

**CITY OF LEXINGTON  
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, December 26, 1995, at the Municipal Building, 406 East 7th Street, Lexington, Nebraska, at 7:30 P.M. Members of the City Council present were: Mayor Robert Hawks, John Wightman, and Dorothy Anderson. , Councilmembers Jerry Long and John Fagot were absent. City Officials present were: City Manager Bill Podraza, City Clerk Leon E. Malzahn and City Attorney Will Weinhold. Department Heads present were: Jess Bliven, and Kerry Rader. Also present were: Steve Lewis representing the Dawson Area Development Leadership class and Bob Blankenship representing Miller & Associates. The press was represented by the Clipper Herald, KRVN, Tri-City Trib 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 12/12/95:**

The minutes of the regular council meeting held December 12, 1995 were presented for Council's consideration and approval. Moved by Wightman, seconded by Anderson to approve the minutes of the regular meeting held December 12, 1995. Roll call. Voting "aye" were: Anderson, Wightman, Hawks. Motion carried.

**CLAIMS AND BILLS:**

Claims and Bills in the amount of \$205,699.36 were presented for Council's consideration and approval. Upon completion of review of the claims, moved by Wightman, seconded by Anderson to approve the claims as listed and authorized the City Treasurer to

transfer \$80,683.67 from the General Fund, \$88,182.55 from LEXUS Funds, \$9,536.50 from City Sanitation Fund, \$7,951.27 from the Landfill Fund, \$7,357.54 from the Health Fund, \$2,888.25 from CDBG 90-HD-010, \$5,706.24 from Meals on Wheels, \$3,390.00 from BID Reuse and \$3.34 from CED to the City of Lexington Operating Account. Roll call. Voting "aye" were: Anderson, Wightman, Hawks. Motion carried.

CITY OF LEXINGTON  
 ACCOUNTS PAYABLE  
 December 26, 1995

Abood, Kayleen	Mileage	7.00
AFLAC	Cancer insurance	110.38
Alamar Uniform Co.	Uniforms - Police	280.53
AT & T	Service	57.90
AT & T	Service	23.58
Barmore's	Stick on letters	8.20
Barco Municipal Products	Signs	485.75
B & D Office Supplies	Toner	118.80
Berntson Oil	Grease, diesel, antifreeze	2,791.20
Cash-Wa Distributing	Food	500.47
California Language Lab.	Video	52.95
C.J. Small Engine Repair	Bit	4.00
Central Garage	Labor, parts, oil	5,407.21
Central Community College	CPR Class	19.00
Coast to Coast	Batteries, vacuum cleaner bags	41.23
Contryman & Associates	Audit expense	18,390.00
CBSA	Claims	6,967.52
CBSA	Insurance premium	7,144.06
Contractors Machinery Inc.	Sensor, alarm	128.40
Dawson Co. Public Power	Service	1,958.14
Dan's Sanitation	Service	9,554.00
Donna's Cafe	MOW - Overton	782.76
Dugan Business Forms	Paper	235.91
Egan Supply Co.	Cleaning supplies	38.40
Electric Fixture	Hub, elbow, wire, lamps	1,591.30
Emery Pratt	Books	295.94
Fairbanks International	Parts	32.36
Gillette/NE Dairies	Dairy products	137.69
Great Plains One Call Serv.	Digger hot line	143.04
Hawks, Robert	Meeting expense	153.80
Hipp Wholesale Co.	Food, trays, foil	613.07
ICMA	City Mgr. pension	139.85

IIMC Region 8 Conference	Registration - Malzahn	185.00
Int. Assoc. of Elec. Inspect.	Code books	50.45
Ingram Library Service	Books	63.50
Klauz, Richard	Electric rebate	1,500.00
K N Energy	Service	1,438.04
Kriz Davis Co.	Pole, tube guard, connector	6,452.70
Lex Area Chamber of Commerce	Community in transition	40.00
Lexington Communications	Speaker, pin, reducer	127.88
Lexington Coop	Kerosene, auger bits	99.65
Lexington Glass Co.	Front & side glass	169.50
Lexington Postmaster	PO Box rent	276.00
Lexington Public Library	Stamps	59.56
Lexington Public Schools	Duplex charges	1,752.66
Lexington Newspaper	Library notice	7.40
Lexington Truck & Auto	Transmission	250.00
City of Lexington	Franchise Fee	20,075.15
Lexington Recreation Prog.	Support personnel	432.00
Lexington Lions Club	Recycling bin	410.69
Markee, Beulah	Electric rebate	150.00
MCI	Service	387.75
Mead/Big Valley Lumber	Lumber, screws	226.65
Meyer Welding	Square	10.25
Midway Supply	Hook, chain, hose clamp, rods	218.13
Misko Sporting Goods	Volleyballs, whistles	237.50
Mid Nebraska Food Bank	Food	26.81
Morris Press	Ribbons, transparencies	24.50
Monter, Doug	CDL License	32.00
Mr. Automotive	Spark plugs, turn lamp, fuses, switch, module	246.54
Munson Sales	Books	17.25
Nebraska Machinery	Insert	186.32
Nebraska Public Power Dist.	Holiday recipe books	370.00
State of Nebraska	Water analysis	468.00
Nebraska Cellular	Service	41.24
OK Tire	Tire repair, tires, tube	353.98
Payroll Account	12/6 - 12/19/95	65,006.37
Path Master Inc.	Relay	192.00
Patty's Hallmark	Day books, check signer	1,323.89
Pitney-Bowes	Postage meter rental	204.00
Pitney Bowes	Maint. agreement	270.00
PLatte Valley Auto Mart	Control assy., cable, switch	134.87
Plum Creek Medical Group	Flu shots	100.00
The Printing Press	Time sheets	148.01
Protective Life Insurance	Cancer insurance	179.64
Quality Books	Books	21.89
Schnieber Fine Foods	Food	395.68

Service Supply	Electric rebate	450.00
Sixth Street Market	Food, UPS, dog bisquits	113.20
Sign Pro	Vinyl lettering	176.18
Skarshaug Testing	Clean & Test Gloves	46.92
Social Security Fund	12/6 - 12/19/95	4,740.41
S & W Auto Parts	Motor, filters, heater core, terminal, battery, bulb	448.95
The Travelers	Pension	1,934.48
The Travelers	Police pension	1,885.10
US West Communications	Service	339.40
Utility Equipment	Curb box	346.50
Valentino's	Meeting expense	13.05
Veteran's Club	Awards Banquet	1,800.00
Vondras Construction	Bldg. repair - Library	80.67
Wal-mart	Duct tape, trash cans, film, batteries, paint, door mat	376.03
Ward Financial Group	Books	100.00
WESCO	ACSR, hubs, wedge clamp	3,470.52
Wheeler's	Tarp, strap, paint, bench, motor	269.66
LEXUS	Service	19,117.58
Miller & Associates	Service	7,258.78
Social Security Fund	FICA	154.04
	<b>TOTAL</b>	<b>\$205,699.36</b>

**APPOINTMENT  
CITY OFFICIALS:**

An ordinance entitled, "AN ORDINANCE TO APPOINT A CITY CLERK, DEPUTY CLERK, CITY ATTORNEY, CITY ENGINEER, AND CITY PHYSICIAN; 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 reading. Roll call. Voting "aye" were: Anderson, Wightman, Hawks. Motion carried.

**WASTEWATER  
TREATMENT PLANT  
REPAIRS:**

Mr. Jess Bliven, Superintendent of the wastewater treatment plant for the City of Lexington addressed the City Council stating that the motors used for discharging city outflow through the force main into the Platte River are experiencing difficulties with the calibration of the motor whereby they may be running with a dry well or may not be running when the well is full. He is requesting the city council's permission to replace these motors with 50 hp variable speed

motors and the controls which would adjust the speed at which these motors would operate. Mr. Dana Daniels, representing Miller & Associates, addressed the council with an estimate for replacement of these motors. Mr. Daniels stated that their estimate was approximately \$48,385. He further stated that the replacement motors would be more energy efficient as they would run at a variable speed rather than the motors that are there now which when turned on would run at full speed. Upon completion of his presentation, City Manager Podraza addressed the council requesting an emergency be declared since the total breakdown of these motors would cause the city to discharge into drainage ditch No. 1 in violation of their permit. Upon completion of these presentations, moved by Wightman, seconded by Anderson that a state of emergency exists at the wastewater treatment plant with the effluent discharge motors and that they authorize city administration to negotiate for the replacement of these motors. Roll call. Voting "aye" were: Wightman, Anderson, Hawks. Motion carried.

**PAY ESTIMATE:**

The Lexington City Council reviewed pay estimate No. 9 from Midlands Contracting, Inc. for work completed on 13th Street. Bob Blankenship, representing Miller & Associates addressed the Lexington City Council stating that the amount of work completed and the amount of pay requested was comparable and therefore is recommending approval of this pay estimate. Upon completion of his presentation, moved by Wightman, seconded by Anderson to approve pay estimate No. 9 in the amount of \$210,604.03 to Midland Contracting, Inc. for construction of 13th Street and authorized the city treasurer to transfer same amount from the general fund to the City of Lexington operating account. Roll call. Voting "aye" were: Wightman, Anderson, Hawks. Motion carried.

**WINTER SHUT DOWN:**

Mr. Bob Blankenship again addressed the Lexington City Council requesting a winter shut down for Midland Contracting on the 13th Street project. Mr. Blankenship stated that there would be approximately 20 days remaining for completion of the project next spring. He further stated that the work remaining to

be completed would be sidewalk replacement grading, sprinkler system repair and sodding. Upon completion of his presentation, moved by Anderson, seconded by Wightman to authorize the shut down for the 13th Street project for the winter months. Roll call. Voting "aye" were: Wightman, Anderson, Hawks. Motion carried.

**D.O.R. RESOLUTION:** Moved by Wightman, seconded by Anderson that the following resolution pertaining to Phase II of the 13th Street project be passed and approved. Roll call. Voting "aye" were: Anderson, Wightman, Hawks. Motion carried.

RESOLUTION NO. 95-

BE IT RESOLVED by the Mayor and Council of the City of Lexington, Nebraska, as follows;

Section 1.: That an Agreement with the State of Nebraska Department of Roads for construction of PROJECT NO. STPAA-6556(3) should be and hereby is approved.

Section 2.: That Robert Hawks, Mayor is hereby directed and authorized to execute said Agreement on behalf of the City of Lexington, Nebraska.

PASSED AND APPROVED this 26th day of December, 1995.

CITY OF LEXINGTON, NEBRASKA

\_\_\_\_\_  
Robert L. Hawks, Mayor

ATTEST:

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City Clerk

**PUBLIC HEARING  
LACORONA CLUB:**

The Lexington City Council held a public hearing to receive input on a request from LaCorona Club for an addition of off-sale beer to their current

liquor license. The clerk reported to the council that telephone he was unable to make contact with the owners of the club via receiving a message of a disconnect and no alternate number. After a brief discussion concerning the amount of time the city had for a recommendation to the Liquor Control Commission, it was moved by Wightman, seconded by Anderson to continue the public hearing to the next regular council meeting of January 9, 1996. Roll call. Voting "aye" were: Wightman, Anderson, Hawks. Motion carried.

**ADJOURNMENT:**

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

Robert Hawks  
Mayor

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.

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Leon E. Malzahn  
City Clerk