

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

Monday, November 20, 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 20, 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.

A "Life Saving" award was presented by Chief of Police Dan Howard to part-time City Police Officer Malik Bearheels regarding a vehicle accident on October 2, 2023. This is in recognition of Mr. Bearheels courageous and life-saving actions at the scene of a motor vehicle accident in Howard County, Nebraska. Officer Beerheels applied a tourniquet to save another human life. Officer Beerheels represents the St. Paul Police Department with dedication and courage.

Mayor Bergman opened the public hearing at 6:35 p.m. regarding the Final Plat of Dugan's (Tyler & Kimberly 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.

Council member Kowalski moved to approve Olsson's Letter Agreement for Professional Services provided by Mr. Jeff Palik regarding the Consulting Services Agreement 2024. Olsson's Street Superintendent Services will not exceed \$3,000 in cost and the Consulting Services Projects will not exceed \$5,000 in cost. 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 6:36 p.m. regarding the Final Plat of Dugan's (Tyler & Kimberly 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. Utility Superintendent Matt Helzer stated that there were no changes to the Dugan preliminary plat.

After hearing no public comment, Mayor Bergman closed the public comment period at 6:37 p.m.

Council member Schmid moved to approve the Final Plat of Dugan's Subdivision. Council member Feeken seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

Council member Peters moved to approve the Certificate of Approval of Dugan's Subdivision located in a 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. in Howard County, Nebraska. Council member Schmid seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

A lengthy discussion ensued between the Council members regarding zoning permit application #2023-45 pertaining to the north "City Welcome" sign. The sign is to be located on US Highway 281 between US Highway 92 and "O" Street. On Monday, November 13, 2023, the City Planning Commission denied the permit, due to it not meeting the required ten (10) ft. setbacks on the east and west sides. Council member Schmid moved to approve granting the placement of the "Welcome Sign" in the area. Council member Feeken seconded the motion. Council member Schmid voted aye, Council member Kowalski, Feeken and Peters voted nay. Motion was denied 1/3. Zoning Permit Application #2023-45 will go before the Variance Committee.

Council member Kowalski moved to approve the Consent Agenda Items: (1) Treasurer's Report October 2023; (2) November 6, 2023 (regular) Council minutes and November 7, 2023 (special) Council minutes; (3) November 20, 2023 disbursements, with the stipulation not to pay the Central Transport invoice in the amount of \$213.01; and (4) November 13, 2023, zoning permits, with the stipulation that zoning permit application #2023-45 was denied by Council. The permit will go through the variance process. Council member Peters seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

Disbursements November 20, 2023

Amazon Capital Services (books)	619.64
Aurora Cooperative (fuel)	1645.05
Axon Enterprise Inc (supplies)	768.56
Black Hills Energy (natural gas)	986.91
BOK Financial (bonds)	188505.00
Bokowski, Blake (computers)	400.00
Brehm's Drug (supplies)	61.12
Bryan Jensen Clothing (uniforms)	3200.00
Central NE Bobcat (rental)	57.00
Central Transport (freight)	213.01
Charter/Spectrum (service)	127.95
City Lights (utilities)	7326.60
Consolidated Mgmt (meals)	131.00
Consumer Deposit: Rental Deposit Ortiz: (rental deposit)	250.00
Core & Main (supplies)	23.43
Custer County Recycling (service)	17.00
Dick's Repair (service)	110.57
Dutton Lainson (supplies)	1698.19
Eakes Office (supplies)	60.00
Filter Care (service)	11.45
First Concord Benefits (service)	120.00
GB Auto (service)	356.39
Hawkins (chemicals)	3401.95
Heartland Disposal (service)	6652.40
Homestead Bank (fees)	22.40
Howard Greeley RPPD (utilities)	128444.02
Jim's Champlin (fuel)	1943.80

John Deere Financial (postage, supplies)	33.04
Justice Data Solutions (service)	1900.00
LCL Truck Equipment (supplies)	143.85
Loup Central Landfill (disposal)	42.86
Mid-Nebraska Disposal (service)	4470.16
NE Dept of Revenue: Sales & Use Tax Submittal (tax)	13067.59
NE Law Enforcement Training Cntr (fee)	75.00
NE Machinery (supplies)	484.99
Olsson (service)	10906.66
One Call Concepts (service)	29.82
OverDrive Inc (books)	355.94
Phonograph Herald (publish)	509.20
Robinson, Grady (car wash)	13.00
Quick Med Claims (service)	724.08
Servi-Tech (lab)	60.00
Smith Welding (service)	588.69
St Paul Veterinary Clinic (service)	100.00
Triple T Disposal (service)	208.30
US Post Office (postage)	525.00
Wesco Distribution (supplies)	1144.90

Non-General Disbursements

NPAIT: Fire Station Construction to Fire Station Construction	50000.00
Checking Account to Pay Disbursements (transfer)	
Sales Tax: St. Paul Development Corp: Reimb Engineer Fees at Middle Loup Subdivision (engineer fees)	2257.71

Council member Feeken introduced Ordinance #1042; re-zoning of real property in the City of Saint Paul, Howard County, Nebraska on a Tract of Land comprising of Lot One (1), Paul's North Subdivision in Howard County, Nebraska, to change the Zoning Map and Comprehensive Plan of the City of Saint Paul, Nebraska in conformity with said change; and to provide for an effective date of December 15, 2023. Council member Kowalski moved to waive the three (3) readings of Ordinance #1042 on three (3) different occasions. Council member Schmid seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0. Council member Schmid moved for final passage of Ordinance 1042. Council member Feeken seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

Council member Kowalski moved to approve transferring \$100,000 from the Sales Tax Money Market account and depositing it into the Sales Tax Checking account. This relates to the transferring of the monthly funds regarding the Street Motor Vehicle Tax; 25% Infrastructure; and the Fire Station sales tax. Council member Feeken seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

Council member Schmid moved to approve advertising for a new or used Light Department bucket truck, with the previous approved bid specs by the City Council. Bids must be in a sealed envelope, mailed or hand delivered to the City of St. Paul (Attn: Connie Jo Beck) 704 6th Street, St. Paul, NE, along with the words "sealed bid" printed on the front of the envelope. All bids must be in by Thursday, December 14, 2023, by 4:00 p.m. central standard time. Bids will be considered at the Monday, December 18, 2023, Council meeting starting at 6:30 p.m. All bids may be rejected for any reason. For bid spec questions, please contact Electrical Commissioner James Summers at the City Office (308)754-4483. The bid "Notice" will be placed in the Phonograph Herald on Wednesday, November 29, 2023 and Wednesday, December 6, 2023. It will also be published on the City Website: www.stpaulnebraska.com. Council member Peters seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

Chief of Police Dan Howard was present to discuss the nuisance property at 304 8th Street. Chief of Police Howard stated that the Grace Baptist Church wanted to help clean up the

property at 304 8th Street, but the owner refused the help. Council member Kowalski moved to approve moving forward regarding the City sending a second (2nd) letter to David Eiberger at 304 8th Street, to determine whether the premise constitutes a public nuisance. The hearing is scheduled for Monday, December 4, 2023 at 6:30 p.m., before the City Council in the Council Chamber, 704 6th Street, St. Paul, NE. Council member Feeken seconded the motion. Council members Kowalski, Schmid, Feeken & Peters voted aye, nays none. Motion carried 4/0.

Utilities Superintendent Helzer updates: City Wastewater Treatment Facility (WWTF) sludge has not been settling; the problem is being corrected.

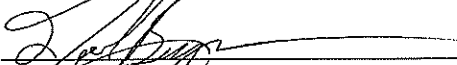
Chief of Police Howard updates: (1) City Attorney Jason White instructed Chief of Police Howard to move forward on the abatement of property at 1220 Farnum Street. Kramer's Wrecker Service and Stanteiski Waste and Junk Removal Company were contacted. Currently, a date and time is being worked out between both companies to be present at the same time of the abatement; (2) there are six (6) persons that are interested to be on the "nuisance committee"; those persons are: Jerry Thompson, Dustin Anderson, Gerald Solko, Rex Galusha, Jackie Hardenbrook and Gene Rice. The nuisance committee will have its first meeting on Monday, December 4, 2023 at 5:30 p.m., then updates will be given to the Mayor and Council on Monday, December 4, 2023 at 6:30 p.m.; and (3) former City Police Officer Jade Stethem still possesses St. Paul Police Department items; City Attorney White will be taking legal action on the matter.

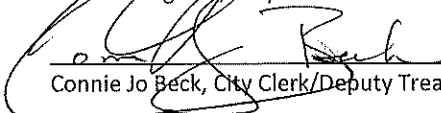
On Monday, December 4, 2023, there will be discussion on the "Animal" Municipal Code per Council member Feeken.

Mayor Bergman updates: (1) Certificate of Deposits #109366 (\$64,424.11) and #109367 (\$64,412.50) were cashed and deposited into the General Insured Cash Sweep (ICS) accounts to receive a higher interest rate; (2) City Firefighter and EMT Roster (Dan Howard and Malik Beerheals went from EMT's To Drivers); (3) State and Local Fiscal Recovery Funds: Recipients MUST obligate SLFRF funds by December 31, 2024, and expend obligated funds by December 31, 2026; there was a brief discussion regarding expending the American Rescue Plan (ARP) funds; and (4) Dana F. Cole & Co. auditors were present at the City Office last Wednesday (November 15, 2023) and Thursday (November 16, 2023) to perform a City audit.

Mayor Bergman adjourned the City Council meeting at 7:05 p.m.

December 4, 2023
Date


Joel M. Bergman, Mayor


Connie Jo Beck, City Clerk/Deputy Treasurer