

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Special Meeting of the Lexington City Council was held Friday, January 27, 1995, at the Lexington Municipal Offices, 406 East 7th Street, Lexington, Nebraska, at 7:30 A.M. Members of the City Council present were: Mayor John Wightman, Robert Hawks, Dorothy Anderson, Jerry Long and John Fagot. City Officials present were: City Manager Bill Podraza, City Clerk Leon E. Malzahn and City Attorney Willard Weinhold. Department Head present was: Vance Bricker. Also present was Bob Blankenship representing Miller and Associates.

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 John Wightman.

PUBLIC HEARING: The Mayor stated that this was the time and place for the Mayor and City Council to hold a hearing on the proposed ordinance for construction of a storm sewer in Storm Sewer District No. 94-04 of the City and presented proof of publication of the notice of said hearing which was published in the Clipper-Herald on (date) .

The Clerk certified that he had received no objections to the proposed Ordinance No. 2013.

ORDINANCE NO. 2013: It was then moved by Council member Hawks that the aforesaid Ordinance No. 2013 as proposed at the meeting held December 27, 1994 be passed verbatim, as proposed:

ORDINANCE NO. 2013

AN ORDINANCE OF THE CITY OF LEXINGTON, NEBRASKA, CREATING STORM SEWER DISTRICT NO. 94-04; DECLARING THE ADVISABILITY AND NECESSITY OF CONSTRUCTING A STORM SEWER THEREIN; DESCRIBING SAID STORM SEWER AND THE LOCATION AND TERMINAL POINTS THEREOF; REFERRING TO PLANS, SPECIFICATIONS AND ESTIMATE OF COST FOR SAID IMPROVEMENTS

and that the statutory rule requiring ordinances to be fully and distinctly read on three different days be suspended, seconded by Council member Fagot. The roll was called and the following voted "AYE": Long, Anderson, Fagot, Hawks, Wightman. The following voted "NAY": None. The motion to suspend the statutory rule having been concurred in by three-fourths of all members of the Council was declared passed and adopted.

Whereupon Ordinance No. 2013 was read by title and thereafter Council member Hawks moved for final passage of said Ordinance. Council member Anderson seconded the motion. The Mayor stated: "The question is, shall Ordinance No. 2013 be passed and adopted?" The roll was called and the following voted "AYE": Long, Fagot, Anderson, Hawks, Wightman. The following voted "NAY": None.

The passage and adoption of said Ordinance having been concurred with by a majority of all members elected to the Council, as by the Mayor declared passed and adopted, and the Mayor, in the presence of the Council, signed and approved said Ordinance, and the Clerk attested the passage and approval of the same and affixed the seal of the City thereto.

A true and complete copy of said Ordinance No. 2013 is attached hereto.

City Clerk
Lexington, Nebraska

**PASSAGE OF
ORDINANCE 2015:**

Council member Anderson introduced an ordinance entitled:

ORDINANCE NO. 2015

AN ORDINANCE OF THE CITY OF LEXINGTON, NEBRASKA, ORDERING CONSTRUCTION IN STORM SEWER DISTRICT NO. 94-04.

Said Ordinance was fully and distinctly read, and by motion of Council member Anderson, seconded by Council member Hawks, it was designated as Ordinance No. 2015 and the title thereof was approved. The roll was called on the passage of said motion and the following voted "AYE": Fagot, Long, Hawks, Anderson, Wightman. The following voted "NAY": None. Council member Anderson moved that the statutory rule requiring ordinances to be fully and

distinctly read on three different days be suspended, seconded by Council member Hawks. The roll was called and the following voted "AYE": Fagot, Long, Hawks, Anderson, Wightman. The following voted "NAY": None. The motion to suspend the statutory rule having been concurred in by three-fourths of all members of the Council was declared passed and adopted.

Whereupon Ordinance No. 2015 was read by title and thereafter Council member Anderson moved for final passage of said Ordinance. Council member Fagot seconded the motion. The Mayor stated: "The question is, shall Ordinance No. 2015 be passed and adopted?" The roll was called and the following voted "AYE": Long, Hawks, Fagot, Anderson, Wightman. The following voted "NAY": None.

The passage and adoption of said Ordinance having been concurred with by a majority of all members elected to the Council, was by the Mayor declared passed and adopted, and the Mayor, in the presence of the Council, signed and approved said Ordinance, and the Clerk attested the passage and approval of the same and affixed the seal of the City thereto.

A true and complete copy of said Ordinance No. 2015 is attached hereto.

City Clerk
Lexington, Nebraska

ADJOURNMENT:

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

John Wightman
Council President

Leon E. Malzahn
Lexington 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.

Leon E. Malzahn
Lexington City Clerk