

LYONS
CITY COUNCIL MEETING
AGENDA
Tuesday, May 21, 2024 – 5:30 P.M.

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

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

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 meeting held April 26, 2024.
2. Dispense with reading of minutes of meeting held May 14, 2024.
3. Claims as presented except claims of KB's Mini Mart and Steiny's General Store.

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

IV. REGULAR AGENDA / NEW BUSINESS

Consideration and Action:

1. Consider to adopt **ORDINANCE NO. 766 - AN ORDINANCE ENACTING A CODE OF ORDINANCES FOR THE CITY OF LYONS, NEBRASKA, AND REVISING, AMENDING, RESTATING, CODIFYING AND COMPILING CERTAIN EXISTING GENERAL ORDINANCES OF THE CITY DEALING WITH SUBJECTS EMBRACED IN SUCH CODE OF ORDINANCES; PROVIDING FOR THE PUBLICATION OF SAID CODE IN BOOK FORM.**
 - a. Consider to Suspend the Statutory Rule requiring reading on three different days.
 - b. Tabulation of votes.
 - c. Final Passage and adoption of **Ordinance No. 766** and published in pamphlet form.
 - d. Tabulation of votes.

2. Consider to adopt **ORDINANCE NO. 767 - AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, TO ADOPT AND IMPOSE A LOCAL SALES AND USE TAX OF AN ADDITIONAL ONE-HALF PERCENT (0.5%) (FROM 1.5% TO 2%) UPON THE SAME TRANSACTIONS WITHIN THE CORPORATE LIMITS OF THE CITY OF LYONS, NEBRASKA, THAT ARE SOURCED UNDER THE PROVISIONS OF THE NEBRASKA REVENUE ACT OF 1967, AS AMENDED, ON WHICH THE STATE OF NEBRASKA IS AUTHORIZED TO IMPOSE SUCH A TAX, ALL PURSUANT TO THE LOCAL OPTION REVENUE ACT, TO FUND THE VOTER-APPROVED LYONS ECONOMIC DEVELOPMENT PLAN; TO PROVIDE FOR THE ADMINISTRATION, ASSESSMENT, COLLECTION, CLAIMS, REMEDIES, PENALTIES, AND DISPOSITION OF SUCH SALES AND USE TAX; TO REPEAL ALL CONFLICTING ORDINANCES AND SECTIONS; TO PROVIDE AN EFFECTIVE DATE OF THIS ORDINANCE; PROVIDING FOR THE PUBLICATION OF SAID ORDINANCE IN PAMPHLET FORM.**
 - a. Consider to Suspend the Statutory Rule requiring reading on three different days.
 - b. Tabulation of votes.

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- c. Final Passage and adoption of **Ordinance No. 767** and published in pamphlet form.
 - d. Tabulation of votes.

- 3. Consider to adopt **ORDINANCE NO. 768 - AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, TO ESTABLISH THE LYONS ECONOMIC DEVELOPMENT PLAN, AS APPROVED BY THE MAJORITY OF THE ELECTORS OF THE CITY AT THE STATEWIDE PRIMARY ELECTION HELD MAY 14, 2024; TO REPEAL ALL CONFLICTING ORDINANCES AND SECTIONS; TO PROVIDE AN EFFECTIVE DATE; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.**
 - a. a. Consider to Suspend the Statutory Rule requiring reading on three different days.
 - b. Tabulation of votes.
 - c. Final Passage and adoption of **Ordinance No. 768** and published in pamphlet form.
 - d. Tabulation of votes.

- 4. Consider to adopt **ORDINANCE NO. 769 - AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, APPROVING AN AGREEMENT BETWEEN CITY AND JAY MADDOX THAT AUTHORIZES MADDOX, AS CITY'S BUILDING CONDEMNATION CONSULTANT, TO PERFORM ALL SERVICES AND DUTIES NECESSARY AND PROPER TO DETERMINE WHETHER ANY BUILDING OR STRUCTURE WITHIN THE CITY'S JURISDICTION IS DANGEROUS, UNSAFE, OR OTHERWISE A NUISANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; TO PROVIDE AN EFFECTIVE DATE; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.**
 - a. a. Consider to Suspend the Statutory Rule requiring reading on three different days.
 - b. Tabulation of votes.
 - c. Final Passage and adoption of **Ordinance No. 769** and published in pamphlet form.
 - d. Tabulation of votes.

- 5. Consider to adopt **ORDINANCE NO. 770 - AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, TO AMEND CHAPTER 156: FLOODPLAIN MANAGEMENT OF THE LYONS MUNICIPAL CODE, FOR THE CITY OF LYONS, COUNTY OF BURT STATE OF NEBRASKA; REPEALING ALL PREVIOUS ORDINANCES, AMENDMENTS, AND SECTIONS IN CONFLICT HERewith; PROVIDING AN EFFECTIVE DATE**
 - a. a. Consider to Suspend the Statutory Rule requiring reading on three different days.
 - b. Tabulation of votes.
 - c. Final Passage and adoption of **Ordinance No. 770** and published in pamphlet form.
 - d. Tabulation of votes.

- 6. Consider to adopt **RESOLUTION NO. 2024-06 – Personnel Manual Update.**
 - a. Motion and second from Council Members.
 - b. Tabulation of votes.

- 7. Authorize Drawdown #11 of CDBG funds in the amount of \$3,985 to NENEDD for Administration and Construction Management fees for Water Treatment Plant Project.
 - a. Motion and second from Council Members.
 - b. Tabulation of votes.

- 8. Mayor Brink – Sign Final Financial Report for Community Development Block Grant #19WW005 (Water Treatment Plant Project)

- 9. Burt County Emergency Manager – Jason Redding-Geu

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10. JEO – Downtown Revitalization Plan Update
11. Discuss Park Project
 - a. Consider to approve/not approve JEO Park Project Agreement.
 - i. Motion and second from Council Members.
 - ii. Tabulation of votes.
12. Consider to approve/not approve JEO agreement for GIS zone mapping.
 - a. Motion and second from Council Members.
 - b. Tabulation of votes.
13. Consider to approve/not approve St. Johns Lutheran Church's request to block off 4th st from Main St. to State St. on Sunday June 9th, 2024 during the hours of their celebration.
 - a. Motion and second from Council Members.
 - b. Tabulation of votes.
14. Consider to approve/not approve the building permit for Dale Yarges for a 629 sq ft concrete patio.
 - a. Motion and second from Council Members.
 - b. Tabulation of votes.
15. Consider to approve Mayor Brink's recommendation of appointing Lexi Vertin to replace Rebecca Palmer as an alternate on Board of Adjustments with a term expiration of 1/1/2026.
 - a. Motion and second from Council Members.
 - b. Tabulation of votes.
16. Police Dept. Report by Chief Svendsen
17. Library & Grant reports by Mike Heavrin.
18. Utility report by Terry Ueding
 - a. Park Benches
 - b. Pool
 - c. Budget Items
 - d. Town Cleanup
 - e. Jesse Raabe Grade 6 License - \$0.50 raise
19. Clerk's Report by Whitney Anderson
 - a. Treasurer Report
 - i. Consider accepting.
 - ii. Motion and Second from Council Members
 - b. Income Statements.
 - c. Budget Reports.
 - d. Discuss the water leak at 400 Grant St. (Still need into dwelling)
 - e. Welcome Sign on Hwy 77 and Burlington Park
 - f. 24-25 Budget requests/Schedule 1st Budget Workshop
 - g. Waste Connections Rate Increase

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- h. Nebraska Forest Service IRA Grant update
 - i. Lower Elkhorn NRD Recreation Area Development Program awarded \$25,000.
 - i. Sign Special Operation and Maintenance Agreement
 - ii. Sign Interlocal Cooperation Agreement
20. Discuss Health Insurance Options and pick a plan for July 1, 2024 coverage. (9.69% % increase)
- a. Motion and second to approve such plan
 - b. Tabulation of votes
21. Setting a wage for Pool Manager, Assistant Manager, and Lifeguard.
- a. Motion and second from Council Members.
 - b. Tabulation of votes.
22. Consider to adopt **Resolution 2024-07 - Update Pool Rules** (Hours/admissions)
- a. Motion and second from Council Members.
 - b. Tabulation of votes.
23. Review Employee Personnel – Whitney Anderson (annual)
24. Consider to approve/not approve a raise for Clerk Anderson effective May 19, 2024.
- a. Motion and second from Council Members.
 - b. Tabulation of votes.
25. Consider to approve/not approve payment of \$1,727.79 to KB's Mini Mart.
- a. Motion and second from Council Members.
 - b. Tabulation of votes.
26. Consider to approve/not approve payment of \$472.69 to Steiny's General Store.
- a. Motion and second from Council Members.
 - b. Tabulation of votes.
27. Adjourn the meeting.