

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Special Meeting of the Lexington City Council was held Tuesday, December 30, 2003 at the Lexington Municipal Building, located at 406 E. 7th Street, Lexington, Nebraska at 12:00 p.m. Members of the Council present were Mayor John Fagot, Rick Klamm, John Salem, Steve Tomasek. Councilman Ted Cook was excused. City Officials present were City Manager Joe Pepplitsch, City Attorney Willard Weinhold, Deputy City Clerk Shirley Lewis. Department Head present was Barb Mills.

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 Fagot.

PRETREATMENT PROJECT: Reed Miller, representing Miller and Associates, addressed the City Council, regarding the Lexington Municipal Wastewater Pretreatment Facility. Four Bids were received, and publicly opened for this project, on December 4, 2003. Mr. Leo Wanzek, representing Wanzek Constructors, addressed the Council, explaining error made by their company, on their submitted bid. Following discussion on how to handle this discrepancy, moved by Klamm, seconded by Salem, to accept the bid in the amount of \$3,250,100, from Wanzek Construction, of Fargo, North Dakota for the Lexington Municipal Wastewater Pretreatment Facility, and award contract. Roll call. Voting "aye" were Tomasek, Salem, Klamm, Fagot. Motion carried.

ROUNDTABLE DISCUSSION: Discussion was held regarding the scheduling of a Special Meeting Date for consideration of possible Change Orders between the City of Lexington and Wanzek Constructors. Following discussion, moved by Klamm, seconded by Tomasek, to schedule January 5, 2004 at 12:00 p.m., as the Special Meeting Date. Roll call. Voting "aye" were Salem, Tomasek, Klamm, 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.

Deputy City Clerk