

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, April 22, 2003 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, Ted Cook, Rick Klamm, John Salem, Steve Tomasek. City Officials present were City Manager Joe Peplitsch, City Attorney Willard Weinhold, Deputy City Clerk Shirley Lewis. Department Heads present were Charles Clark, 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.

MINUTES – REGULAR MEETING – 04-08-03: Minutes of the Regular Meeting that was held Tuesday, April 8, 2003 was presented for Council’s consideration and approval. Moved by Salem, seconded by Klamm, to approve the Minutes of the Regular Meeting held April 8, 2003 as presented. Roll call. Voting “aye” were Cook, Tomasek, Klamm, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$294,416.31 was presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Klamm, seconded by Tomasek, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$141,743.86 from the General Fund, \$105,085.08 from LEXUS, \$21,128.73 from Sanitation, \$307.37 from Landfill, \$20,266.39 from Health Fund, \$5,884.88 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Cook, Tomasek, Klamm, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
April 22, 2003

Aflac	125 Plan	1,070.02
All-Points	Misc Supplies	95.55
American Kids	Library Supplies	274.95
Audio Editions	Library Supplies	38.40
Barco Municipal Products	Street Signs	482.81
Barmore Drug Store	Library Supplies & Equipment	157.49
Berntson Oil	Fuel/Oil	80.89
Bill's Farm & Ranch Services	Cemetery Supplies	150.00
Bob's Auto Repair & Services	Equipment Repair	433.45
Bottom Line Personal	Subscription	39.00
Card Center	Misc Tools & Supplies	397.17
Cash-Wa Distributing	Food & Supplies	583.65

CCP Industries	Street Supplies	176.03
Central Garage Fund	Equipment Maintenance	5,755.27
CBSA	Claims	11,610.07
Dawson County Handibus	Transportation Services	170.00
Dawson County Public Power	Electric Service	2,016.34
Dawson County Road Department	Street Supplies	41.00
Demco	Library Supplies	107.89
Dutton-Lainson Company	Electrical Supplies	155.16
Eakes Office Products	Supplies	149.97
Electric Fixture	Poles/Electrical Supplies & Equip.	5,238.40
Farmer Brothers Coffee	Coffee Service	47.67
Fisher Scientific	Sewer Supplies	340.01
Five Star Flooring	Improvements	53.54
Gillette Dairy	Dairy	327.11
Harker's	Food & Supplies	509.19
Hipp Wholesale Foods, Inc	Food & Supplies	1,150.31
IIMC	Membership	90.00
Ingram Library Services	Library Supplies	130.87
IMLA	Membership	455.00
Junior Library Guild	Library Books	280.80
Kinder Morgan	Gas Service	716.00
Kirt's Muffler & Brake	Truck Repair	53.50
Lex Girls Fast Pitch Association	3 on 3 Concessions	1,540.00
Lex Area Solid Waste Agency	Sanitation Service	2,208.60
Lexington Baseball Commission	3 on 3 Concessions	1,540.00
Lexington Newspapers	Publications	927.42
Lexington Public Library	Petty Cash-Postage	38.33
Lexington Recreation Program	Support Help	150.00
Lexington Truck & Auto	Central Garage Supplies	25.00
Lexington True Value	Misc Supplies	276.92
Lexus	Tree Board Copies	92.53
Lexington City Payroll	Wages	78,520.31
Social Security	Social Security (Employer Portion)	5,895.32
First National Bank	Emp. Pension (Employer Portion)	2,670.27
American Funds	Police Pension (Employer Portion)	0.00
I.C.M.A.	Emp. Pension (Employer Portion)	215.38
McCooknet Internet Service	Computer Service	5.00
McDaniel, Christina	Training/Education	253.44
Mead Big Valley Lumber	Supplies and Eagle Project-Roberts	354.58
Mellen & Associates	Sewer Supplies	651.21
Michael Todd & Co.	Misc Supplies	760.16
Mid-Am. Research Chemical Corp	Lube	138.56
Mid-Nebraska Printing	Office Supplies	278.56
Midwest Right of Way Svcs, Inc.	Adams St Viaduct/Relocation Prjct	2,700.00
Miller & Associates	Wtrmn Ext/ Util Imp / Well Prjcts	9,659.00
MPH Industries	Repair Equipment	111.47
National Waterworks	Meter/Register	5,601.04
NE Dept. of HHS Laboratory	Samples	1,055.50
Nebraska Assoc of Senior Centers	Conference/Seminar	60.00
Nebraska Law Enforcement	Training/Education	3,015.35
Nebr Planning & Zoning Assoc	Conference/Seminar	210.00
NT&T	Phone Service	1,148.81
Nebraska Truck & Equipment	Tax Increment Financing	2,021.98
Nebraskaland Tire	Tire Repair	12.00
Newman Traffic Signs	Street Supplies	39.03
OCLC	User Charges	369.50

Old Dominion Brush	Broom for Sweeper	410.00
Overton Community Center	Rental Service	100.00
Paulsen Inc	Concrete	2,308.78
Pinnacle Bank	Land Payment	16,741.77
Platte Valley Auto Mart	Auto Repair/Supplies	129.15
Plum Creek Bank	Fire Truck Payment	19,971.52
Plum Creek Motors	Auto Repair/Supplies	1,550.00
Plum Creek Promotions	Equipment Repair	10.00
Precision PC	Computer Service	300.00
Rockmount Research & Alloys	Welding Supplies	540.19
S & W Auto Parts, Inc	Supplies	731.81
Sav A Lot	Grocery	34.02
Scholastic Library	Registration/Seward	274.54
Subway of Lexington	Meeting/Meals	55.48
Sunmart #763/Sixth Street	Food & Supplies	35.92
Sunsource	Axle	515.30
T.O. Haas Tire Co. Inc.	Tire Repair	209.51
Todd Beran	Fertilizer Application	536.00
Telegraph	Publications	30.00
Utility Equipment	Unions & Curb Box	1,243.19
Wal-Mart	Misc Supplies	849.10
Wall Street Journal	Annual Subscription	189.00
Wesco Distribution	Electrical Supplies & Wire	64.20
Zep Manufacturing Co.	Misc Supplies	67.65
Willa Cather Pioneer Memorial	Conference/Seminar	560.00
Alltel	Cellular Phone Service	163.09
All-Points Cooperative	Car Wash	12.00
Berntson Oil	Gasahol	3,224.08
Best Way, Inc.	Tool & Shop Maintenance	68.96
Cash-Wa	Food Supplies	445.60
Certified Laboratories	Supplies for resale	143.94
CBSA	Claims	7,586.30
Dawson County Judge	Filing Fees	62.33
Dan's Sanitation	Sanitation Service	21,128.73
Diamond Vogel Paint	Street & Signs Markings	223.34
Ditch Witch of Nebraska, Inc.	Equipment Repair	3,519.13
Dunrite, Inc.	Tool & Shop Maintenance	88.92
Electric Fixture	Electric Supplies	62.66
Gangwish Turf	Sod	240.84
Gillette Dairy	Dairy	113.44
Hall's Safety Equipment	Electric Supplies	31.05
Lexington Newspaper	Publications	80.24
Lexus	Utility Billing	16,569.35
City of Lexington	Franchise Fee	24,286.65
Liehs Drilling	Park & Cemetery Supplies	261.76
Platinum Plus	Misc Supplies	310.30
Mead/Big Valley Lumber	Operating Supplies & Expense	38.97
Mid-Nebraska Printing	Copies	238.34
National Waterworks	Water Supplies	102.66
Nebr Department of Economic Dev	Conference & Seminars	35.00
Card Center	Sod & Seed	20.95
Pace Analytical	Landfill Testing	307.37
Petty Cash Fund	Petty Cash	64.56
Jim Phillips Const	Construction Service	10,177.00
Plum Creek Auto Spa	Car Wash	18.00
Razo, Manuel	Adams-Hwy30 Clean-Up	100.00

Relocation Services	Relocation Services	800.00
S&W Auto Parts	General Maintenance	50.65
Wal-Mart	Misc Supplies	387.97
Western Engineering Company	Patching Material	72.22
	TOTAL CLAIMS	294,416.31

PUBLIC HEARING: Mayor Fagot opened the Public Hearing. Peplitsch addressed the City Council requesting the CDBG Loan Application for Mid Plains Holding LLC, d.b.a. Triple S. Trucking, be postponed until the May 13, 2003 City Council Meeting. Mayor Fagot closed the Public Hearing.

DETOUR IMPROVEMENTS: Dana Daniels, representing Miller & Associates, addressed the City Council, requesting their approval of awarding the bid of \$96,745.30 from T.L. Sund, for the Adams Street Viaduct Detour Improvement Project. Following discussion, moved by Klamm, seconded by Tomasek, to award the bid of \$96,745.30 from T.L. Sund, for the Adams Street Viaduct Detour Improvement Project. Roll call. Voting “aye” were Cook, Salem, Tomasek, Klamm, Fagot. Motion carried.

AGREEMENT: Peplitsch addressed the City Council requesting their approval of an Agreement for Construction Engineering Services, with Miller & Associates, for the Adams Street Viaduct Detour Improvement Project. Following discussion, moved by Klamm, seconded by Salem, to approve the Agreement for Construction Engineering Services, to Miller & Associates, for the Adams Street Viaduct Detour Improvement Project. Roll call. Voting “aye” were Tomasek, Cook, Salem, Klamm, Fagot. Motion carried.

REPORT: DeEtta Hartman addressed the City Council, presenting them with Dawson Area Development’s Semi-Annual Report. Following Mrs. Hartman’s presentation, Council thanked her and her staff for the work they have done for Lexington, and Dawson County.

ORDINANCE: Mayor Fagot addressed the City Council presenting them with an Ordinance restricting parking in residential use areas. Following extensive discussion regarding refining ordinance, moved by Cook, seconded by Klamm, to table this item, until the May 13, 2003 City Council Meeting. Roll call. Voting “aye” were Salem, Tomasek, Klamm, Cook, Fagot. Motion carried.

FINANCIAL REPORT: Peplitsch addressed the City Council presenting them with the Financial Report for March, 2003. Following discussion, moved by Salem, seconded by Klamm, to accept the Financial Report for March, 2003. Roll call. Voting “aye” Tomasek, Cook, Klamm, Salem, Fagot. Motion carried.

LEXINGTON FACILITIES CORPORATION: Mayor Fagot addressed the City Council requesting their approval of the creation of the Lexington Facilities Corporation. Following discussion, moved by Cook to disallow the creation of the Lexington Facilities Corporation. Motion died for lack of a second. Moved by Klamm, seconded by Tomasek, to approve the articles of incorporation of the Lexington Facilities Corporation in their form, with the actual incorporation to take place at a later date. Roll call. Voting “aye” were Salem, Tomasek, Klamm, Fagot. Voting “nay” was Cook. Motion carried.

**ROUNDTABLE
DISCUSSION:**

Peplitsch addressed the City Council presenting them with a memo from the Lexington Fire Department, noting that Mr. Ron Leibhart had resigned from the Department. It was requested that a new Roster be presented to Council for consideration at the next City Council Meeting.

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