

The Mayor and City Council of the City of Bayard, County Morrill, State of Nebraska, met in a regular session in the Council Chambers September 10, 2024. City of Bayard, 445 Main Street, Bayard, Nebraska, 69334. Notice of the meeting having been published in the Bayard Transcript on September 4, 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 Dudden made a motion to approve the agenda. Seconded by council member Hernandez. ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez, and Kraus. NAYS: None. Motion declared carried by Mayor Ouderkirk.

2024-2025 BUDGET

Council member Baird made a motion to approve the fiscal year budget for 2024-2025. Seconded by council member Dudden. ROLL CALL: AYES: Dudden, Henkel, Hernandez, Kraus, and Baird. NAYS: None. Motion declared carried by Mayor Ouderkirk.

Council member Dudden made a motion to approve the additional one percent (1%) allowable increase for restricted funds authority for fiscal year. Seconded by council member Henkel. ROLL CALL: AYES: Henkel, Hernandez, Kraus, Baird, and Dudden. NAYS: None. Motion declared carried by Mayor Ouderkirk.

Council member Baird made a motion to approve Resolution #1044 to set property taxes for the fiscal year 2024-2025. Seconded by council member Dudden. ROLL CALL: AYES: Hernandez, Kraus, Baird, Dudden, and Henkel. NAYS: None. Motion declared carried by Mayor Ouderkirk.

RESOLUTION #1024

WHEREAS, Nebraska Revised Statute 77-1632 and 77-1633 provides that the Governing Body of the City of Bayard passes by a majority vote a resolution or ordinance setting the tax request; and
WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

NOW, THEREFORE, the Governing Body of the City of Bayard resolves that:

1. The 2024-2025 property tax request be set at:
General Fund: \$193,920.00
Bond Fund: \$-
2. The total assessed value of property differs from last year's total assessed value by 11.32 percent.
3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property would be 0.361275 per \$100 of assessed value.
4. The City of Bayard proposes to adopt a property tax request that will cause its tax rate to be 0.370935 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of the City of Bayard will increase (or decrease) last year's budget by -3.31 percent.
6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2024.

Council member Baird made a motion to waive the three readings for Ordinance #882 to appropriate funds for 2024-2025 fiscal budget. Seconded by council member Kraus. ROLL CALL: AYES: Kraus, Baird, Dudden, Henkel, and Hernandez. NAYS: None. Motion declared waived by Mayor Ouderkirk.

Council member Baird made a motion for final passage of Ordinance #882 to appropriate funds for 2024-2025 fiscal budget. Seconded by council member Dudden. ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez, and Kraus. NAYS: None. Motion declared carried by Mayor Ouderkirk.

ORDINANCE 882

AN ORDINANCE APPROPRIATING FROM THE FUNDS AND REVENUES OF THE CITY OF BAYARD, NEBRASKA SUCH SUMS OF MONEY AS HAVE BEEN DEEMED NECESSARY TO DEFRAY ALL NECESSARY EXPENSES AND LIABILITIES OF THE CITY OF BAYARD, NEBRASKA, FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2024 TO SEPTEMBER 30, 2025, AND LEVYING TAXES FOR SUCH CITY AND FOR SAID FISCAL YEAR FOR CERTAIN OBJECTS AND PURPOSES FOR WHICH SUCH APPROPRIATIONS ARE MADE AND THE AMOUNT APPROPRIATE FOR EACH OBJECT AND PURPOSE AND PROVIDING FOR THE CERTIFICATION OF THIS ORDINANCE TO THE COUNTY CLERK OF MORRILL COUNTY, NEBRASKA, AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BAYARD, NEBRASKA.

SECTION 1. That there be and there hereby is appropriated out of the funds and revenue of the City of Bayard, Nebraska, the following sums of money deemed necessary to defray all necessary expenses and liabilities of the City of Bayard, Nebraska, for the fiscal year commencing October 1, 2024 and ending September 30, 2025; and there is hereby levied on each one dollar of actual value of the taxable property within the corporate limits of the City of Bayard, Nebraska, for said fiscal year, as shown by the assessment roll for such fiscal year, the amounts set out; the objects or purposes for which such expenditures are to be made, the amount of appropriated, including the amounts due upon legal and valid outstanding bonds against said City and all special assessments and other tax authorized by law, are as follows:

| | |
|----------------|-----------------|
| City of Bayard | \$12,621,775.00 |
|----------------|-----------------|

SECTION 2. There is hereby appropriated to the respective funds of said City such sums as shall be paid to the County Treasurer of Morrill County, Nebraska, during the ensuing year for taxes and previous fiscal years for such respective funds and there is also appropriated all occupational taxes collected for and during the fiscal year; also unexpended funds in the hands of the City Treasurer at the beginning of the present fiscal year hereby appropriated to be used to defray the expenses or obligations of the City chargeable against said City funds.

SECTION 3. That this ordinance shall be known as the Annual Appropriation Bill and shall be in full force and effect from and after the passage, approval and publication according to law.

Passed and adopted this 10th day of September 2024.

RIVERSIDE DISCOVERY CENTER

Kathy Randall with Riverside Discovery Center came before council to request a donation to the Riverside Outreach Program. She explained that this program allows the Zoo to take animals to schools, libraries, nursing home's, etc. for education purposes. Council member Hernandez made a motion to give Keno funds of \$1,000 to the Outreach Program. With a lack of a second this motion failed.

CITY BILLS & CLAIMS

Council member Dudden moved to approve all city bills and claims in the amount of \$206,821.95. Seconded by council member Kraus. **ROLL CALL: AYES: Dudden, Henkel, Hernandez, Kraus, and Baird. NAYS: None.** Action Communication \$201.75, Aflac \$2,146.53, AST \$53.90, Allied Benefits \$13,667.43, Altec \$5,639.09, Amazon \$132.23, ARSL \$30.00, AT&T \$380.38, Atlas Automation \$6,790.00, Axon \$682.80, Bayard Automotive \$36.34, Benzel \$188.68, Big Iron \$1,072.50, Black Hills Energy \$1,808.50, Bound Tree \$95.99, Capital Business System \$286.20, CenturyLink \$59.32, Charter \$1,235.96, Chimney Rock PPD \$468.73, City of Gering \$12,424.31, CLIA \$248.00, Community Pharmacy \$48.38, Connecting Point \$105.36, Culligan \$185.00, Michelle Daily \$223.02, Dollar General \$39.09, Douglas, Kelly Ostdiek \$1,162.25, Enviro Service \$262.00, Flatwater \$158.54, FNBO \$176.53, Follett \$952.56, Fyr-Tek \$3,059.14, General Consolidated \$624.95, Great Plains Uniforms \$618.35, GreatAmericca \$149.99, Hawkins \$1,773.84, Nicole Hillis \$77.02, Hullinger Glass \$310.00, Ideal Linen \$223.53, Ingram \$974.72, Intralinks \$1,058.00, Jack's Uniforms \$190.89, John Deere \$138.84, John Hancock \$1,216.78, Kuskie \$2,859.74, Lincoln Life \$125.88, MacQueen \$885.98, Morrill Co Attorney \$150.00, Morrill Co Sheriff \$1,000.00, MEAN \$34,990.94, Municipal Supply \$1,996.79, NE Child Support \$236.31, NE Public Health \$15.80, Nippon Life Benefits \$636.26, NW Pipe \$207.60, Jessica Peonio \$62.60, Regina Preston \$50.00, Quadient \$600.00, Reganis Auto \$2,669.52, Rocky Mtn. Air \$183.40, Scb Co Building \$34.00, Simplot \$542.42, State Fire Marshal \$100.00, Swank \$565.00, Stan Tavenner \$111.04, Transcript \$196.38, US Bank \$1,424.93, Viera Wireless \$55.11, Nevaeh William \$112.41, Payroll \$95,086.42. **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 \$289,423.66. Seconded by council member Dudden. **ROLL CALL: AYES: Henkel, Hernandez, Kraus, Baird, and Dudden. NAYS: None.** Motion declared carried by Mayor Ouderkirk.

DEPARTMENT HEAD MONTHLY REPORTS

All department heads gave their reports.

- **UTILITY REPORT** – bladed roads & alleys, swept streets, fixed street lights, patched potholes, trimmed trees out of power lines, prepped for Pioneer Days.
- **POLICE REPORT** – there have been a lot of dog calls, still sending out weed notices, using two part-time officers when available.
- **LIBRARY REPORT** – There were 535 books checked out in the month of August, the computer was used 17 times, 151 books checked out through Overdrive; working on some adult programs for fall and winter; the Library Board voted to move their meetings to the first Friday at 5:30 instead of Noon.

- **OFFICE REPORT** – Monthly reports, payroll, Meetings, Budget work, Arbor Day Celebration, Park Equipment Grant work.
- **PARKS** – Repaired many sprinkler leaks, fertilized and sprayed weeds at all parks, villa and Genoways Hall, edged grass at Library Park, prepped for Pioneer Days.

CONSENT AGENDA

Council member Kraus moved to approve the consent agenda which included minutes from August 13th & September 5th meetings; Treasurer’s reports, and operational budget. Seconded by council member Dudden. ROLL CALL: AYES: Hernandez, Kraus, Baird, Dudden, and Henkel. NAYS: None. Motion declared carried by Mayor Ouderkirk.

UTILITY ORDINANCES

Council member Baird introduced Ordinance #883 increasing electrical rates by 5% and moved that the statutory rules for requiring reading of the title on three different days be suspended. Seconded by Council member Henkel. ROLL CALL: AYES: Kraus, Baird, Dudden, Henkel, and Hernandez. NAYS: None. Mayor Ouderkirk stated the motion was suspended and City Clerk Bowlin read the title for Ordinance #883. Council member Dudden moved for final passage of Ordinance #883. Seconded by council member Baird. ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez, and Kraus. NAYS: None. Motion declared passed, adopted, and ordered to be published by Mayor Ouderkirk.

AN ORDINANCE OF THE CITY OF BAYARD ESTABLISHING CHARGES FOR ELECTRICAL SERVICES FOR CUSTOMERS OF THE CITY OF BAYARD; AMENDING SECTION 54.01 OF THE CITY CODE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BAYARD, NEBRASKA, AS FOLLOWS:

Section 1: Section 54.01 of the City Code is hereby amended to provide as follows:

Electric Rates: The following rates and charges are hereby established for the sale of electrical energy by the City to Consumers for private and public purposes within the City beginning with the October 1, 2024 billing:

A. Residential Electric Service

Applicable: To single family residences and individually metered apartments for all domestic purposes when all service is supplied through a single meter.

Character of Service: 60 cycle, AC, single-phase, 120 volt. 2 wire; or 120/240 volt, 3 wire (optional with the system).

Each residential customer shall be charged a customer/meter fee of \$27.00 per month. In addition, the following charges shall be made for electrical energy on a monthly basis:

Summer

| | |
|------------------------|-----------|
| First 600 kWh, per kWh | \$0.16261 |
| Over 600 kWh, per kWh | \$0.11351 |

Winter

| | |
|------------------------|-----------|
| First 600 kWh, per kWh | \$0.14698 |
| Over 600 kWh, per kWh | \$0.10681 |

The above rate is available to one family residence or other equivalent.

The winter rates shall apply to the customer’s prorated use from October 1 through May 31 and the summer rates shall apply to the customer’s prorated use from June 1 through September 30.

B. General Electric Service

Applicable: To any customer that does not qualify for another rate schedule.

Character of Service: Single phase, or three phase if available, alternating current, electric service will be supplied at the system’s standard voltages when

All service at one (1) location is measured by one (1) meter.

Each commercial customer including Commercial Lighting and Incidental Powers, commercial Heat and Refrigeration shall be charged a customer/meter fee of \$39.00 per month. In addition, the following charges shall be made for electrical energy on a monthly basis:

Summer

| | |
|-------------------------|-----------|
| First 2400 kWh, per kWh | \$0.18270 |
| Over 2400 kWh, per kWh | \$0.14154 |

Winter

| | |
|------------------------|-----------|
| First 600 kWh, per kWh | \$0.17882 |
| Next 2400 kWh, per kWh | \$0.16191 |
| Over 3000 kWh, per kWh | \$0.12170 |

C. General Electric Service-Demand

Applicable: Those customers that both of the following conditions apply to:

1. Customer with a demand greater than 100 kW in any two consecutive months during the most recent twelve (12) months;
2. Customer's energy usage is greater than 25,000 kWh for three or more consecutive months. Customer will remain on this rate for the next twelve (12) months.

Character of Service: Single phase, or three phase if available, alternating current, electric service will be supplied at the system's standard voltages when all service at one (1) location is measured by one (1) meter.

Summer

| | |
|-------------------------|-----------|
| Monthly Customer Charge | \$107.00 |
| Demand Charge, per kW | \$18.00 |
| plus | |
| All kWh, per kWh | \$0.07652 |

Winter

| | |
|-------------------------|-----------|
| Monthly Customer Charge | \$107.00 |
| Demand Charge, per kW | \$16.00 |
| plus | |
| All kWh, per kWh | \$0.07652 |

D. Late Payment: The above schedules are subject to payment of bills on or before the tenth of the month following the billing period. If payment is made after the tenth, add ten percent (10%) of the charge of the total bill. However, the additional ten percent (10%) charge for payment after the tenth of the month following the billing period will not apply to Federal, State and local government agencies and governmental subdivision.

E. Power Factor Correction: If a customer fails to maintain a power factor of 90%, it will be charged for excess kVARs. Excess kVARs will be calculated as the Maximum kVARs for the billing period minus the product of the Monthly Demand multiplied by 0.4843 (representing a power factor of 90%). In order to provide the customer an opportunity to install corrective equipment, a customer will not be billed for power factor correction for the first three months after power factor correction is applicable.

F. Yard/Security Light: The City has in the past installed yard/security lights for residents of the City of Bayard. The monthly rate for a yard/security light shall be \$10.00. For lights already installed, the City shall be responsible for maintaining the light. The monthly fee shall be added to the customer electric utility bill.

If a customer elects to have a yard/security light installed for the benefit of their property they shall hire a licensed electrician to install the light fixture which shall be added to their electric bill. The light shall be run through the customer's electric meter for electricity charges.

Section 2: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 3: This Ordinance shall become effective after its passage, approval, and publication according to law.

PASSED AND APPROVED this 10th day of September, 2024.

Council member Dudden introduced Ordinance #884 increasing garbage rates \$0.75 and moved that the statutory rules for requiring reading of the title on three different days be suspended. Seconded by Council member Kraus. ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez, and Kraus. NAYS: None. Mayor Ouderkirk stated the motion was suspended and City Clerk Bowlin read the title for Ordinance #884. Council member Dudden moved for final passage of Ordinance #884. Seconded by council member Baird. ROLL CALL: AYES: Dudden, Henkel, Hernandez, Kraus, and Baird. NAYS: None. Motion declared passed, adopted, and ordered to be published by Mayor Ouderkirk.

AN ORDINANCE OF THE CITY OF BAYARD, NEBRASKA AMENDING SECTION 51.04 OF THE CITY CODE CONCERNING SERVICE RATES FOR GARBAGE COLLECTION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR EFFECTIVE DATE OF THIS ORDINANCE.

NOW THEREFORE, be it ordained by the Council of the City of Bayard, in the State of Nebraska, as follows:

SECTION 1: AMENDMENT "51.04 Service Rates" of the City of Bayard Municipal Code is hereby *amended* as follows:

51.04 Service Rates

A. The following rates for garbage collection service are hereby established:

| | |
|--|-------------------|
| Each one-family unit or apartment within the City limits | \$20.00 per month |
| Each one-family unit or apartment abutting the City limits | \$28.75 per month |

| | |
|---|----------------------------|
| Each commercial or business establishment within the City limits which has a shared container with other commercial or business establishments (minimum charge) and one weekly pickup | \$ <u>25.75</u> per month |
| Each commercial or business establishment outside the City limits which has a weekly pickup | \$ <u>47.75</u> per month |
| Each commercial or business establishment which has a shared container and two (2) pickups per week | \$ <u>47.75</u> per month |
| Each commercial or business establishment which has one container and 2 pickups per week | \$ <u>81.75</u> per month |
| Each large commercial or business establishment which has two (2) containers and two (2) pickups per week | \$ <u>160.25</u> per month |
| Each large commercial or business establishment which has 3 containers and 2 pickups per week | \$ <u>238.75</u> per month |

- B. These rates include a charge of \$2.50 per month for residential users and small businesses with residential size lots for use of containers designated for disposal of leaves, grass, clippings and garden debris, which will be picked up once per week (April 1 to October 15).
- C. Business or commercial establishments that have lawns or grassed areas larger than residential lots will be charged an additional \$5.00 per month for use of containers designated for disposal of leaves, grass clippings and garden debris, which will be picked up once per week. This charge is in addition to the rates set forth above.
- D. Tree limbs which are cut in lengths of more than four feet (4') will be the responsibility of the resident to dispose of.
- E. The foregoing charges will be payable at the office of the City Clerk in advance on or before the 10th day of each month. These rates shall go into effect October 1, 2024.
- F. All refuse of any nature except leaves, grass clippings and garden debris shall be placed in the containers labeled for garbage and trash. Any refuse which is not in a container will be the responsibility of the resident to dispose of. Leaves, grass clippings and garden debris shall only be placed in the containers labeled for leaves, grass clippings and garden debris.

SECTION 3: REPEALER CLAUSE All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 4: EFFECTIVE DATE This ordinance shall take effect after its passage, approval and publication according to law.

Council member Kraus introduced Ordinance #885 increasing Sewer rates and moved that the statutory rules for requiring reading of the title on three different days be suspended. Seconded by Council member Hernandez. ROLL CALL: AYES: Henkel, Hernandez, Kraus, Baird, and Dudden. NAYS: None. Mayor Ouderkirk stated the motion was suspended and City Clerk Bowlin read the title for Ordinance #885. Council member Dudden moved for final passage of Ordinance #885. Seconded by council member Baird. ROLL CALL: AYES: Hernandez, Kraus, Baird, Dudden, and Henkel. NAYS: None. Motion declared passed, adopted, and ordered to be published by Mayor Ouderkirk.

AN ORDINANCE OF THE CITY OF BAYARD AMENDING SECTION 53.13 (B) OF THE CITY CODE; SETTING SEWER FEES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

NOW THEREFORE, be it ordained by the Mayor and Council of the City of Bayard, in the State of Nebraska, as follows:

SECTION 1: AMENDMENT "53.13 Sewer Charges" of the City of Bayard Municipal Code is hereby amended as follows:

AFTER AMENDMENT

53.13 Sewer Charges

- A. *Definitions.* For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

OPERATION AND MAINTENANCE. All expenditures during the useful life of the treatment works for materials, labor, utilities and other items which are necessary for managing and maintaining the sewage works to achieve the capacity and performance for which the works were designed and constructed.

REPLACEMENT. Expenditures for obtaining and installing equipment, accessories or appurtenances which are necessary during the useful life of the treatment works to maintain the capacity and performance for which the works were designed and constructed. The term **OPERATION AND MAINTENANCE** includes **REPLACEMENT**.

RESIDENTIAL CONTRIBUTOR. Any contributor to the city's treatment works whose lot, parcel of real estate, or building is used for domestic dwelling purposes only.

SHALL/MAY. Shall is mandatory; may is permissive.

TREATMENT WORKS. Any devices and systems for the storage, treatment, recycling and reclamation of municipal sewage, domestic sewage or liquid industrial wastes. These include intercepting sewers, outfall sewers, sewage collection system, individual systems, pumping power and other equipment and their appurtenances; extensions improvement, remodeling, additions and alterations thereof; elements essential to provide a reliable recycled supply, such as standby treatment units and clear well facilities; and any works including site acquisition of the land that will be an integral part of the treatment process or is used for ultimate disposal of residues resulting from the treatment; or any other method or system for preventing, abating, reducing, storing, treating, separating or disposing of municipal waste or industrial waste, including waste in combined storm water and sanitary sewer systems.

USEFUL LIFE. The estimated period during which a treatment works will be operated.

B. *Rates and charges established.*

1. For the purpose of paying the costs of maintenance, operation and retiring the debt of the sanitary sewer system, including the wastewater treatment plant of the City, there shall be established, fixed and imposed upon the users of the system, rates and charges for sewer service in the City. Furthermore, there shall be established a user classification system of four classes of users.
2. The four classes of users shall be:
 - a. Residential, including single- and multi-family dwellings;
 - b. Light commercial/institutional, including non-residential users, which contribute between zero and 300 gallons per day of wastewater;
 - c. Heavy commercial users, which contribute more than 300 gallons per day of wastewater; and
 - d. Heavy institutional users, including schools.
3. The rates for individual classes will be as follows:

| | |
|--|---|
| Class 1; Residential Users, Single- and Multi-Family | \$18/month for operation and maintenance, including replacement |
| Class 2; Light Commercial/Institutional | \$18/month for operation and maintenance, including replacement |
| Class 3; Heavy Commercial Users | \$38/month for operation and maintenance, including replacement |
| Class 4; Heavy Institutional Users | \$68/month for operation and maintenance, including replacement |

4. The charge shall be levied to each property served by the sanitary sewer system, regardless of location, and shall be included with the statement for water service.
5. Any user which discharges any substance, which singly or by interaction with other substances, causes identifiable increases in the cost of operation, maintenance or replacement of the treatment works, shall pay for the increased costs. The charge to each user will be as determined by the responsible plant operation personnel and approved by the City Council.

- C. *Disposition of revenues.* The user charge system shall generate adequate annual revenues to pay costs of annual operation and maintenance, including replacement and costs associated with debt retirement of bonded capital associated with financing the treatment works which the city may, by ordinance, designate to be paid by the user charge system.

Council member Hernandez introduced Ordinance #886 increasing water rates and moved that the statutory rules for requiring reading of the title on three different days be suspended. Seconded by Council member Kraus. ROLL CALL: AYES: Baird, Dudden, Henkel, Hernandez, and Kraus. NAYS: None. Mayor Ouderkirk stated the motion was suspended and City Clerk Bowlin read the title for Ordinance #886. Council member Dudden moved for final passage of Ordinance #886. Seconded by council member Baird. ROLL CALL: AYES: Dudden, Henkel, Hernandez, Kraus, and Baird. NAYS: None. Motion declared passed, adopted, and ordered to be published by Mayor Ouderkirk.

AN ORDINANCE OF THE CITY OF BAYARD, NEBRASKA ESTABLISHING WATER RATES FOR CUSTOMERS OF THE CITY WATER SYSTEM; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR A REPEAL OF CONFLICTING ORDINANCES.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BAYARD, NEBRASKA AS FOLLOWS:

Section 1: Section 3-3-7 of the City Code of the City of Bayard is hereby amended to provide as follows:

The following rates and charges are hereby established for Customers of the City waterworks system:

| | |
|--|-----------------------------|
| Rate | \$1.750 per Thousand gallon |
| * Minimum monthly bill shall be at least the following amount depending upon meter size: | |
| Meter Size | |
| 5/8" or 3/4" | \$33.00 per mo. |
| 1" or 1 1/2" | \$38.50 per mo. |
| 2" | \$61.50 per mo. |
| 3" or 4" | \$99.00 per mo. |

Section 2: These rates shall become effective with the October 1, 2024 billing.

Section 3: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 4: This Ordinance shall be effective after its passage, approval and publication according to law.

VAC TRAILER W/ VALVE TURNER

Council member Kraus moved to approve purchase of Hurco Vac Trailer with valve turner in the amount of \$88,507.00. Seconded by council member Baird. ROLL CALL: AYES: Kraus, Baird, Dudden, Hernandez, and Henkel. NAYS: None. Motion declared carried by Mayor Ouderkirk.

COLA

Council member Baird moved to approve a \$1.50 Cost of Living Raise per person, plus a five percent (5%) merit increase. Seconded by council member Henkel. ROLL CALL: AYES: Baird, Dudden, Hernandez, Henkel, and Kraus. NAYS: None. Motion declared carried by Mayor Ouderkirk.

PUBLIC COMMENT

None.

ADJOURNMENT

Council member Kraus moved to adjourn at 8:28 P.M. Seconded by council member Dudden. ROLL CALL: AYES: Dudden, Henkel, Hernandez, Kraus, and Baird. NAYS: None. Meeting declared adjourned by Mayor Ouderkirk.

S Ouderkirk.
Mayor

S Bowlin
City Clerk/Treasurer