

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, June 10, 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 Charlie Clark.

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 – 5-27-03: Minutes of the Regular Meeting that was held Tuesday, May 27, 2003 was presented for Council’s consideration and approval. Moved by Salem, seconded by Klamm, to approve the Minutes of the Regular Meeting held May 27, 2003 as presented. Roll call. Voting “aye” were Cook, Tomasek, Klamm, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,059,055.15 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 \$420,176.90 from General Fund, \$50,000.00 from Economic Development, \$536952.46 from LEXUS, \$10,000.00 from City Sanitation, \$33,784.55 from Health Fund, \$8,141.24 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
June 10, 2003

All Points	Fuel/Oil	316.00
Alltel	Phone Service	213.88
Amazon.Com Credit	Library Supplies	52.50
Ampride	Food & Supplies	27.98
Automotive Sales & Svc Co, Inc.	Central Garage Supplies	35.73
Beran, Todd dba TB Lawn Service	Lawn Service	536.00
Berntson Oil	Fuel/Oil	2,011.50
Broadwing Telecommunications	Dept. Phone Service	314.04
Card Center-Orscheln	Misc Supplies	589.86
Cash Credit Advantage	Central Garage Supplies	126.25
Cash-Wa Distributing	Food & Supplies	4,973.66
CBSA	Employee Medical Claims	26,965.24

CBSA	Admin Fee/Premiums	11,487.94
Central Garage	Labor/Parts/Fuel for April	7,140.04
Central Nebraska Cleaners	Janitorial Services	121.00
Certified Laboratories	Central Garage Supplies	293.66
Champlin Tire Recycling, Inc.	Park Supplies	524.00
Chesterman Co.	Food & Supplies	2,032.50
Chief Supply Corp.	Fired Dept. Supplies	399.87
Conney Safety Products	Parts/Supplies	290.29
Cozad Services, Inc.	Sewer Services	500.00
Credit Report of Lexington	Annual Fee	158.60
Culligan Water Conditioning Co.	Water Services	128.75
Customer Solution Network	Membership Dues	25.00
Dan's Sanitation	Sanitation for City	12,262.64
Dawson County Clerk.	Dispatch and Title Fee	7,465.94
Dawson County Public Power	Power Service	2,624.69
Dawson County Register of Deeds	Filing Fees	106.00
Dawson Pest Control	Monthly Services	27.00
Demco	Library Supplies	506.11
Depository Trust Co	2001 GO Bond Payment	178,160.00
Ebsco Subscription Service	Library Supplies	21.51
EDM Equipment Co	Central Garage Supplies	94.75
Electric Fixture	Supplies	385.20
Farmer Brothers Coffee	Food & Supplies	47.67
Fed Ex	Shipping	8.64
Five Points Bank	Copier Payment	205.12
Flowers of Joy	Misc Office Supplies	39.88
Gary's Detail Shop	Car Washes	20.00
Gengenbach, Kevin dba Johnny on the Spot	Toilet Rental	200.00
Gnirk Lawn Care	Lawn Services	1,584.50
Great Plains One-Call Service	Diggers Hotline Service	100.15
Guadarrama, Eliseo	Utility Refund	1.13
Halmes, Ellen	Reimbursement	14.25
Harker's	Food & Supplies	348.13
Hipp Wholesale Foods, Inc	Grocery and Supplies	684.82
Hodges, Mary	Electric Rebate	1,025.00
Steve's Lock & Key	Repair Locks	64.12
Holmes Plbg & Heating Supply Co.	Park Supplies	289.65
Hometown Leasing	Copier Pymt	544.60
Husker Ag Sales	Gator/Supplies	5,955.90
Ingram Library Services	Library Supplies	546.02
Jim Phillips Const.	Plum Creek/Memorial/Rec Complex /Demo Prjcts	18,975.00
Jones Plumbing & Heating	Repairs/Supplies	2,868.99
Kring, Kenneth	Electric Rebate	1,025.00
Kriz-Davis Co	Electrical Supplies	653.66
KTG Labor Consultants	Training/Seminar	145.00
League of Nebraska Municipalities	ICMA Dues	248.04
Lesco	Field Conditioning	2,970.00
Lexington Animal Clinic	Animal Services	593.90
Lex Area Solid Waste Agency	Waste Disposal	18,976.02
Lexington Health Fund	Self Funding-CBSA	25,423.50
Lexington Newspapers	Publications	790.46
Lexington Postmaster	Postage for GGC	150.00
Lexington Public Library	Petty Cash-Postage	38.67
Lexington Recreation Program	Support Personnel	1,072.00
Lexington Truck & Auto	Truck Repair	158.10

Lexington Volunteer Fire Dept	Training/Education	3,574.80
Lexington, City of	Monthly Franchise Fees	23,870.62
Liehs Drilling	Supplies/Repairs	2,664.91
Lien Lawn Services	Grounds Repair	1,987.50
Lexington, City Payroll	Wages	91,920.35
Social Security	Soc Sec (Employer Port)	6,920.32
First National Bank	Emp Pens (Employer Port)	2,693.92
First National Bank	Police Pens (Employer Port)	1,180.45
I.C.M.A.	Emp Pens (Employer Port)	224.00
Mac's Short Stop	Food & Supplies	64.42
Mead Big Valley Lumber	Supplies	350.31
Michael Todd & Co, Inc.	Street Supplies	514.46
Micro-Marketing, LLC	Library Supplies	28.00
Mid Nebraska Printing	Copies and Supplies	250.30
Mid-Nebraska Food Bank	Food & Supplies	79.67
Miller & Associates	Misc Services	650.00
Monter, Doug	Cleaning/Mowing	100.00
MPLC	License	49.95
National Waterworks	Water Supplies	539.80
NE Dept. of HHS	Analysis	1,838.00
Nebraska Law Enforcement	Lodging/Training	45.00
Nebraska Machinery	Central Garage Supplies	28.73
Nebraska National Bank	Lease Payment	361.56
Nebraska Public Power District	Power Purchase	422,153.36
Nebraska Waste Handlers	Waste Removal	3,066.00
Nebraskaland Tire	Tire/Service	154.53
Nelson, Margie	Cleaning/Mowing Services	560.00
Neopost	Postage Meter	1,500.00
Noble Repair	Sewer Supplies	61.44
Overton Sand & Gravel	Gravel	122.50
Pacific Ink	Computer Supplies	845.61
Patty's Hallmark	Office Supplies	53.10
Paulsen Inc	Concrete and Gravel	1,408.25
Peak Interest	Food & Supplies	91.00
Platte Valley Auto Mart	Central Garage Supplies	7.97
Platte Valley Communications	Radio Repair/Mo Service	90.00
Plum Creek Cleaners	Dry Cleaning Services	150.00
Precision Sprinklers	Sprinkler Repair	267.14
Qwest	Phone Service	748.17
Rainbow Book Company	Library Supplies	850.57
Razo, Manuel	Painting	250.00
Redbook	Subscription	15.00
Reiber, Gary	Electric Rebate	900.00
S & W Auto Parts, Inc	Supplies	116.64
Sav-A-Lot	Food & Supplies	16.86
Seward, Randall	Cleaning Library-May	400.00
Sporting Edge (The)	Recreation Supplies	2,119.61
St. Ann's Parish Center	Services	400.00
Done Rite Janitorial	Janitorial Services	550.00
Sunmart #763/Sixth Street	Grocery and Supplies	53.14
Schwan's	Food & Supplies	35.95
T O Haas	Tire/Service	11.50
TASC	125 Plan	152.00
Telegraph	Publication	240.00
Total Lawn Care	Mowing Service	1,000.00
Tri-County Hospital	Wellness Program	220.00

Jelco Carpet Cleaning	Janitorial Services	285.00
United Nebraska Bank	Sales Tax Bond Payment	50,000.00
Wal-Mart	Misc Supplies	390.57
Water Safety Products, Inc.	Aquatic Center Supplies	225.00
Wesco Distribution	Electrical Supplies	1,267.42
Willard Weinhold Law Offices	Lawyer Services	1,275.00
Zep Manufacturing Co.	Library Supplies	43.88
Berntson Oil	Gasohol	1,776.00
Card Center-Orscheln	Park Supplies	86.27
Cash-Wa Distributing	Food & Supplies	999.00
CBSA	Claims	6,667.31
Champlin Tire Recycling, Inc.	Tire Disposal	399.00
Chesterman Co.	Food & Supplies	92.75
Conney Safety Products	Misc Supplies	92.43
Dream Gardens Nursery Inc.	Trees/Shrubs	710.20
Flowers of Joy	Misc Office Supplies	46.30
G&V, Inc.	House Rmvl/Lnd Clrg/Viad	28,710.00
Gall's Inc.	Police Supplies	156.34
Kinder Morgan	Gas Service	3,808.61
Knapp Electric	General Maintenance	438.02
Kriz-Davis Company	Electrical Supplies	2,520.07
Lexington Newspapers, Inc.	Publications	241.53
Linweld	Oxygen	47.88
Mac's Short Stop	Food & Supplies	14.94
Meteorlogix	Subscription Fee	1,056.00
Mid-Nebraska Printing	Field Supplies	146.85
National Waterworks	Water Supplies	1,222.99
Nebraska Department of Revenue	Sales Tax	28,022.53
Nebr Water Environment Assoc.	Membership	10.00
Nelson, Margie	Lawn Care	60.00
NT&T	Phone Service	1,116.43
Overton Sand & Gravel	Sand	212.50
Patty's Hallmark	Office Supplies	198.41
Paulsen Inc.	Concrete	720.50
Petty Cash Fund	Petty Cash	19.05
Plum Creek Auto Spa	Car Wash	13.50
S&W Auto Parts, Inc.	Equipment Replacement	7.63
Sav-A-Lot	Food & Supplies	22.68
Schwan's	Food & Supplies	13.48
Sunmart #763/Sixth Street	Food & Supplies	28.66
Univar Inc.	Pool Chemicals & Supplies	629.60
Wal-Mart	Office Supplies	27.36
	TOTAL	1,059,055.15

ORDINANCE:

Council was requested to approve an Ordinance restricting parking in residential use areas. Speaking in favor of the passage of said Ordinance was Denzel Mills. Following discussion, an Ordinance entitled "AN ORDINANCE TO AMEND SECTION 16-45 OF THE LEXINGTON CITY CODE; TO RESTRICT FRONT AND SIDE YARD PARKING IN RESIDENTIAL AREAS; TO REPEAL ORIGINAL SECTION 16-45 AND ALL OTHER ORDINANCES OR SECTION OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was read before the Council. Moved by Klamm, seconded by Salem, to approve Ordinance No. 2170 on Final

Reading. Roll call. Voting “aye” were Tomasek, Cook, Salem, Klamm, Fagot. Motion carried.

PAY REQUEST:

Pepplitsch requested Council’s approval of Pay Request No. 5 for 34.5 kV East Feeder Rebuild, Lexington, Nebraska. Following discussion, moved by Klamm, seconded by Tomasek, to approve Pay Request No. 5 to Kayton Electric in the amount of \$14,461.50, for 34.5 kV East Feeder Rebuild, Lexington, Nebraska. Roll call. Voting “aye” were Cook, Salem, Tomasek, Klamm, Fagot. Motion carried.

AGREEMENT:

Stan Johnson, representing Miller and Association, requested Council’s approval of an Agreement for Construction Engineering Services for the Adams Street Viaduct Project. Following discussion, moved by Klamm, seconded by Tomasek, to approve an Agreement for Construction Engineering Services for Adams Street Viaduct Project, and authorize Mayor to execute said document. Roll call. Voting “aye” were Cook, Salem, Tomasek, Klamm, Fagot. Motion carried.

AGREEMENT:

Pepplitsch requested Council’s approval of an Agreement for Engineering Services for Lexington Industrial Park Improvements. Following discussion, moved by Klamm, seconded by Salem, to approve Agreement for Engineering Services for the Access Road and Water Main Extension in the Lexington Industrial Park as presented and authorize the Mayor to execute said document. Roll call. Voting “aye” were Cook, Tomasek, Salem, Klamm, Fagot. Motion carried.

LIBRARY PROJECT:

Cook addressed the Council regarding the proposed Library Project. Moved by Cook, seconded by Klamm, to direct the Library Steering Committee to research, develop, and report to the Lexington City Council a Library Replacement Plan that would provide for the replacement of the existing library in the next two years with a Library capable of serving the needs of the Lexington area for the next 20 years. The recommended plan would be due in 120 days and would contain recommendations for the site, size, configuration and design, and cost of the Library and how the new Library would be paid for. The Committee is to consist of ten members as follows: Rick Klamm and Ted Cook representing the Council, Linda Miller and Penny Knapp representing the Library Board, and six additional Members from Precincts 1, 4, and 5 to be chosen by the Committee and reported to the Council. The City Manager and the City Librarian will be ex-officio members. The Committee will be co-chaired by one Member of the Library Board and one City Council Member. The Committee may establish subcommittees consisting of its own members and individuals not on the Committee. The Council agrees it will accept or reject the recommendations within 45 days of the delivery of the recommendations. Roll call. Voting “aye” were Salem, Tomasek, Klamm, Cook, Fagot. Motion carried.

EXECUTIVE SESSION:

Moved by Salem, seconded by Klamm, to enter into Executive Session at 7:46 p.m. to discuss purchase of land. Roll call. Voting “aye” were Cook, Tomasek, Klamm, Salem, Fagot. Motion carried.

Moved by Klamm, seconded by Salem, to reconvene Regular Session from Executive Session at 8:06 p.m. Roll call. Voting “aye” were Tomasek, Cook, Salem, 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.

Lexington Deputy City Clerk