

The Mayor and City Council of the City of Bayard, County Morrill, State of Nebraska, met in a regular session in the Council Chambers April 11, 2023. City of Bayard, 445 Main Street, Bayard, Nebraska, 69334. Notice of the meeting having been posted in three places; 302 Main Street, 445 Main Street, and 517 Main Street. An agenda for the meeting was made available to the mayor and each of the council members prior to the meeting. Present were Mayor Scot Ouderkirk and council members Chris Baird, Tanner Henkel, Sheila Henson, Diane Kraus, and Marty Marquez. Absent: Jamie Hernandez. There being a quorum of council members present, Mayor Ouderkirk called the meeting to order at 7:00 P.M. The Pledge of Allegiance was recited. Mayor Ouderkirk 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 Baird. ROLL CALL: AYES: Baird, Henkel, Henson, Kraus, and Marquez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

HEIRLOOM MARKET

Tonia Verbeck with Heirloom Market was present to request for help with Heirloom Market to be held on May 27, 2023; she was asking for SDLs for Flyover and Rosita's, Closure of 4th Street from Main to Ave A and portion of Avenue A. She will be having more vendors than in the past and will be needed more space. Also asked that the garbage and streets be cleaned before set-up and roll off type garbage cans provided. Council Member Baird made a motion to approve street closures and SDLs. Seconded by council member Kraus. ROLL CALL: AYES: Henkel, Henson, Kraus, Marquez, and Baird. NAYS: None. Motion declared carried by Mayor Ouderkirk.

CHIMNEY ROCK PIONEER DAYS

John Schmall was available from the CRPD committee, he was here to ask for SDL for September 8-10, use of Library Park, closure of Main Street September 9th for parade, for the city to provide movie in the park, for the city to pay for port-a-potties, and to have additional roll-type dumpsters. Council member Henson moved to approve the request. Seconded by council member Kraus. ROLL CALL: AYES: Henson, Kraus, Marquez, Baird, and Henkel. NAYS: None. Motion declared carried by Mayor Ouderkirk.

CITY BILLS & CLAIMS

Council member Baird moved to approve all city bills and claims in the amount of \$233,123.28. Seconded by council member Marquez. ROLL CALL: AYES: Kraus, Marquez, Hernandez, Baird, Henkel, and Henson. NAYS: None. Motion declared carried by Mayor Ouderkirk A&A Porta-Potties \$300.00, Accelerated Receivables \$105.47, Action Communication \$36.29, Advancing Tech \$375.00, Aflac \$1,917.12, Airgas \$29.85, AST \$53.90, Allied Benefits \$5,131.02, Amazon Capital Services \$372.96, B&C Steel \$735.12, Bayard Automotive \$55.85, Bayard Tiger Club \$36,103.79, Benzel Pest Control \$99.00, Black Hills Energy \$3,011.16, Bluffs Sanitary \$281.14, Shelly Bowlin \$98.49, Capital Business \$349.96, CenturyLink \$74.85, Charter \$1,628.63, Child Support of WY \$298.14, Chimney Rock PPD \$275.00, City of Gering \$11,593.69, Connecting Point \$192.02, Contractors \$115.00, Culligan \$102.00, Defense Tech \$325.00, Dollar General \$63.80, Douglas, Kelly Ostdiek \$1,000.25, Enviro Service \$50.00, Farmers Irrigation \$617.63, FNBO \$176.53, Fox Insurance \$100.00, General Consolidated \$250.00, GreatAmerica 261.00, Ideal Linen \$395.10, Ingram \$984.76, John Hancock \$1,727.94, Kuskie \$930.57, LONM \$65.00, Lincoln Life \$121.99, Menards \$965.70, Midwest Radar \$120.00, Morrill Co Attorney \$150.00, Morrill Co Sheriff \$1,000.00, Morrill Co Treas. \$2,585.86, Motorola Solutions \$120.00, MEAN \$36,616.33, NE Child Support \$1,144.64, NMPP \$800.60, NE Fire Chief Assoc \$450.00, Nippon Life Benefits \$732.77, NW Pipe \$1,945.80, One Call \$14.24, OPTK \$30.00, Paradise Pumpers \$125.00, Pro Overhead \$355.75, Robby Rhembrandt \$275.00, Rocky Mtn. Air \$164.20, Scb Bldg & Zng \$72.00, Simmons Olsen Law \$420.00, Staples \$45.99, Sterling \$1,790.12, Stan Tavenner \$214.14, Terry's Auto \$408.57, Transcript \$388.10, US Bank \$1,611.40, Viaero Wireless \$56.08, Payroll \$73,328.67.

CHIMNEY ROCK VILLA

Council member Henson moved to approve the Chimney Rock Villa Bills & Claims as presented in the amount of \$364,994.09. Seconded by council member Kraus. ROLL CALL: AYES: Marquez, Baird, Henkel, Henson and Kraus. NAYS: None. Motion declared carried by Mayor Ouderkirk.

DEPARTMENT HEAD MONTHLY REPORTS

All department heads gave their reports.

- **UTILITY REPORT** – Bladed streets, swept streets, patched pot holes, fixed elect

outages, meter orders, maintenance, water samples, Dan & Kevin went to water class.

- **POLICE REPORT** – 69 Assist the public, 35 assist other agencies, 1 accident investigations, 2 citation violations, 21 warning violations, 23 complaints, 2 investigations. The police now carry Narcan, Taser and accessories are set to arrive this week, New Dodge pickup looks like arriving in September, have shot 6 racoons.
- **LIBRARY REPORT** – There were 820 books checked out in the month of March, the computer was used 23 times, 157 books checked out through overdrive; attending NLC Webinars weekly, attended Summer Reading workshop, theme for Summer Reading is “All Together Now”, Friendship, Kindness, Unity.
- **OFFICE REPORT** – Monthly reports, payroll, Meetings, pay scale work, building permits.
- **FIRE DEPARTMENT – Chief’s Report** –1 Car Fire, 1 Grass Fire; 2 calls - 32 man-hours. **Rescue Report** 5 Transported by Bayard, 2 Tiered with Valley, 1 Tiered with ALS, 3 Refusals, 1 No Transport – 12 Calls; 171 miles w/ patient, 379.3 total miles – 15 hours 43 minutes in service. **Training Report** –Field training – Ladders & Knots – 8 people – 3 man-hours; Leadership Conf. in Gering - 6 people – 8 man-hours; Grain Extrication training in Bridgeport – 6 people – 5 man-hours; Weather Spotting training in Bridgeport – 1 person – 2 man-hours.

CONSENT AGENDA

Council member Henson moved to approve the consent agenda which included minutes from March 14th meeting; Treasurer’s reports, operational budget, and fire department minutes & roster. Seconded by council member Kraus. ROLL CALL: AYES: Baird, Henkel, Henson, Kraus, and Marquez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

BUCKET TRUCK REPAIRS

Council member Baird moved to approve purchase of parts and labor from Hydraulic Equipment Service for large bucket truck repairs. Seconded by council member Henkel. ROLL CALL: AYES: Henkel, Henson, Kraus, Marquez, and Baird. NAYS: None. Motion declared carried by Mayor Ouderkirk.

MOSQUITO SPRAY

Council member Henson moved to approve purchase of 8- 55-gallon barrels of mosquito spray in the amount of \$29.00 per gallon. Seconded by council member Kraus. ROLL CALL: AYES: Henson, Kraus, Marquez, Baird, and Henkel. NAYS: None. Motion declared carried by Mayor Ouderkirk.

COPIER LEASE

Council member Baird moved to approve buyout and lease of new copier for city office. Seconded by council member Henkel. ROLL CALL: AYES: Kraus, Marquez, Baird, Henkel, and Henson. NAYS: None. Motion declared carried by Mayor Ouderkirk.

ELECTRONIC SPEED SIGNS

Council member Baird moved to table the purchase of electronic speed signs for further information. Seconded by council member Kraus. ROLL CALL: AYES: Marquez, Baird, Henkel, Henson, and, Kraus. NAYS: None. Motion declared tabled by Mayor Ouderkirk.

ORDINANCE 869

Council member Baird moved to approve Ordinance 869-Amending Section 93.30 of the City Code regarding snow removal. Seconded by council member Marquez. City Clerk/Treasurer Bowlin read the title. Discussion was held between residents and council. ROLL CALL: AYES: Baird, Henkel, and, Marquez. NAYS: Henson, Kraus. Motion declared passed by Mayor Ouderkirk.

AN ORDINANCE OF THE CITY OF BAYARD, NEBRASKA AMENDING SECTION 93.30 OF THE CITY CODE OF ORDINANCES CONCERNING REMOVAL OF SNOW AND/OR ICE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

93.30 Removal of Snow And/or Ice; Generally

- A. It shall be the duty of the owner or tenant of any premises abutting or adjoining any

public sidewalk to remove all snow and/or ice from the sidewalk.

B. Snow removed from a private driveway, private sidewalk, business sidewalk (excluding businesses on Main Street), business driveway, or business parking lot may not be placed on a city street.

C. Any person removing snow from any city street is liable for any damage they cause to the street or any other city property.

ORDINANCE 871

Council member Henson introduced Ordinance 871 updating Sewer Rates. City Clerk/Treasurer Bowlin read the title.

FREE DUMP DAY

Council member Henson moved to hold Free Dump Day on April 22, 2023 from 8 AM to 12 Noon. Seconded by Council member Kraus. ROLL CALL: AYES: Henkel, Henson, Kraus, Marquez, and Baird. NAYS: None. Motion declared carried by Mayor Ouderkirk.

VACCINATION CLINIC

Council member Henson moved to hold Vaccination Clinic on April 29, 2023 from 9 AM to 11:30 AM. Seconded by Council member Marquez. ROLL CALL: AYES: Henson, Kraus, Marquez, Baird and, Henkel. NAYS: None. Motion declared carried by Mayor Ouderkirk.

PUBLIC COMMENT

Mayor Ouderkirk mentioned finding a Time Capsule at Swimming Pool Park that was buried June 9, 1973 and is set to be open June 9, 2023. The City will be planning on holding an event on this day.

All council members went on walking tour of the Police Department.

ADJOURNMENT

Council member Baird moved to adjourn at 8:45 P.M. Seconded by council member Henson. ROLL CALL: AYES: Kraus, Marquez, Hernandez, Baird, Henkel, and Henson. NAYS: None. Meeting declared adjourned by Mayor Ouderkirk.

S Ouderkirk.
Mayor

S Bowlin
City Clerk/Treasurer