

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, March 8, 2005 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 Ted Cook, Joni Bennett, John Fagot, Linda Miller, Steve Tomasek. City Officials present were City Manager/City Clerk Joe Peplitsch, and City Attorney Willard Weinhold. 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 Cook.

MINUTES - REGULAR MEETING – 02-22-05: Minutes of the Regular Meeting scheduled for Tuesday, February 22, 2005 was presented for Council’s consideration and approval. Moved by Tomasek, seconded by Miller, to approve the Minutes of the Regular Meeting held February 22, 2005 as presented. Roll call. Voting “aye” were Fagot, Bennett, Miller, Tomasek, Cook. Motion carried.

MINUTES – SPECIAL MEETING – 03-03-05: Minutes of the Special Meeting scheduled for Thursday, March 3, 2005 was presented for Council’s consideration and approval. Moved by Miller, seconded by Tomasek, to approve the Minutes of the Special Meeting held March 3, 2005 as presented. Roll call. Voting “aye” were Bennett, Fagot, Tomasek, Miller, Cook. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,003,408.32 was presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Fagot, seconded by Tomasek, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$165,621.85 from General Fund, \$60,298.13 from Economic Development, \$695,723.28 from LEXUS, \$10,000.00 from Sanitation \$2,183.06 from Ambulance Fund, \$1,287.50 from Library Memorial, \$57,557.06 from Health Fund, \$10,737.44 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Miller, Bennett, Tomasek, Fagot, Cook. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
March 8, 2005

All Points Cooperative	Fuel	131.25
Alltel	Cellphone Service	52.77
Arnold Pool Company	WWTP Supplies	126.65
Berntson Oil	Fuel	2,195.50

Brown, Harold	Tool Allotment	50.00
Card Center/Orscheln	Supplies	51.06
Case Credit Advantage	Central Garage Supplies	71.98
Cash-Wa Distributing	Food & Supplies	936.03
Central Garage	Maint./Repairs/Fuel	9,057.92
Cornhusker State Industries	Street Supplies	64.00
Corporate Benefit Svcs of America	Claims	41,563.90
Corporate Benefit Svcs of America	Premiums	15,582.64
Culligan Water Conditioning Co.	Soft Water Supplies	193.03
Dan's Sanitation	Sanitation Fees	10,850.15
Dawson Area Development	Membership Fees	10,000.00
Dawson County Clerk	Dispatch Fees	6,360.16
Dawson Pest Control	Building Maintenance	27.00
Depository Trust Company	2002 Combined Utility Bond Interest Payment	56,725.00
Display Sales	Park Supplies	280.50
Dugan Business Forms	Printed Forms	226.51
Eakes Office Products	Office Supplies	69.98
Electric Fixture	Electric Supplies	856.22
Elkhorn Fence Company	Chain Link Fence/Viaduct	8,641.00
Embassy Suites-Lincoln	Conference	404.82
Fagot Refrigeration & Electric	Service/Repair	38.50
Family Eyewear	Glasses	109.00
Farmer Brothers Coffee	Beverages	184.74
Flowers of Joy	Supplies	40.00
Harker's	Food	511.13
Hipp Wholesale Foods, Inc.	Food & Supplies	217.11
Hometown Leasing	Copier Lease	697.04
Husker Ag Sales	Central Garage Supplies	245.80
Ingram Library Services	Books	167.84
Jim Phillips Const.	Park Shelter/Concrete	4,022.00
Jones Plumbing & Heating	February Supplies/Water & WWTP	671.22
K-Lawn	Lawn Care	348.54
Keim, Bob	Freon Removal	225.00
Kemps-Gillette	Beverages	144.48
Kriz-Davis Company	Electric Supplies/Meters	1,626.40
League of Nebraska Municipalities	Conference	1,475.00
Lexington Animal Clinic	Animal Care	426.00
Lex Area Chamber of Commerce	City Directory	20.00
Lex Area Solid Waste Agency	Landfill	29.10
Lexington Newspapers, Inc.	Publications	82.70
Lexington, City of	Franchise/Service Fees	31,060.54
Payroll	Wages	86,894.12
Social Security	Employer Port/FICA Med	6,522.66
First National Bank	Employer Port/Pension	3,178.69
First National Bank	Police Pension	1,158.67
ICMA	City Manager Pension	231.84
LITA Job Posting	Advertising	120.00
Marlin Leasing Corp.	Mail Machine Payment	570.16
Mead/Big Valley Lumber	Maintenance Supplies	13.98
Mid-Nebraska Printing	Office Supplies	562.20
Mid-States Units	Park Rentals	360.00
Miller, Linda	Conference Expense	216.73
Moore Medical Corp.	Ambulance Supplies	377.18
Mr. Automotive	Supplies	94.62

National Waterworks	WWTP Supplies	36,902.53
Nebraska State Historical Society	Newspaper Reels	1,287.50
Nebraska Department of HHS	Pool License	40.00
Nebraska Public Power District	Power Purchase	436,133.15
Nebraska Waste Handlers	Sludge Removal	4,060.25
Nelson, Margie L.	Cleaning Service	500.00
Northern Safety Company, Inc.	Safety Glasses	192.62
Overton Sand & Gravel	Gravel	1,224.00
Paulsen Inc.	Concrete	1,704.16
Platinum Plus For Business	Misc. Supplies	1,135.59
Platte Valley Communication	Maintenance	90.00
Plum Creek Auto Spa	Car Wash	5.00
Plum Creek Motors	Fire Dept. Repairs	1,375.89
Plum Creek Promotions	Shirts	206.54
PPCT Management Systems, Inc.	Books	164.00
Qwest	Library Phone Expense	61.64
Random House, Inc.	Books	53.55
S & W Auto Parts	Central Garage Supplies	660.01
Sav-a-lot Discount Foods	Food	22.60
Seward, Randell D.	Cleaning Service	400.00
Showcases	Library Supplies	86.18
Sorensen, Harold	Saw Blade Maintenance	47.85
Steve's Lock & Key	Lock Repair	524.76
Subway of Lexington	Food	76.54
SunMart #763	Food	7.96
T. O. Haas Tire Company Inc.	Tires/Repair	587.31
Team Detail & Quicklube	Car Wash	60.00
TierOne Bank	Ind Tract Land Payment	60,298.13
TierOne-Lib. Petty Cash	Petty Cash	32.10
Tri-City Tribune	Advertising	56.12
Tri-County Hospital	Ambulance Laundry Svc	370.00
U-Save Business Equipment	Office Supplies	400.66
Unique Books, Inc.	Books	554.13
Wal-Mart	Misc. Supplies	373.08
Water Environment Federation	Membership Dues	100.00
Wesco Distribution, Inc.	Electric Supplies	449.40
Willard Weinhold Law Office	Fees	1,200.00
Alltel	Cellphone Service	93.06
Audio Editions	Book	8.00
Beringer Ciaccio Dennell Mabrey	Architect/Library/Admin. Office Study	8,694.48
Business & Professional Credit	Collection Fees	329.40
Cash-Wa Distributing	Food/Supplies	755.12
Central Garage	Maint./Repairs	130.60
Cloudmountain Communications	Library Video	34.95
Collegiate Pacific	Recreation Supplies	204.86
Cornhusker Hotel, The	Conference/Seminars	513.89
Corporate Benefit Svcs of America	Claims	15,993.16
D & R Computing	Office Supplies	49.99
Dawson County Public Power	Electricity	6,974.37
Demco	Library Supplies	35.49
EMS Billing Services, Inc.	Ambulance Billing	1,108.82
Egan Supply Company	Janitorial Supplies	195.43
Electric Fixture	Fire Dept. Supplies	297.00
Eustis Body Shop	Veh Repair/Police Dept.	1,820.02
Fagot Refrigeration & Electric	Service/Repair	996.98

Great Plains One-Call Service	Locates	25.49
Hipp Wholesale Foods, Inc	Food/Supplies	529.06
Holbrook, Darrel	Utility Refund	35.52
Hydraulic Equipment Service	Equip Repair/Elec Dept.	6,645.47
Ingram Library Services	Books	72.99
Kemps-Gillette	Beverages	193.16
Kinder Morgan	Gas Service	5,747.85
Lex Area Solid Waste Agency	Landfill	870.84
Lexington Health Fund	Self-funding	53,717.00
Lexington Newspapers	Publications	82.62
Linweld	Oxygen	111.62
Martin, Robert	Travel Expense	10.00
Mid-Nebraska Printing	Office Supplies	1.50
Naumann, Sondra	Cleaning Service	66.00
Nebraska Department of Revenue	Sales/Use Tax	34,689.52
Nebraska Tech & Telecomm, Inc.	Telephone Service	1,336.99
Oxmoor House	Book	20.91
Paraclete Press, Inc.	Books	103.36
Platte Valley Communications	Maint./Repairs	307.75
Plum Creek Cleaners	Cleaning Service	24.00
Quinlan Publishing	Book	187.00
Random House, Inc.	Book	53.55
TierOne-City Petty Cash	Petty Cash	37.79
TierOne-Lib. Petty Cash	Petty Cash	8.21
Tri-County Hospital	Wellness	231.00
U-Save Business Equipment	Office Supplies	6.52
Upstart	Library Supplies	31.85
Vollmer, Pam	Electric Rebate	900.00
Wal-Mart	Supplies	46.64
Western Engineering Co., Inc.	Repair Materials	366.12
Zep Manufacturing Company	Janitorial Supplies	108.06
	TOTAL:	1,003,408.32

PAY REQUEST:

Pepplitsch requested Council's approval of Pay Request No. 6 for Lexington Public Library Project. Following discussion, moved by Tomasek, seconded by Fagot, to approve Pay Request No. 6 for Lexington Public Library Project, to Lacy Construction Co., in the amount of \$152,298.07. Roll call. Voting "aye" were Miller, Bennett, Fagot, Tomasek, Cook. Motion carried.

CHANGE ORDER:

Pepplitsch requested Council's approval of Change Order No. 16 for Adams Street Viaduct Project. Following discussion, moved by Fagot, seconded by Miller, to approve Change Order No. 16, for Adams Street Viaduct Project, to Paulsen, Inc., in the amount of \$2,020.20. Roll call. Voting "aye" were Bennett, Tomasek, Miller, Fagot, Cook. Motion carried.

PAY REQUEST:

Pepplitsch requested Council's approval of Pay Request No. 33 for the Lexington Viaduct Project. Following discussion, moved by Bennett, seconded by Fagot, to approve Pay Request No. 33 for the Lexington Viaduct Project, to Paulsen, Inc., in the amount of \$49,448.41. Roll call. Voting "aye" were Tomasek, Miller, Fagot, Bennett, Cook. Motion carried.

PAY REQUEST:

Peplitsch requested Council’s approval of Pay Request No. 2, Final, for Adams Street Electrical Relocation. Following discussion, moved by Miller, seconded by Tomasek, to approve Pay Request No. 2, Final, for Adams Street Electrical Relocation to Watts Electric Company, in the amount of \$16,994.50. Roll call. Voting “aye” were Fagot, Bennett, Tomasek, Miller, Cook. Motion carried.

EXECUTIVE SESSION:

Moved by Tomasek, seconded by Miller, to enter into Executive Session at 7:37 p.m. for the purpose of discussion the purchase of land, sale of land, and contractual negotiations. Roll call. Voting “aye” were Bennett, Fagot, Miller, Tomasek, Cook. Motion carried.

Moved by Miller, seconded by Tomasek, to reconvene Regular Session from Executive Session at 8:10 p.m. Roll call. Voting “aye” were Bennett, Fagot, Tomasek, Miller, Cook. Motion carried.

Moved by Cook, seconded by Fagot, to authorize Administration to enter into an Agreement with Miller and Associates, for Phase I of the Waste Site Development. Roll call. Voting “aye” were Bennett, Miller, Tomasek, Fagot, Cook. Motion carried.

**ROUNDTABLE
DISCUSSION:**

Councilman Fagot presented a draft resolution to Council regarding Economic Development. Council was encouraged to review the resolution and contact him with any questions they may have.

Mayor Cook requested that the next Marketing Meeting be tabled until after the Economic Development Summit.

ADJOURNMENT:

There being no further business to come before Council, Mayor Cook declared the meeting adjourned.

Ted Cook
Mayor

Joe Peplitsch
City Clerk

I, the undersigned 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.

City Clerk