever located, hereafter made by Grantee or its successors and assigns, guests, and invitees, including any and all persons, firms, or corporations operating aircraft to or from the airport.

Said easement and burden, together with all things which may be alleged to be incident to or resulting from the use and enjoyment of said easement, including, but not limited to the right to cause in all airspace above or in the vicinity of the surface of Grantor's property such noise, vibrations, fumes, deposits of dust or other particulate matter, fuel particles (which are incidental to the normal operation of said aircraft), fear, interference with sleep and communication and any and all other effects that may be alleged to be incident to or caused by the operation of aircraft over or in the vicinity of Grantor's property or in landing at or taking off from, or operating at or on said Wayne Municipal Airport is hereby granted; and Grantor does hereby fully waive, remise, and release any right or cause of action which she may now have or which she may have in the future against Grantee, its successor and assigns, due to such noise, vibrations, fumes, dust, fuel particles and all other effects that may be caused or may have been caused by the

operation of aircraft landing at, or taking off from, or operating at or on said Wayne Municipal Airport.

As used herein, the term "aircraft" shall mean any and all types of aircraft, whether now in existence or hereafter manufactured and developed, to include, but not limited to, jet aircraft, propeller driven aircraft, civil aircraft, military aircraft, commercial aircraft, helicopters and all types of aircraft or vehicles now in existence or hereafter developed, regardless of existing or future noise levels, for the purpose of transporting persons or property through the air, by whoever owned or operated.

The easement and right-of-way hereby grants to the Grantee the continuing right to prevent the erection or growth upon Grantor's property of any building, structure, tree, or other object, and to remove these from said easement, or at the sole option of the Grantee, as an alternative, to mark and light as obstructions to air navigation, any such building, structure, tree or other objects now upon, or which in the future may be upon Grantor's property, together with the right of ingress to, egress from, and passage over Grantors' property for the above purpose.

The Grantor, for herself, her heirs, administrators, executors, successors, and assigns, does hereby agree that for and during the life of said aviation easement, she will not hereafter erect, permit the erection or growth of, or permit or suffer to remain upon Grantor's property any structure in the property described above; Provided, that the Grantor reserves unto herself, her heirs, successor and assigns the right to use said land for agricultural purposes and to bring farm machinery, equipment and personnel on the land temporarily as necessary to carry on agricultural pursuits. The Grantor, for herself, her heirs, administrators, executors, successors, and assigns, further agree she will not permit said land to be used as a place of public assembly, or in such a manner as might attract or bring together an assembly of persons thereon.

AND for the consideration hereinabove set forth, the Grantor, for herself, her heirs, administrators, executors, successors, and assigns, does hereby agree that for and during the life of said easement and right of way, she will not hereafter erect, permit the erection or growth of, or permit or suffer to remain upon Grantor's property any building, structure, tree or other object, and that she shall not hereafter use or permit or suffer the use of Grantor's property in such a manner as to create electrical interference with radio communication between any installation upon-said-airport and aircraft, or as to make it difficult for flyers to distinguish between airport lights and others, or to permit any use of the Grantor's land that causes a discharge of fumes, dust or smoke so as to impair visibility in the vicinity of the airport or as otherwise to endanger the landing, taking off or maneuvering of aircraft. Grantor furthermore waives all damages and claims for damages caused by the removal or elimination of such objects or activities.

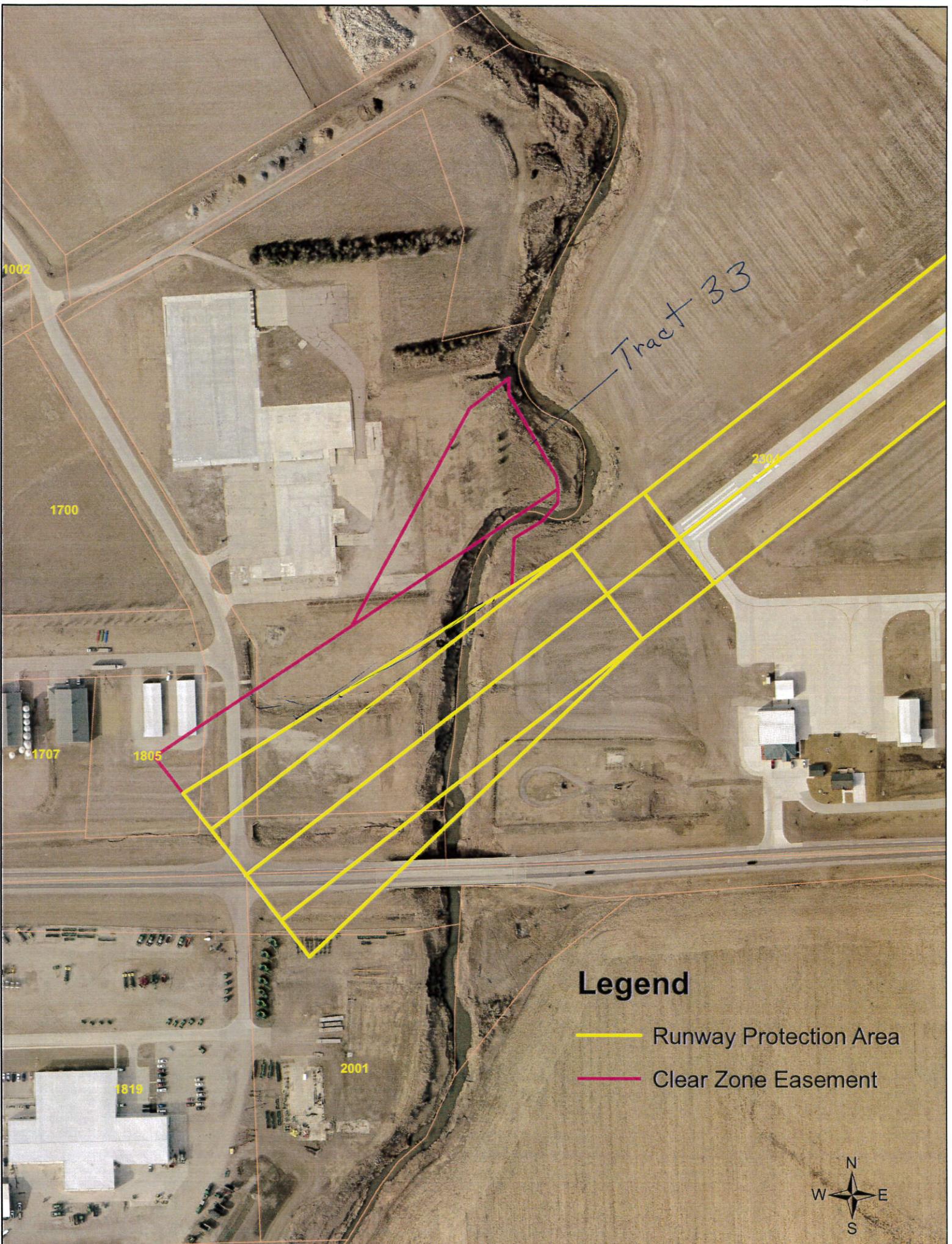
TO HAVE AND TO HOLD said easement and right of way, and all rights appertaining thereto unto the Grantee, its successors, and assigns, until said Wayne Municipal Airport shall be abandoned and shall cease to be used for public airport purposes.

It being understood and agreed that the aforesaid covenants and agreements shall run with the land and shall be binding upon the heirs, administrators, executors, successors and assigns of the Grantor until said Wayne Municipal Airport shall be abandoned and cease to be used for public airport purposes.

IN WITNESS WHEREOF, the Grantor has hereunto set their hands and seals this 16th day of February, 2009.

Restful Knights, Inc., a Nebraska Corporation,
Grantor


Eric Moen, President of Restful Knights, Inc.



Tract 33

Legend

- Runway Protection Area
- Clear Zone Easement



Beth Porter - Fwd: tower letter dated 11/22/17

From: Nancy Braden
To: Beth Porter
Date: 1/4/2018 1:11 PM
Subject: Fwd: tower letter dated 11/22/17

Nancy L. Braden

Finance Director, City of Wayne
306 Pearl, PO Box 8, Wayne, NE 68787
phone [402-375-1733](tel:402-375-1733); fax [402-375-4712](tel:402-375-4712)
www.waynene.org

>>> On 12/13/2017 at 4:40 PM, in message <5A4E27D0.F3F6.0043.0@cityofwayne.org>, Nancy Braden <nancy@cityofwayne.org> wrote:
Dear Kandi;

We received a telephone call from the FAA regarding your letter dated 11/22/17 informing us that our minimums will change drastically for runway 36.

We have contacted Northeast Power the applicant on the FAA applicaion and they have told us that they received a letter from the FAA regarding their tower. They told us that this tower has been at this location and this height since the 1950's.

Our question is why all of a sudden are our minimums going to change because of an existing tower.

Regards

Nancy L. Braden

Finance Director, City of Wayne
306 Pearl, PO Box 8, Wayne, NE 68787
phone [402-375-1733](tel:402-375-1733); fax [402-375-4712](tel:402-375-4712)
www.waynene.org

Nancy Braden - Re: Airport land

From: Jason Heithold <JHeithold@hotmail.com>
To: Nancy Braden <nancy@cityofwayne.org>
Date: 12/29/2017 1:14 PM
Subject: Re: Airport land

After looking at the construction maps, I suppose the calculations say 14 acres or whatever, but I am not ok with that number. there will be more acres that won't be farmable I am sure due to strips along edges of haul routes/ etc. also the haul routes and staging areas are out in the middle of different field patches and ease of haying around everything is going to be a nightmare.

From: Curtis Christianson <cchristianson@olssonassociates.com>
Sent: Friday, December 29, 2017 12:54:56 PM
To: Jason Heithold
Cc: Nancy Braden (nancy@cityofwayne.org); Beth Porter
Subject: RE: Airport land

Jason,

Attached are some plan sheets showing the areas of work for the upcoming project.

Also, please note that the double headed arrows are where the equipment are to travel to complete the project, i.e.. haul routes. These would be areas to not place your fertilizer.

If you have any questions, please feel free to give me a call.

Thank you.

Curtis Christianson, PE | Airports | Olsson Associates
601 P Street | Lincoln, NE 68508 | cchristianson@olssonassociates.com
TEL [402.474.6311](tel:402.474.6311) | DIR [402.458.5989](tel:402.458.5989) | CELL [402.560.7567](tel:402.560.7567) | FAX [402.474.5063](tel:402.474.5063)

 Description: Description: 1-Olsson-Color-Logo

 Please consider the environment before printing this e-mail.

From: Jason Heithold [jheithold@hotmail.com]
Sent: Friday, December 29, 2017 10:48 AM
To: Curtis Christianson <cchristianson@olssonassociates.com>
Subject: Re: Airport land

can you email me a map showing the construction/haul routes and staging area so I know what area not to waste fertilizer on.

Thanks,

Jason

From: Curtis Christianson <cchristianson@olssonassociates.com>
Sent: Friday, December 29, 2017 10:05:38 AM
To: Nancy Braden; Beth Porter; jheithold@hotmail.com; Diane Hofer
Subject: RE: Airport land

Nancy/Beth,

I apologize for not getting this to you sooner!

DURING CONSTRUCTION

Haul Routes (Figured at 20 feet wide) = 2.58 ACRES (Note this included the contractors staging and storage areas shown on the plans)

Work Areas for proposed grading and pavement = 11.49 ACRES

TOTAL ACRES OF LOST FARM GROUND = 14.07 ACRES

This will be the proposed loss for next year during construction (14.07 acres).

AFTER CONSTRUCTION

West of Taxiway 'B' (Figured to the limits of grading) = 6.18 ACRES

South of Taxiway 'C' (Figured to the limits of grading) = 3.09 ACRES

TOTAL ACRES OF LOST FARM GROUND = 9.27 ACRES

This quantity after construction (9.27 acres)

I think that after the construction, we can look at the area the airport thinks would be acceptable to be farmed and recalculate the farmland going forward after construction and see if it varies from what we have calculated. It may increase based on what the airport/farmer thinks can be farmed

Beth,

Going forward, I will try and be better at getting the information to you sooner, but if there is anything that you need do not hesitate to send me an email or call me to ask for it again.

Thank you and I apologize again for the delay in this.

Thank you.

Curtis Christianson, PE | Airports | Olsson Associates
601 P Street | Lincoln, NE 68508 | cchristianson@olssonassociates.com
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 Description: Description: 1-Olsson-Color-Logo

 Please consider the environment before printing this e-mail.

From: Nancy Braden [<mailto:nancy@cityofwayne.org>]
Sent: Friday, December 29, 2017 9:13 AM
To: Beth Porter <bporter@cityofwayne.org>; jheithold@hotmail.com; Diane Hofer <dhofer@olssonassociates.com>; Curtis Christianson <cchristianson@olssonassociates.com>
Subject: Fwd: Airport land

Diane;
I had asked Curt about this. I don't know if he had a chance to get to it before his surgery.

Jason;
Beth porter is taking my place so you can continue sending checks to the City offices.

Hope you all had a great Christmas and a Happy New Year.

Nancy.

Sent from my iPhone

Begin forwarded message:

From: "Jason Heithold" <JHeithold@hotmail.com>
Date: December 29, 2017 at 9:04:49 AM CST
To: "Nancy Braden" <nancy@cityofwayne.org>
Subject: Airport land

Nancy,

Just wondering if you were able to determine how many acres of land will be lost to construction at the airport. Would like to get that all taken care of before you retire if possible. Do I continue to send rent checks to your office or do I need to send them to someone on the board?

Thanks,

Jason Heithold