

LYONS
CITY COUNCIL MEETING
AGENDA

Tuesday, February 13, 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

1. Mayor Brink to open a Public Hearing for the purpose of hearing support, opposition, criticism, suggestions, or observations concerning the adoption of the City of Lyons Economic Development Plan.
Close Hearing.

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 January 9, 2024.
2. Claims as presented except claims of KB's Mini Mart and Steiny's General Store.
3. **ORDINANCE NO. 764 - AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, TO AMEND CHAPTER 3, ARTICLE 9, SECTION 3-909 OF THE LYONS MUNICIPAL CODE, TO SET MUNICIPAL ELECTRIC RATES FOR THE CITY OF LYONS, COUNTY OF BURT STATE OF NEBRASKA; REPEALING ALL PREVIOUS ORDINANCES, AMENDMENTS, AND SECTIONS IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE was adopted, signed, and published in pamphlet form.**
4. **ORDINANCE NO. 765 - AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, TO AMEND CHAPTER 1 ARTICLE 9, SECTION 1-903; 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, signed, and published in pamphlet form.**
5. **Resolution 2024-01 – Submission Deadlines was adopted and signed.**
6. **Approve Mayor Brink and Clerk Anderson to sign the Release of Funds Documents.**

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

IV. REGULAR AGENDA / NEW BUSINESS

Consideration and Action:

1. Consider to approve/not approve Council Member Matthew Carr's absence from February through May, 2024.
 - a. Motion and second.
 - b. Tabulation of votes.
2. Matthew Smith of Olsson Associates – One & Six Year Plan discussion.

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3. Consider to approve/not approve to enter into general administration/construction management contract with NENEDD for the Community Block Grant 23PFW003.
 - a. Motion and second.
 - b. Tabulation of votes.
4. Attorney Matthew Munderloh – Legal Review from American Legal
5. Consider to adopt **RESOLUTION NO. 2024-02 - A RESOLUTION OF THE CITY OF LYONS, NEBRASKA, ADOPTING AN ECONOMIC DEVELOPMENT PLAN PURSUANT TO THE NEBRASKA LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT AND AUTHORIZING AND DIRECTING THAT TWO (2) ISSUES BE PLACED ON THE BALLOT FOR THE NEBRASKA PRIMARY ELECTION TO BE HELD ON MAY 14, 2024, TO WIT: (1) CONSIDERATION BY THE MUNICIPALITY’S ELECTORS TO ADOPT THE ECONOMIC DEVELOPMENT PLAN AS PRESENTED AND (2) CONSIDERATION BY THE MUNICIPALITY’S ELECTORS TO FUND THE ECONOMIC DEVELOPMENT PLAN WITH A LOCAL OPTION SALES TAX OF ONE-HALF PERCENT (0.5%).**
 - a. Motion and second.
 - b. Tabulation of votes.
6. Consider to approve/not approve Agreement between JEO and City of Lyons for Downtown Revitalization Visioning Plan with a lump sum price of \$3,500.
 - a. Motion and second
 - b. Tabulation of votes.
7. LDNE Schools – Discuss the moving of electric poles on east side of the new building.
8. Bill Hedges and Brigitte Timmerman – Discuss music/festival event in Lyons.
9. Denise Johnson with the Lyons Community Club – Discuss Christmas Lights
10. Lyons Park and Rec Advisory Board – Discuss the Park Project, Ball Association Concession Project, LENRD Grant opportunities.
11. Consider to approve/not approve a 50% match of up to \$25,000 for the Lower Elkhorn NRD Urban Conservation Assistance Program.
 - a. Motion and second.
 - b. Tabulation of votes.
12. Consider to approve/not approve a 50% match of up to \$25,000 for the Lower Elkhorn NRD Recreation Area Development Program.
 - a. Motion and second.
 - b. Tabulation of votes.
13. Police Dept. Report
14. Consider to adopt **RESOLUTION NO. 2024-03 - A RESOLUTION OF THE CITY OF LYONS, NEBRASKA, ADOPTING A POLICE CODE OF CONDUCT, POLICE POLICY 003 – VEHICLE OPERATIONS, POLICE POLICY 004 – COMMAND STRUCTURE, POLICE POLICY 005 – DRESS CODE.**
 - a. Motion and second.

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- b. Tabulation of votes.
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- 15. Library & Grant reports by Mike Heavrin.
 - 16. Employee Annual Review – Joshua Svendsen
 - 17. Consider to approve/not approve a raise for Joshua Svendsen.
 - a. Motion and second from Council Members.
 - b. Tabulation of votes.
 - 18. Utilities report.
 - a. Public Water Supply Systems – no deficiencies were found during inspection.
 - 19. Discussion and consideration of refund for utilities.
 - 20. Clerk’s Report.
 - a. Treasurer Report
 - i. Consider to accept.
 - ii. Motion and Second from Council Members
 - b. Income Statements.
 - c. Budget Reports.
 - 21. Consider to approve/ not approve the Hiring of Pool Manager for 2024 season.
 - a. Motion and second.
 - b. Tabulation of votes.
 - 22. Consider to approve/not approve the Janitorial Contract for the Community Center with Megan Vavra.
 - a. Motion and second.
 - b. Tabulation of votes.
 - 23. Consider to approve/not approve Interlocal Agreement for Rural Transit Program Funding.
 - a. Motion and second.
 - b. Tabulation of votes.
 - 24. Consider to approve/not approve the Class D Liquor License renewal to KenEm LLC dba KB’s Mini Mart.
 - a. Motion and second.
 - b. Tabulation of votes.
 - 25. Consider to approve/not approve the Class D Liquor License renewal to Herbolsheimer Stores Inc dba Savemore Market (Lyons).
 - a. Motion and second.
 - b. Tabulation of votes
 - 26. Consider to approve/not approve payment of \$3599.61 to KB’s Mini Mart.
 - a. Motion and second from Council Members.

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- b. Tabulation of votes.
27. Consider to approve/not approve payment of \$256.93 to Steiny's General Store.
- a. Motion and second from Council Members.
 - b. Tabulation of votes.
28. Adjourn the meeting.