

City of St. Paul Regular Meeting  
704 6<sup>th</sup> Street  
St. Paul, NE 68873

Monday, November 6, 2023

A meeting of the Mayor and City Council of the City of St. Paul, Nebraska was held at City Hall in said City on Monday, November 6, 2023, at 6:30 p.m. Present were Mayor Joel M. Bergman and Council members Katie Kowalski, Chuck Schmid, Mike Feeken and Bill Peters. 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) public 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 meeting at 6:30 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 §84-1407 through §84-1414. Mayor Bergman also stated that the City Council may vote to go into Closed Session on any agenda item as allowed by NE State Law §84-1410.

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. Also, any City patrons that are requesting "Public Records" or have "Questions or Concerns" in regard to the City, they need to be submitted in writing to the City of St. Paul, so that it can be addressed appropriately. These forms are available online, in a file folder on the back wall of the Council Chambers or at the City Office.

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; per Mayor Bergman, there will be a five (5) minute limit per person on speaking.

Mayor Bergman opened two (2) public hearings at 6:32 p.m. regarding: (1) a Preliminary Plat for Dugan's (Tyler K. & Kimberly D. Dugan) Subdivision located at the southeast corner of 14th Avenue and Inman Road, Howard County, Nebraska (within the City's one-mile extraterritorial jurisdiction). The property is more legally described as: Part of the North Half of the Northwest Quarter (N1/2, NW1/4), West of the Ord Branch of the Union Pacific Railroad, of Section 34, Township 15 North, Range 10 West of the 6th P.M., Howard County, Nebraska. The calculated area is 19.89 acres; and (2) Rezoning a tract of land from Agricultural Residential (AGR) to Highway Commercial (HC) for River Valley Auto LLC more legally described as: Lot One (1) Paul's North Subdivision, Howard County, Nebraska. The property is located in the northwest corner of the U.S. Highway 281 and U.S. Highway 92, north of St. Paul, Nebraska.

Council member Feeken moved to approve Shannon's (Bergman) Grill (formerly the Sweet Shoppe) Property Improvement application in the amount of \$1,550 from Tri-City Signs, Grand Island, NE. The property improvement will consist of (1) removal of the awning; (2) recover the awning with Green Cooley; (3) placing the new name on the awning as Shannon's Grill; and (4) reinstalling the awning. City sales tax will absorb the cost of the property improvement. Council member Schmid seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

Mayor Bergman opened the public comment period at 6:34 p.m. regarding the Preliminary Plat of Dugan's (Tyler K. & Kimberly D.) Subdivision located at the southeast corner of 14th Avenue and Inman Road, Howard County, Nebraska (within the City's one-mile extraterritorial jurisdiction). The property is more legally described as: Part of the North Half of the Northwest Quarter (N1/2, NW1/4), West of the Ord Branch of the Union Pacific Railroad, of Section 34, Township 15 North, Range 10 West of the 6th P.M., Howard County, Nebraska. The calculated

area is 19.89 acres.

After hearing no public comments regarding the Dugan's Preliminary Plat, Mayor Bergman closed the public comment period at 6:34 p.m. Council member Schmid moved to approve the Preliminary Plat of Dugan's Subdivision. Council member Peters seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0. Tyler and Kimberly Dugan were in attendance to answer questions from the City Council.

Mayor Bergman opened the public comment period at 6:35 p.m. regarding River Valley Auto LLC requests to rezone a tract of land from Agricultural Residential (AGR) to Highway Commercial (HC) more legally described as: Lot One (1) Paul's North Subdivision, Howard County, Nebraska. The property is located in the northwest corner of the U.S. Highway 281 and U.S. Highway 92, north of St. Paul, Nebraska.

After hearing no public comments regarding the rezoning, Mayor Bergman closed the public comment period at 6:36 p.m.

Council member Kowalski moved to approve River Valley Auto LLC rezoning request from Agricultural Residential (AGR) to Highway Commercial (HC) more legally described as: Lot One (1) Paul's North Subdivision, Howard County, Council member Schmid seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0. The River Valley Auto LLC. partner's Chad Hancock, Luke Stange and Marshall Adams were in attendance to answer questions from the City Council.

Council member Kowalski moved to approve the Consent Agenda Items: (1) Council minutes for October 16, 2023 (regular); (2) zoning permits for October 23, 2023; and (3) disbursements for November 6, 2023. Council member Schmid seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

**November 6, 2023 Disbursements**

Gross Payroll - October 2023	96330.40
Altec Industries (supplies)	1484.38
Amazon Capital (books, supplies)	1289.75
AT&T Mobility (service)	386.90
Bernt's Welding (service)	1895.94
Blackstone Publishing (books)	20.29
Blue Cross Blue Shield of NE (insurance)	19449.65
Bomgaars (supplies)	1104.69
Cengage Learning (books)	127.96
Central Plains Library Svc (education)	25.00
Charter Spectrum (service)	239.96
City Health Deductible Savings (insurance)	5445.00
City 125 Plan (insurance)	100.00
Clearfly (service)	195.07
Consolidated Mgmt (meals)	54.75
Consumer Deposit: R Koperski Rental Fee: (consumer deposit fee)	250.00
Crescent Electric (supplies)	167.24
Custer County Recycling (service)	38.70
Danko Emergency Equip (gear)	6392.96
Dick's Repair (service)	491.62
Dutton Lanson (supplies)	301.33
Eakes Office Solutions (service)	982.79
Elan Financial Svcs (training, supplies, meals, fuel)	1745.91
Hamilton Information Svcs (service)	1538.50
Heartland Disposal (service)	213.75
Heritage Bank: Utility Bill ACH Fee (fees)	25.00
Hometown Market (supplies)	130.93
Ho Co. Treasurer (dispatch fee)	3158.54
Koziol Upholstering (repair)	450.00
La Quinta by Wyndham (lodging)	944.55
LARM (insurance)	12446.87
Lukesh, Jean (books)	80.25

Madison Nat'l Life (insurance)	198.36
Mutual of Omaha (insurance)	144.00
NE Law Enforce Training Cntr (fees)	175.00
NE Public Health Environmental (lab)	237.00
Olsson (service)	30166.40
Open Caret (service)	200.00
OverDrive Inc (books)	250.00
Overland Ready Mixed (concrete)	3878.92
Parts Bin (supplies)	1273.45
Petty Cash (supplies, registration, fees)	50.69
PSSI/Entech Pest Mgmt (service)	91.80
SE Smith & Sons (supplies)	75.23
Sandry Fire Supply (supplies)	2875.00
Servi-Tech (lab)	369.00
Smith Welding (service)	458.97
State of NE Central Svcs (telephone)	38.34
State of NE Dept of Revenue (keno taxes)	5460.00
T & R Electric (repair)	5316.97
Vogel Auto Repair (service)	755.21
Wells Plumbing (repair)	1031.53
<b>Non-General</b>	
TIF: S Squared Enterprises October 2023 (proceeds)	2428.99
TIF: City 1/2 Share MAD Dev. October 2023 (proceeds)	5709.24
TIF: MAD Dev. 1/2 Share (MAD Dev.) October 2023 (proceeds)	5709.23
Sales Tax: St. Paul Development Corp: Middle Loup Subdivision Engineering (engineering fee)	2566.87
Keno: Willow Rising: Donation for 2022 to 2024	2000.00
Sales Tax: Street: Mtr Veh Tax: Aug. 2023 Proceeds (Mtr Veh Tax)	10459.50
Sales Tax: Fire Station: Aug. 2023 Proceeds (Fire Station)	16310.32
Sales Tax: 25% Infrastructure: Aug. 2023 Proceeds (25% Infrast)	8155.16

Council member Schmid introduced Ordinance #1041; to amend the St. Paul Municipal Code; to add Section 3-1020 to Chapter 3 pertaining to animals in the City of St. Paul Elmwood Cemetery; to repeal any ordinance, or parts of any ordinance in conflict with this ordinance; to provide for any effective date of such ordinance; and to provide for the publication of the ordinance. Council member Peters waived the three (3) readings of Ordinance #1041 at three (3) different occasions. Council member Schmid seconded the motion. Council members Kowalski, Schmid, & Peters voted aye, Council member Feeken voted nay. Motion carried 3/1. Council member Schmid moved for final passage of Ordinance #1041. Council member Peters seconded the motion. Council members Kowalski, Schmid, & Peters voted aye, Council member Feeken voted nay. Motion carried 3/1.

Council member Feeken moved to approve City Clerk/Deputy Treasurer Connie Jo Beck opening a City Fire Station Construction interest bearing account, along with transferring \$50,000 from the Fire Station Construction NPAIT account in the amount of \$50,000. The account will pay for the construction of the new Fire Station. A copy of the minutes will be given to Citizens Bank & Trust to open the account. Council member Schmid seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

Council member Schmid moved to approve Resolution 2023-09, regarding an Interlocal Agreement between the City Police Department and Howard County, Nebraska for the cooperative undertaking to share the use of the Repeater Services. Council member Kowalski seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

Council member Schmid moved to approve the "Interlocal Cooperative Agreement" between the City of St. Paul Police Department and Howard County, Nebraska regarding placing a repeater on the Howard County Courthouse. The "Agreement" states that St. Paul Police Department will maintain the repeater; Howard County will maintain the radio frequency and allow for the repeater to be placed on the roof of the Howard County Courthouse. Council member Kowalski seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0. The City Police Department has received the approval of the Howard County Commissioners.

Officer Grady Robinson has informed Chief of Police Dan Howard of his intentions to leave the City Police Dept. in approximately six (6) months (May 2024). Officer Robinson is giving the Department his notice to allow for hiring and training of a new City Officer. Council member Schmid moved to approve advertising for a new Police Officer and establishing the "Interview Committee" to consist of Chief of Police Howard, Mayor Bergman, Council members Katie Kowalski and Bill Peters. The plan is to hire someone as soon as possible for the January 2024 Nebraska Law Enforcement Training Camp (NLETC). Council member Peters seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

Utilities Superintendent Helzer stated that there is a special Wastewater Treatment Facility (WWTF) Construction walk-through meeting November 7, 2023 beginning at 2:00 p.m. in the City Council Chambers.

Mayor Bergman updates: (1) LB840 Escape Tanning loan has been paid in full on October 27, 2023; (2) St. Paul Civic Center Inflatables (large) pertaining to insurance coverage; (3) two (2) City Time Certificates (General) are coming due on Wednesday, November 15, 2023; the Time Certificates will be cashed and deposited into the General Insured Cash Sweep (ICS) account at Citizens Bank & Trust.

Public Announcements: Chief of Police Howard received 25 lbs. of prescribed medication regarding the "Prescription Take Back Day" on Saturday, October 28, 2023; the medication was taken to the Howard County Medical Center for disposal. Council member Schmid stated that Saturday, November 11, 2023 is Veterans Day; the American Legion Post #119 is holding an annual "Cow Dance" at the St. Paul Civic Center from 4:00 p.m. to 8:00 p.m.

Mayor Bergman adjourned the City Council meeting at 6:55 p.m.

November 20, 2023  
Date

Joel M. Bergman  
Joel M. Bergman, Mayor

Connie Jo Beck  
Connie Jo Beck, City Clerk/Deputy Treasurer