

The Mayor and City Council of the City of Bayard, Morrill County, State of Nebraska, met in a regular session in the Council Chambers February 13, 2024. City of Bayard, 445 Main Street, Bayard, Nebraska, 69334. Notice of the meeting having been posted three places: 302 Main Street, 445 Main Street, and 517 Main Street and in the Bayard Transcript on February 7, 2024. 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, Sheila Dudden, Jamie Hernandez, Diane Kraus, Marty Marquez and Tanner Henkel. Absent: None. 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 Dudden made a motion to approve the agenda. Seconded by council member Baird. ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez, Kraus, and Marquez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

JOHNSON SERVICE COMPANY

Monte Dakan with Johnson Service Company came before council to present information about sewer drain cleaning and storm drain cleaning. Council will be budgeting and preparing for these services in the future.

CHIMNEY ROCK ROD & GUN CLUB LEASE

Council member Baird moved to approve a fifty (50) year lease with Chimney Rock Rod & Gun Club for shooting area outside of town. Seconded by council member Hernandez. ROLL CALL: AYES: Dudden, Henkel, Hernandez, Kraus, Marquez, and Baird. NAYS: None. Motion declared carried by Mayor Ouderkirk.

2022/2023 AUDIT

Jessica Dailey presented the audited financials to council pointing out items of interest. Council member Baird moved to approve the 2022/2023 audit presented by KSO CPAs. Seconded by council member Henkel. ROLL CALL: AYES: Henkel, Hernandez, Kraus, Marquez, Baird, and Dudden. NAYS: None. Motion declared carried by Mayor Ouderkirk.

LB840 RECOMMENDATIONS

Adam Pittman and Kate Sinner with CJ's Processing presented their request of \$20,000 for improvements to their building. Tina Douglas told council members the LB840 committee has recommended a \$10,000 loan/\$10,000 grant for CJ's Processing, contingent on securing a slaughter facility. At 7:55 PM council went into Executive Session to protect the reputation of individuals. Council came out of Executive Session at 8:03 PM. Council Member Hernandez made a motion to table this request to get more quotes for repairs and a signed lease agreement for the slaughter facility. Seconded by council member Baird. ROLL CALL: AYES: Hernandez, Kraus, Marquez, Baird, Dudden, and Henkel. NAYS: None. Motion declared tabled by Mayor Ouderkirk.

Dontae and Shawna Abbot presented their request for \$15,000 in LB840 funds for improvements to sewer at Wigglebuttz Dog Grooming. Tina Douglas told council members the LB840 committee has recommended a \$7,500 loan/\$7,500 grant for Wigglebuttz Dog Grooming, for repairs to the sewer. Council Member Dudden made a motion to approve the request of \$15,000. Seconded by council member Kraus. ROLL CALL: AYES: Kraus, Marquez, Baird, Dudden, Henkel, and Hernandez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

KC Heath with Bayard Transcript presented his request for \$7,500 in LB840 funds for capital funding, he stated these funds would go to pay off printing company and pay to start on-line paper. Tina Douglas told council members the LB840 committee has recommended a \$7,500 loan for Bayard Transcript. Council Member Dudden made a motion to approve the request of \$7,500. Seconded by council member Kraus. ROLL CALL: AYES: Marquez, Baird, Dudden, Henkel, Hernandez, and Kraus. 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 \$228,399.29. Seconded by council member Dudden. ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez,

Kraus, and Marquez. NAYS: None. A&A Porta Potties \$300.00, Action communications \$7,914.25, Aflac \$1,431.02, Airgas \$75.85, AST \$53.90, Allied Benefits \$27,334.86, Amazon \$384.83, AT&T \$340.20, Atlas Automation \$1,547.30, Bayard Automotive \$852.16, Border States \$2,710.32, Capital Business System \$161.82, Cengage \$247.68, Charter \$1,191.74, Chimney Rock PPD \$143.86, City of Gering \$12,574.78, Connecting Point \$73.36, Cornhusker Press \$80.87, Culligan \$146.50, Linz Douglas \$73.17, Douglas, Kelly, Ostdiek \$807.50, Enviro Service \$50.00, Ferno \$51,065.29, Flatlander Kennels \$202.88, FNBO \$353.06, Galls \$42.49, General Consolidated \$403.14, GreatAmerica \$170.35, Hawkins \$1,122.21, Ideal Linen \$269.09, Independent Plumbing \$371.16, Ingram \$1,194.03, Jack's Uniforms \$400.29, John Hancock \$1,642.10, K & P Welding \$1,507.50, Kuskie \$1,334.74, LARM \$475.83, Lincoln Life \$127.82, Menards \$178.63, Morrill Co Attorney \$150.00, Morrill Co Sheriff \$1,500.00, Morrill Co Treasurer \$15.00, MEAN \$43,127.45, Municipal Supply \$2,503.80, Jan Murray \$70.81, NDEQ \$35.00, NE Child Support \$472.62, NE Fire & Safety \$1,317.00, Nippon \$1,498.74, OPTK \$30.00, PowerPlan \$30.35, Print Works \$93.76, Quadient \$1,200.00, Rock Mountain Air \$594.86, Simmons Law \$18.00, Team Chev \$558.46, Transcript \$96.37, US Bank \$3,035.81, Viaero \$28.25, WY First Aid \$52.61, Payroll \$52,613.82. **Motion declared carried by Mayor Ouderkirk.**

CHIMNEY ROCK VILLA

Council member Baird moved to approve the Chimney Rock Villa Bills & Claims as presented in the amount of \$310,992.78. Seconded by council member Kraus. **ROLL CALL: AYES:** Dudden, Henkel, Hernandez, Kraus, Marquez, and Baird. **NAYS: None.** Motion declared carried by Mayor Ouderkirk.

DEPARTMENT HEAD MONTHLY REPORTS

All department heads gave their reports.

- **UTILITY REPORT** – Changed Street lights, snow removal, pot hole repair, cleaning and organizing shop, repair frozen water meters and one service, repair downspout on office building, electrical repair and working on water treatment plant.
- **POLICE REPORT** – 68 Assist the public, 14 assist other agencies, 1 accident investigations, 0 citation violations, 16 warning violations, 13 complaints, 0 investigations. The stickers have come in today for the new police pickup, it is at Jon's body and should be ready to roll at the end of the week.
- **LIBRARY REPORT** – There were 707 books checked out in the month of January, the computer was used 14 times, 155 books checked out through Overdrive, Becky attended training in Alliance to learn about the accreditation of the library, will attend a zoom training February 20, the Library was awarded the \$1,000 Internship Grant again this year.
- **OFFICE REPORT** – Monthly reports, payroll, Audit work, IT On-Boarding, LB840 Meeting.
- **PARKS** – Done for the season
- **FIRE DEPARTMENT – Chief's Report** 3 Calls – 2 Structure Fires; one was mutual aid with Bridgeport; 1 MVA 20 personnel; 39 man-hours. **Rescue Report** 11 Calls - 7 Transported by Bayard, 1 Transported by Bayard tiered w/ Regional West; 3 Transported by Regional West; 175.9 miles w/ patient, 364.3 total miles – 13 hours 40 minutes in service. **Training Report** Extrication Training – 9 people, 3 man-hours

CONSENT AGENDA

Council member Dudden moved to approve the consent agenda which included minutes from January 16th Meeting; Treasurer's reports, operational budget, and fire department minutes and roster. Seconded by council member Baird. **ROLL CALL: AYES:** Henkel, Hernandez, Kraus, Marquez, Baird, and Dudden. **NAYS: None.** Motion declared carried by Mayor Ouderkirk.

RESOLUTION #1039

Council member Dudden moved to approve Resolution #1039 for sale of property listed as: A tract of land in N ½ NW ¼, N ½ S ½ NW ¼ of Section 33, Township 21, Range 52 west of the 6th p.m. Morrill County, Nebraska containing 121.550 acres more or less. Seconded by council member Hernandez. **ROLL CALL: AYES:** Hernandez, Kraus, Marquez, Baird, Dudden, and Henkel. **NAYS: None.** Motion declared carried by Mayor Ouderkirk.

ORDINANCE #874

Council member Kraus moved to waive the three reading for Ordinance #874 to update the Library Board member requirements. Seconded by council member Hernandez. ROLL CALL: AYES: Kraus, Marquez, Baird, Dudden, Henkel, and Hernandez. NAYS: None. Motion declared Waived by Mayor Ouderkirk.

Council member Hernandez moved to approve Ordinance #874 to update the Library Board member requirements. Seconded by council member Dudden. ROLL CALL: AYES: Marquez, Baird, Dudden, Henkel, Hernandez, and Kraus. NAYS: None. Motion declared passed by Mayor Ouderkirk.

ADA & 504 PLAN

Council member Baird moved to approve updating the ADA and 504 Plan for 2024. Seconded by council member Henkel. ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez, Kraus, Marquez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

PUBLIC COMMENT

None.

ADJOURNMENT

Council member Baird moved to adjourn at 8:49 P.M. Seconded by council member Dudden. ROLL CALL: AYES: Dudden, Henkel, Hernandez Kraus, Marquez, and Baird. NAYS: None. Meeting declared adjourned by Mayor Ouderkirk.

S Ouderkirk.

Mayor

S Bowlin

City Clerk/Treasurer