

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, July 8, 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 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.

MINUTES – REGULAR MEETING – 6-24-03: Minutes of the Regular Meeting that was held Tuesday, June 24, 2003 was presented for Council’s consideration and approval. Moved by Cook, seconded by Klamm, to approve the Minutes of the Regular Meeting held June 24, 2003 as presented. Roll call. Voting “aye” were Salem, Tomasek, Klamm, Cook, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,070,218.22 was presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Cook, seconded by Tomasek, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$212,105.90 from the General Fund, \$709,228.70 from LEXUS, \$10,000.00 from City Sanitation, \$5,788.00 from Landfill, \$124,096.86 from Health Fund, \$8,998.76 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Klamm, Salem, Tomasek, Cook, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
July 8, 2003

ABB Inc.	Service IBP water meter	5,439.73
Ackerman, Terry	Reimbursement on License	55.00
Alamar Uniform Co.	Police Supplies	123.00
Arnold Pool Co Inc	Pool Supplies	100.15
Associated Supply Company, Inc.	Pool Supplies/Repair	1,166.40
Awards Plus	Special Event Awards	71.50
Barco Municipal Products	Street Supplies	339.69
Barmore's	Police Supplies	4.29
Block, Jeff	Electrical Rebate	125.00
Brummet, Elberta	Reimbursement on Library Supplies	12.00
Card Center-Orscheln	Misc Supplies	233.86

C.B.S.A.	Insurance Premiums	12,932.37
C.B.S.A.	Employee Medical Claims	119,627.88
Case Credit Advantage	Sewer Supplies	108.14
Cash Wa Distributing	Food/Supplies/Concessions	4,322.83
Central Fire & Safety	Fire Extinguishers	70.90
Central Garage Fund	Parts/Labor/Oil/Tires	1,284.24
Central Nebraska Cleaners	Cleaning Services	97.00
Chesterman Co.	Beverages	1,581.00
Conney Safety Products	Safety Supplies	111.66
Culligan Water Conditioning	Water Treatment	135.75
D&R Computing	Office Supplies	49.99
Dan's Sanitation	Sanitation Services	10,751.44
Dawson County Bulk Plant	Utility Credit	7.21
Dawson County Clerk	Dispatch Services	7,465.94
Dawson County Public Power	Electrical Services	195.98
Dawson County Register of Deeds	Filing Fees	22.00
Dawson Pest Control	Mthly Pest Control	27.00
Demco	Library Supplies	119.95
Diamond Vogel Paint	Traffic Paint/Supplies	1,126.03
Dream Gardens Nursery Inc.	Landscaping/Shrubs/Flowers	4,303.00
Econo-Clad Books	Library Supplies	716.39
Electric Fixture	Electrical Supplies	21.72
Elliott Equipment Co.	Central Garage Supplies	355.69
Farmer Brothers Coffee	Food Supplies	47.67
Five Points Bank	Copier Payment	205.12
FM Farms, Inc.	Cutting & Bailing Hay	880.00
Fox Bros Hay Co. Inc.	Grinding Services	2,175.00
The Gale Group	Library Supplies	442.03
Gall's Inc.	Police Supplies	173.23
Gary's Detail Shop	Car Washes	40.00
Gehl's Guernsey Farms	Concession Supplies	75.00
Gillette/Nebraska Dairies	Dairy	331.80
Harker's	Food Supplies	462.47
Hipp Wholesale Foods, Inc.	Food Supplies	893.52
Hometown Leasing	Copier Lease Payment	544.60
Ingram Library Services	Library Supplies	492.12
Jensen, Deb	Meal Expense	15.00
Johnny on the Spot	Toilet Rental	200.00
Jones Plumbing & Heating	Plumbing Supplies	917.40
Kids Discover	Subscription	19.95
Lakota	Meeting Expense	16.59
League of Nebraska Municipalities	Seminar/Conference	46.94
Lexington Animal Clinic	Animal Services	854.35
Lexington Health Fund	Self Funding	29,286.50
Lexington Newspapers, Inc.	Publications	136.90
Lexington Postmaster	GGC Postage	150.00
Lexington Public Library	Refund Petty Cash	40.60
Lexington Recreation Program	Support Personnel/Admin Fee	1,400.00
Lexington True Value	Misc Supplies	18.89
Lexington, City of	Monthly Fees/Franchise Fees	23,851.79
Lien Lawn Services	Grounds Maintenance	1,315.00
Lincoln Tent, Inc.	Dug Out Repair	511.77
Linweld	Oxygen	101.10
Lynn Peavey Company	Police Supplies	20.80
LEX CITY PAYROLL ACCT	Wages	104,303.76
SOCIAL SECURITY	EMPLOYER PORT FICA/MED	7,867.14

FIRST NATIONAL BANK	EMPLOYER PORT PENSION	2,777.14
FIRST NATIONAL BANK	POLICE PENSION	1,070.32
ICMA	PEPPLITSCH PENSION	224.00
Mac's Short Stop	Food Supplies	83.13
Matt Parrott and Sons Co	Office Supplies	464.17
McDaniel, Christina	Reimbursement Mileage-Training	63.36
Mead/Big Valley Lumber	Lumber/Paint	1,108.27
Mid-Nebraska Printing	Office Supplies	239.25
Milco Environmental Services Inc	Water Sampling/Tests	3,033.50
Miller & Associates	Taft St. Pav/Viadut Det/ Tennis Crt/Hwy 283/Pool	31,845.85
Misko Sporting Goods	Recreational Supplies	175.38
Municipal Supply	Street Supplies	232.96
Nat Association of Purchasing Mgt.	Membership Dues	120.00
National Wildlife Federation	Subscription	17.00
Nebraska National Bank	Mail System	361.56
Nebr Planning & Zoning Assoc.	Conference/Seminar	140.00
Nebraska Public Power District	Power Purchase	575,828.88
Nebraskaland Tire	Car Repair	378.20
Nelson, Margie	Cleaning Services	500.00
Neopost	Postage	1,500.00
NWEA	Conference/Seminar	80.00
Olsson Associates	E35kV/15mVA/AdamsElRel/Prjcts	4,062.30
Ontiverus, Lisa	Pool Reimbursement	99.50
Overton Sand & Gravel	Gravel/Rock	796.25
Pace Analytical	Landfill Analysis	5,788.00
Patty's Hallmark	Office Supplies	73.32
Platte Valley Communications	Repair/Maintenance	200.00
Plum Creek Promotions	Street Supplies	60.00
Qwest	Madison/Walnut Damage Repair	2,201.17
Roberts Cattle Co.	Transporting Diamond Pro	500.00
Sav-A-Lot	Food Supplies	70.35
S&W Auto Parts, Inc.	Parts/Supplies	139.37
Scholastic Library Publishing	Library Supplies	396.50
Schwan's	Food Supplies	102.89
Seward, Randall	Cleaning Services	400.00
SunMart #763/Sixth Street	Food Supplies	26.31
T.O. Haas Tire Co	Tire Repair	14.18
TASC	125 Plan	152.00
Telegraph	Advertisement	36.84
Total Lawn Care	Lawn Services	1,265.00
Tri City Tribune	Advertisement	48.00
Wal-Mart	Misc Supplies	252.52
Wesco Distribution Inc	Electrical Supplies	1,477.83
Willard Weinhold Law Office	Lawyer Services	1,300.00
Alltel	Phone Service	280.45
American Red Cross	Certificates	112.00
Awards Plus	Office Supplies	5.00
Berntson Oil	Diesel/Gasohol	2,789.47
Better Homes & Gardens	Subscription	29.91
Spring Creek Embroidery	Special Event Supplies	900.00
Broadwing Telecomm Inc.	Phone Service	280.42
C.B.S.A.	Employee Medical Claims	1,616.98
Cash Wa Distributing	Food Supplies	522.60
CBS Constructors	Bleachers	5,135.00
Central Garage Fund	Gas & Diesel	4,449.27

Chief Supply Corp	Office Supplies	54.94
Culligan Water Conditioning Co.	General Maintenance	7.00
Dan's Sanitation	Sanitation Service	1,383.00
Dawson County Public Power	Electric Service	2,562.39
Dawson Pest Control	Pest Services/Service Bldg	112.35
Eakes Office Products	Office Supplies	48.92
Electric Fixture	Electrical Supplies	594.92
Fagot Refrigeration & Electric	Electrical Services	3,911.21
Gomez, Mike	Reimbursement/Mileage/Training	442.80
Great Plains One-Call Service	Diggers Hotline	66.15
Hach Company	Sewer Supplies	1,407.10
Hank's Plumbing	Plumbing Services/WWTP	67.73
Ingram Library Services	Library Supplies	26.85
Jensen, Chris	Reimbursement/Mileage/Training	518.40
Kapco	Library Supplies	53.87
Kinder Morgan	Gas Services	8,038.10
KRVN	Contract Renewal/Job Listing	177.25
Kugler, Neil	Cemetery Spaces	175.00
Lex Area Solid Waste Agency	Waste Removal	3,919.68
Lexington Newspapers	Publications	6.51
Lexington Public Library	Petty Cash Fund	5.80
Lexington Recreation Program	Start-Up Fees	200.00
Lexington True Value	Misc Supplies	74.96
Lexington, City of	Franchise Fees	50.92
Mac's Short Stop	Food Supplies	21.48
Mead/Big Valley Lumber	Street Supplies	8.50
Midlands Contracting Inc.	WWTP/Line Expansion	2,366.00
Music Book Now	Library Supplies	26.45
National Arbor Day Foundation	Membership Dues	10.00
Nebraska Dept of Revenue	Sales Tax	32,319.41
Nelson, Thomas	Reimbursement/Glasses	132.00
Patty's Hallmark	Office Supplies	95.91
Paulsen Inc.	Concrete	291.62
Petty Cash Fund	Petty Cash	63.25
Plum Creek Cleaners	Dry Cleaning Services	146.00
Precision Sprinklers	Sprinkler Repair	96.76
Qwest	Phone Service	318.93
Reed Business Information	Publication Expense	484.50
Regional Insurance Managers, Inc.	Software	2,700.00
S&W Auto Parts, Inc.	Electrical Supplies	18.45
Sav-A-Lot	Food Supplies	77.74
Schwan's	Food Supplies	50.44
Skarshaug Testing	Glove Testing	60.26
Skiles, Kenneth	Reimbursement/Meal Expense	7.50
SunMart #763/Sixth Street	Food Supplies	14.79
Tri-County Hospital	Wellness Program	220.00
Wal-Mart	Misc Supplies	6.71
Wolf, Tracy	Reimbursement/Meal Expense	7.50
	TOTAL	\$1,070,218.22

**WEST CENTRAL AREA
AGENCY ON AGING:**

Peplitsch requested Council's approval authorizing the Mayor to sign the Operating Contracts for the Grand Generation Center Meals and Operations for Fiscal Year 2004 with West Central Area Agency on Aging. Following discussion, moved by Klamm, seconded by Tomasek, to approve the Operating Contracts for the Grand Generation

Center Meals and Operations for Fiscal Year 2004 with West Central Area Agency on Aging, and authorize the Mayor to sign said documents. Roll call. Voting "aye" were Cook, Salem, Tomasek, Klamm, Fagot. Motion carried.

LEXINGTON HANDICAP IMPROVEMENTS:

Peplitsch requesting Council's approval of a Resolution to enter into an Agreement with NDOR for Project No. STPAA-24 (34), Lexington Handicap Improvements. Following discussion, moved by Klamm, seconded by Salem, to approve Resolution No. 03-11, to enter into an Agreement with NDOR for Project No. STPAA-24 (34), Lexington Handicap Improvements. Roll call. Voting "aye" were

RESOLUTION NO. 03-12

WHEREAS, it is in the best interests of the City of Lexington to enter into an Agreement with the Nebraska Department of Roads for Project No. STPAA-24 (34), Lexington Handicap Improvements;

BE IT THEREFORE RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEXINGTON, that the President of the Council is hereby directed and authorized to execute on behalf of the City of Lexington an Agreement with the State of Nebraska Department of Roads for Project No. STPAA-24 (34) for Lexington Handicap Improvements – Sidewalk Handicap Ramps.

Passed and approved on July 8, 2003.

John Fagot, President of Council

ATTEST:

Shirley Lewis, Deputy City Clerk

PAY REQUEST:

Dana Daniels, representing Miller and Associates, requested Council's approval of Pay Request No. 1 for the Waste Water Treatment Plant Phase I Improvements. Following discussion, moved by Klamm, seconded by Tomasek, to approve Pay Request No. 1 in the amount of \$5,310.00, to Erickson Construction Co. Inc., for the Waste Water Treatment Plant Phase I Improvements. Roll call. Voting "aye" were Salem, Cook, Tomasek, Klamm, Fagot. Motion carried.

PAY REQUEST:

Daniels requested Council's approval of Pay Request No. 1 for Highway 283 Intersection Reconstruction Project. Following discussion, moved by Klamm, seconded by Salem, to approve Pay Request No. 1, in the amount of \$34,141.53, to Paulsen Inc., for Highway 283 Intersection Reconstruction Project. Roll call. Voting "aye" were Cook, Tomasek, Salem, Klamm, Fagot. Motion carried.

PAY REQUEST:

Daniels requested Council's approval of Pay Request #2 (Final), as well as, Change Order #1 for the Taft Street Paving Project. Following discussion, moved by Klamm, seconded by Tomasek, to approve Pay Request #2 (Final), in the amount of \$12,971.21, to Paulsen, Inc., as well as Change Order #1, for the Taft Street Paving Project. Roll call. Voting "aye" were Salem, Cook, Tomasek, Klamm, Fagot. Motion carried.

**CERTIFICATE OF
SUBSTANTIAL
COMPLETION:**

Daniels requested Council's approval of the Certificate of Substantial Completion for the Taft Street Project. Following discussion, moved by Klamm, seconded by Tomasek, to approve the Certificate of Substantial Completion for the Taft Street Project. Roll call. Voting "aye" were Cook, Salem, Tomasek, Klamm, Fagot. Motion carried.

**INDUSTRIAL PARK
WATERMAIN EXTENSION:**

Daniels requested Council awarding bids for the Industrial Park Watermain Extension Project to BSB Construction of Curtis, Nebraska. Following discussion, moved by Klamm, seconded by Salem, to award the bid for the Industrial Park Watermain Extension Project to BSB Construction of Curtis, Nebraska, in the amount of \$268,980.60. Roll call. Voting "aye" were Cook, Tomasek, Salem, Klamm, Fagot. Motion carried.

**INDUSTRIAL PARK
PAVING PROJECT:**

Daniels requested Council awarding bids for the Industrial Park Paving Project to Paulsen, Inc. Following discussion, moved by Klamm, seconded by Salem, to award the bid for the Industrial Park Paving Project to Paulsen, Inc. in the amount of \$689,881.80. Roll call. Voting "aye" were Cook, Tomasek, Salem, Klamm, Fagot. Motion carried.

**FIRE DEPARTMENT
ROSTER:**

Pepplitsch requested Council's approval of the revised Fire Department Roster. New Members of the Lexington Volunteer Fire Department include Jeremy Kaiser, Matthew Fitzgerald, Chad Reutlinger, and Christina McDaniel. Following discussion, moved by Salem, seconded by Tomasek, to accept the revised Fire Department Roster. Roll call. Voting "aye" were Klamm, Cook, Tomasek, Salem, Fagot. Motion carried.

ROUNDTABLE:

Pepplitsch reported that a Pre-Construction Meeting is going to be held Thursday, July 10, 2003 on the Viaduct Project. An Open House will be scheduled for the Public sometime during the week of July 14th.

Mayor Fagot inquired about the names of the Appointments to the Library Building Committee. Councilman Cook stated that the names will be announced shortly. Furthermore, Mayor Fagot indicated that how information is gathered is just as important as what the actual information is, and requested copies of the Minutes from the Library Building Committee Meetings, for the City Council Members. Councilman Cook stated that there will not be any Minutes kept of these Meetings. Mayor Fagot requested that the three Council Members, other than those two already on the Committee, would benefit by receiving information from these Meetings.

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