

The Mayor and City Council of the City of Bayard, Morrill County, State of Nebraska, met in a regular session in the Council Chambers June 8, 2021 at 7:00 P.M. at the City of Bayard 445 Main St., Bayard, Nebraska, 69334. Notice of the meeting having been published in the Bayard Transcript, a newspaper of general circulation, on June 2, 2021. An agenda for the meeting was made available to the Mayor and each of the Council members prior to the meeting. Present were Mayor Schmall and council members; Scot Ouderkirk, Sheila Henson, Janice Newhoff, Jamie Hernandez, Diane Kraus, and Marty Marquez. Absent: None. There being a quorum of council members present, Mayor Schmall called the meeting to order. All present recited The Pledge of Allegiance and Mayor Schmall offered a prayer. Mayor Schmall presided over the meeting and noted that a copy of the Open Meetings Act is located in City Council Chambers and available to the public. City Clerk/Treasurer Bowlin recorded the minutes.

APPROVAL OF AGENDA

Council member Henson made a motion to approve the agenda. Seconded by council member Newhoff. ROLL CALL: AYES: Henson, Hernandez, Kraus, Newhoff, Ouderkirk, and Marquez. NAYS: None. Motion declared carried by Mayor Schmall.

WILDHORSE DAMS

Mayor Schmall talked to council about a meeting that he had concerning the Wildhorse High Hazard dams and about federal funding for a dam assessment. Council member Newhoff made a motion to approve Mayor Schmall to apply for the grant and be signer of grant papers. Seconded by council member Ouderkirk. ROLL CALL: AYES: Henson, Hernandez, Newhoff, Kraus, Ouderkirk, Marquez. NAYS: None. Motion declared carried by Mayor Schmall.

APPROVAL OF BILLS

Council member Ouderkirk moved to approve all city bills and claims as presented. Seconded by council member Marquez. ROLL CALL: AYES: Henson, Newhoff, Kraus, Ouderkirk, Marquez, and Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

Action Communication \$151.49, Advancing Technology \$525.00, AFLAC \$1,098.78, AST \$49.90, Allison's Pantry \$261.86, Allied Benefit Systems \$8,322.11, Bayard Automotive \$105.34, Bayard Rural Fire Dept. \$24.51, Tiger Paws \$829.36, Best Plumbing \$632.00, Black Hills Energy \$983.22, Bluffs Facility Solutions \$1,297.00, Bound Tree \$589.99, Central Plains Library System \$324.59, CenturyLink \$129.98, Charter \$1,518.88, Child Support of WY \$298.14, City of Gering \$11,783.80, Clemco Inc. \$8,199.06, Angel Coffman \$250.00, Allen Compton \$ 800.00, Connecting Point \$446.95, Culligan \$128.50, DEMCO \$232.77, Dollar General \$7.65, Douglas Kelly Ostdiek \$1,554.50, Drug Collections \$865.12, Dutton-Lainson Co \$1,640.10, Enviro Service \$20.00, Kevin Fowlkes \$566.33, Brenda Garza \$175.00, General Consolidated \$617.57; Tanner Henkel \$167.88, Houchin Construction \$5,958.42, Ideal Linen \$174.57, Ingram \$576.94, John Deere \$900.97, League of Municipalities \$325.00, Logoz \$265.00, Menards \$489.56, Morrill Co Attorney \$150.00, Morrill Co Sheriff \$1,000.00, Morrill County Hospital \$350.00, Morrill County Treasurer \$10.00, Eduardo Moya \$140.73, NE Child support \$1,269.72, NDEE \$10,293.76, NE Public Health \$16.00, NPPD \$49.50, NE Total Office \$43.69, NIPPON Life \$781.50, Northwest Pipe \$341.05, One America \$1,776.29, Jared Perkins \$40.00, Rocky Mountain Air \$132.10, Roberta Rummel \$16.02, Sargent Drilling \$750.00, SBC Bldg & Zoning \$76.00, Simmons Olsen Law \$255.00, Simplot Growers \$372.30, TEAM Chev \$51,110.00, Transcript \$607.52, Tonia Verbeck \$14,000.00, Viaero Wireless \$629.16, Western States Bank \$353.06, Wilson & Co. \$812.50, Winner Circle \$123.82, Payroll \$67,939.52. **Total = \$189,320.66.**

CHIMNEY ROCK VILLA

Council member Newhoff moved to approve the Chimney Rock Villa Bills & Claims in the amount of \$235,661.41. Seconded by council member Kraus. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Newhoff, Kraus, and Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

Director's Kim Burry was present and gave an update on the Villa.

1. The Villa celebrated, Nursing home week, and nurse's week, CNA week will be coming up next week.
2. Talked about visitation and vacation updates; still testing twice a week; the overall facility is still listed as yellow
3. Vaccinated staff still have to mask; overall moral has been better. Visitors with vaccinations allowed to come in, no one under 18 allowed still.
4. All residents are currently vaccinated.

DEPARTMENT HEAD MONTHLY REPORTS

Utility Superintendent Coolidge, City Clerk/Treasurer Bowlin and Police Officer Perkins were present and available for questions.

- **UTILITY REPORT** –Finished sand filter at Pool; Got pool filled and ready to open;

Bladed Streets & alleys; Line locates; Mowed lots & ditch banks; and took care of meter orders.

- **PARK REPORT** – Mowing Grass; Fertilized the parks & sprayed for weeds; Two Seasonal employees working now; John Deere mower broke down and had to go to be fixed was without a mower for days.
- **POLICE REPORT** – 55 assist the public; 26 assist other agencies; 1 accident investigations; 4 citation violation; 52 warning violations; 18 complaints.
- **LIBRARY REPORT** – There were 413 books checked out, the computer was used 32 times, 89 books checked out through overdrive, Summer Reading started June first with magic show and snowy bus in the park; Received \$575 in summer reading donations; Fiber is installed, will be hooked up in July; Theatre West will be performing June 24.
- **OFFICE REPORT** – Monthly Reports; Bank Recons; Payroll; New articles for Website; Update Ordinances; EPA Brownfield assessments continued; Cleaning back room.

CONSENT AGENDA

Council member Newhoff moved to approve the consent agenda which included minutes from May 11th regular meeting; Treasurer's reports, operational budget, and new hires & salary changes – Riley Hopkins Jr. Lifeguard-\$10.00, Kalista Todd-Hopkins Jr. Lifeguard - \$10.00 April Fire Dept. Minutes and Roster. Seconded by council member Henson. ROLL CALL: AYES: Henson, Newhoff, Kraus, Ouderkirk, Marquez, Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

UTILITY BOX

Council member Newhoff moved to approve the purchase of a utility box for the new 2014 Dodge Pickup from LCL Truck Equipment in the amount of \$9,655.00. Seconded by council member Ouderkirk. ROLL CALL: AYES: Henson, Hernandez, Kraus, Marquez, Newhoff, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

STREET PROJECTS

Council Member Newhoff made a motion to have Utility Superintendent Coolidge communicate with MC Schaff to get some prices for road projects by next meeting. Seconded by council member Ouderkirk. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Kraus, Newhoff, and Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

FIGGENS FIELD

Council member Kraus made a motion to purchase in-field mix to change Figgens Field to a dirt in-field for softball in the amount of \$11,785.00; but wants the work to be deferred until fall after more talks with the school and baseball organization. Seconded by council member Newhoff. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Kraus, Newhoff, and Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

MOWER FOR PARKS

Council Member Ouderkirk made a motion to approve the purchase of a new mower for the parks not to exceed \$18,000.00. Seconded by council member Marquez. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

POOL FENCE

Council member Newhoff moved to approve the purchase and installation of fencing at the swimming pool in the amount of \$2,001.73. Seconded by council member Henson. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Kraus, Newhoff, and, Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

SENIOR CENTER

Council Member Ouderkirk made a motion to approve the repair to the rear of the Senior Center from Gali Masonry in the amount of \$22,200.00. Seconded by council member Newhoff. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Newhoff, Kraus, and, Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

GENOWAYS HALL

Council Member Newhoff made a motion to approve the painting of Genoways Hall by Carl Kysar in the amount of up to \$3,680 for supplies and labor. Seconded by council member Marquez. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Newhoff, Kraus, and, Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

ORDINANCE 851

Mayor Schmall asked City Clerk/Treasurer Bowlin to read the title of Ordinance 851 for the second reading.

ORDINANCE #851

AN ORDINANCE OF THE CITY OF BAYARD, NEBRASKA, ESTABLISHING AND IMPLEMENTING CERTAIN OCCUPATION TAXES FOR BUSINESS ENTERPRISES DOING BUSINESS IN THE CITY TO OBTAIN A SPECIAL DESIGNATED LIQUOR LICENSE(SDL); PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES

Ordinance 851 will be put on the July meeting for final passage.

ORDINANCE 854

Council Member Ouderkirk made a motion to suspend the statutory rules requiring reading of the title on three occasions for Ordinance 854. Seconded by council member Newhoff. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Newhoff, Kraus, and, Hernandez. NAYS: None. Motion declared suspended by Mayor Schmall.

Council Member Newhoff made a motion for final passage of Ordinance 854. Seconded by council member Ouderkirk. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Newhoff, Kraus, and, Hernandez. NAYS: None. Mayor Schmall declared Ordinance 854 passed, adopted and ordered it published.

ORDINANCE #854

AN ORDINANCE OF THE CITY OF BAYARD, NEBRASKA AMENDING SECTION 132.01 TO PROVIDE FOR CURFEW FOR MINORS; TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES; AND TO PROVIDE FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

AED GRANT APPROVAL

Council Member Marquez made a motion to accept the AED grant Obligation of Funds and Letter of Condition, and allow Mayor Schmall to be signer for any additional documents for the grant. Seconded by council member Henson. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Newhoff, Kraus, and, Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

BUDGET HEARINGS

Discussion was held on scheduling budget workshops for upcoming budget planning. The Dates would be June 29, July 27, and August 24 each at 6:00 p.m.

PUBLIC COMMENT

Mayor Schmall told council about being invited to Oregon Trail Days Parade July 10th and asked if anyone would like to go represent the city as he would be out of town.

ADJOURNMENT

Council member Newhoff moved to adjourn at 8:36 P.M. Seconded by council member Ouderkirk. ROLL CALL: AYES: Henson, Ouderkirk, Marquez, Newhoff, Kraus, and Hernandez. NAYS: None. Motion declared carried by Mayor Schmall.

G Schmall
Mayor

S Bowlin
City Clerk/Treasurer