

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 12, 2022 at 7:00 P.M. City of Bayard 445 Main St., Bayard, Nebraska, 69334. Notice of the meeting having been published in the Bayard Transcript, a newspaper of general circulation, on April 6, 2022. An agenda for the meeting was made available to the mayor and each of the council members prior to the meeting. Present were Mayor Schmall and council members; Marty Marquez, Sheila Henson, Diane Kraus, and Scot Ouderkirk. Absent: Janice Newhoff and Jamie Hernandez. There being a quorum of council members present, Mayor Schmall called the meeting to order at 7:00 P.M. The Pledge of Allegiance was recited and Mayor Schmall offered a prayer. Mayor Schmall 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 Kraus. ROLL CALL: AYES: Henson, Kraus, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

PUBLIC HEARING

Mayor Schmall opened the public hearing at 7:02 PM. Mayor Schmall stated the purpose of the public hearing is for the acquisition of Lot 3, and the North ¼ of lot 4, Block 11, Second Sams McCaffree Addition to South Bayard, Morrill County, Nebraska; the city has been in contact with the property owner and he is willing to give the city this property with the stipulation that they pay the back property taxes. The intention of the property would be to give it to the regional land bank to have it redeveloped. No other public comments were given at this time. Mayor Schmall closed the public hearing at 7:05 PM.

LARGE ANIMAL PERMIT

Emma Safford came to council for permission to have a large animal permit; she will have a cow/calf pair for 4H and they will be located at 1519 Avenue A. Council member Kraus made a motion to approve the request. Seconded by council member Ouderkirk. AYES: Kraus, Henson, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

VISTABEAM

Matt Silverman with Vistabeam came to talk to council about putting fiber internet into the city. There is currently state and federal funding to expand broadband throughout rural areas, Vistabeam is going to use those funds to try to get fiber into Bayard and surrounding area. Council member Ouderkirk moved to sign the memorandum of understanding; seconded by council member Marquez. AYES: Kraus, Henson, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

HERILOOM MARKET VENDOR FAIR

Tonia Verbeck with Heirloom Market came to council to ask to close 4th Street from Main to Avenue A on May 28th for Spring Vendor Fair; and for an SDL for alcohol sales during the event. AYES: Kraus, Henson, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

MOSQUITO SPRAY

Council member Kraus moved to approve the purchase of seven barrels of mosquito spray for the year at \$31.75 per gallon. Seconded by council member Henson. ROLL CALL: AYES: Kraus, Henson, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

STREET UPDATES

Shane Harimon came to council asking about traffic study at the intersection of 7th and Avenue A; Chief Douglass said putting in East/West stop signs would be the fastest and easiest solution for everyone at that corner. Mr. Harimon also asked for an update on the sinking portion on 11th Street; the utility department said it was first on the list as soon as the weather stays above freezing.

BILLS & CLAIMS

Council member Henson moved to approve all city bills and claims in the amount of \$184,916.09. Seconded by council member Ouderkirk. ROLL CALL: AYES: Kraus, Henson, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall. Action Communication \$34.36, Advancing Technologies \$150.00, AFLAC \$1,684.44, AirGas \$21.84, AST \$53.90, Allied Benefits \$11,499.78, Bayard Automotive \$640.54, Benzel Pest Control \$90.00, Black Hills Energy \$5,640.82, Bluffs Sanitary \$39.55, Border States \$2,903.73, Capital Business Systems \$229.60, CenturyLink \$166.86, Charter \$2,150.46, Child Support of WY \$298.14, Chimney Rock PPD \$271.30, City of Gering \$11,472.44, Gene Claver \$3,891.61, Connecting Point \$94.44, Credit Management \$330.17, Culligan \$124.50, Douglas, Kelly, Ostdiek \$1,745.25, Zak Douglass \$11.74, Enviro Service \$75.00, Farmers Irrigation \$675.90, Fox Insurance \$100.00, Fremont Motors \$405.59, Galls \$302.62, General Consolidated \$850.00, Great America \$269.32, Houchin Construction \$3,050.00, Ideal Linen \$402.74, Independent Plumbing \$334.25, Ingram \$1,051.81, Kuskie \$2,998.85, LARM \$466.41, Lincoln Nat. Life \$259.52, MacQueen Equipment \$294.01, Matheson Trigas \$50.00, Menards \$14.98, MEAN \$31,897.55, Morrill Co Attorney \$150.00, Morrill Co Sheriff \$1,000.00, Morrill County Treasurer \$2,806.78, Municipal Supply \$644.79, NE Child support \$1,144.64, NMPP \$800.60, Nippon Life \$1,433.20, NW Pipe \$1,397.51, John Hancock \$1,994.72, Once Call Concepts \$14.66, OPTK \$300.00, Paradise Pumpers \$125.00, Print Works \$467.74, Pro Overhead Door \$279.50, Quadiant \$2,175.00, Rocky Mountain Air \$134.20, Sandry Fire \$376.95, Scotts Bluff Building & Zoning \$72.00, Slate Rock \$108.32, Transcript \$800.02, US Bank \$3,304.17, Viera Wireless \$343.91, Watch Guard \$494.00, Western States Bank \$353.06, ZM Lumber \$165.00, Payroll \$76,896.30.

CHIMNEY ROCK VILLA

Council member Henson moved to approve the Chimney Rock Villa Bills & Claims in the amount of \$365,955.91. Seconded by council member Kraus. ROLL CALL: AYES: Kraus, Henson, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

DEPARTMENT HEAD MONTHLY REPORTS

All department heads gave their reports.

- **UTILITY REPORT** – Fixed 10 street lights, hauled gravel and bladed streets, swept streets, fixed electrical outages, cleaned dirt off ditch banks.
- **PARK REPORT** – finished backstops for Figgins field, Paul Reed lasered field April 11th, should have field done within 3 weeks, worked on concession stands, spread pre-emergence on all parks, Joe starting full-time for seasonal help April 18th.
- **POLICE REPORT** – 42 Assist the public, 17 assist other agencies, 0 accident

investigations, 3 citation violations, 5 warning violations, 13 complaints, 10 investigations.

- **LIBRARY REPORT** – There were 575 books checked out in the month of March, the computer was used 27 times, 112 books checked out through overdrive, attended summer reading workshop, and received \$150.00 from Western Library System for Summer Reading; books donated to preschool class.
- **OFFICE REPORT** –Monthly, payroll, Meetings, Arbor Day Celebration planning, Clerk School, and cleaning up filing.
- **FIRE DEPARTMENT – Chief’s Report** – February – 1 MVA-1 call; 8 main-hours-8 people on call. March - NA
Rescue Report – February – NA; March – 8 Transports to RWMC; 3 tiered with Valley; 2 refusals; 3 transported by Valley; 1 Stand-by. 16 Calls – 17 patient contacts; 991-226.1 miles w/ patient; 527.3 total miles; 992-29.9 miles w/ patient;45.5 total miles. 991-24hours 6 minutes in service; 992-1 hour 30 minutes
Training Report – February – Joint extrication equipment with Minatare; 8 people from Bayard – 4 man-hours; 7 people from Minatare-4 man-hours. March – Computer training – 11 people; 2 man-hours; Pumper Class – 11 people; 4 man-hours

CONSENT AGENDA

Council member Ouderkirk moved to approve the consent agenda which included minutes from March 8th regular meeting; Treasurer’s reports, Salary change – Joe Alvord \$12.50, fire department minutes & roster, and operational budget. Seconded by council member Henson. ROLL CALL: AYES: Kraus, Henson, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

ORDINANCE 862

Council Member Henson introduced Ordinance 862. City Clerk/Treasurer Bowlin read the title.

AN ORDINANCE OF THE CITY OF BAYARD, NEBRASKA PROVIDING FOR DEFINITION OF FERAL CAT; ESTABLISHING PROHIBITIONS CONCERNING FEEDING FERAL CATS; PROVIDING FOR PENALTIES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES.

FREE DUMP DAY

Council Member Henson made a motion hold free dump day April 23rd from 8 to Noon. Seconded by council member Marquez. ROLL CALL: AYES, Henson, Kraus, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

VACCINATION CLINIC

Council member Henson made a motion to hold a Pet Vaccination Clinic April 30th at 9 to 11:30 AM. Seconded by council member Ouderkirk. ROLL CALL: AYES: Kraus, Henson, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

BUDGET WORKSHOP DATES

Mayor Schmall presented the dates of June 28th, July 26th, and August 16th for budget planning.

PUBLIC COMMENT

None

ADJOURNMENT

Council member Ouderkirk moved to adjourn at 8:16 P.M. Seconded by council member Marquez. ROLL CALL: AYES: Henson, Kraus, Marquez, and Ouderkirk. NAYS: None. Motion declared carried by Mayor Schmall.

G Schmall

Mayor

S Bowlin

City Clerk/Treasurer