

A Copy of the "Open Meetings Act" Has Been Posted on the Bulletin Board on the East Side in the Council Chambers.

**LYONS CITY COUNCIL**  
**AGENDA**  
**Tuesday, June 7, 2022 – 5:30 P.M.**

The City Council reserves the right to go into Executive Session at any time as deemed appropriate and in accordance with State Statute.

**I. ROUTINE BUSINESS**

1. Meeting called to order.

**II. PUBLIC HEARING**

1. None.

**III. CONSENT AGENDA**

**Recommended Action: *Approval of Consent Agenda***

NOTE: All items are automatically approved when the Consent Agenda is approved unless moved to the Regular Agenda by the request of any single Council member.

1. Dispense with reading of minutes of meetings held May 3, 2022.
2. Claims as presented except claims of KB's Mini Mart, CNA Auto, and Steiny's General Store.
3. Treasurer report.
4. RESOLUTION 2022-4: A RESOLUTION TO PROVIDE FOR A COORDINATED RESPONSE TO A DISASTER OR EMERGENCY IN BURT COUNTY, THE CITY OF LYONS AND OTHER CITIES AND VILLAGES IN BURT COUNTY, THE LYONS CITY COUNCIL DEEMS IT ADVISABLE AND IN THE BEST INTERESTS OF THE COMMUNITY AND THE COUNTY TO APPROVE THE BURT COUNTY LOCAL EMERGENCY OPERATIONS PLAN was adopted and signed.  
ORDINANCE 750: AN ORDINANCE TO ADOPT THE AMENDED BUDGET STATEMENT TO BE TERMED THE AMENDED 2021-2022 APPROPRIATION BILL; TO AMEND SUMS FOR NECESSARY REVENUES AND EXPENSES IN FISCAL YEAR 2021-2022; TO PROVIDE FOR AN EFFECTIVE DATE was adopted and signed.  
ORDINANCE 751: AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, RELATING TO MUNICIPAL AND APPOINTED OFFICIALS, AND EMPLOYEES OF THE CITY; PROVIDING A MINIMUM AND MAXIMUM COMPENSATION RANGE SCHEDULE FOR EACH; REPEALING ALL PREVIOUS ORDINANCES, AMENDMENTS, AND SECTIONS IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE was adopted and signed.

Motion and second to approve the Consent Agenda/Tabulation of Vote.

**IV. REGULAR AGENDA / NEW BUSINESS**

**Consideration and Action:**

1. Mayor Fuston recommends the appointment of Whitney Anderson as City Clerk/Treasurer for June 7 through December 31, 2022.  
Approve/not approve said appointment above:
  - a. Motion and second from Council members
  - b. Tabulation of vote
2. Ric Ortmeier and Associates – Discuss financial service options
3. Consider to approve/not approve the contract for financial services with Ric Ortmeier and Associates.
  - a. Motion and second from Council Members.
  - b. Tabulation of votes.
4. Nate Wing of Olsson - Update on Water Treatment Plant Project.
  - a. Consider to approve/not approve change order #3 on WesTech Engineering, Inc. for a decrease of \$43,651 on the temporary water treatment contract.
    - i. Motion and second from Council members
    - ii. Tabulation of vote

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5. Consider to approve Payment #4 of \$32,951.80 to Wes Tech Engineering for final payment on the filter equipment for the water treatment plant project.
  - a. Approve/not approve.
  - b. Tabulation of votes.
6. Consider to approve Payment #5 of \$95,464.00 to WesTech Engineering for final payment on the temporary water treatment system for the water treatment plant project.
  - a. Approve/not approve.
  - b. Tabulation of votes.
7. Authorize Drawdown #8 of CDBG funds in the total amount of \$15,030.00; \$1,350.00 of this amount to NENEDD for Administration and Construction Management fees.
  - a. Motion and second from Council Members.
  - b. Tabulation of votes.
8. Authorize Drawdown #9 of CDBG funds in the total amount of \$80,186.46 to the City of Lyons on the Water Treatment Plant project.
  - a. Motion and second from Council Members.
  - b. Tabulation of votes.
9. Penny Murphy of Farm and Home Insurance – Presentation of EMC dividend check
10. Sharon Kenaston
  - a. Update from the fire
  - b. Donation to the City park for improvements
11. Harvetta and Dale Olson – Discuss neighbors privacy fence
12. Mark and DeAnne Kempcke - Discuss building permit from 2018 privacy fence
13. Shalena Findlay - Discuss the Volunteer Fire Department recognition event on June 24<sup>th</sup>.
14. Consider to approve/not approve closing South 4<sup>th</sup> St. between Main St. and State St. from 12:00 Noon – 11:00 PM, June 24<sup>th</sup> for the Volunteer Fire Department recognition event.
  - a. Motion and second from Council Members.
  - b. Tabulation of votes.
15. Consider Resolution No 2022-05: Resolution to Amend Designating Bank for Deposits and Authorizing Signers for Necessary or Appropriate Bank Transactions for All City of Lyons Accounts per the Bank Corporate Authorization Resolution. (includes bank account for the Water Treatment Plant Project)
  - a. Motion and second by Council members.
  - b. Tabulation of votes.
16. Report by Police Chief Brenda Anderson.
17. Library & Grant reports by Mike Heavrin.
18. Utilities report.
  - a. Spring cleanup
  - b. New Employee
  - c. New backhoe
  - d. Swimming Pool
  - e. Park Road
  - f. Community Center's refrigerator
  - g. John Deere Tractor
  - h. Roof and fence damage
19. Consider to approve/not approve the hiring of a new utility maintenance employee.
  - a. Motion and second from Council Members.
  - b. Tabulation of votes

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20. Consider to approve/not approve closing Main St. from 2<sup>nd</sup>-3<sup>rd</sup> St. and 3<sup>rd</sup> Street from Main St - State St. from 8:00 AM – 4:00 PM, July 4<sup>th</sup> for the Car Show.
  - a. Motion and second from Council Members.
  - b. Tabulation of votes
21. Clerk's Report.
  - a. Income Statements.
  - b. Budget Reports.
  - c. Clerk's request to attend the League's Accounting and Finance Conference in Kearney, NE June 15-17, 2022.
  - d. The household hazardous waste that the City agreed to hold is scheduled for October 8, 2022, either from 9 to 11 AM or 1 to 3 PM that day. We will know more later.
22. Consider to approve the recommendation of a building permit from Judy Wyland for a new 12'x18' patio open cover at 730 Logan Ave.
  - a. Motion to approve.
  - b. Tabulation of votes.
23. Consider to approve the recommendation of a lot split located in the Northwest ¼ of the Northeast ¼ of section 25, township 23 North, Range 8 East of the 6<sup>th</sup> P.M. Burt County, Nebraska
  - a. Motion to approve.
  - b. Tabulation of votes.
24. Consider to approve the recommendation of a building permit from Nikki Greve for a new house at 410 N 7<sup>th</sup> St.
  - a. Motion to approve.
  - b. Tabulation of votes.
25. Consider to approve the recommendation of a building permit from Clyde & Lori Marr for a new fence at 305 N 6<sup>th</sup> St.
  - a. Motion to approve
  - b. Tabulation of votes
26. Consider to approve/not approve payment of \$233.84 to CNA Automotive Services.
  - a. Motion and second from Council Members.
  - b. Tabulation of votes.
27. Consider to approve/not approve payment of \$998.71 to KB's Mini Mart.
  - a. Motion and second from Council Members.
  - b. Tabulation of votes.
28. Consider to approve/not approve payment of \$1,051.88 to Steiny's General Store.
  - a. Motion and second from Council Members.
  - b. Tabulation of votes.
29. Executive Session - Discuss Employee Personnel
30. Motion and second by Council members to adjourn the meeting.
  - a. Tabulation of vote.