

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Friday, December 21, 2012, at the Lexington City Hall, located at 406 E. 7th Street, Lexington, Nebraska at 12:00 p.m. Members of the Council present were John Fagot, John Salem, Linda Miller, Dora Vivas and Jeremy Roberts. City Officials present were City Manager Joe Pepplichtsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold, Chief Building Inspector Bill Brecks and City Clerk Pamela Berke. Keevin Hardiman was also present.

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. Fagot informed the public that the Open Meetings Act is posted in the Meeting Room at the Lexington Municipal Building, located at 406 E. 7th Street, Lexington, Nebraska.

MINUTES – REGULAR MEETING 12-11-2012 Minutes of the Regular meeting held Tuesday, December 11, 2012, were presented for Council approval. Moved by Miller, seconded by Vivas, to approve Minutes as presented. Roll call. Voting “aye” were Roberts, Salem, Vivas, Miller, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$322,215.23 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Salem, seconded by Roberts, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$53,726.01 from the General Fund, \$12,994.58 from Street Fund, \$114,707.69 from TIF, \$100,878.09 from LEXUS, \$29,288.19 from Sanitation, \$2,223.36 from Ambulance, \$7,782.21 from Health Fund, and \$615.10 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Miller, Roberts, Salem, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
December 21, 2012

AFLAC	Premium	1,250.78
Alamar Uniform Co.	Police Uniform Expense	3,553.90
Arrowhead Scientific, Inc.	Police Supplies	54.85
Audio Editions	Library Books	676.48
Axis Capital, Inc.	Mail Machine Pymt	840.00
Baird Holm LLP	Professional Service	50.00
Barco Municipal Products, Inc.	ST Signs	2,173.77
BBQ Co., The	Meals	80.00
Berke, David	Yard Clean-up	450.00
Card Center/Orscheln	ST / WWTP / Cem Supplies	318.80
Cash Wa Distributing	Supplies	271.55
Center Point Large Print	Library Books	85.08
Central Garage Fund	Service / Repair	7,875.28
Certified Laboratories	ST / Central Garage Supplies	865.63

Coca-Cola/Dr Pepper Bottling	Beverages	40.00
Community Development Agency	Kirkpatrick Land Pymt/Remaining Land	Purchase Pymt 114,707.69
Consolidated Management Co	Police Training Meal	4.25
Consumer Reports	Library Subscription	24.00
Dan's Sanitation, Inc.	Sanitation Fees	29,288.19
Davis Energy, Inc.	Fuel	6,909.92
Dawson County Election Office	General Election Cost	688.47
Demco, Inc.	Library Supplies	110.37
Dugan Business Forms	Business Office Supplies	749.62
DXP Enterprises, Inc.	WR / WWTP Supplies	210.16
Eilers Machine & Welding, Inc.	Central Garage Supplies	357.05
Electronic Systems, Inc.	Library Service	45.00
Exchange Bank	Copier Payments	1,195.44
Fagot Refrigeration & Electric	GGC / ST / Muni Bldg Supplies / Repair	1,159.25
Fagot, John	Conference Expense	214.35
Fairbanks International, Inc.	Fire / Ambulance / WWTP Service / Repair	8,927.34
Fastenal	WWTP Supplies	147.93
Gale Group, The	Library Books	69.52
Gnirk Lawn Care, Inc.	Ground Sterilant	2,600.00
Great Western Bank-Lib. Petty Cash	Postage / Stamps / Food / Supplies	121.70
HD Supply Waterworks	WR / EL Supplies	3,799.20
Health Claims Fund	Claims	6,352.58
Holbein, Dahlas D.	Fire Dept Maint / Cleaning Service	1,000.00
Ingram Library Services	Library Books	476.22
Jones Plumbing & Heating, Inc.	Fire Dept Repair	232.50
Lexington Glass Co., Inc.	Fire Dept Windshield	200.00
Lexington Newspapers, Inc.	Publications	74.02
Lexington, City of	Franchise Fees	69,297.10
Lexington Utilities System	Utilities	32,199.07
Mast's Fire Extinguisher Sales	Fire Dept Service	97.01
Mead Lumber & Rental - Lex	WWTP / Fire Dept / ST Supplies	62.95
Menards-Kearney	WWTP Supplies	91.40
Mid-State Units	Rental	180.00
Midland Scientific, Inc.	WWTP Testing Supplies	635.68
Miller & Associates, Inc.	Professional Service / DCOC PJ	2,935.50
Miller, Linda	Conference Expense	27.00
Miracle Recreation Equipment Co	PK Supplies	246.00
Motor Midwest	Central Garage Supplies	280.00
Municipal Automation & Control	WWTP Supplies	113.57
Municipal Code Corporation	Bldg Dept Books	380.00
Municipal Supply	WR Supplies	158.36
National Education Systems, Inc.	Library Books	1,598.00
NE Economic Developers Assn	Membership Dues	200.00
Nebraska Machinery	Central Garage Supplies	931.03
OCLC, Inc.	Library Subscription	30.27
Oliver Consulting Services, Inc.	Library Computer Service	300.00
Olsson Associates	Downtown Improvement PJ	978.49
One Call Concepts, Inc.	Locates	72.45
Overton Community Center	Meals on Wheels	100.00
Paulsen, Inc.	Concrete / Grader Repair	672.38
Platte Valley Communication	Monthly Maintenance / Pager Repair	207.00
Plum Creek Cleaners	Rug Service	64.00
Presto-X	Fire Dept Service	87.78
Rasmussen Mechanical Services	Library Service / Repair	924.12
Regional Books, Inc.	Library Books	294.86
Rockmount Research & Alloys	Central Garage Supplies	1,702.19

Roper's Radiator Service, Inc.	Central Garage Service	65.00
S & W Auto Parts, Inc.	ST / Central Garage Supplies	1,029.23
Service Master Mid Nebraska	Cleaning Service	4,741.00
Sign Pro	PK / Muni Bldg Service / Supplies	1,003.00
T.O. Haas Tire Co., Inc.	ST Tire Repair	163.45
TASC	Fees	178.85
Ultramax	Ammunition	774.00
Unisan Products	Fire Dept / DCOC Supplies	312.57
USA Today	Library Subscription	213.20
Village Uniform	Library Supplies	50.20
Wal-Mart	Supplies	462.63
Zoll	Ambulance Service	105.00
	TOTAL:	322,215.23

APPOINTMENTS:

The following appointments to boards and commissions were proposed for Council approval:

Board of Adjustment – Leo Gonzalez;
 Planning Commission – Cathy Fagot, Seth McFarland, Curt Bennett, and Keevin Hardiman to complete the term of Dora Vivas;
 Housing Authority – Vicki Clements;
 Tree Board – Gordon Sellin;
 Community Development Agency – Linda Miller.

Following discussion, moved by Salem, seconded by Vivas, to approve the appointments as presented. Roll call. Voting “aye” were Miller, Roberts, Vivas, Salem, Fagot. Motion carried.

The following appointments to council committees were proposed for approval:

Railroad Transportation Safety District – Jeremy Roberts;
 Lexington Community Facilities Agency – Dora Vivas, Jeremy Roberts;
 Audit – John Salem;
 Parks – Dora Vivas.

Following discussion, moved by Miller, seconded by Salem, to approve the committee appointments as discussed. Roll call. Voting “aye” were Vivas, Roberts, Salem, Miller, Fagot. Motion carried.

ORDINANCE 2324:

An ordinance entitled “AN ORDINANCE APPOINTING CITY OFFICIALS; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM” was presented. Moved by Salem, seconded by Miller to suspend the rules regarding the reading of ordinances on three different occasions. Roll call. Voting “aye” were Vivas, Roberts, Miller, Salem, Fagot. Motion carried.

Ordinance No. 2324 was presented on final reading. Moved by Salem, seconded by Vivas, to approve Ordinance No. 2324 on final reading. Roll call. Voting “aye” were Miller, Roberts, Vivas, Salem, Fagot. Motion carried.

MANAGER APPLICATION:

Pepplitsch reviewed a liquor license manager application for Wal-Mart Store # 637. He noted that Matthew Holeton is the current manager for the local store, and this is a standard process when a new manager is assigned to the local store. Moved by Vivas, seconded by Miller, to approve the liquor license manager

application as presented. Roll call. Voting "aye" were Roberts, Salem, Miller, Vivas, Fagot. Motion carried.

WWTP BIDS:

Pepplitsch reviewed negotiation efforts with the bidders for the WWTP Improvement Project. He outlined proposed project modifications offered by Staff and Engineering, the deductions offered from bidders for such modifications, and any additional voluntary deducts offered from the bidders. Staff and Engineering recommended acceptance of the project bid from BRB Contractors with deductions offered. Weinhold noted that because the bids were substantially higher than the engineer's estimate, the council had, at a previous council meeting, directed the City Manager to negotiate with the bidders to determine whether a lower bid could be obtained. Following discussion, moved by Miller, seconded by Roberts, to accept the bid from BRB Contractors for the WWTF Improvement Project and to authorize the city manager to enter into an agreement subject to deductions. Roll call. Voting "aye" were Vivas, Salem, Roberts, Miller, Fagot. Motion carried.

LVFD ROSTER:

Pepplitsch presented the current roster of active members of the Lexington Volunteer Fire Dept. He noted that two members have recently resigned for personal reasons. Following discussion, moved by Roberts, seconded by Salem, to approve the active roster for the LVFD as presented. Roll call. Voting "aye" were Vivas, Miller, Salem, Roberts, Fagot. Motion carried.

FINANCIAL REPORT:

Pepplitsch reviewed a financial report for November 2012. Following discussion, moved by Miller, seconded by Vivas, to accept the financial report as presented. Roll call. Voting "aye" were Roberts, Salem, Vivas, Miller, Fagot. Motion carried.

ROUNDTABLE DISCUSSION:

Pepplitsch stated that he will be sending out potential work session dates.

Berke announced the Employee Awards Banquet is scheduled for Saturday, January 5, 2013, at the Holiday Inn Express. Invitations will be sent soon.

Vivas noted that she will not be at the January 8, 2013, meeting due to travel plans.

ADJOURNMENT:

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

John Fagot
Mayor

Pamela Berke
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