

Legislative and Economic Development Committee Meeting
Tuesday, March 16, 2021 5:00 PM
Crete Library/Community Center
1515 Forest Ave.
Crete, NE 68333

1. Open Meeting

- In accordance with Nebraska law, a copy of the Open Meetings Act can be found in the back of the Council Chambers.
- Items listed on the agenda may be considered in any order.

2. Roll Call

- Attendance of members will be recorded to determine the presence of a quorum for official actions.

3. Items of Business

- The Committee may discuss or limit discussion on, hear testimony in favor of or in opposition to, or take action to provide a recommendation to the City Council on any matter presented under this title.
- A. Discuss and provide a recommendation to the City Council on Ordinance 2121: An ordinance relating to animal regulations.

4. Officers' Reports

- Reports may be given by the Mayor, Officers, Departments, or Councilmembers concerning the current operations of the City.
- No action can be taken on matters presented under this title except to answer any questions or to refer the matter for further action.

5. Adjournment

Disclaimers & Notices

- The Council may enter into closed session to discuss any matter on this agenda when it is determined that a closed session is clearly necessary for the protection of the public interest or the prevention of needless injury to the reputation of an individual (if such individual has not requested a public meeting) or as otherwise allowed by law. Any closed session shall be limited to the subject matter for which the closed session was called. If the motion to close passes, then immediately prior to the closed session the Mayor shall restate on the record the limitation of the subject matter of the closed session.
- The City of Crete assures that no person shall on the grounds of race, color, national origin, age, disability, handicap or sex, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity of the City receiving Federal financial assistance. To report discrimination, contact the City Clerk's office.
- The complete agenda with attachments is available at www.crete.ne.gov.

ORDINANCE NO. 2121

AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA RELATING TO ANIMAL REGULATIONS; TO AMEND SECTIONS 6-102.02, 6-103, AND 6-106 OF THE CRETE MUNICIPAL CODE; TO CHANGE THE DEFINITION OF ANIMAL CONTROL OFFICER; AND TO ADD AN EDUCATION EXCEPTION TO THE PROHIBITION OF LIVESTOCK.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRETE, NEBRASKA:

Section 1. That Chapter 6, Article 1, Section 6-102.02 of the Crete Municipal Code shall be amended as follows:

6-102.02 Animal Control Authority; Animal Control Officers.

~~Police officers and community service officers employed by the City~~ Any person authorized by law to enforce this Article or any other law relating to the regulation of animals shall have the responsibilities and authorities of animal control officers within the Municipality City and its extraterritorial zoning jurisdiction. All animal control officers, as ~~described within this Article~~ defined in section 6-103, shall have the authority and duty to enforce ~~any all~~ provisions within of this Article or of any other law relating to the regulation of animals.

Section 2. That Chapter 6, Article 1, Section 6-103 of the Crete Municipal Code shall be amended as follows:

6-103 Animal Regulations; terms; defined.

For the purposes of this Article, the following words and phrases shall have the following meanings respectively ascribed to them unless the context otherwise requires:

[. . .]

- (5) **Animal Control Officer:** ~~Any police officer and community service officer employed by the City and assigned to the Animal Control Authority and~~ Any state, county, or local law enforcement officer or any other City employee whose temporary or full-time duties, in whole or in part, include the enforcement of any provisions within of this Article or of any other law relating to the regulation of animals.

[. . .]

Section 3. That Chapter 6, Article 1, Section 6-106 of the Crete Municipal Code shall be amended as follows:

6-106 Livestock; prohibited; exceptions.

- (1) It shall be unlawful for any ~~owner person~~ person to possess, harbor, keep, or maintain control or custody of livestock ~~in within the Municipality corporate limits of the City, except for the expedient transportation of such animals through the City or as otherwise provided in this section.~~ Exceptions include:

- ~~(1) The expedient transportation of such animals through the City or to destinations described within~~

~~this section;~~

- ~~(2) Livestock animals temporarily held for sale upon commercially zoned lots operated by a veterinarian;~~
 - ~~(3) Livestock animals temporarily held within the confines of Tuxedo Park associated with events approved by the City Council to include, but not be limited to, the Saline County Fair, rodeos, circuses, demonstrations, and shows;~~
 - ~~(4) Horses participating in parades approved by the City Council;~~
 - ~~(5) Livestock animals participating in any activity of no more than eight (8) hours in duration through permit by the City Clerk and with the approval of the City Administrator; and,~~
 - ~~(6) Birds of the family Anatidae owned by and harbored upon properties owned by Doane University.~~
- (2) Subsection (1) shall not apply to the following situations if a valid permit has been issued by the City:
- (a) Livestock animals temporarily held for sale on commercially zoned lots that are used as a veterinary clinic.
 - (b) Livestock animals used in or associated with short-term activities of no more than eight hours in duration that have been approved by the City Administrator.
 - (c) Livestock animals used in or associated with temporary events that have been approved by the City Council, including, but not limited to, fairs, rodeos, circuses, demonstrations, parades, and shows.
 - (d) Birds of the family Anatidae that are owned by and kept upon property owned by Doane University.
 - (e) Livestock animals used for educational purposes that are kept within educational institutions.
- (3) The City Administrator may prescribe rules and regulations relating to the issuance of permits under this section.

Section 4. That the changes specified in the above sections shall be codified as part of the Crete Municipal Code as stated herein.

Section 5. That all ordinances, parts of ordinances, or code provisions in conflict herewith shall be repealed and that any partial repeal shall not affect the other parts of ordinances or codified sections that can be given effect without the repealed parts.

Section 6. That this ordinance shall be published in pamphlet or book form and shall take effect and be in full force and effect from and after its passage, approval, and publication, as provided by law.

PASSED AND ENACTED this 16th day of March 2021.

Mayor

ATTEST:

City Clerk