

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, January 28, 1992, at the Municipal Building, 406 East 7th Street, Lexington, Nebraska, at 7:30 P.M. Members of the City Council present were: Robert Hawks, John Wightman, John Weeder, Dorothy Anderson, and Kenneth VerMaas. City Officials present were: City Manager Bill Podraza, City Clerk Leon E. Malzahn, and City Attorney Willard Weinhold. Department Heads present were: Charles Clark. Also present were: Dana Daniels representing Miller and Associates, Mike Toukan representing Wendy's, Dick Carpenter representing Amigo's, Mr. and Mrs. Kenneth Beans, and Keith Goerhing. The Press was represented by Lexington Publishing and Kearney Hub.

NOTICE: Notice of the meeting was given in advance, thereof by publication in the Lexington Clipper-Herald, the designated method for giving notice, as shown by the Affidavit of Publication attached to these Minutes. Notice of this meeting was simultaneously given to the Mayor and all members of the Council, and a copy of their Acknowledgment of Receipt of Notice and the agenda is attached to these Minutes. Availability of the Agenda was communicated in advance notice and in the notice to the Mayor and Council of this meeting. The proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. All items presented and discussed on the agenda were available for public inspection.

CALL TO ORDER: The meeting was called to order by Mayor Hawks.

MINUTES REGULAR MEETING 1/14/92: Moved by Councilperson VerMaas, seconded by Wightman, to approve the minutes of the Regular Council Meeting held Tuesday, January 14, 1992, as presented. Roll call. Voting "aye" were Anderson, Weeder, VerMaas, Wightman, and Hawks. Motion carried.

CLAIMS AND BILLS: Claims and Bills in the amount of \$159,352.60 were presented for Council's consideration and approval. Moved by Councilperson Wightman, seconded by VerMaas, to approve the Claims and Bills as presented and authorize the City Treasurer to transfer \$80,087.28 from the General Fund, \$315.23 from Block Grant 84-283-11, \$1,000.00 From Block Grant R-89-SG-31-0167,

\$4,723.95 from Meals on Wheels, \$187.34 from C.E.D. Funds, \$2,647.82 from the Health Fund, \$66,833.90 Lexington Utilities Fund, and \$3,557.89 from Landfill to the City of Lexington Operating Account. Roll call. Voting "aye" were Weeder, Anderson, VerMaas, Wightman, and Hawks. Motion carried.

CITY OF LEXINGTON
 ACCOUNTS PAYABLE
 JANUARY 28, 1992

Ace Equipment & Supply Co.	Elgin main broom	1,040.00
Air Products & Chemicals	Cylinder Service Agreement	100.80
A & L Laboratories Inc.	Sampling supplies	5.35
American Charter	Energy loan payment	78.81
Anderson Electronics Service	Pager repair	130.15
Barmore's	Folders, tape, sewing kit, masking tape, bags	36.89
B & D Office Supply	Toner	113.40
Berntson Oil	Oil, gas, diesel	2,290.22
Bishop, Pete	Meeting expense	80.00
Bliven, Jess	Medicine	13.00
Boyd, Janet	Electric rebate	1,200.00
Brandenberg, Kenneth	Medicine	6.93
B & P Credit Management	Service	102.76
Cash-Wa Distributing	Cups, tissue	69.19
Central Garage Fund	Labor, parts, oil	2,254.71
Century Lumber Center	Steel wool	2.01
City Directory Inc.	City Directory	12.00
Clement Communication Inc.	Poster program service	355.68
Clark, Dan	Electric rebate	150.00
Coast to Coast	Pipe, firealarm, blades, bolt	83.57
Dawson Co. Register of Deeds	Register ordinances	90.00
Dawson County Clerk	Female Prisoner housing	5,475.00
Donna's Cafe	Meals on Wheels - Overton	872.83
Dugan Business Forms	Meter sheets, payroll checks	540.92
Egan Supply Co.	Cor Aire gel	57.66
Electric Fixture	Flashlights, clamp, bulbs, triplex, lamps, parts	1,001.06
Electric Meter Service	Meter cleaned & tested	12.75
Emergency Medical Products	Cases, medical kits, supplies	64.57
Environmental Resource Assoc.	Lab test - WWTP	143.70
Eustis Body Shop	Tow charge	25.00
The Executive Program	Book	20.54

Farmers State Bank	Energy loan payment	78.81
Family Life Center & Barta	Doctor	100.00
Family Life Center & Podraza	Doctor	75.00
Five Star Flooring	Vacuum belt	3.49
First Continental	Aggregate fee	1,858.00
Five Points Bank of G.I.	Landfill loader payment	1,400.00
Fire & Emergency TV Network	Service	288.00
Graybar Electric Co.	Adhesive numbers	127.37
Grt Plains Medical & Malzahn	Hospital	591.60
Hawks, Robert	Meeting expense	46.88
HDR	Service - December	2,266.47
Hi-Ranger Midwest	Repair boom truck - 2 trips	970.28
Home Federal	Energy Loan payment	78.80
H-T-M Sales Inc.	Float switch	163.39
I.C.M.A.	1/8 - 1/21/92	119.37
Insurance & Personnel Serv.	125 Admin. Fee	46.00
Jason's Body Shop	Fender & hood repair	165.40
J & S Oil	Diesel	8.50
Karre's City Bakery	Cake - Holtz	24.60
Keim, Jo	Medicine	9.48
Kiffin-Murphy Agency	Package Policy	20,017.00
King's Pharmacy	Labels, cards, UPS charge	109.80
K N Energy	Service	607.67
Kriz - Davis Company	Insulators, bolts, bracket	2,389.27
Kwik Stop Food Stores	Electric Rebate	1,305.00
Lakota	Meeting expense	38.50
Lex Area Chamber of Commerce	State Chamber Meeting	50.00
Lexington Communication	Radio Repair	82.75
Lexington Coop	Car wash, kerosene, calcium chloride, sm. engine parts	176.45
Lexington Truck & Auto	Motor	100.00
LEXUS	Service - December	14,890.54
City of Lexington	Franchise fee	21,446.09
Lexington State Bank	Energy loan payment	78.81
Lease America Corp.	Lease agreement	308.19
Lieh's Drilling	Well #7 repair	925.43
Little Paris Cafe	Meeting expense	19.11
Loos Electric Supply	Photo cell, transformer	685.12
Malzahn, Leon	Medicine, meeting expense	31.30
Mead/Big Valley Lumber	Keys, paint, file set, siding, nails, putty, screws, parts	400.34
Midway Supply	Glass cleaner, screws, filters, brake fluid, floor dry, muffler	315.35
Morris Press & Office Supply	Paper, meter deposit receipts, cards, money receipts, stamp	129.42
Mr. Automotive	Holder, filter, muffler, hose,	

	belt, cap, oil dry, parts	297.22
SD Myers	Gas in Oil test	60.00
National Fire Protection	Membership	75.00
State of Nebraska	Handicap parking permits	6.00
State of Nebraska	Water testing	440.90
Nebraska Planning & Zoning	Membership fees	40.00
Nelson, Thomas	Doctor, medicine	158.96
Nelson Harkins Industries	Enamel letters	102.60
O K Tire	Tire repair - loader	99.90
Omaha World Herald	Subscription	104.00
Payroll Account	1/8 - 1/21/92	48,809.04
Pamida #137	Cutter, blades	6.46
Petty Cash	Meeting expense, postage, misc.	117.00
Platte Valley Auto Mart	Boot	17.74
Plum Crk Med Grp & Hawks	Doctor	48.90
Plum Crk Med Grp & Barta	Doctor	55.00
Plum Crk Med Grp & Wolf	Doctor	14.00
Plum Crk Med Grp & Hill	Doctor	27.00
Plum Crk Med Grp & Gallington	Doctor	88.80
Podraza, Bill	Meeting expense	71.78
Prairie View Estates	Electric rebates	500.00
Reiber, Diane	Doctor	157.85
Riege, Ivan	Medicine	51.54
Rodeo Road Equipment	Switch, loader repair	62.70
Sandra Shreves & LSB	Rental rehab final payment	1,000.00
Sixth Street Market	Towels, coffee, filters, napkins, pop, groceries	252.24
Skwarek, Neldene	Doctor, medicine	19.46
Smith & Loveless Inc.	Filter	61.37
Social Security Fund	1/8 - 1/21/92	3,663.59
Sund, William Jr.	Electric rebate	1,200.00
S & W Auto Parts Inc.	Filter, muffler, clamp	59.84
Tri-County Hospital	Meals on Wheels, blood draw	3,505.82
The Travelers	1/8 - 1/21/92	1,560.51
Tri-County Hosp. & Malzahn	Hospital	810.00
The Travelers	1/8 - 1/21/92	643.04
Tri-County Hosp. & Gallington	Hospital	64.00
Tri-Co. Hospital & Hill	Hospital	27.50
U S West Communications	Service	29.89
VerMaas, Lola	Training seminar	116.30
Virtual Technology	Software	174.00
Wal-Mart	Film, antifreeze, first aid kit, sandpaper, wipes, cleaner	69.60
Westinghouse Electric	Machine bolts, fixtures, washers, armor rods, lamps, parts	4,439.13
Wheeler's	Seat covers, tool box, gloves,	

	bed mat, ball, coupler, parts	279.74
Wiley, Jan	Medicine	3.99
Wortman, Margaret	Medicine	211.11
Bliven, Jess	Support Personnel	792.00
	GRAND TOTAL	\$159,352.60

**OVERNIGHT
CAMPING
ORDINANCE:**

An Ordinance entitled "AN ORDINANCE TO PERMIT TEMPORARY PARKING OF CAMPER TRAILERS IN CITY PARKS; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was read before the Council to be considered on second reading. At this time Councilperson VerMaas was the only one to submit comments and those were from people who lived close to the parks stating that they object to this ordinance.

Moved by Wightman, seconded by Anderson that said Ordinance be passed on second reading. Roll call. Voting "aye" were Weeder, Anderson, Wightman, and Hawks. Voting "nay" was VerMaas. Motion carried.

**A CHANGE OF
MEETING DATE:**

City Manager Podraza requested the Lexington City Council change the time of the regular meeting on February 11th from 7:30 PM to 7:00 a.m. to afford him the opportunity to attend a function in which his daughter would participate.

Moved by Councilperson Wightman, seconded by Anderson to change the time of the regular meeting held February 11, 1992 from 7:30 p.m. to 7:00 a.m. Roll call. Voting "aye" were VerMaas, Weeder, Anderson Wightman, and Hawks. Motion carried.

**VACATE PROPERTY
GREATER LEXINGTON
ADDITION:**

City Manager Podraza addressed the City Council stating that Wendy's and Amigo's had constructed signs in the City's right-of-way in the Greater Lexington Addition with what had been interpreted with the blessing of the State of Nebraska. However, it later turned out that the State through an agreement with the City of Lexington objected to the signs and ordered them to be removed. Mr. Mike Toukan and Dick Carpenter representing Wendy's and Amigo's respectfully confirmed the narrative of events as depicted by the City Manager to be true and correct. They further stated

considerable money had been expended by their firms to install these signs and wish not to have to remove them.

Mr. Dana Daniels representing Miller & Associates stated that the vacating of this right-of-way and the reversion of the property to the previous owners would require those owners to give the City of Lexington an easement for water mains in that area. No further comments.

An ordinance entitled "AN ORDINANCE TO VACATE A PORTION OF FRONTAGE STREET RIGHT-OF-WAY; TO PROVIDE FOR REVERSION OF THE VACATED STREET TO ADJOINING PROPERTY OWNERS; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was read before the Council. Moved by Wightman, seconded by Anderson that said Ordinance be passed on first creading. Roll call. Voting "aye" were Weeder, VerMaas, Anderson, Wightman, and Hawks. Motion carried.

**POWER BAY
AGREEMENT:**

City Manager Podraza introduced a Agreement between The City of Lexington and Nebraska Public Power District for an additional bay out of the Westminster Substation resulting in a third feed into Lexington. Upon reviewing the costs and the matters substantiating a like cost for Dawson Public Power for the same service Councilperson Wightman moved that the Mayor be authorized to enter into an agreement with Nebraska Public Power District for the construction of a second bay in the Westminster Sub for The City of Lexington, seconded by Weeder. Roll call. Voting "aye" were VerMaas, Anderson, Weeder, Wightman, and Hawks. Motion carried.

**D.E.C. GRANT
HEARING:**

City Manager Podraza presented an outline containing costs to purchase a composting machine for use by the City of Lexington. City Manager Podraza explained that the current compost pile was located on a triangular piece of ground East of the Lexington Livestock yards, with the compost being stirred by the use of a front end loader. This machine would allow the City to become more efficient when performing this operation plus the ability of mixing sludge from the disposal plant with the grass and leaves. He further stated that the end product could be sold or given away

to fertilize agricultural ground . In summary Mr. Podraza presented an outline of the total cost of the project the amount covered by the grant and the in kind contribution by the City.

Moved by Councilperson Anderson, seconded by VerMaas that the City Administration be allowed to apply for a grant to purchase a composting machine. Roll call. Voting "aye" were Wightman, Weeder, VerMaas, Anderson, and Hawks. Motion carried.

MANAGER PIZZA HUT: The City Council considered the application of Steven D. Schwartzkopf as Manager of Pizza Hut of America Inc. dba Pizza Hut 701 South Bridge Street, Lexington, Dawson County, License #A2022. Hearing no objections to this request, Councilperson Wightman moved that the application for Steven D. Schwartzkopf for a manager's license at the Pizza Hut 701 South Bridge Street, Lexington be approved. Seconded by VerMaas Roll call. Voting "aye" were Weeder, Anderson, VerMaas, Wightman and Hawks. Motion carried.

**ASSESSMENT
APPEAL:**

City Manager Podraza explained that an assessment district had been formed to construct a sanitary sewer line abutting the Beans property. This district had been formed and advertised during a period of time when the family was having a crisis which accounted for them not requesting a deferral during the allotted time. The City Manager further stated that this property is just north of Sav-A-Lot Food Store is agricultural in nature which qualifies it for the exemption and requested the collection of the assessment should be deferred as provided by statute.

Mr. Kenneth Beans then addressed the Council requesting the deferral of the assessment and interest until the property develops. Upon conclusion of the discussion Councilperson Wightman moved that the City Attorney prepare a resolution deferring the payment of assessment principal for Mr. Kenneth Beans seconded by Weeder. Roll call. Voting "aye" were Anderson, VerMaas, Weeder, Wightman and Hawks. Motion carried.

ADJOURNMENT: There being no further business to come before the Council, Mayor Hawks declared the meeting adjourned.

Robert Hawks
President of the Council

Leon E. Malzahn
City Clerk

I, the undersigned City Clerk for the City of Lexington, Nebraska, hereby certify that all of the subjects included in the foregoing proceedings were contained in the Agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk during regular business hours prior to said meeting: that the Minutes of the Mayor and Council of the City of Lexington, Nebraska, from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meeting of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

City Clerk

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, January 14, 1992, at the Municipal Building, 406 East 7th Street, Lexington, Nebraska, at 7:30 P.M. Members of the City Council present were: John Wightman, John Weeder, Dorothy Anderson, and Kenneth VerMaas. Mayor Robert Hawks was absent. City Officials present were: City Manager Bill Podraza, City Clerk Leon E. Malzahn, and City Attorney Willard Weinhold. Department Heads present were: Vance Bricker, Charles Clark, Glenn Hawks, and Dana Daniels representing Miller and Associates. Also present were: Dean and Betty Stuckey, Jim O'Donnell, Deloy Jahnke, Jeff Richardson, Dean Martin, Marlin Reynolds, and Rustin Sutton. The Press was represented by Lexington Publishing.

NOTICE:

Notice of the meeting was given in advance, thereof by publication in the Lexington Clipper-Herald, the designated method for giving notice, as shown by the Affidavit of Publication attached to these Minutes. Notice of this meeting was simultaneously given to the Mayor and all members of the Council, and a copy of their Acknowledgment of Receipt of Notice and the agenda is attached to these Minutes. Availability of the Agenda was communicated in advance notice and in the notice to the Mayor and Council of this meeting. The proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. All items presented and discussed on the agenda were available for public inspection.

CALL TO ORDER:

In the absence of the Mayor the meeting was called to order by Vice-President John Wightman.

**MINUTES REGULAR
MEETING 12/23/91:**

Moved by Councilperson VerMaas, seconded by Weeder, to approve the minutes of the Regular Council Meeting held Monday, December 23, 1991, as presented. Roll call. Voting "aye" were Anderson, Weeder, VerMaas, and Wightman. Motion carried

CLAIMS AND BILLS:

Prior to consideration of this item Councilperson VerMaas declared a conflict of interest and he said he would not enter in to the discussion or voting of this item.

Claims and Bills in the amount of \$661,931.73 were presented for Council's consideration and

approval. Moved by Councilperson Anderson, seconded by Weeder, to approve the Claims and Bills as presented and authorize the City Treasurer to transfer \$141,219.92 from the General Fund, \$1,859.03 from Meals on Wheels, \$346.68 from C.E.D., \$10,425.61 from Health Fund, \$500,411.10 from Lexington Utilities Fund, and \$7,669.39 from Landfill to the City of Lexington Operating Account. Roll call. Voting "aye" were Wightman, Weeder, and Anderson. Motion carried.

CITY OF LEXINGTON
 ACCOUNTS PAYABLE
 JANUARY 14, 1992

Alamar Uniform Co.	Pants	37.88
American Water Works Assoc.	Test water meters	26.30
APTUS	PCB Analysis - Oil	50.00
Araujo, Josephine	Mileage - Meals on Wheels	38.00
AT & T Information	Service	63.30
Badger Uniforms	Shirts, tie	114.20
Baker & Taylor Co.	Leasing service	138.00
Barmore's	Cable fittings, books, office supplies, message books	146.39
Barta, Lloyd	Medicine	998.84
Berntson Oil	Diesel, Oil	743.31
Becker Fire Equipment	Lights, dome	600.26
Betz, William K.	Electric rebate	250.00
Bliven, Jess	Support Personnel	594.00
Thomas Bouregy & Co.	Books	82.70
Brandenberg, Kenneth	Medicine, doctor	50.77
Brummet, Elberta	Medicine	68.68
Carousel Book Co.	Books	85.05
Central Garage Fund	Oil, labor, parts	3,230.04
Children's Press	Books	65.08
Clement Communications	Poster display frame	69.90
Coast to Coast	Brush, keys, sponge, hasp	29.84
The J.P. Cooke Co.	Animal tags	54.18
Corporate Diversified Serv.	Life Insurance - Fire Dept.	60.00
Courtesy Shade Tree Co.	Palm tree - swimming pool	749.00
Creighton University Library	Photocopy	3.60
Dawson County Public Power	Service	102.00
Donna's Cafe	Meals on Wheels	1,144.38
Dutton - Lainson Co.	Crossarm, insulators	1,689.24
Dugan Business Forms	Envelopes, 1099's	176.15
Eake's Office Products	Copy machine lease	120.47

Egan Supply Company	Cleaning supplies	56.75
Electric Fixture	Lamp, batter, bulbs, parts	221.92
Emergency Medical Products	Carry case, mini kit	164.88
Eustis Body Shop	Towing charge	40.00
Farmers State Bank	Warrant - Imp Dist 235	14,740.96
Farm Plan Corporation	Bolts	7.80
Family Life Center & Podraza	Doctor	350.00
Fischer - Scientific	Pipet filler	61.70
Five Star Flooring	Repair sweeper	15.20
First Continental	Insurance	3,715.80
Good Samaritan Hosp. & Brandenburg	Hospital	2,142.97
Grolier Year Book, Inc.	Encyclopedias	578.00
Gumdrop Books	Books	265.91
Hawks, Robert	Meeting expense	43.75
Hanna, Edna	Electric rebate	250.00
Hipp Wholesale Co.	Containers	81.96
Hill, Wanda	Medicine	8.75
Hodges Auto World	Cap	1.13
Hofaker's Iron & Metal	Rims	25.00
Holtz, Glen	Doctor, medicine	268.06
Hodgson Installation Serv.	Service	25.00
IBM Corporation	Maint. Agreement	286.00
I.C.M.A.	12/11/91 - 1/7/92	238.74
Insurance & Personnel Serv.	Admin. Fees	573.27
Int. Conference of Bldg. Off.	Building code books	128.50
Intercomputer Communication	Media Charge	42.25
The Island Supply Co.	Blades	336.81
Jones Plumbing & Heating	Supplies	73.49
J & S Oil	Diesel	16.00
Kansas Electric Cooperative	Testing service	1,446.77
Kerr, Wayne	Doctor	115.31
King's Pharmacy	UPS, Clipboards, shredder, pens, date books, VCR cart	910.73
K N Energy	Service	5,630.22
Knights of Columbus	Awards banquet meal	1,365.00
Kriz - Davis Company	Transformers, fuse	20,249.13
K.R.V.N.	Christmas greeting - Police	20.00
Lakota	Meeting expense	29.75
The League of NE Municipal.	Registration	429.00
Lee's Flowers	Plant - Seybold	22.26
Lexington Animal Clinic	Service - December	429.25
Lex Area Chamber of Commerce	CED Expenses	423.72
Lexington Health Fund	Side fund - Medical	13,240.05
Lexington Communications	Radio repair	44.75
Lexington Coop	Fuel filters	12.70
Lexington Glass Co.	Window - Dump truck	209.00

Lexington Laundry	Service	40.00
Lexington Postmaster	Postage	1,500.00
Lexington Public Library	Petty cash	36.23
Lexington Newspaper Inc.	Service	418.08
LEXUS	Service	298.05
City of Lexington	Franchise fee, Misc. chgs.	18,583.52
Lexington Postmaster	Newsletter postage	40.00
Lexington Towers, Inc.	Tower rent	660.00
City of Lexington	Landfill charges	92.00
Loos Electric Supply	Volt meter	109.69
Luther, Ann	Mileage - Meals on Wheels	9.50
Malzahn, Leon	Medicine	12.46
MacMillan Publishing Co.	World Atlas, books	75.93
May, Sue	December service	188.00
Mead/Big Valley Lumber	Bolts, lumber, paint	174.86
Midway Supply	Rotor, wrench, tape	230.48
Miller & Associates	Service - December	1,750.00
Morris Press & Office Supp.	Calendars, files, lbls, lead	102.81
Mr. Automotive	Gasket, clutch kit	29.72
R.A. Mullendore Consultants	Service - scada system	1,296.70
National Information Cntr	Directory	34.95
State of Nebraska	State Telecomm.	385.00
Nebraska Law Enforcement	Class - Ourada, Newman	66.05
NE State Historical Soc.	Annual Membership	15.00
Nebraska Salt & Grain	Ice control salt	586.85
Nebraska Dept. of Revenue	Sales Tax - December	25,218.34
Nebraska Public Power Dist.	Power bill	310,756.15
State of Nebraska	Well fee	40.00
Nelson, Thomas	Medicine	46.97
O'Con, Lucio	Medicine	974.18
O K Tire	Tire repair	6.00
Osmose Wood Preserving Inc.	Pole treatment	6,481.54
Payroll Account	12/11 - 1/7/92	103,566.50
Paulsen Bldg. & Supply	Gravel, ice control, cement	838.35
Pamida #137	Paint, glue, coffee, patches	74.14
Paulsen Bldg. & Supply	Pay estimate #20 - WWTP	43,460.98
Platte Valley Auto Mart	Heater core	95.25
Platte Valley Communication	Service	293.25
Plum Creek Medical Group	Work Comp. - O'Con	77.00
Plum Crk Med Grp & Barta	Doctor	13.00
Plum Crk Med Grp & Nelson	Doctor	81.24
Plum Crk Med Grp & Ourada	Doctor	24.50
Plum Crk Med Grp & Wolf	Doctor	4.25
Plum Crk Med Grp & Hill	Doctor	46.90
Plum Crk Med Grp & Gallington	Doctor	39.16
Plum Crk Med Grp & Bliven	Doctor	13.00

Plum Crk Med Grp & Wattier	Doctor	20.80
Podraza, Bill	Meeting expense	46.75
Prairie View Estates	Electric rebates	750.00
Quill Corp.	Office supplies	104.80
Randy's Towing & Body Shop	Towing charge	100.00
Radiology Service & Gallington	Doctor	36.00
Reach Electronics	Lithium battery	57.00
Reiber, Diane	Doctor	13.00
Reed, Veach, Wurdeman	Engineering Service	1,956.33
Rodeo Road Equipment	Gas tank sending unit	235.78
Sands, Jean	Doctor	13.00
Sav-A-Lot Food Store	Door prizes, relish trays	77.42
Service Supply	Repair kits	80.00
Sharon's Custom Upholstery	Pager cases	90.00
Sixth Street Market	Cleaning supplies, food, dog bisquits, misc.	106.28
Skwarek, Neldene	Medicine	8.38
Social Security Fund	12/11 - 1/7/92	7,799.61
S & W Auto Parts	Plug, wiper blades, oil	45.94
Thorndike Press	Books	147.42
Time Life Books	Books	63.50
Michael Todd & Co.	Signs	95.30
Tri-County Hospital	Work Comp - Bailey, blood draws	109.25
The Travelers	12/11 - 1/7/92	3,217.04
Tri-Co. Hospital & MalzahnHospital		2,989.31
Tri-Co. Hospital & Ourada	Hospital	1,688.91
The Travelers	Police Pension	1,350.01
Tri-Co. Hospital & Wattier	Hospital	49.60
U S West Communications	Service	1,468.44
VerMaas, Kenneth	Electric rebate	830.00
Virtual Technology Inc.	Data processing equip.	4,736.00
Water Products of NE.	Meters, wire, couplings	3,620.14
Wal-Mart	Tape, batteries, VCR, TV, Camcorder, coffee, scraper, supplies	1,537.20
Wagner, Denise	Refund - Volleyball	11.00
Westinghouse Electric	Transformers, meters, insulator, lamp, fixtures	8,101.27
Western Supply	Repair clamp	1,730.05
Weber & Weinhold	Service - December	1,000.00
Wheelers	Floor mats, handles	45.52
Eulen Whitten & Todd	Doctor	80.00
World Book Encyclopedia	Medical encyclopedia	23.90
World Almanac Education	World Almanac	17.27
Wyman, Craig	Doctor	13.00

Dawson County Public Power	Service - December	514.50
Dawson County Treasurer	Various purpose bonds	4,527.79
Friends of the Library	Speaker	258.02
Lexington Public Schools	Overpayment on ARJ	1,404.83
Lieh's Drilling	Repair well 11	243.49
Platte Valley Auto Mart	1992 Ford Pickup - Street	9,999.00
Unisys Corporation	Maint. Agreement	712.50
	TOTAL	\$661,931.73

PUBLIC HEARING City Manager Podraza addressed the Lexington City Council stating that City Administration has mentioned previously that in the near future there will no longer be spaces for sale at Greenwood Cemetery. The City Manager then introduced a report from Miller and Associates stating that there is approximately 11.6 acres remaining in Evergreen Cemetery resulting in approximately 4,275 individual lots. The possibility of purchasing ground East of Greenwood Cemetery in the amount of 12.2 acres yielding approximately 3,725 lots.

The discussion which followed pertained to the feasibility of Evergreen Cemetery becoming a Cemetery of choice rather than Greenwood.

During the discussion Mr. Dana Daniels representing Miller and Associates, presented maps and cost estimates for the opening of the 12 acres East of Greenwood compared to the development needed in Evergreen Cemetery. Mr. Daniels stated that without the real estate purchase the earth work, road gravel, sprinkler systems, tree location, fencing, soil preparation, the cost for development at Greenwood Cemetery would be \$64,800.00. As for Evergreen Cemetery the installation of a water well, road gravel, tree relocation, and fencing would amount to \$27,800.00. The City Manager then related to the City Council that he had made some offer for the purchase of real estate east of Greenwood Cemetery, however, he felt the price was too high.

Mrs. Betty Stuckey addressed the Lexington City Council stating that the number of lots per acre being sold at the current price would result in a net profit to the City if the City were to purchase that land at their asking price. Mr. Daniels re-addressed the Council referring to the map at Evergreen Cemetery stating that there is a problem on the northeast corner of the proposed property as a telephone line runs

under that property and that there may be some liability with closing the existing slough on the east side of the property.

Upon the conclusion of the discussion, Vice-President Wightman declared the Public Hearing closed. Additional discussion at this time included a problem that could be caused and the agencies that would need to be contacted to fill the slough on the east edge of this ground and the cost involved.

At this time Vice-President Wightman moved that the City Administration be directed to take steps towards the purchase of additional land for Greenwood Cemetery. Hearing no second to the motion at this time, further discussion pertained to the possibility of purchasing two tiers of lots to the east and developing a part at one time rather than purchasing the entire acreage. Additionally bequest funds were discussed. At this time Councilperson Anderson stated that if evaluation of the drainage was included in Vice-President Wightman's motion she could accept the motion. At that time Vice-President Wightman withdrew his previous motion and moved that City Administration be directed to proceed towards evaluating the drainage and purchase of additional land for Greenwood Cemetery, seconded by Anderson. Roll call. Voting "aye" were: VerMaas, Weeder, Anderson, and Wightman. Motion carried.

**OVERNIGHT
CAMPERS:**

City Manager Podraza informed the Lexington City Council that this had been discussed at a previous meeting and an ordinance is therefore presented for their consideration at tonight's meeting.

The City Manager further stated that this ordinance would only grant him the authority to allow camping in a park when an activity or when camping is associated with an activity in the park or elsewhere within the City.

Councilperson VerMaas stated that there has been some objection to the passage of this Ordinance by residents surrounding the park.

An ordinance entitled "AN ORDINANCE TO PERMIT TEMPORARY PARKING OF CAMPER TRAILERS IN CITY PARKS; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was read

before the Council. Moved by Councilperson Anderson, seconded by Weeder that said ordinance be passed on first reading. Roll call. Voting "aye" were: Wightman, Weeder, and Anderson. Voting "nay" was: VerMaas. Motion carried.

PAY ESTIMATE: The Lexington City Council considered Pay Estimate No. 20 from Paulsen Building and Supply for construction of the Waste Water Treatment Plant. The City Manager addressed the City Council stating that the construction has proceeded along at the same rate as the pay estimate and was recommending payment. Moved by Councilperson Weeder, seconded by Anderson to approved Pay Estimate No. 20 from Paulsen Building and Supply for the Waste Water Treatment Plant in the amount of \$43,460.98. Roll call. Voting "aye" were: VerMaas, Anderson, Weeder, and Wightman. Motion carried.

O'DONNELL SUBDIVISION: The Lexington City Council reviewed the Subdivision Agreement for O'Donnell's Subdivision on Taft Street North of 13th Street. Mr. Jim O'Donnell addressed the Lexington City Council stating that all items in the agreement were in acceptance to him except for Item 3B, he is wishing that the City would delete the words in addition to and substitute including and where it says right-of-way on Taft Street if the statement could say right-of-way from the center of Taft Street.

Upon conclusion of the discussion, moved by Councilperson Anderson, seconded by Weeder to the accept the Subdivision Agreement for O'Donnell Subdivision. Roll call. Voting "aye" were: VerMaas, Weeder, Anderson, and Wightman. Motion carried.

Moved by Councilperson Weeder, seconded by VerMaas that the following Resolution be passed and approved. Roll call. Voting "aye" were: Anderson, VerMaas, Weeder, and Wightman.

RESOLUTION NO. 92-1

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, AS FOLLOWS:

That the plat of a Tract of Land in the Southeast Quarter of the Southeast Quarter of Section 32, Township 10 North, Range 21 West of the 6th P.M. in Dawson County,

Nebraska, as shown in the attached Survey, duly made out, acknowledged and certified be and the same hereby is approved, and accepted and ordered filed and recorded in the office of the Register of Deeds of Dawson County, Nebraska, and the property described therein shall hereafter be and remain a part of the City of Lexington, Nebraska, and shall be included within the corporate limits of the City and be and become a part of the City for all purposes whatsoever and the inhabitants of the Addition shall be entitled to all the rights and privileges and be subject to all the laws, ordinances, rules and regulations of the City.

PASSED AND APPROVE this 14th day of January, 1992.

CITY OF LEXINGTON, NEBRASKA

By _____
Vice-President

ATTEST:

City Clerk

ADJOURNMENT: There being no further business to come before the Council, Vice-President Wightman declared the meeting adjourned.

John Wightman
Vice-President of the Council

Leon E. Malzahn
City Clerk

I, the undersigned City Clerk for the City of Lexington, Nebraska, hereby certify that all of the subjects included in the foregoing proceedings were contained in the Agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk during regular business hours prior to said meeting: that the Minutes of the Mayor and Council of the City of Lexington, Nebraska, from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting

notification concerning meeting of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

City Clerk