

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, March 23, 2004 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.

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 – 03-09-04: Minutes of the Regular Meeting scheduled for Tuesday, March 9, 2004 was presented for Council’s consideration and approval. Moved by Klamm, seconded by Tomasek, to approve the Minutes of the Regular Meeting held March 9, 2004 as presented. Roll call. Voting “aye” were Cook, Salem, Tomasek, Klamm, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$349,974.33 were 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 \$121,282.17 from the General Fund, \$800.00 from Economic Development, \$21,053.32 from Housing Reuse, \$169,555.06 from LEXUS, \$21,143.34 from Sanitation, \$7,560.45 from Health Fund, \$8,579.99 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Tomasek, Cook, Klamm, Salem, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
March 23, 2004

Aflac	Supplement Insurance	1,012.24
Assemblies of God Campground	Pool Rent	60.00
Automotive Sales & Service	Engine & Parts	1714.34
Baird, Holm, McEachen, Pedersen	Attorney Fees	577.58
Barmore Drug	Office Supplies	4.40
Berntson Oil	Fuel	3,056.01
Blackburn Mfg. Co.	Paint	358.68
Bus. & Professional Credit Mgmt.	Collection Fees	84.14
Cash-Wa Distributing	Food & Supplies	678.33
Central Community College	First Aid Classes	967.50
Central Garage	Maint/Repairs	6,287.08

Certified Laboratories	Supplies	371.55
Charter Communications	Internet Fee	119.95
Colonial Research Chemical Corp.	Supplies	118.40
C.B.S.A.	Claims	2,079.36
Culligan Water Conditioning	Water Service	60.80
Dawson County Public Power	Wal-Mart Transformer/ Traffic Light/Hwy	55,245.99
Gary Statler	Janitorial	275.00
Eakes Office Products	Office Supplies	132.98
Electric Fixture	Elec. Supplies/Connector	4,156.30
EMS Billing Services, Inc.	Ambulance Fees	672.30
Fairbanks International, Inc.	Maint/Repairs	180.81
Farmer Brothers Coffee	Food & Supplies	130.38
Gardner Denver, Inc.	Parts	215.64
Gillette Dairy	Food & Supplies	167.57
Harker's	Food & Supplies	694.83
Hipp Wholesale	Food & Supplies	707.81
Husker Ag Sales	Parts	277.97
Ingram Library Service	Books	60.97
Island Supply	Parts	123.45
Jergensen, Kent	Labor/Fire Hall	500.00
Jim Phillips Construction	Street Repair	1,139.00
K&K Parts Co.	Parts	148.14
Kearney Hub	Advertising	104.80
Klamm, Rick	CED Marketing	400.00
Kriz-Davis Company	Transformer	5,328.60
Lexington Health Fund	Self-funding	26,320.59
Lexington Newspapers, Inc	Advertising	7.28
Lexington Public Library	Petty Cash	38.85
Lexington Recreation Program	3 On 3 Start Up	2,000.00
Lexington True Value	Tools & Supplies	19.73
Lexington City Payroll Account	Wages	83,850.82
Social Security	Employer Port/FICA Med	6,296.78
First National Bank	Employer Portion/Pension	2,966.07
First National Bank	Police Pension	1,189.53
ICMA	City Manager Pension	224.00
Marlin Leasing Corp.	Postage Machine Lease	466.96
Mead/Big Valley Lumber	Maint/Repair	267.44
Mid-Nebraska Food Bank	Food	118.37
Mid-Nebraska Printing	Office Supplies	234.30
Mr. Automotive	Maint/Repair	103.40
NE Dept of Labor	Boiler Inspection	30.00
NT&T	Phone Service	29.86
OMB Police Supply	Supplies	19.40
Overton Community Center	Rental Service	100.00
Patty's Hallmark	Office Supplies	733.33
Paulsen Inc.	Concrete	138.03
Platte Valley Auto Mart	Parts	92.23
Platte Valley Seamless Gutter	Repair	179.76
Pollardwater.com	Tools	211.40
Precision Industries	Repairs	21.80
Prime Shine Car Wash	Car Wash	31.50
Quill Corporation	Library/Office Supplies	93.55
Reams Sprinkler Supply	Parts	1,197.60
Reiman Publications	Subscriptions	21.96
S&W Auto Parts	Maint/Repair	627.24

Sacre, Antonio	Speaker Fee/Library	3,000.00
Salem, John	Conference/Seminars	130.50
Seim, Carol	Ins. Premium Refund	11.40
Showcases	Office Supplies	58.11
Sign Pro	Supplies	170.00
Subway of Lexington	Meeting Expense	31.08
Sunmart	Food & Supplies	36.26
T.O. Haas Tire Co.	Tire & Repair	233.63
Wadkins, Theresa	CED Marketing	400.00
Wal-Mart	Office Supplies	299.07
Wesco Distribution, Inc	Transformer & Guard	5,547.42
Wilkens Construction	OOR Housing	2,613.32
Willard Weinhold Law Office	Attorney Fees	1,200.00
Wolf, Tracy	Firearm Recertification	96.00
Zep	Office Supplies	43.88
Ackerman, Arlan	OOR Housing	845.00
Alltel	Cellphone Service	200.09
Briones, Armondo	Electric Rebate	1,025.00
Cash-Wa Distributing	Food & Supplies	531.24
Coca Cola/Dr. Pepper of Kearney	Food Expense	19.00
C.B.S.A.	Claims	4,457.45
Chapman, Randy	Electric Rebate	1,025.00
Dawson County Treasurer	Trailer License	42.54
Dan's Sanitation	Sanitation Service	21,143.34
Dawson Area Development	Membership Fee	10,000.00
Diamond Vogel Paint	Paint	1,384.00
Fagot Refrigeration	OOR Housing	2,910.00
Geotechnical Services	Library Project	1,885.00
Gillette Dairy	Food Expense	49.75
T.O. Haas Tire Co.	Tire Repair	13.00
John's Liquor & Video	Rental Service	236.00
Kinder Morgan	Utilities	1,446.81
Kriz-Davis Company	Cemetery Bldg. Repair	438.70
Ladwig, Bill	Electric Rebate	1,025.00
Lexington Volunteer Fire Dept.	Ambulance Expense	511.43
Lexington Newspapers	Advertising	145.51
Lexus	Utilities	16,402.47
City of Lexington	Franchise Fees	28,915.08
Lexington True Value	Maint/Repair	28.31
Linden's Plumbing	Meter Repair	54.27
Maloley Family Partnership	Electric Rebate	825.00
Platinum Plus for Business	Supplies/Travel Expense	1,548.69
Mid-Nebraska Printing	Office Supplies	309.10
Morton, Allyn	OOR Housing	14,685.00
Morris, Jo	Electric Rebate	900.00
NE Dept. of HHS Laboratory	Analysis	778.00
Nebraska Forest Service	Conference	10.00
Old Dominion Brush	Maint/Repair	296.50
Olsson Associates	Adams St. Viaduct/ 15mVA Substation	2,716.04
Card Center	Trailer/Supplies	672.58
Omeara, Bob	Electric Rebate	1,025.00
Patty's Hallmark	Office Supplies	497.71
Petty Cash Fund	Petty Cash	38.37
Ultramax	Ammunition	955.00
U.S. Conn Library	Books	61.96

Windfall	Books	206.04
	TOTAL:	349,974.33

PARKING REQUEST: Dave Jeffrey, representing Paulsen Inc., requested Council’s approval for curb-cut diagonal parking on 7th Street to accommodate off-street parking requirements for Plum Creek Bank. Following discussion, moved by Klamm, seconded by Salem, to approve curb-cut diagonal parking on 7th Street to accommodate off-street parking requirements for Plum Creek Bank, located at 202 E. 7th Street, Lexington, NE. Such improvements are in the City’s Right-of-Way, and shall be at the expense of Plum Creek Bank, with no right to future compensation if improvements are removed for public purposes. Roll call. Voting “aye” were Tomasek, Cook, Salem, Klamm, Fagot. Motion carried.

PAY REQUEST: Peplitsch requested Council’s approval of Pay Request #14 for the Adams Street Viaduct Project. Following discussion, moved by Salem, seconded by Tomasek, to approve Pay Request #14 for the Adams Street Viaduct Project from Paulsen, Inc. in the amount of \$155,806.16. Roll call. Voting “aye” were Cook, Klamm, Tomasek, Salem, Fagot. Motion carried.

PAY REQUEST: Peplitsch requested Council’s approval of Pay Request #7 for the 15 MVA Substation Project. Following discussion, moved by Klamm, seconded by Tomasek, to approve Pay Request #7 for the 15 MVA Substation Project from Kayton Electric in the amount of \$46,080.00. Roll call. Voting “aye” were Salem, Cook, Tomasek, Klamm, Fagot. Motion carried.

FINANCIAL REPORT: Peplitsch requested Council’s approval of the Financial Report for February, 2004. Following discussion, moved by Salem, seconded by Tomasek, to accept the Financial Report for February, 2004. Roll call. Voting “aye” were Klamm, Cook, Tomasek, Salem, Fagot. Motion carried.

EXECUTIVE SESSION: Moved by Tomasek, seconded by Klamm, to enter into Executive Session at 7:40 p.m. to discuss personnel issues and contract negotiations. Roll call. Voting “aye” were Cook, Salem, Klamm, Tomasek, Fagot. Motion carried.

Moved by Cook, seconded by Klamm, to reconvene Regular Session from Executive Session at 8:23 p.m. Roll call. Voting “aye” were Tomasek, Salem, Klamm, Cook, 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