

The Mayor and City Council of the City of Bayard, Morrill County, State of Nebraska, met in a regular session in the Council Chambers January 16, 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. 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, Jamie Hernandez, Diane Kraus, Marty Marquez and Tanner Henkel arriving at 7:02. Absent: Sheila Dudden. 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 Baird. ROLL CALL: AYES: Baird, Henkel, Hernandez, Kraus, and Marquez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

KENO FUNDS

Kim Burry and Bobbie Stuart were present to ask the council for Keno funds for scholarships for daycare, they stated these funds are for families that have been turned down from the state but still need assistance. Council member Kraus moved to approve use of Keno Funds for scholarships for Bayard Tiger Cub Childcare in the amount of \$5,000.00. Seconded by council member Baird. ROLL CALL: AYES: Henkel, Hernandez, Kraus, Marquez, and Baird. NAYS: None. Motion declared carried by Mayor Ouderkirk.

UTILITY SUPERINTENDET

Council member Baird moved to approve Kevin Fowlkes as the new Utility Superintendent for the remaining term of the Mayor. Seconded by council member Hernandez. ROLL CALL: AYES: Hernandez, Kraus, Marquez, Baird, and Henkel. NAYS: None. Motion declared carried by Mayor Ouderkirk.

WATER TREATMENT PLANT

Council member Baird moved to approve the purchase of Patterson pump parts from D.J. Gongol & Associates, in the amount of \$5,000.00 plus another \$500.00 for freight costs. Seconded by council member Henkel. ROLL CALL: AYES: Kraus, Marquez, Baird, Henkel, and Hernandez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

LIFT STATION

Council member Kraus moved to approve the purchase of back cover plates from Imperial Pump Solutions in the amount of up to \$10,000.00 for parts, freight, and labor. Seconded by council member Baird. ROLL CALL: AYES: Marquez, Baird, Henkel, Hernandez, and Kraus. NAYS: None. Motion declared carried by Mayor Ouderkirk.

WELLFIELD LEASE

Council held discussion on how they would like to proceed with the sale of parcel of land owned that has been lease over the years. This property will be put on the next council meeting for further discussion and next steps.

CITY BILLS & CLAIMS

Council member Hernandez moved to approve all city bills and claims in the amount of \$199,574.27. Seconded by council member Baird. ROLL CALL: AYES: Baird, Henkel, Hernandez, Kraus, and Marquez. NAYS: None. Action communications \$36.78, Advancing Tech \$875.19, Aflac \$1,278.08, Airgas \$32.02, AST \$53.90, Altec \$7,190.43, Amazon \$493.34, American Legion \$682.00, Carolyn Annen \$14.27, AT&T \$340.20, Bayard Automotive \$270.34, Benzel Pest \$89.68, Black Hills Energy \$3,260.65, Blue360 \$276.68, Bluffs Sanitary \$82.99, Border States \$112.53, Bound Tree \$527.96, Cengage \$266.00, CenturyLink \$59.30, Charter \$423.85, Chimney Rock PPD \$146.27, City of Gering \$12,677.35, Connecting Point \$71.86, Culligan \$98.50, Dollar General \$7.50, Douglas, Kelly, Ostdiek \$677.75, Dutton-Lainson \$733.17, Enviro Service \$50.00, Farmers Irrigation \$220.00, FNBO \$529.59, Fyr-Tek \$560.05, Gene Steffy Auto \$43,504.00, General Consolidated \$85.73, GreatAmericca \$149.99, Hawkins \$1,174.26, Paula Hopkins \$200.00, Ideal Linen \$219.47, Ingram \$778.06, John Hancock \$3,200.98, Kuskie \$480.69, LNM \$505.00, Lincoln Life \$127.82, Menards \$573.14, Morrill Co Attorney \$150.00, Morrill Co Sheriff \$1,500.00, MEAN \$38,080.13, NE Child Support \$708.93, NRWA \$350.00, NE Fire & Safety \$200.00, One Call \$14.66, OPTK \$30.00, Pioneer Woman \$29.97, Prevention \$48.00, Quadient \$1,320.00, RR Mgmt \$782.45, RWMC \$4.92, Rock Mountain Air \$539.40, Simmons Law \$540.00, SparqData \$4,100.00, Star Herald

\$184.20, TCD \$750.00, US Bank \$662.13, Verathon \$11,405.00, Payroll \$54,964.18. 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 \$304,844.98. Seconded by council member Kraus. ROLL CALL: AYES: 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** – Took down Christmas lights, Changed Street Lights, Snow Removal, Move Dirt Piles, Cleaning & Organizing Shop, Fixing Treatment Plant issues, Fixed Water Leake and removed Hydrant at Horseshoe Pits.
- **POLICE REPORT** – 68 Assist the public, 24 assist other agencies, 0 accident investigations, 3 citation violations, 8 warning violations, 25 complaints, 3 investigations. Chief Douglas stated the new police vehicle came in and is at Action getting all equipment put into it, will be getting stripes in the next week and be ready to roll.
- **LIBRARY REPORT** – There were 577 books checked out in the month of December, the computer was used 17 times, 155 books checked out through Overdrive, Library Board will be having a Special meeting on January 23rd to discuss Ordinance and By-law changes. Library Director Henkel stated that she has received word that they were awarded the Youth for Excellence Grant and that she will be attending Summer Reading workshop in the next couple months.
- **OFFICE REPORT** – Monthly reports, payroll, Insurance Meetings, Year end procedures. Waiting for auditors to send over draft for review.
- **PARKS** – Done for the season
- **FIRE DEPARTMENT – Chief's Report** 3 Calls – Unknown man-hours; 1 Baler fire, 1 MVA, 1 False Call. **Rescue Report** 11 Calls - 7 Transported by Bayard, 2 Transported by Bayard tiered w/ Regional West; 1 Transported by Regional West; 1 standby; 188.9 miles w/ patient, 393.8 total miles – 13 hours 18 minutes in service. **Training Report** Pumper Operations & Scene Size-up – 7 people, 5.5 man-hours; 5 members from Bridgeport also.

CONSENT AGENDA

Council member Baird moved to approve the consent agenda which included minutes from December 12th Meeting; Treasurer's reports, operational budget, Salary Change – Kevin Fowlkes \$72,000 plus on-call pay, and fire department minutes and roster. Seconded by council member Henkel. ROLL CALL: AYES: Hernandez, Kraus, Marquez, Baird, and Henkel. NAYS: None. Motion declared carried by Mayor Ouderkirk.

BOARD APPOINTMENTS

Council member Baird moved to approve appointment of Kevin Fowlkes to Problem Resolution Team in place of Dan Coolidge. Seconded by council member Marquez. ROLL CALL: AYES: Kraus, Marquez, Baird, Henkel and Hernandez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

RESOLUTION #1032

Council member Hernandez moved to approve Resolution #1032 appointing Kevin Fowlkes as representative to the MEAN Management Committee. Seconded by council member Baird. ROLL CALL: AYES: Baird, Henkel, Hernandez, Kraus, and Marquez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

RESOLUTION #1034

Council member Baird moved to approve Resolution #1034 appointing Kevin Fowlkes as alternative representative to ACE Board of Directors. Seconded by council member Marquez.

ROLL CALL: AYES: Henkel, Hernandez, Kraus, Marquez and Baird. NAYS: None. Motion declared carried by Mayor Ouderkirk.

RESOLUTION #1035

Council member Baird moved to approve Resolution #1035 appointing Kevin Fowlkes director on the Board of Directors of MEAN. Seconded by council member Henkel. ROLL CALL: AYES: Hernandez, Kraus, Marquez, Baird, and Henkel. NAYS: None. Motion declared carried by Mayor Ouderkirk.

RESOLUTION #1036

Council member Marquez moved to approve Resolution #1036 schedule of fees. Seconded by council member Baird. ROLL CALL: AYES: Kraus, Marquez, Baird, Henkel, and Hernandez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

The following schedule of fees is hereby adopted by the City of Bayard and shall be effective beginning January 16, 2024.

Accident Reports	\$5.00	
ATV Registration	\$15.00	
Building Permits	\$20.00 plus inspector fees	
Copy Fee	\$.25	per page
Dog tags	\$15.00 per year	Spade or neutered
	\$20.00 per year	Not spade or neutered
Dump Disposal Fee	\$10.00	per individual item; or
	\$25.00	pick-up load; or
	\$50.00-\$100.00	per dump-truck load or trailer
Fax Fee - Out	\$5.00	
	\$25	per page
Mowing Lots	\$200.00 per lot/parcel number the first time	
	\$300.00 each there after	
Meter Deposits	\$100.00 own – residential or business	
	\$250.00 rent – residential or business	
	\$25.00-\$100.00 additional deposit –requested if shut	
	Off more than once.	
Pole Rental	\$10.00 per pole (i.e. Charter Comm.)	
Reconnect Fees	\$10.00 reconnect fee (requested shut-off)	
	\$50.00 reconnect fee (during hours)	
	\$125.00 reconnect fee (after hours)	
Selling Permit	\$50.00 annually (i.e. Cash-wa, Mountain Man)	
	\$10.00 per day (i.e. door-to-door salesman)	
	\$50.00 fireworks	
Tire Disposal Fee	\$6.00 Car Tire	
	\$11.00 Truck Tire	
	\$21.00 Tractor Tire	
	\$31.00 Loader Tire	

RESOLUTION #1038

Council member Kraus moved to approve Resolution #1038 Fire Department Officers. Seconded by council member Marquez. ROLL CALL: AYES: Marquez, Henkel, Hernandez, and Kraus. ABSTAIN: Baird. NAYS: None. Motion declared carried by Mayor Ouderkirk.

President	Jason Perkins
Vice President	Jerred Brown
Secretary	Bailie Brower
Treasurer	Chris Baird
Fire Chief	Mike Harimon
Assistant Fire Chief	Kevin Fowlkes
Rescue Chief	Stephanie Dalbey

IT SERVICES

Council member Hernandez moved to approve Quotes for IT service from Intralinks for both the City and Chimney Rock Villa. Seconded by council member Henkel. ROLL CALL: AYES: Baird, Henkel, Hernandez, Kraus and Marquez. NAYS: None. Motion declared carried by Mayor Ouderkirk.

HEALTH INSURANCE

Council member Baird moved to approve staying with Allied Health Insurance with the city cover the extra premium for the year. Seconded by council member Henkel. ROLL CALL: AYES: Henkel, Kraus, and Marquez Baird. NAYS: Hernandez. Motion declared carried by Mayor Ouderkirk.

PUBLIC COMMENT

None.

ADJOURNMENT

Council member Baird moved to adjourn at 8:41 P.M. Seconded by council member Henkel.

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

S Ouderkirk.

Mayor

S Bowlin

City Clerk/Treasurer