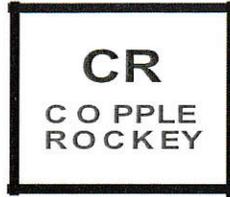


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January 13, 2016

VIA ELECTRONIC MAIL

Ms. Amy K. Miller
Attorney at Law
P.O. Box 33
Wayne, NE 68787

Re: *City of Wayne - Phase II Trail System Project*
Our File No. 615231

Dear Amy:

At the recent city counsel meeting it was evident that a significant number of residents are opposed to the trail development through Westwood and Sherman Road. Regarding the trail location, and the residents our firm represents support the trail ending at the Community Center.

As follow up from the meeting, the following issues arise, that I would respectfully request a written answer or response to:

- A. Is there a way for the trail to end at the Community Center after crossing Highway 35 from the north?
If the trail is connected to the CAC and crosses the highway to the north it must connect to Wayne State College.
- B. Does the cross over of Highway 35 need to be an underpass or can there be a pedestrian crossing or traffic light?
NDOR conducted a traffic study and that is what led to the underpass. They refused our request for a traffic light.
- C. Is the option of a route for the trail through the fairgrounds, up to the intersection near Bomgaars with a pedestrian crossing and then constructing the trail on the north side of Highway 35 east? This route would cross the new development and cemetery before coming back under or across Highway 35 to the Community Center an option (see attached visual aid)? **No. See answer to A.**

- D. Is there written documentation that states or provides that the trail cannot stop at the park across from the Rec Center? **Yes.**
- E. Is there written documentation that states or provides that the underpass and trail have to end at the college? **Yes.**
- F. What is the break down of the projected cost for the proposals?
We have asked the engineer to provide this information before the council meeting next week.
- G. Is there documentation that provides or states that the City of Wayne would be required to pay back funds, and if so documentation as to the amount of any required funds to be paid back or refunded? **Yes.**

Please provide me with your response and documentation to the above questions by Friday, January 15, 2016. Thank you. I look forward to hearing from you.

Respectfully,



Wesley J. Van Ert

WJV/mjr

cc: Mr. and Mrs. Ron Carnes via email