

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, February 26, 2002, at the Lexington Municipal Building, located at 406 E. 7th Street, Lexington, Nebraska at 7:30 p.m. Members of the Council present were Mayor John Fagot, Rick Klamm, John Salem, Steve Tomasek. Councilman Ted Cook was absent. City Officials present were City Manager Joe Pepplitsch, City Attorney Willard Weinhold, Deputy City Clerk Shirley Lewis.

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 Acknowledgement 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 Fagot.

MINUTES – REGULAR MEETING – 2-12-02: Minutes of the Regular Meeting that was held Tuesday, February 12, 2002 was presented for Council’s consideration and approval. Moved by Salem, seconded by Klamm, to approve the Minutes of the Regular Meeting held February 12, 2002 as presented. Roll call. Voting “aye” were Tomasek, Klamm, Salem, Fagot. Motion carried.

MINUTES – SPECIAL MEETING – 2-20-02: Minutes of the Special Meeting that was held Wednesday, February 20, 2002 was presented for Council’s consideration and approval. Moved by Klamm, seconded by Tomasek, to approve the Minutes of the Special Meeting held February 20, 2002 as presented. Roll call. Voting “aye” were Salem, Tomasek, Klamm, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$201,981.39 was presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Salem, seconded by Klamm, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$79,558.94 from the General Fund, \$84,050.37 from LEXUS, \$21,202.87 from City Sanitation, \$65.00 from Police Pensions, \$9,656.78 from Health Fund, \$7,447.43 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Tomasek, Klamm, Salem, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
FEBRUARY 26, 2002 COUNCIL

ABC Partnership	Remodel Office	1,089.12
All Points Cooperative	Car Wash	10.00
Allstate Imaging Inc	Office Supplies	398.16
American Fence Company Inc	Fencing	1,780.00
Awards Plus	Employee Plaques	81.45

Barco Municipal Products	Street Signs	219.29
Berntson Oil	Unleaded/Diesel	90.02
C.B.S.A.	Employee Medical Claims	5,329.90
Cash-Wa Distributing	Food & Supplies	824.68
Central Auto Electric Inc.	Central Garage Supplies	108.97
Central Garage Fund	Labor/Parts/Oil/Tires	2,749.88
Chesterman Co.	Soda	27.90
Collegiate Pacific	League Balls	94.92
Dawson County Treasurer	Sales Tax - Trailer	576.36
Dutton-Lainson Company	Electrical Supplies	282.44
Eakes Office Products	Office Supplies	3.85
Electric Fixture	Electrical Supplies	84.22
Farmer Brothers Coffee	Coffee	47.67
Fisher Scientific	WWTP Supplies	240.76
Gale Group, The	Library Supplies	773.13
Gall's Inc.	Police Uniforms	24.18
Gary's Detail Shop	Detail Cars	60.00
Gillette Dairy	Dairy	256.03
Gov Finance Officers Association	Membership	155.00
Green Muffler & Brake	Electric Repairs	718.52
Hach Company	WWTP Supplies	277.90
Hipp Wholesale Foods, Inc	Food & Supplies	1,200.99
Holiday Inn Midtown	Lodging	110.00
Ingram Library Services	Library Supplies	23.55
Kar Products	Central Garage Supplies	149.50
Lexington Area Solid Waste Agency	Solid Waste	60.48
Lexington Newspapers Inc	Publications	141.51
Lexington Public Library	Replenish Petty Cash	44.16
Lexington True Value	Misc Supplies	27.68
Luther, Ann	Mileage	11.32
LEX CITY PAYROLL ACCT	WAGES	76,945.78
SOCIAL SECURITY	SOC SEC(EMPLYR PRT)	5,790.48
FIRST NATIONAL BANK	EMP PNSN(EMPLYR PRT)	2,499.07
AMERICAN FUNDS	PLC PNSN(EMPLYR PRT)	1,058.73
I.C.M.A.	EMP PNSN(EMPLYR PRT)	180.00
Mead/Big Valley Lumber	Misc Supplies	1,874.10
Mid-Nebraska Printing	Office Supplies	19.78
NE Dept of HHS Laboratory	WR Tests	235.00
Nebraska Dept of Labor	Boiler Inspection	30.00
Nebr Planning & Zoning Assoc	Membership/Conf Regis	170.00
Nebraska Truck & Equipment Co.	Electrical Supplies	17.40
Oxford University Press Inc.	Book Order	125.59
Patty's Hallmark	Office Supplies	149.07
Paulsen Inc.	Concrete	91.20
Peak Interest (Pizza Hut)	Meals	99.33
Petty Cash	Certified Mailings	114.04
Photography by DeeAnn	Service Awards Photos	112.27
Pierson, Fitchett, Hunzeker, Blake & Katt	Pro Fee/Viaduct	1,714.54
Platte Valley Auto Mart	Central Garage Supplies	7.89
Plum Creek Cleaners	Laundry Service	68.00
Plum Creek Motors	Central Garage Supplies	85.80
Primedia	Video Subscription	936.00
Roper's Radiator Svc Inc.	Radiator Repairs	197.50
S&W Auto Parts	Central Garage Supplies	482.02
Safety-Kleen Inc.	Oil Analysis	75.00
Sauber Mfg Co.	Pole Trailer	9,767.00

Seward, Ruth	Mileage/Meals	141.60
Sign Pro	Signs	47.50
Skarshaug Testing	Hose Tests	92.72
Sunmart #763	Food & Supplies	28.39
Veetronix Inc.	Batteries	94.18
W P C I	Drug Policy Update	75.00
Wal-Mart	Misc Supplies	585.23
Water Environment Federation	Membership / Bliven	85.00
Alltel	Cellular Chgs	98.73
Automotive Sales and Service	Central Garage Supplies	235.98
C.B.S.A.	Employee Medical	3,224.12
Cash Wa Distributing	Food & Supplies	691.50
Central Garage Fund	JD Snowblwr repair	766.57
Dan's Sanitation	Sanitation Chgs	21,202.87
Dawson County Road Dept	Steel Posts	32.80
Donald Cummings	GL Cleaning Supplies	62.66
Dugan Business Forms	Utility Bills	764.32
Edward Jones	Consultant Fee	65.00
FC&A	Subscription	33.96
Gall's	Uniforms Bags	141.95
Gillette	Dairy	72.62
Hyatt Regency Phoenix	Lodging/Seward, Ruth	1,104.00
Insurance & Personnel Services	Employees 125 Plan	1,027.76
Jensen, Deb	Mileage	62.05
Kriz-Davis Company	Electric Supplies	405.77
Lexington Library	Replenish petty cash	16.12
Lexington Newspapers	Publications	12.26
Lexington, City of	Franchise Fees	25,888.02
Lexus	Utility Billing	19,379.13
Mid-Nebraska Printing	copies	239.25
Ohlmann, Verna	Electric Rebate	900.00
Petty Cash Fund	Replenish Petty Cash	51.24
Universal Inspections LTD	Annual Safety Inspections	1,155.00
US Filter Distribution	water supplies	1,562.81
Usher Pest Control	Monthly service	24.00
Wal-Mart	File Cabinet	47.88
Wesco	Electric Supplies	594.27
Wyman, Craig	CDL Renewal	50.00
	TOTAL CLAIMS	201,981.39

PUBLIC HEARING:

Mayor Fagot opened the Public Hearing. Randy Thornburg addressed the City Council requesting their consideration of an Ordinance to rezone property located at 43400 E. Highway 30, Lexington, NE, from A-1 to R-1. Following discussion, Mayor Fagot closed the Public Hearing. An Ordinance entitled "AN ORDINANCE TO REZONE LOTS 3, 4, 5, 6, 7, 8, 9, and 13 OF JIL-MAR SUBDIVISION FROM A-1 AGRICULTURAL TO R-1 SINGLE FAMILY RESIDENTIAL DISTRICT; TO REPEAL ALL ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was read before the Council. Moved by Klamm, seconded by Salem, that the rules requiring the reading of said Ordinance on three separate days be suspended. Roll call. Voting "aye" were Tomasek, Salem, Klamm, Fagot. Motion carried.

Ordinance was then read by title. Moved by Klamm, seconded by Tomasek, to approve Ordinance Number 2153 on final reading. Roll call. Voting "aye" were Salem, Tomasek, Klamm, Fagot. Motion carried.

RESOLUTION:

Pepplitsch addressed the City Council requesting their consideration of a Resolution directing the Mayor to sign an Agreement with the Nebraska Department of Roads for the Adams Street Viaduct Project. Following discussion, moved by Klamm, seconded by Tomasek, to approve the following Resolution that directs the Mayor to sign an Agreement with the Nebraska Department of Roads for the Adams Street Viaduct Project. Roll call. Voting "aye" were Salem, Tomasek, Klamm, Fagot. Motion carried.

RESOLUTION NO. 02-01

WHEREAS, the City of Lexington desires to enter into an Agreement with the State of Nebraska Department of Roads, to proceed with construction of Project No. STPN-TMT-6555 (1), Lexington Viaduct, Control No. 61216;

NOW BE IT RESOLVED, by the City Council, City of Lexington, Nebraska, that the Agreement for the above described Project, attached hereto, is hereby approved, and that John Fagot, as President of the Council, is hereby directed and authorized to sign said Agreement on behalf of the City of Lexington, Nebraska.

PASSED AND APPROVED this 26th day of February, 2002.

CITY OF LEXINGTON, NEBRASKA

John Fagot, Mayor

ATTEST:

Joe Pepplitsch
City Clerk

FINANCIAL REPORT:

The January, 2002, Financial Report was presented to the City Council for their consideration and approval. Following discussion, moved by Klamm, seconded by Salem, to accept the Financial Report for January, 2002. Roll call. Voting "aye" were Tomasek, Salem, Klamm, Fagot. Motion carried.

EXECUTIVE SESSION:

Moved by Salem, seconded by Klamm, to go into Executive Session at 7:42 p.m. for the purpose of negotiating land purchase. Roll call. Voting "aye" were Tomasek, Klamm, Salem, Fagot. Motion carried.

Moved by Salem, seconded by Klamm, to reconvene Regular Session from Executive Session at 8:08 p.m. Roll call. Voting "aye" were Tomasek, Klamm, Salem, Fagot. Motion carried.

ADJOURNMENT:

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

John Fagot
Mayor

Shirley Lewis
Deputy City Clerk

I, the undersigned Deputy 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.

Lexington Deputy City Clerk