

City of St. Paul Regular Meeting
704 6th Street
St. Paul, NE 68873

Tuesday, September 8, 2020

A meeting of the Mayor and City Council of the City of St. Paul, Nebraska was held at City Hall in said City on Tuesday, September 8, 2020 at 7:00 p.m. Present were Mayor Joel M. Bergman and Councilmembers: Brenda Klanecky, Ralph Kezeor, Katie Kowalski & Jerry Thompson. Absent: None. Notice of the meeting was given in advance thereof by publication in the Phonograph Herald, a legal newspaper published in said City and County. Notice of the meeting was also posted in four (4) places. Notice of this meeting was communicated in the advance notice. All proceeds thereafter shown were taken while the convened meeting was opened to the attendance of the public.

Mayor Bergman opened the Community Development Agency (CDA) meeting at 7:00 p.m. with the "Pledge of Allegiance" and thanking the public for attending and announcing that the City of St. Paul abides by the Open Meetings Act, which is posted on the west wall as required by Nebraska State Law. Mayor Bergman also stated that the City Council may vote to go into Closed Session on any agenda item as allowed by State Law.

The first item on the agenda was to discuss the Redevelopment Contract of the Prairie Falls Subdivision Redevelopment Project Phase Seven (7) as presented by S. Squared Enterprises (Steve Shoemaker). Council member Klanecky moved to approve the Community Development Agency (CDA) Redevelopment Contract regarding the Prairie Falls Subdivision Redevelopment Project Phase Seven (7), more described as Lots Twenty-One (21) and Twenty-Two (22), Prairie Falls Subdivision. Council member Thompson seconded the motion. Council members Klanecky, Kezeor, Kowalski & Thompson voted aye, nays none. Motion carried 4/0.

Mayor Bergman adjourned the Community Development Agency (CDA) meeting at 7:03 p.m.

Mayor Bergman opened the regular City Council meeting at 7:03 p.m.

Individuals who have appropriate agenda items for City Council consideration should complete the "Request for Future Agenda Items" form located at the City Office. If the issue can be handled administratively without Council action, notification will be provided. If the item is scheduled for a meeting or study session, notification of the date will be given.

There was an opportunity for individuals wishing to provide input on any of tonight's agenda items. Those individuals were asked to reserve time to speak.

Mayor Bergman opened two (2) public hearings at 7:04 p.m. regarding: (1) consideration of the 2020-2021 Budget and (2) consideration of the Jakester LLC dba Jake's Bar Class C #123825 (706 7th Street) Liquor application.

Charles M. Schmid, Commander of the American Legion Post #119 was present to discuss placing a 48 ft. culvert pipe by the north drainage ditch that runs east and west on "M" Street located by the new American Legion Post #119 building. The American Legion Post #119 will absorb the culvert and installation cost and is also requesting the assistance of City personnel regarding utility location and utilizing City equipment. Council member Klanecky moved to approve the St. Paul American Legion Post #119 placing a culvert pipe by the north drainage ditch east and west of "M" Street, along with utilizing City personnel to assist in the project. Council member Kezeor seconded the motion. Council members Klanecky, Kezeor, Kowalski & Thompson voted aye, nays none. Motion carried 4/0. The City will maintain the easement concerning vegetation. Mr. Schmid stated that the City will benefit from the project as well as the American Legion Post.

Council member Thompson moved to approve Diamond Engineering Co. Drawdown #7 regarding Olsson Project #018-3348 (St. Paul Paving Improvements 2019) in the amount of \$157,120.87. The pay request is for paving except for adjusting a few items to grade. Council

member Kowalski seconded the motion. Council members Klanecky, Kezeor, Kowalski & Thompson voted aye, nays none. Motion carried 4/0.

Again, Council member Klanecky questioned the depth of the Howard Avenue sidewalk of five (5") inches. Brian Friedrichsen with Olsson will perform the coring of holes along the Howard Avenue sidewalk to determine the depth of the concrete. Mr. Friedrichsen stated that if the concrete is not five (5") inches thick, then Olsson's will adjust the cost based on the thickness.

Council member Klanecky moved to approve the Redevelopment Contract regarding the Prairie Falls Subdivision Redevelopment Project Phase Seven (7), more described as Lots Twenty-One (21) and Twenty-Two (22), Prairie Falls Subdivision. Council member Thompson seconded the motion. Council members Klanecky, Kezeor, Kowalski & Thompson voted aye, nays none. Motion carried 4/0.

Mayor Bergman opened the public comment period at 7:21 p.m. to consider Jakester LLC dba Jake's Bar Class C #123825 (706 7th Street) liquor application. After hearing no public comments, Mayor Bergman closed the public comment period at 7:22 p.m.

Council member Kowalski moved to approve Jakester LLC dba Jake's Bar Class C #123825 (706 7th Street) liquor application. Jake's Bar opened on Tuesday, September 1, 2020. Council member Kezeor seconded the motion. Council members Klanecky, Kezeor, Kowalski & Thompson voted aye, nays none. Motion carried 4/0.

Council member Thompson moved to approve Jake's Bar utilizing part of 7th Street in front of the bar on Saturday, September 12, 2020 from 1:00 p.m. to 1:00 a.m. regarding a special event. An area will be fenced in front of the bar approximately 25 feet from the building, taking in the sidewalk and a small portion of 7th Street where patrons parallel park; the fence will be attached to the building. This will not block vehicle traffic proceeding north or south. City barricades are also requested for additional protection. Council member Kowalski seconded the motion. Council members Klanecky, Kezeor, Kowalski & Thompson voted aye, nays none. Motion carried 4/0. The City possesses a General Liability Certificate of Insurance from Jake's Bar.

Council member Klanecky moved to approve two (2) Special Designated Liquor applications for the St. Peter & Paul Catholic Church at 713 Elm Street regarding: (1) a Barbeque Cook-off on Saturday, October 3, 2020 from 8:00 a.m. to 11:00 p.m. and (2) a Meal and Raffle event on Saturday, October 17, 2020 from 10:00 a.m. to 10:00 p.m. Identification will be checked, along with wristbands being utilized for underage drinking. This also comes with the stipulation that social distancing guidelines are to be met. Council member Kezeor seconded the motion. Council members Klanecky, Kezeor, Kowalski & Thompson voted aye, nays none. Motion carried 4/0.

Council member Kowalski moved to approve the Sinking Fund Transfers of \$154,500: (1) Light Building = \$6,000; (2) Water Building = \$25,000; (3) Sewer Equipment = \$7,500; (4) Sewer Building = \$49,000; (5) Street = \$30,000; (6) Fire Equipment & Building = \$8,000; (7) Ambulance Equipment = \$9,000; (8) Pool = \$6,000; (9) Library Maintenance = City \$2,500; Library = \$2,500; (10) Civic Center = \$5,000; and (11) Senior Center = \$4,000. Council member Thompson seconded the motion. Council members Klanecky, Kezeor, Kowalski & Thompson voted aye, nays none. Motion carried 4/0.

Council member Kezeor moved to approve the Transfers for Fiscal Year End 2019-2020 = \$346,106.00: Light to Police \$140,000 (operating); Light to Park \$66,800 (operating); Light to General \$17,217 (Superintendent wage); Water to General \$17,217 (Superintendent wage); Sewer to General \$17,217 (Superintendent wage); Street to General \$17,217 (Superintendent wage); Street to General \$30,000 (Seasonal Tractor); Street to VP Bond \$40,438 (assessments). Council member Klanecky seconded the motion. Council members Klanecky, Kezeor, Kowalski & Thompson voted aye, nays none. Motion carried 4/0.

Mayor Bergman opened the public comment period at 7:31 p.m. regarding the proposed 2020-2021 Budget.

Several persons were in attendance to speak in opposition of renovating the City Office and to speak on behalf of hiring a fifth (5th) Police Officer. Mayor Bergman responded that the Office

has employee safety issues; renovation cost was in the last fiscal year's budget, but the renovation never transpired.

At 7:36 p.m., Council member Kezeor requested to move to Agenda Item #20, which pertains to the COPS Hiring grant and the Police Officer hire. Discussion on Agenda Item #16 ceased, which pertained to the discussion and possible approval of the 2020-2021 Budget.

After Mayor Bergman explained the COPS Hiring grant, numerous persons were in attendance to voice their opinion regarding the hiring of another Police Officer. The St. Paul Public School Resource Officer (SRO) was also discussed. Mayor Bergman stated that funds are limited in the budget, due to the City needing a new Sewer Treatment Plant. Council member Klanecky moved to approve the COPS Hiring grant, along with hiring a fifth (5th) full-time Police Officer. Council member Kezeor seconded the motion. Council members Klanecky and Kezeor voted aye, Council members Kowalski and Thompson voted nay, Mayor Bergman voted nay, to break the tie. Motion denied 3/2.

At this time the Council proceeded back to Agenda Item #16 regarding the proposed 2020-2021 Budget. After hearing continuing opinions from the audience concerning the renovation of the City Office, Mayor Bergman closed the public comment period for the proposed 2020-2021 budget at 8:06 p.m. Council member Kowalski moved to approve the proposed 2020-2021 Budget, along with the additional one percent (1%) increase for the total allowable restricted fund authority. Council member Thompson seconded the motion. Council members Kowalski and Thompson voted aye, Council member Klanecky and Kezeor voted nay, Mayor Bergman voted aye, to break the tie. City Clerk Connie Jo Beck stated that the City needs a ¾ vote to pass the additional one percent (1%) increase for the total allowable restricted fund authority. At this time, the City Council members were at an impasse concerning the vote on the 2020-2021 Budget. City Clerk Beck stressed that the budget needs to be at the NE State Auditors Office by Sunday, September 20, 2020 to avoid penalties. A special meeting is scheduled for Monday, September 14, 2020 at 6:00 p.m. to discuss and approve the budget.

Council member Kowalski moved to approve the minutes of August 3, 2020, August 5, 2020 (special), August 17, 2020 and August 26, 2020 (special); disbursements of September 8, 2020; zoning permits of August 31, 2020; and two (2) well permits consisting of (1) Tyler Solko 1502 Howard Avenue and (2) Tony Walch 903 Howard Avenue. Council member Kezeor seconded the motion. Council members Klanecky, Kezeor, Kowalski & Thompson voted aye, nays none. Motion carried 4/0.

Ute Wojtalewicz expressed her concerns regarding the word "perpetuity" in the City Sales Tax Ballot question that will be voted on in the General Election. St. Paul Development Corp. Executive Director Mike Coghlan stated that this was not a forever tax; as soon as the City receives an expiration date on the Sewer Treatment Plant bond (20, 25, 30 years), then a sunsetter clause will be placed on the next available election ballot. Mr. Coghlan also stated that in the meantime he will be approaching the City Council to vote on requiring that the City accomplishes this task as soon as possible.

August 2020 Mid-Month

Computer Management (Srv)	800.00
NE Dept Rev August Form 10 (Tax)	18418.34
Charter Spectrum (Srv)	33.51
Clearly (Phone) #1047 ACH	24.10
Clearly (Phone) #66664	24.10
Consumer Dep (Cn Dp) #66678	250.00
Aurora Coop (G&O)	879.69
Black Hills Energy (Utl)	349.96
City Lights (Utl)	11263.83
Heartland Disposal (Srv)	5766.97
Howard Greeley REA (Utl)	184389.10
Jims Champlin (G&O)	2073.07
LARM (Ins)	1261.65
Mid-Nebraska Disp. (Srv)	3678.17
Open Caret (Srv)	200.00

Phonograph Herald (Srv)	422.06
Quick Med Claims (Srv)	681.02
St of NE Central Ser (Srv)	156.69
NE Sec of State (Fee)	45.00

August 2020 Non-General Mid-Month

Sale Tax: St Paul Dev (Oper Bud)	19000.00	#383
Sale Tax: Tri-City Sign (Srv)	990.00	#384
Civic: Cardmember (Sup)	71.18	#1361
Civic: Charter Comm (Srv)	166.96	#1362
Civic: Utility Bill (Utl)	1078.55	#1363
Civic: Jenae Svoboda (Reimb)	75.00	#1364
Civic: Myers Heating (Srv)	176.00	#1365
Civic: Sandra Kasson (Srv)	250.00	#1366
Civic: Heartland Disposal (Srv)	80.00	#1367
Civic: Verizon Wireless (Srv)	52.01	#1368
Civic Savings: Myers Heating (Srv)	2715.00	#21710
Heritage Bank: City of St. Paul (Transfer)	95000.00	#1118
Sale Tax: Street - Mtr Veh Tax (to Streets)	7139.45	#1167
Sale Tax: 25% Infrast (to 25% Infrast)	8036.22	#1168
TIF: S. Squared Enterprise (TIF Proceeds)	1288.86	#146
ICS Street to General: Seasonal Tractor	30000.00	#29578
Health Ded Acct (Ins Ded)	4961.42	#1737

September 2020

911 Custom (Sup)	1445.83
Altec Parts (Rep)	92.37
Amazon Capital (Bks)	1547.86
American Fence Company (Sup)	739.80
Anderson, McKenna (Edu)	100.00
Awards Plus (Sup)	350.00
BJ Garage (Srv)	75.00
Banyon Data (Srv)	195.00
Birkby, Rylan (Edu)	50.00
BlueTarp Financial (Sup)	1875.04
Bomgaars (Rep & Sup)	517.30
Border States (Sup)	689.68
Bound Tree (Bks)	319.90
Brehm Drug (Sup)	9.19
Busse, Nicklaus (Edu)	50.00
Cardmember Service (Sup)	2555.92
Charter Spectrum (Srv)	94.98
City Health Ded (Ins)	5808.00
City 125 Plan (Ins)	160.00
Cline, Williams (Srv)	200.00
Consolidated Mgmt (Srv)	415.27
Core & Main (Sup)	1194.55
Crescent Electric (Sup)	1592.32
Custer Co Recycling (Srv)	111.20
Eakes Office (Sup)	650.00
Ebsco (Books)	47.28
Egan Supply (Sup)	91.92
Elstermeier, Abby (Edu)	150.00
Ferebee, Alexandria (Edu)	100.00
Frederick, Michael (Bks)	48.00
Gale Group (Bks)	104.30
Galls Inc. (Sup)	9.99

Gill Diesel (Rep)	3819.28
GPM (Sup)	3481.15
Heartland Disposal (Srv)	540.45
Hire Right (Srv)	71.40
Homestead Bank (Ser)	30.80
Hometown Mkt (Sup)	64.99
Howard County Court (Srv)	17.00
Howard County Treasurer (Srv)	2782.05
Ho Co Register of Deeds (Srv)	10.00
Hydro Optimization (Rep)	1631.09
Jakubowski, Josie (Edu)	100.00
Jarecke Motors (Rep)	976.91
John Deere Financial (Srv)	128.66
Johnny's Lock & Key (Sup)	50.00
Johnson Corrosion Eng (Srv)	980.00
Jorgensen Electric (Srv)	2551.65
League of NE Muni (Memb)	4956.00
Loup Valley Supply (Sup)	139.70
Lukasiewicz, Ashlyn (Edu)	150.00
Lukasiewicz, Paige (Edu)	150.00
Madison Life (Ins)	204.06
Menards (Sup)	44.97
Mid America Books (Bks)	783.42
Midland Telecom (Sup)	53.90
Midwest Door & Hardware (Sup)	642.50
NE Pub Health Env Lab (Srv)	380.00
NE Rural Water Assoc (Edu)	225.00
NE State Fire Marshal (Srv)	81.00
Nyberg, Gunner (Edu)	50.00
OfficeNet (Srv & Sup)	322.23
Olsson (Eng)	12594.44
One Call Concepts (Srv)	86.06
Overland Ready Mix (Srv)	993.00
Parts Bin (Rep & Sup)	34.03
Paulsen, Rebekah (Edu)	50.00
Penworthy Company (Bks)	1036.32
Petty Cash, City of St. Paul (PtC)	52.37
Pheasants Forever (Memb)	35.00
Phonograph Herald (Pub)	520.04
Poland Construction (Srv)	1290.50
Quick Med Claims (Srv)	777.58
Regional Care (Ins)	115.50
Reilly, McKenna (Edu)	100.00
Royle, Lori (Srv)	486.00
Schmaljohn, Marilyn (Srv)	16.00
SE Smith & Sons (Sup)	651.26
St. Paul Public School (Sup)	2339.90
Servi-Tech (Lab)	532.10
Sherwin Williams (Sup)	1512.35
St of NE Central Ser (Srv)	160.04
Switzer, Ron (Sup)	67.54
T O Haas Tire (Srv)	572.70
Thief Tire (Srv)	5417.72
Thompson Welding (Srv)	154.34
United Healthcare (Ins)	28114.50
U S Post Office (Sup)	460.00
Utilities Sec of LNM (Memb)	1414.00

Van Diest Supply (Sup)	188.68
Verizon (Srv)	249.54
Wells Plumbing (Srv)	423.07
Diamond Eng (Improve)	157120.87
Payroll	96624.41

Utility Superintendent Helzer reported on: (1) railroad mowing; (2) the City Sanitary Sewer Survey; no deficiencies stated; and (3) the City received a "Letter of Substantial Completion" from Olsson's regarding the 2019 St. Paul Paving Improvements.

Chief of Police Paczosa submitted an "Incident & Nuisance" report, along with reporting on police business. The St. Paul Police Department will be performing interviews regarding the part-time Secretary position.

Mayor Bergman reported on the City Well-field pasture grass; Todd Wojtalewicz will be removing his cattle on Monday, September 14, 2020.

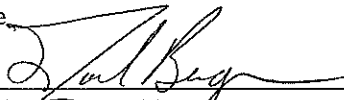
Public Comment Period: Eugene Killinger questioned why the City Sparq-Data program was removed from the City of St. Paul website. City Clerk Connie Jo Beck stated that the program is merely the preliminary City agenda and minutes. The cause for removal is that citizens of St. Paul are comparing the Sparq-Data agenda and minutes to the Phonograph Herald's minutes. Neither the City Sparq-Data program minutes nor the Phonograph Herald's City minutes are the official City minutes. City Clerk Beck stated that once she forms the City agenda, a copy will be placed on the City website, along with the minutes once they are approved by the City Council and signed by Mayor Bergman. This is to avoid any confusion for citizens. The City agenda will be posted in four (4) places for citizen viewing; the places consist of: (1) City Office; (2) Homestead Bank; (3) Howard County Court House; and (4) the US Post Office.

A lengthy discussion ensued regarding personnel issues concerning Chief of Police Paczosa. City Attorney White gave Chief Paczosa the opportunity to have the discussion in closed session. Chief Paczosa chose not to go into closed session. The discussion consisted of: (1) the dismissal of the City Police Chief that is being circulated around town; (2) why City Police aren't showing up for police calls (burglaries) at night; and (3) the Chief of Police targeting certain City staff members. No action was taken on the subject.

Mayor Bergman adjourned the City Council meeting at 9:10 p.m.

10-5-20

 Date



 Joel M. Bergman, Mayor



 Connie Jo Beck, City Clerk/Deputy Treasurer