

The Mayor and City Council of the City of Bayard, Morrill County, State of Nebraska, met in a regular session in the Council Chambers July 9, 2024. City of Bayard, 445 Main Street, Bayard, Nebraska, 69334. Notice of the meeting having been published in the Bayard Transcript on July 3, 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, Tanner Henkel, Jamie Hernandez, and Diane Kraus. Absent: Marty Marquez. 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 Baird made a motion to approve the agenda. Seconded by council member Dudden. ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez, and Kraus. NAYS: None. Motion declared carried by Mayor Ouderkirk.

#### **MORRILL COUNTY LAND BANK**

Michelle Coolidge was present to talk to the board about next items needed for land bank to move forward. At least seven (7) voting members are needed to make up the Land Bank Board, the members need to be from Chamber of Commerce, Banker, Real Estate Developer, Realtor, someone with non-profit or affordable housing experience, and someone with large scale residential or commercial rental experience. All members must live within the city limits of one of the three (3) cities that make up Morrill County Regional Land Bank. Council has been asked to identify some people that may be interested in sitting on this board. Discussion was also had on how much the city would contribute in both cash and “in-kind” to get started. City Treasurer Bowlin stated that she has \$25,000 in the budget and another \$25,000 in “in-kind” wouldn’t be that hard to obtain. This will be further discussed at next week’s budget workshop.

#### **4<sup>TH</sup> AVENUE STREET REPAIR**

Council member Kraus moved to accept the bid from Infinity Construction to replace the concrete on 4<sup>th</sup> Avenue that was damaged from boring company boring through water valve. Seconded by council member Hernandez. ROLL CALL: AYES: Dudden, Henkel, Hernandez, Kraus, and Baird. 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 \$194,475.02. Seconded by council member Dudden. ROLL CALL: AYES: Henkel, Hernandez, Kraus, Baird, and Dudden. NAYS: None. Action communications \$36.34, AST \$53.90, Allied Benefits \$15,283.64, Amazon \$776.19, AT&T \$380.95, Bayard Automotive \$196.66, Bayard Organized Baseball \$45.00, Black Hills \$1,180.81, Bluffs Sanitary \$626.00, Border States \$2,984.42, Shelly Bowlin \$191.69, Capital Business System \$225.04, CenturyLink \$58.95, Charter \$868.14, Chimney Rock PPD \$1,067.24, City of Gering \$12,486.35, Connecting Point \$102.76, Contractors \$1,050.00, Croell \$536.00, Culligan \$161.00, Deere Financial \$94.34, Dollar General \$192.70, Douglas, Kelly, Ostdiek \$893.50, Zak Douglass \$145.77, Enviro Service \$104.00, FNBO \$353.06, Fyr-Tek \$1,529.06, Jorje Garza \$2,851.15, General Consolidated \$58.26, Great America \$175.99, Holiday Inn \$249.90, Ideal Linen \$261.02, Infinity Const. \$1,851.08, Ingram \$1,277.13, Intermountain Controls \$2,876.51, Intralinks \$629.00, John Hancock \$1,604.80, Connie Kabugo \$56.74, Kuskie \$648.89, Legacy Coop \$61.74, Lincoln Life \$125.88, Menards \$1,079.00, Morrill Co Attorney \$150.00, Morrill Co Sheriff \$1,500.00, Municipal Supply \$159.09, NE Child Support \$472.62, NDEE \$10,085.14, NE Public Health \$16.00, NE Total Office \$88.75, NW Pipe \$2,320.05, OPTK \$30.00, Regina Preston \$14.00, Robinson Elect \$7,531.74, Rocky Mountain Air \$178.00, Sandberg \$55.00, Scb Bldg \$160.00, Simmon Olsen \$670.00, Simon Materials \$2,255.69, Transcript \$936.18, Transwest \$1,044.75, US Bank \$1,020.04, Van Diest \$14,080.00, Viaero \$27.41, WY First Aid \$58.93, Payroll \$52,237.35. 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 \$281,547.57. Seconded by council member Dudden. ROLL CALL: AYES: Hernandez, Kraus, Baird, Dudden, and Henkel. NAYS: None. Motion declared carried by Mayor Ouderkirk.

#### **DEPARTMENT HEAD MONTHLY REPORTS**

All department heads gave their reports.

- **UTILITY REPORT** – Mowing City Lots, Trim Trees Out of Lines, Pothole repair,

remove dead tree from park, Pour Concrete, Pool, and Electrical work.

- **POLICE REPORT** – 49 Assist the public, 19 assist other agencies, 1 accident investigations, 0 citation violations, 5 warning violations, 23 complaints, 2 investigations.
- **LIBRARY REPORT** – There were 796 books checked out in the month of June, the computer was used 14 times, 103 books checked out through Overdrive, 56 kids signed up for Summer Reading; 6 teens signed up for Teen Program; will be having pool party on July 18th for summer reading.
- **OFFICE REPORT** – Monthly reports, payroll, Committee Meetings; Swimming Pool, Budget, went to Lincoln for Finance Conference.
- **PARKS** – Jeff not available for comment.

### **CONSENT AGENDA**

Council member Dudden moved to approve the consent agenda which included minutes from June 11<sup>th</sup> and June 18th Meetings; Treasurer’s Reports, Operational Budget and 2024-2025 Budget forms, Fire Department June Minutes and Roster, and New Hires – Emma Safford Library Intern \$12.00. Seconded by council member Henkel. ROLL CALL: AYES: Kraus, Baird, Dudden Henkel, and Hernandez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

### **ORDINANCE 881**

Council member Kraus introduced Ordinance #881 Amending Traffic Code concerning ATVs, and moved to waive the three readings. Seconded by council member Baird. ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez, and Kraus. NAYS: None. Motion declared Waived by Mayor Ouderkirk.

City Clerk Bowlin Read the title:

AN ORDINANCE OF THE CITY OF BAYARD NEBRASKA AMDENING SECTIONS 71.01 AND 71.02 OF THE CITY CODE OF ORDINANCES CONCERNING TRAFFIC CODE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR EFFECTIVE DATE OF THIS ORDINANCE.

Council member Hernandez moved for final passage of Ordinance #881 Amending Traffic Code concerning ATVs. Seconded by council member Kraus. ROLL CALL: AYES: Dudden, Henkel, Hernandez, Kraus, and Baird. NAYS: None. Mayor Ouderkirk declared it passed, adopted, and ordered it published.

### **RESOLUTION #1041**

Council member Dudden moved to approve Resolution #1041 LARM renewal for 2024-2025 fiscal year for three (3) years with five (5) percent discount. Seconded by council member Baird. ROLL CALL: AYES: Henkel, Hernandez, Kraus, Baird, and Dudden. NAYS: None. Motion declared carried by Mayor Ouderkirk.

### **NEPTUNE 360**

Council member Baird moved to table the purchase of Neptune 360 software until further information can be provided. Seconded by council member Dudden. ROLL CALL: AYES: Hernandez, Kraus, Baird, Dudden, and Henkel. NAYS: None. Motion declared tabled by Mayor Ouderkirk.

### **LIBRARY DIRECTOR PAY**

Council member Baird moved to table discussion on switching Library Director from salary back to hourly until further discussion at budget meeting. Seconded by council member Kraus. ROLL CALL: AYES: Kraus, Baird, Dudden, Henkel, and Hernandez. NAYS: None. Motion declared tabled by Mayor Ouderkirk.

### **PUBLIC COMMENT**

Mayor Ouderkirk was approached by the Bayard Housing Authority, they are requesting that a council member be part of the Housing Board, any of the board interested need to talk to Scot for contact information.

**ADJOURNMENT**

Council member Hernandez moved to adjourn at 8:21 P.M. Seconded by council member Kraus.  
ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez, and Kraus. NAYS: None. Meeting  
declared adjourned by Mayor Ouderkirk.

S Ouderkirk.  
Mayor

S Bowlin  
City Clerk/Treasurer