



CITY COUNCIL MEETING

Minutes

Tuesday, May 13, 2025 – 5:30 P.M.

A regular meeting of the Mayor and Council of the City of Lyons was called to order by Mayor Brink at 5:30 P.M., May 13, 2025, at Lyons City Hall. Upon roll call, the following Council members were present: Tyler Vacha, Brantley Vavra, and Kyle Phillips. Council member Matt Carr arrived at 5:31. Also in attendance were City Clerk Whitney Anderson, Utility Superintendent Terry Ueding, Library Director Lacy Hollman, Grant Writer Mike Heavrin, and Chief Svendsen.

Visitors included Cassie Myers and Leah Miller with the Lyons Ball Association and Ryan Heir with JEO.

I. ROUTINE BUSINESS

Mayor Brink publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held. Advance notice of said regular meeting was given to the Mayor and all members of the Council, and a copy of their receipt of such notice and the agenda is filed in the City Clerk's office. Availability of the agenda was communicated by posting notices in three public places and in the notice to the Mayor and Council. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

II. PUBLIC HEARING

1. Motion by Vacha, seconded by Vavra to enter into a Public Hearing. On roll call, AYE: Phillips, Vavra, Vacha. NAY: None. ABSENT: Carr. **MOTION CARRIED.** Mayor Brink opened the Public Hearing at 5:31 PM to hear comments, suggestions, and objections pertaining to (1) whether the front yard, side yard, and rear yard requirements for the R-1 Residential District set forth in section 5.07.05 of the City's zoning regulations should be amended; and (2) whether portable buildings should be exempt from the yard requirements set forth in section 5.07.05. There being no verbal or written comments or objections, a motion by Vacha, seconded by Carr was made to adjourn the Public Hearing. On roll call, AYE: Vavra, Phillips, Carr, Vacha. NAY: None. **MOTION CARRIED.** Mayor Brink Closed the Public Hearing at 5:32 PM.

III. CONSENT AGENDA

1. Approval of minutes of regular meeting on May 2, 2025, as on file in the City Clerk's Office.
2. Claims as presented except claims of KB's Mini Mart and Megan Vavra.
3. **ORDINANCE NO. 780 - AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, ESTABLISHING A FEE AND TAX SCHEDULE TO INCLUDE THE VARIOUS AND CERTAIN FEES AND TAXES CHARGED BY THE CITY FOR VARIOUS PERMITS, SERVICES, LICENSES, AND OTHER MATTERS; REPEALING CONFLICTING ORDINANCES AND SECTIONS THEREOF; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM was adopted and signed.**
4. **RESOLUTION NO. 2025-07 - Update Campground Rules was adopted and signed.**
5. **ORDINANCE NO. 779 - AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, TO AMEND MUNICIPAL CODE SECTION 93.01 TO PROHIBIT CERTAIN ANIMALS WITHIN THE CORPORATE LIMITS OF THE CITY; TO PERMIT THE KEEPING OF CHICKENS UNDER CERTAIN CONDITIONS; TO PROVIDE A PENALTY FOR VIOLATIONS; TO**



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REPEAL ANY AND ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE AN EFFECTIVE DATE; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM was adopted and signed

6. **Resolution No. 2025-05 – Update Pool Rules and Lifeguard Handbook was adopted and signed.**

CLAIMS		
ACCO UNLIMITED	CHEMICALS	\$ 845.69
AMERICAN LEGAL PUBLISHING	WEB HOSTING	\$ 495.00
ANDREW CULLEN	365 EXCHANGE/BUSINESS	\$ 292.00
APPLIED CONNECTIVE	LAPTOP CHIP	\$ 1,021.95
ARMOR EQUIPMENT	RENTAL	\$ 2,667.00
ARNOLD MOTOR SUPPLY	SUPPL	\$ 938.14
AXON ENTERPRISE	ANNUAL SERV	\$ 6,529.07
BADER'S HIGHWAY & STREET	CRACK FILL	\$ 10,116.00
BLUE CROSS BLUE SHIELD	HEALTH INS	\$ 10,791.46
BREHMER MFG	SUPPL	\$ 166.48
BURT COUNTY PUBLIC POWER	ELECTRIC	\$ 3,501.75
BURT COUNTY SHERIFF	TELETYPE FEES	\$ 24.00
CHASE NYC BANK	POOL BOND INTEREST	\$ 15,306.25
CITY EMPLOYEES	HSA	\$ 700.00
CITY OF LYONS	UTILITIES	\$ 4,583.93
CLASSIC CLEAN CARWASH	MTCE APRIL	\$ 8.45
CNA AUTO SERVICE	SUPPL	\$ 18.22
CREATIVE SITES	PARK PLAYGROUND	\$ 49,969.00
DALE TRASH SERV	SERV APRIL	\$ 70.00
DEB BONSALE	CC RENTAL REFUND	\$ 300.00
DUDLEY LAUNDRY COMPANY	CLOTHING	\$ 456.58
EFTPS	FED/FICA TAX	\$ 4,808.16
ELECTRONIC CONTRACTING	FIRE ALARM INSPECT	\$ 387.45
FASTWYRE BROADBAND	SERV	\$ 564.20
INTOXIMETERS	SUPPL	\$ 123.25
IOWA PUMP WORKS	PUMP	\$ 8,299.00
JEO CONSULTING	DD#6 PARK PROJECT	\$ 7,789.48
JOHNSON & MOCK	LEGAL FEES	\$ 1,706.00
JUSTIN WEBSTER	TREE REMOVAL	\$ 1,160.00
LANE'S TREE SERVICE	TREE REMOVAL	\$ 5,600.00
LARM	INSURANCE	\$ 94.71



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LINCOLN FINANCIAL	INSURANCE	\$ 327.26
LINCOLN WINWATER	SUPPL	\$ 129.71
LOGAN VALLEY MARKET	LB840-01	\$ 7,000.00
LORENSEN LUMBER & GRAIN	ROCK/CONCRETE	\$ 7,379.00
LYONS MIRROR-SUN	LEGAL PRINTING	\$ 43.70
MAIN STREET SERVICES	MTCE	\$ 766.28
MATTHEW R SCHERE	ROOF REPAIR	\$ 5,571.00
MCNALLY OPERATIONS	SUPPL	\$ 274.86
MENARDS - FREMONT	SUPPL	\$ 180.28
MIDWEST LABRATORIES	TESTING	\$ 268.07
MUTUAL OF OMAHA	INSURANCE	\$ 348.91
NEBRASKA PUBLIC HEALTH	TESTING	\$ 241.00
NENEDD	DD#7 GEN ADMIN/CONST	\$ 1,035.00
NPGA	NATURAL GAS	\$ 40,766.06
PAYROLL CHECKS	PAYROLL CHECKS ON 05/01/2025	\$ 18,403.69
PIONEER RESEARCH	SUPPL	\$ 1,157.20
SAVEMORE MARKET	SUPPL	\$ 219.06
SCOTT BURGETT	FIRST AID/CPR FRAHM	\$ 40.00
SCOTT GATEWOOD	SUPPL	\$ 6.76
SITEONE LANDSCAPE SUPPLY	SUPPL	\$ 49.48
STEINY'S GENERAL STORE	SUPPL	\$ 736.49
TERRY UEDING	REIMBURSE MEAL/PARTS	\$ 27.45
TOTAL FIRE & SECURITY	FIRE ALAM MTCE	\$ 270.00
US BANK	SUPPL	\$ 2,599.73
VERIZON WIRELESS	SERV	\$ 378.93
WASTE CONNECTIONS	GARBAGE FEE	\$ 8,632.29
WESCO RECEIVABLES	SUPPL	\$ 639.63

Motion by Phillips, seconded by Carr to approve the consent agenda. On roll call, AYE: Vacha, Vavra, Carr, Phillips. NAY: None. **MOTION CARRIED.**

IV. REGULAR AGENDA / NEW BUSINESS

Mayor Brink stated that during this time, comments from members of the public are permitted only on the agenda items listed below. Comments are limited to 2 minutes per individual and 20 minutes total per meeting.



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If speaking tonight, please state your name, address, and the name of the organization you represent. No Public Comment.

1. Mayor Brink introduced **ORDINANCE NO. 781 - AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, AMENDING SUBSECTION 5.07.05 OF THE CITY'S ZONING ORDINANCE (PERTAINING TO HEIGHT AND MINIMUM LOT/SETBACK REGULATIONS WITHIN THE R-1 RESIDENTIAL DISTRICT); REPEALING ALL ORDINANCES, RESOLUTIONS, CODE SECTIONS, AND PARTS THEREOF IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR PUBLICATION IN PAMPHLET FORM.** Motion by Phillips, seconded by Vavra for the suspension of the statutory rule requiring reading on three separate days. On roll call, AYE: Vacha, Carr, Vavra, Phillips. NAY: None. **MOTION CARRIED. ORDINANCE NO. 781** was read by title, and Phillips moved for passage of the ordinance, seconded by Carr. On roll call, AYE: Vavra, Carr, Phillips. NAY: None. ABSTAIN: Vacha. **MOTION CARRIED. ORDINANCE NO. 781 has been passed, approved, and is available in pamphlet form.**
2. Ryan Heir with JEO presented the bid results for the Park Improvement Project to the council following the May 8 bid opening. The bids were significantly higher than originally estimated when the grant application was submitted. As a result, the council must consider several options to move forward:
 - Proceed with the project as planned, covering the additional costs through city funds and fundraising efforts
 - Forfeit the grant
 - Re-bid the project
 - Reduce the project scopeBecause the project was bid as a single package, reducing the scope (such as removing a building) would require additional costs from JEO and necessitate re-bidding the project. Additionally, the project must be completed by May 2026 unless an extension is requested and granted. In the meantime, JEO will work on the bid recommendation.
Motion by Phillips, seconded by Vacha to table any decision regarding the bidding and funding of the Park Improvement Project until the next meeting. On roll call, AYE: Vavra, Carr, Vacha, Phillips. NAY: None. **MOTION CARRIED.**
3. Motion by Vavra, seconded by Philips to approve DD#7 of CDBG funds 23PWF003 in the amount of \$7,266.58. On roll call, AYE: Vacha, Carr, Philips, Vavra. NAY: None. **MOTION CARRIED.** \$1,557.90 will be transferred from General MM to General Checking.
4. Cassie and Leah from the Lyons Ball Association provided the council with an update on the new concession stand project. A topographical (TOPO) survey was recently completed by Nick Seery and will be forwarded to JEO for review. Additional clarification is needed in the Memorandum of Understanding (MOU) concerning responsibilities for repairs, maintenance, and general upkeep before it can be finalized. Additionally, the Ball Association plans to revise its proposed layout for a third ballfield and will present the updated design to the council at a future meeting.



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Motion by Carr, seconded by Vacha to table the approval of **RESOLUTION No. 2025-08 – MOU BETWEEN LYONS BALL ASSOCIATION AND CITY OF LYONS** until next meeting. On roll call, AYE: Phillips, Vavra, Vacha, Carr. NAY: None. **MOTION CARRIED.**

5. Motion by Vacha, seconded by Vavra to appoint Dave Ziska with Olsson as Street Superintendent for the remainder of 2025 to replace Matthew Smith. On roll call, AYE: Carr, Phillips, Vavra, Vacha. NAY: None. **MOTION CARRIED.**

6. **Police Department Report – Chief Svendsen**

Chief Svendsen presented the April Police Report, which included the following activity: 17 Calls for Service, 4 Arrests, and 36 Ordinance Violations. The report also noted a tragic accident that occurred at the city park.

Chief Svendsen attended an informational briefing on Delta-8 and sex trafficking hosted by the Nebraska Attorney General. Officer Warner presented a driver's education briefing at LDNE School. Svendsen also purchased new removable targets for qualification firing and met with a security specialist to evaluate optimal locations for installing security cameras throughout town.

Chief Svendsen requested a speed limit reduction on Main Street between Cemetery Road and 8th Street, proposing a decrease to 25 mph. The council agreed that the current 35 mph speed limit over the railroad tracks is too high and directed that an ordinance change be placed on the agenda for the next council meeting.

Officer Olsen is currently attending the police academy and has successfully passed his first three exams. A new SkillBridge candidate, Austin Shanyfelt, is expected to begin with the department in October. Councilmember Vacha added that he has had two complaints of kids riding their bikes fast on the sidewalk down Main Street.

7. Motion by Vacha, seconded by Carr to adopt **RESOLUTION NO. 2025-06 – Police Policy #014**. On roll call, AYE: Vavra, Phillips, Carr, Vacha. NAY: None. **MOTION CARRIED.**

8. Library Director Lacy Hollman Library Report and Mike Heavrin Grant Update:

April Income and Expenses:

Income: \$510 for the month, and FY income to date is \$2,490.

Expenses: \$7,266.26 for the month, and FY expenses to date is \$51,024.09.

Training has been going great with the new Library Director, Lacy. The city should expect reimbursement for the Novus bill from "Refresh Project" after their next Library meeting.

Grant: COPS Grant for the police department surveillance project is due in early June. USDA RCDI is another option for the surveillance project. T-Mobile "hometown grant" next proposal deadline is June 30th. Nebraska Game and Parks RTP and LWCF programs close August 22nd.

Anderson added that if these grants are something we want to pursue, we need further discussions throughout the month to get plans in place as they are coming due shortly.

9. **Utilities Report – Terry Ueding**



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- a. **Park Sewer** – The Campground sewer is nearly complete. The soil will require time to settle.
- b. **Pool Update** – The pool has been filled, but a replacement T fitting is on backorder. Mayor Brink recommended purchasing extra parts if this component is prone to breaking.
- c. **Park Playground** – The new playground has been delivered. LENRD funding will not be disbursed until installation is complete. There was discussion about other options if they are unable to fit a sidewalk on the north side of the gate for ADA compliance. Another option would be to move the location of the playground. Vavra suggested installing a new gate with the access running through the middle of it, along with a thicker concrete slab at the entrance to withstand the weight of heavy trucks accessing the island for tree removal. This topic will be further discussed at the next council meeting.
- d. **Keisterville Update** – The company the city met with to explore a new road maintenance method is currently completing a project in Millard. They will report back on the results once that project is finished. The proposed process involves grinding the existing surface, applying millings, and then rolling and packing the material.
- e. **Potential Water Restrictions** - Due to significantly high water usage and a lack of recent rainfall, the city's wells are beginning to drop. If dry conditions persist, water restrictions may need to be implemented. City staff will continue to monitor and provide updates to the council as needed.
- f. Windmill in the park needs some work, Ueding will look into it.

10. Clerk's Report – Whitney Anderson

- a. Clerk Anderson presented the April Treasurer Report. Motion by Phillips, seconded by Carr to accept Clerk Anderson's Treasurer Report. On roll call, AYE: Vacha, Vavra, Carr, Phillips. NAY: None. **MOTION CARRIED.**
- b. General, Utility, and Debt Service Income Statements for the month ending April 30, 2025. The General Fund had a month-to-date net gain of \$5,930.63 and a year-to-date net loss of \$48,798.13. The Utility Fund had a month-to-date net gain of \$25,649.78 and a year-to-date net loss of \$58,867.91. Debt Service had a month-to-date net loss of \$4,406.77 and a year-to-date net loss of \$100,801.62.
- c. Budget reports for the seventh month (58.3%) on the General, Utility, and Debt Service Funds were as follows: General Receipts were 27.03%. General Expenses were 26.73%. Utility Receipts were 60.74%. Utility Expenses were 58.28%. Debt Service Receipts were 28.83% and Debt Service Expenses were 100%
- d. Bowling Alley Lot that we recently accepted a bid on has been forfeited. Council would like to see a new business go on that lot. Anderson will do some advertising to gauge any interest before putting it out for bid again.
- e. The Lower Elkhorn NRD Urban Conservation Assistance Program was awarded. 50% of the cost to rock the Lagoon up to \$25,000.
- f. Anderson presented the council with a packet outlining employee insurance rates effective July 1, 2025. The LIGHT program is transitioning from Mutual of Omaha to Guardian for certain coverage areas, resulting in either reduced costs or no change in premiums. Health and dental insurance will continue through Blue Cross Blue Shield (BCBS). Health insurance premiums are set to increase by



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24.41%, while dental rates will remain unchanged. Dental coverage is employee-paid and deducted from payroll. The City's current health insurance plan is HSA Option 3, which is the second least expensive option offered. If the City were to switch to HSA Option 4, the premium increase would be reduced to 10.64%. However, this would also raise the in-network out-of-pocket maximums by \$250 for Employee-Only coverage and \$500 for Employee + Spouse, Employee + Children, and Family coverage. Long-Term Disability (LTD) coverage is currently provided through Lincoln Financial, but Guardian offers a more cost-effective option. The council agreed to switch LTD coverage to Guardian. No final decision was made regarding health insurance. The matter will be revisited at the June council meeting, and Mayor Brink requested that employee feedback be gathered in the meantime.

- g. Waste Connections increased rate effective 6/1/25 by 2.7%. Motion by Vacha, seconded by Carr to increase garbage service fees by 2.7%. On roll call, AYE: Vavra, Phillips, Carr, Vacha. NAY: None.

MOTION CARRIED.

- h. The new software with Power Manager is live, and we are working on implementing our new timecard system with TMS. Motion by Vacha, seconded by Vavra to approve the purchase of Power Manager Timesheet Module. On roll call, AYE: Phillips, Carr, Vavra, Vacha. NAY: None. **MOTION CARRIED.**

- i. Anderson will transfer \$8,299 from the Campground Savings Account to the General Checking account to pay for the sewer pump at the park.

- 11. Motion by Vacha, seconded by Vavra to approve the hiring of Kwyntin Kampa as a lifeguard for the 2025 Pool Season. On roll call, AYE: Phillips, Carr, Vavra, Vacha. NAY: None. **MOTION CARRIED.**

- 12. Motion by Carr, seconded by Vavra to enter into executive session at 7:32 PM to discuss annual review for Whitney Anderson. On roll call, AYE: Phillips, Vacha, Vavra, Carr. NAY: None. **MOTION CARRIED.**

Motion by Phillips, seconded by Carr to return to regular sessions at 7:42 PM. On roll call, AYE: Vacha, Vavra, Carr, Phillips. NAY: None. **MOTION CARRIED.**

Motion by Carr, seconded by Phillips to approve a wage increase of \$1.75 for Clerk Whitney Anderson. On roll call, AYE: Vacha, Vavra, Phillips, Carr. NAY: None. **MOTION CARRIED.**

- 13. Motion by Carr, seconded by Vavra to approve payment of \$1,687.23 to KB's Mini Mart. On roll call, AYE: Vacha, Phillips, Vavra, Carr. NAY: None. **MOTION CARRIED.**

- 14. Motion by Vacha, seconded by Carr to approve payment of \$392.00 to Megan Vavra for Janitor Services. On roll call, AYE: Phillips, Carr, Vacha. NAY: None. ABSTAIN: Vavra. **MOTION CARRIED.**

- 15. Mayor Brink adjourned the meeting at 7:44 PM.



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Kyle Brink
Mayor

Whitney Anderson
City Clerk

I, the undersigned, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting kept continually current and available for public inspection at the office of the Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available for examination and copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification of the time and place of said meeting and subjects to be covered at said meeting.

Whitney Anderson
City Clerk
(SEAL)