

LYONS CITY COUNCIL

AGENDA

Tuesday, July 7, 2020 – 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

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 June 2, 2020.
2. Claims as presented.
3. Treasurer report.
4. Clerk's Report of Mayoral Action: Ordinance No. 739: AN ORDINANCE TO ADOPT THE AMENDED BUDGET STATEMENT TO BE TERMED THE AMENDED 2019-2020 APPROPRIATION BILL; TO AMEND SUMS FOR NECESSARY REVENUES AND EXPENSES IN FISCAL YEAR 2019-2020; TO PROVIDE FOR AN EFFECTIVE DATE was approved and signed; Ordinance 740: AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, TO AMEND CHAPTER 5, ARTICLE 5, SECTION 5-509 OF THE LYONS MUNICIPAL CODE, TO ESTABLISH THE MAXIMUM PARKING LIMITS IN THE CITY OF LYONS; TO ESTABLISH PENALTIES FOR VIOLATIONS REPEALING ALL PREVIOUS ORDINANCES, AMENDMENTS, AND SECTIONS IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE was approved and signed; Ordinance 741: AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, TO AMEND CHAPTER 6, ARTICLE 3, SECTION 6-324 OF THE LYONS MUNICIPAL CODE, TO PROVIDE FOR THE DISPOSITION OF UNLICENSED OR INOPERABLE VEHICLES IN THE CITY OF LYONS; TO ESTABLISH PENALTIES FOR VIOLATIONS; REPEALING ALL PREVIOUS ORDINANCES, AMENDMENTS, AND SECTIONS IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE was approved and signed; Ordinance 742: AN ORDINANCE OF THE CITY OF LYONS, NEBRASKA, TO AMEND CHAPTER 5, ARTICLE 5, SECTION 5-514 OF THE LYONS MUNICIPAL CODE, TO REGULATE PARKING; TO ESTABLISH PENALTIES FOR VIOLATIONS; REPEALING ALL PREVIOUS ORDINANCES, AMENDMENTS, AND SECTIONS IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE was approved and signed.

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

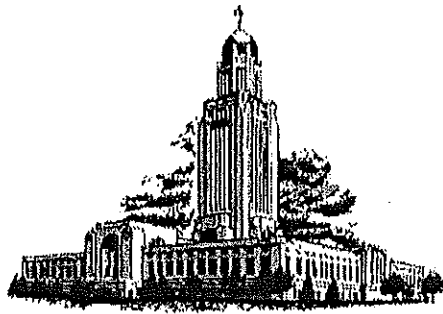
IV. REGULAR AGENDA / NEW BUSINESS

Consideration and Action:

1. Consider approval of a motion to ratify all actions identified in the attached minutes taken by the City of Lyons City Council during meetings held by phone conferencing on March 24, 2020; April 7, 2020; May 5, 2020; May 21, 2020; and June 2, 2020, before June 30, 2020, pursuant to Governor Ricketts' Executive Orders No. 20-03 and No. 20-24 (attached to this agenda.)
 - a. Approve/not approve
 - b. Tabulation of votes.
2. Tim Slaughter of Farm & Home Insurance – Discuss renewal of City's property & liability insurance.
3. Brad Brink – Discuss increasing the City Sales Tax by half cent.
4. Mark & Deanna Kempcke – Discuss their neighborhood.
5. Police report by Chief Poland.
6. Library & Grant reports by Mike Heavrin.

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7. Utilities report.
 - a. Water Plant.
 - b. Condemned Houses.
 - c. School Gas Meter.
 - d. Streets.
 - e. Budget Items.
 - f. Sewer Plant.
8. Clerk's Report.
 - a. Income Statements.
 - b. Budget Reports.
 - c. Are there any special projects to budget for Fiscal Year 2020/2021 from the Council? What percentage for wage increases? Need amounts to budget.
 - d. Set up a budget workshop in July or August?
9. The Lyons City Office reopened to the public on June 17, 2020. There is a piece of plexiglass standing on the counter between the Office personnel and customer.
10. Before the Community Center can be reopened for events, an event safety plan needs to be submitted to Elkhorn Logan Valley Public Health District—first event scheduled is August 1 for a graduation party and a wedding on August 29, 2020. The City Health Board should be working on this safety plan.
11. Consider to approve Invoice S1498815 for \$7,621.69 and Invoice S1498825 for \$8,048.24 from Reams Sprinkler Supply for two lagoon fountains in Brink Park.
 - a. Approve/not approve.
 - b. Tabulation of votes.
12. Discuss if the City will pay Lyons Sports the \$5,000 that was budgeted for 2019-2020 Fiscal Year since the 2020 summer sports program was cancelled due to COVID-19.
13. Consider to approve a special designated liquor license to Main Street Tap of Bancroft, NE for a wedding event on August 29, 2020 at the Lyons Community Center in Lyons, NE.
 - a. Approve/not approve.
 - b. Tabulation of votes.
14. Consider to approve the recommendation of a building permit to Scott Burgett for a 30 ft x 30 ft wood with vinyl siding and asphalt shingle roof at 225 N 3rd St, Lyons, NE.
 - a. Approve/not approve.
 - b. Tabulation of votes.
15. Consider to approve the recommendation of a building permit to JMR Construction for a 32 ft x 8 ft enlargement on the upstairs gable area at 200 Diamond St, Lyons, NE.
 - a. Approve/not approve.
 - b. Tabulation of votes.
16. Consider to approve the recommendation of a building permit to Hometown Structures for a 16 ft x 40 ft press box at the Lyons Decatur Northeast School football field, 400 S 5th St, Lyons, NE.
 - a. Approve/not approve.
 - b. Tabulation of votes.
17. Executive Session - Personnel Review of Jorma Hedges and 6 month review of Elley Smith.
18. Motion and second by Council members to adjourn the meeting.
 - a. Tabulation of vote.



STATE *of* NEBRASKA
OFFICE OF THE GOVERNOR
LINCOLN

EXECUTIVE ORDER NO. 20—03
CORONA VIRUS – PUBLIC MEETINGS REQUIREMENT LIMITED WAIVER

WHEREAS, In order to provide flexibility to assist in meeting the emergency conditions and subsequent impacts brought on from COVID-19, a state of emergency was declared in Nebraska on March 13, 2020; and

WHEREAS, the State of Nebraska is committed to providing seamless government operations to the people of Nebraska throughout the state of emergency; and

WHEREAS, state and local governmental boards, commissions and other public bodies must comply with the Open Meetings Act so that citizens may exercise their democratic privilege of participating in meeting of public bodies; and

WHEREAS, for public health purposes, meetings and gatherings have now been limited to no more than 50 people and may be further limited if the presence of COVID-19 warrants;

NOW THEREFORE, I, Pete Ricketts, Governor of the State of Nebraska, by virtue of the authority vested in me by the Constitution and laws of Nebraska, hereby issue this limited waiver of certain requirements of the Nebraska Open Meetings Act.

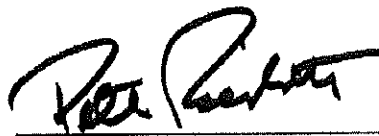
Pursuant to this declaration, I hereby order the following:

1. This executive order applies to all governing bodies as defined in Neb. Rev. Stat. §84-1409 (1) and to all public meetings as defined in Neb. Rev. Stat. § 84-1409 (2).
2. All governing bodies may meet by videoconference or by telephone conferencing or by conferencing by other electronic communication so long as there is made available at such meeting access to members of the public and to members of the media.

3. The advanced publicized notice and the agenda requirements for meetings that are set forth in Neb. Rev. Stat. §84-1411 and the remaining provisions of Nebraska's Open Meeting Act shall continue to be complied with by all governing bodies and are not waived by this executive order.
4. This waiver shall apply to all public governing body meetings that occur from today through May 31, 2020.

IN WITNESS THEREOF, I have hereunto set my hand and caused the Great Seal of the State of Nebraska to be affixed on this 17th day of March, 2020.

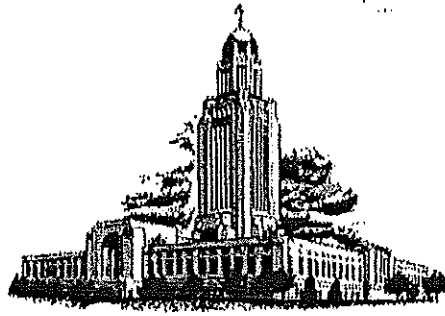
ATTEST:



Pete Ricketts, Governor



Robert B. Evnen, Secretary of State



STATE *of* NEBRASKA

OFFICE OF THE GOVERNOR

LINCOLN

EXECUTIVE ORDER NO. 20-24
CORONAVIRUS – CONTINUED LIMITED WAIVER OF
PUBLIC MEETINGS REQUIREMENTS

WHEREAS, in order to provide flexibility to assist in meeting the emergency conditions and subsequent impacts brought on from COVID-19, a state of emergency was declared in Nebraska on March 13, 2020; and

WHEREAS, the State of Nebraska is committed to providing seamless government operations that are open to the people of Nebraska throughout the state of emergency.

NOW THEREFORE, I, Pete Ricketts, Governor of the State of Nebraska, by virtue of the authority vested in me by the Constitution and laws of Nebraska, hereby issue this continued limited waiver of certain requirements of the Nebraska Open Meetings Act.

Pursuant to this declaration, I hereby order the following:

1. Executive Order No. 20-03, which is currently scheduled to end on May 31, 2020, shall remain in effect through June 30, 2020; and
2. The identical statutory waivers and conditions contained within Executive Order No. 20-03 shall continue through June 30, 2020.

IN WITNESS THEREOF, I have hereunto set my hand and caused the Great Seal of the State of Nebraska to be affixed on this 19th day of May, 2020.

Pete Ricketts, Governor
State of Nebraska

Robert B. Evnen,
Secretary of State
State of Nebraska

Attest:

