

The Mayor and City Council of the City of Bayard, County Morrill, State of Nebraska, met in a regular session in the Council Chambers May 12, 2026. City of Bayard, 445 Main Street, Bayard, Nebraska, 69334. Notice of the meeting having been published in the Bayard Transcript on May 6, 2026. An agenda for the meeting was made available to the mayor and each of the Council Members prior to the meeting. Present was Mayor Scot Ouderkirk and Council Members: Chris Baird, Garrett Schukei, Marty Marquez, Jamie Hernandez, and Diane Kraus. Absent: Tanner Henkel. 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 Kraus made a motion to approve the agenda. Seconded by council member Schukei. ROLL CALL: AYES: Baird, Hernandez, Kraus, Marquez, and Schukei. NAYS: None. Motion declared carried by Mayor Ouderkirk.

KENO FUNDS

Council member Schukei moved to table request for Keno funds for painting buildings and putting flowers in flower pots. Seconded by council member Baird. ROLL CALL: AYES: Hernandez, Kraus, Marquez, Schukei, and Baird. NAYS: None. Motion declared carried by Mayor Ouderkirk.

Council member Kraus moved to approve request for Keno funds from Library Director to pay for the performers during summer reading. Seconded by council member Baird. ROLL CALL: AYES: Kraus, Marquez, Schukei, Baird and Hernandez. NAYS: None. Motion declared tabled by Mayor Ouderkirk.

CITY BILLS & CLAIMS

Council member Baird moved to approve all city bills and claims in the amount of \$151,989.10. Seconded by council member Hernandez. ROLL CALL: AYES: Marquez, Schukei, Baird, Hernandez, and Kraus. NAYS: None. A&A Porta-Potties \$150.00, Aflac \$1,499.76, Airgas \$83.00, AST \$53.90, Amazon \$955.46, AT&T \$425.90, Bayard Automotive \$429.64, Black Hills Energy \$1,157.69, Border States \$39,288.95, Bound Tree \$1,845.22, Brenda Krantz \$2,114.42, Capital Business Sys. \$215.69, CenturyLink \$83.20, Charter \$1,787.58, Chimney Rock PPD \$145.28, Chimney Rock Villa-UHC \$11,177.49, Connecting Point \$64.05, Culligan \$168.50, Dollar General 6.50, Don's Services \$16,092.06, Douglas, Kelly, Ostdiek \$786.25, Drug Collections \$52.00, Enviro Service \$60.00, Equitable Financial \$1,032.26, FNBO CC \$2,376.04, General Consolidated \$180.00, GreatAmericca \$149.99, Hawkins \$1,508.77, Hullinger \$140.00, Ideal Linen \$279.14, Ingram \$1,189.55, Intralinks \$1,451.50, Kuskie \$1,155.13, LARM \$63.44, LONM \$563.00, Lincoln Life \$115.77, Menards \$165.43, Morrill Co Attorney \$150.00, Morrill Co Sheriff \$2,500.00, MEAN \$750.00, NDWEE \$150.00, Nolte Trucking \$100.00, NW Pipe \$307.92, OPTK \$30.00, Quadiant \$600.00, Scb Co \$34.00, Simplot \$130.00, Jeff Smith \$7.70, Transcript \$1,213.58, US Bank \$147.00, Viaero \$55.21, Wesco 1,550.28, Payroll \$55,250.85. Motion declared carried by Mayor Ouderkirk.

CHIMNEY ROCK VILLA

Council member Hernandez moved to approve the Chimney Rock Villa Bills & Claims as presented in the amount of \$286,878.45. Seconded by council member Kraus. ROLL CALL: AYES: Schukei, Baird, Hernandez, Kraus, and Marquez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

DEPARTMENT HEAD MONTHLY REPORTS

All department heads gave their reports.

- **UTILITY REPORT** – Exercise Valves, treatment plant issues, Dump Day, working with Johnson Services cleaning sewers.
- **PARKS** – repaired many leaks, spraying weeds, reseeded various areas, hired Gary to help with mowing.
- **POLICE REPORT** – 36 assist the public, 13 assist other agencies, 0 accident investigation, 1 citation violation, 7 warning violations, 5 complaints, and 4 investigations.
- **LIBRARY REPORT** – There were 789 books checked out in the month of April, the

computer was used 19 times, 133 books checked out through Overdrive, have been planning Summer Reading and Story Time.

- **OFFICE REPORT** – Monthly reports, payroll, Meetings, utility billing, dog vaccination clinic.

CONSENT AGENDA

Council member Baird moved to approve the consent agenda which included minutes from April 12, 2026 meeting; Treasurer's reports, fire department minutes. new hires – James Asay Utility Tech \$22.00, and Gerald Schukei Parks and Mosquito Spraying \$16.00, and operational and new fiscal year budget worksheets. Seconded by council member Kraus. ROLL CALL: AYES: Baird, Hernandez, Kraus, Marquez and Schukei. NAYS: None. Motion declared carried by Mayor Ouderkirk.

RESOLUTION 1062

Council member Baird made a motion to approve Resolution 1062 Notice of unsafe property. Seconded by council member Hernandez. ROLL CALL: AYES: Hernandez, Kraus, Marquez, Schukei and Baird. NAYS: None. Motion declared carried by Mayor Ouderkirk.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BAYARD, NEBRASKA, AS FOLLOWS: WHEREAS, the City of Bayard Code Official has determined that the property located at 409 S Main Street, Bayard, Nebraska (Lot Ten (10), Block Three (3), South Bayard Addition, Morrill County, Nebraska) is an unsafe building and is unsafe and unfit for human occupancy because of numerous violations of the City of Bayard Property Maintenance Code and Bayard City Ordinances.

THEREFORE, be it resolved by the Mayor and City Council of the City of Bayard as follows:

1. Notice of Unsafe Building shall be posted and served according to law, on the property located at 409 S Main Street, Bayard, Nebraska (Lot Ten (10), Block Three (3), South Bayard Addition, Morrill County, Nebraska) giving notice that the unsafe condition be either remedied or the property demolished within 60 days. Upon failure to comply with the notice, the City may proceed to correct or abate such violations as necessary, and any action taken by the City of Bayard shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

RESOLUTION 1063

Council member Hernandez made a motion to approve Resolution 1063 Extending LB840. Seconded by council member Schukei. ROLL CALL: AYES: Kraus, Marquez, Schukei, Baird and Hernandez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BAYARD, NEBRASKA AS FOLLOWS: 1. On April 29, 1991, a vote was held pursuant to the Nebraska Local Optional Revenue Act and Election Laws of the State of Nebraska adopting a City Sales and Use Tax. As a result of the vote in favor of the City Sales and Use Tax, the City Council adopted Ordinance No. 454 establishing a 1% City Sales and Use Tax.

2. At an election of the City conducted by the Morrill County Clerk on May 14, 2007, the electors of the City approved allocating a portion of the 1% City Sales and Use Tax toward an Economic Development Program as authorized by the Nebraska Local Option Municipal Economic Development Act.

3. Again, during an election of the City conducted by the Morrill County Clerk on November 8, 2016, the electors of the City approved allocating a portion of the 1% City Sales and Use Tax toward an Economic Development Program as authorized by the Nebraska Local Option Municipal Economic Development Act.

4. The following Proposition in the form shown below shall be submitted to the qualified electors of the City for their approval or disapproval at the election on November 3, 2026.

Proposition No. 1: Shall the City of Bayard, Nebraska maintain an Economic Development Program as described herein by appropriating from the City Sales and Use Tax 25% of the first \$100,000 of sales and use tax revenue each year for the maximum annual amount of \$25,000 to be collected for a period of ten (10) years.

- Yes (for the Proposition)
- No (against the Proposition)

IWorQ

Council member Baird moved to approve the purchase of a module from IWorQ for code enforcement. Seconded by council member Marquez. ROLL CALL: AYES: Marquez, Schukei, Baird Hernandez, and Kraus. NAYS: None. Motion declared carried by Mayor Ouderkirk.

VACANT PROPERTY

Discussion was held about implementing a vacant property registration for the City of Bayard. This allows the city to track buildings in town that are not being used. City Clerk Bowlin will work with City Attorney to draft an ordinance for next meeting.

BUDGET WORKSHOPS

Discussion was held to schedule date for budget workshops, after much conversation, tentative dates are June 16, July 9, and August 25 all at 6:00 PM.

PUBLIC COMMENT

None.

ADJOURNMENT

Council member Kraus moved to adjourn at 8:21 P.M. Seconded by council member Baird.

ROLL CALL: AYES: Schukei, Marquez, Kraus, Hernandez, and Baird. NAYS: None. Meeting declared adjourned by Mayor Ouderkirk.

S Ouderkirk.

Mayor

S Bowlin

City Clerk/Treasurer