

**CITY OF LEXINGTON  
LEXINGTON, NEBRASKA**

A Special Meeting of the Lexington City Council was held Tuesday, April 19, 2011, at the Lexington Municipal Building, located at 406 E. 7<sup>th</sup> Street, Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, Steve Tomasek, Linda Miller and John Salem. Council member Joni Bennett was absent. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, and Deputy City Clerk Pamela Berke. The press was represented by the Kearney Hub and KRVN radio. Also in attendance were PJ Jacobson, Nancy Meyer, Sam McCain, Lynn Longmore, Bill Lichtenberger, and Connie Bennett.

**NOTICE:**

Notice of the meeting was given in advance, thereof by posting in the following locations: Lexington Municipal Building, Dawson County Courthouse, Homestead Bank, Great Western Bank, Pinnacle Bank. 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. Fagot informed the public that the Open Meetings Act is posted in the Meeting Room at the Lexington Municipal Building, located at 406 E. 7<sup>th</sup> Street, Lexington, Nebraska.

**AGREEMENT:**

Peplitsch presented a NDOR Task Order Agreement with Olsson Associates for construction engineering services for the 13<sup>th</sup> Street Improvement project. Following discussion, Resolution No. 2011-15 was presented. Moved by Salem, seconded by Miller, to approve Resolution No. 2011-15 as presented. Roll call. Voting "aye" were Tomasek, Miller, Salem, Fagot. Motion carried.

CITY OF LEXINGTON  
RESOLUTION NO 2011-15

RESOLUTION  
SIGNING OF AN ENGINEERING SERVICES AGREEMENT

Whereas: The City of Lexington is developing a transportation project for which it intends to obtain Federal funds; and

Whereas: The project is named "13th Street Improvements - Hampton Street to Airport Road" with the federal project number STPAA-6556(4)(2), and the Nebraska Department of Roads Control Number 61338; and

Whereas: The City of Lexington as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

Whereas: The City of Lexington and Olsson Associates wish to enter into an Engineering Services Agreement to provide Construction Engineering Services for the Federal-aid project.

Be It Resolved: by the City Council of the City of Lexington that:

John Fagot, Mayor, is hereby authorized to sign the attached Engineering Services Agreement between the City of Lexington and Olsson Associates.

PASSED AND APPROVED this 19th day of April 2011.

CITY OF LEXINGTON, NEBRASKA

John Fagot, President of the Council

ATTEST: Pamela Berke, Deputy City Clerk

**RESOLUTION:**

Resolution No. 2011-16 was read. Peplitsch noted that the current service agreement with Lexington Area Solid Waste Agency is no longer necessary as the initial facility debt has been retired. Following discussion, moved by Miller, seconded by Salem, to approve Resolution No. 2011-16 as presented. Roll call. Voting "aye" were Tomasek, Salem, Miller, Fagot. Motion carried.

RESOLUTION NO. 2011- 16

A RESOLUTION TERMINATING A SERVICE AGREEMENT WITH LEXINGTON AREA SOLID WASTE AGENCY.

WHEREAS, the City of Lexington has entered into a Service Agreement with the Lexington Area Solid Waste Agency, including amendments last dated November 25, 2003, to provide financial assurance for debt incurred by said Agency; and

WHEREAS, there are no outstanding bonds or notes secured by said Service Agreement, and the City wishes to terminate said Service Agreement as provided by Section 7 of said Agreement.

BE IT THEREFORE RESOLVED that the City of Lexington, Nebraska hereby terminates the Service Agreement with the Lexington Area Solid Waste Agency, said termination to take effect immediately upon adoption of this Resolution.

PASSED AND APPROVED April 19, 2011.

John Fagot, Mayor

ATTEST: Joe Peplitsch, City Clerk

**PLANNING SESSION:**

Council and Staff discussed advocating the formation of a local investment group. Peplitsch reviewed examples of draft incorporation and operating documents and noted that such a group would be private, and not operate under any authority of the City or derive any financial contribution from the City. The goal is to encourage collaborative private investment to augment available public resources to expand the local economic base and enhance community/economic development activities. Peplitsch will produce additional information for future presentation.

**ROUNDTABLE:**

Peplitsch indicated that staff will evaluate dates for a planning session in May.

**ADJOURNMENT:**

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

John Fagot  
Mayor

Pamela Berke  
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.

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Deputy City Clerk