

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, May 22, 2012, at the Lexington Municipal Building, located at 406 E. 7th Street, Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, Steve Tomasek, Joni Bennett, Linda Miller, and John Salem. City Officials present were City Manager Joe Pepplitsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold, and City Clerk Pamela Berke. The press was represented by Kearney Hub and Lexington Clipper-Herald.

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 5-08-2012 Minutes of the Regular meeting held Tuesday, May 8, 2012, were presented for Council approval. Moved by Salem, seconded by Miller, to approve Minutes as presented. Roll Call. Voting “aye” were Bennett, Tomasek, Miller, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$576,403.32 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Bennett, seconded by Miller, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$229,283.65 from the General Fund, \$1,401.90 from Economic Development, \$153,155.97 from TIF, \$149,539.04 from LEXUS, \$29,440.82 from Sanitation, \$499.78 from Ambulance Fund, \$8,052.42 from Health Fund, and \$5,029.74 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Tomasek, Salem, Miller, Bennett, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
May 22, 2012

AFLAC	Premium	1,317.21
Associated Supply Company, Inc.	Aquatic Center Supplies	5,692.88
Audio Editions	Library Books	119.97
Axis Capital, Inc.	Mail Machine Payment	840.00
B & D Office City	Business Office Supplies	318.74
Barmore Drug Store, Inc.	Ambulance Supplies	46.44
Business Card		
UNO Bookstore	3 Books	182.11
National Registry of Emergency Techs	EMT Certification	70.00
Water Environment Federation	Membership Dues	96.00
Case Credit Advantage	Central Garage Supplies	99.66
Cash-Wa Distributing	Food & Supplies	834.91
Center Point Publishing	Library Books	85.08
Central Garage Fund	Service / Repairs	6,997.70

Community Development Agency	CEL/Ford&Ford/Lex Investors	130,304.21
Consolidated Management Company	Meals at Police School	241.00
Cummins Central Power LLC	WWTP Generator Repair	243.93
Dan's Sanitation, Inc.	Sanitation Fees	2,051.10
Data-Pac Mailing Systems	Postage	1,500.00
Davis Energy, Inc.	Fuel	6,551.68
Dawson Public Power District	Power Purchase	7,275.91
Dell Marketing L P	Council Chamber Laptop	670.67
Demco, Inc.	Library Supplies	52.60
Dugan Business Forms	UTL Supplies	1,464.88
Eakes Office Plus	Document Imaging/Printer Repair	13,451.66
Eilers Machine & Welding, Inc.	Central Garage Supplies	409.69
Evident	Police Supplies	76.00
Exchange Bank	Copier Payments	1,195.44
Fagot Refrigeration & Electric	GGC / Library / WWTP Repairs	544.89
Farm Plan	Central Garage Supplies	102.25
Farmer Brothers Coffee	Food	471.10
Felsburg Hold & Ullevig, Inc.	Stormwater Professional Service	2,661.98
FYR-TEK, Inc.	Fire Dept Labor/Uniform Exp	1,167.97
Gale Group, The	Library Books	163.73
Garcia Santos, Oscar	EL Rebate	925.00
Government Finance Officers Association	Finance Book	167.00
Great Plains One-Call Service	Locates	85.31
Great Western Bank-Lib. Petty Cash	Postage / Stamps / Meals	130.74
Hach Company	WWTP Testing Supplies	164.29
Health Claims Fund	Claims	4,735.96
Holbein, Dahlas D.	Fire Dept Maint / Cleaning Service	1,000.00
Ingram Library Services	Library Books	689.83
International Municipal Lawyers Assn	Membership Dues	480.00
JEO Consulting Group, Inc.	Park Plan PJ	680.00
K Lawn, Inc.	Spray Weeds	60.00
Kinney, Joel	Travel Expense	199.80
Knapp Electric, Inc.	Lift Station Pump Repair	1,561.23
Lexington Glass Co., Inc.	Vehicle Repair	18.73
Lexington Newspapers, Inc.	Publications	792.59
Lexington Rural Fire Protection Dist.	Building Pmt	25,634.55
Lexington City Payroll Account		
Payroll	Wages	118,767.49
Social Security	Employer Portion / FICA Med	8,724.51
Union Bank & Trust	Employer Portion / Pension	3,810.57
Union Bank & Trust	Police Pension	1,752.97
ICMA	City Manager Pension	463.85
Lips Printing Service	WR Reports	1,476.74
Lopez, Martin	EL Rebate	925.00
Luther, Aaron	Pool Clinic	40.00
Matheson Tri-Gas, Inc.	Oxygen Supplies	52.81
MC 2, Inc.	WWTP Supplies	1,459.76
Mead Lumber & Rental-Lexington	CG/ST/WWTP/DCOC Supplies	358.69
Menards-Kearney	WWTP Supplies	65.74
Midwest Striping, Inc.	Marking Paint	5,068.00
Miller & Associates, Inc.	Pro Service	2,327.20
Moore Medical, LLC	Ambulance Supplies	26.37
Municipal Supply	WR Supplies	67.80
NE Law Enforcement Training Center	Training Expense	90.00
Nebraska Tech & Telecomm, Inc.	Telephone Service	1,042.18
Overton Community Center	Meals On Wheels	100.00
Pinnacle Agency, The	Add Police Vehicles	153.00

Plum Creek Cleaners	Rug Service	79.50
Plum Creek Market Place	Food	62.61
Plum Creek Promotions	Rec T-Shirts	673.40
Quality Books, Inc.	Library Books	142.64
Randy's Body Shop	Tow Expense	65.00
Roberts Dairy Company	Beverages	134.22
S & W Auto Parts, Inc.	Central Garage / WWTP Supplies	1,111.44
Scholastic Library Publishing	Library Books	108.64
Security First Bank	Wilkinson Development - TIF	22,851.76
Service Master Mid Nebraska	Cleaning Service	4,741.00
Sign-Pro	Muni Bldg Photos	1,207.00
South Central Nebraska Baseball League	Rec Fees	150.00
Sterling West	Rec Supplies	1,761.15
T.O. Haas Tire Co., Inc.	Tire Repair	55.68
TASC - Client Invoices	Fees	184.63
Taste of Home Books	Library Book	30.98
Teledyne Isco, Inc.	WWTP Testing Supplies	152.58
Thompson Company, The	Food & Supplies	2,358.11
U-Save Business Equipment	Postage / Cem Supplies	144.23
Unisan Products	Library Supplies	135.95
VVS Surveillance Systems, Inc.	Muni Bldg Door Service	511.00
Village Uniform	GGC / Aquatic Center Supplies	63.20
Walmart	Supplies	395.01
West Central Nebraska Development Dist	Annual Dues	4,000.00
Associated Pool Builders, Inc.	Aquatic Center Maintenance	2,660.00
Business Card		
Cabela's	Hip Waders	343.93
Card Center/Orschel	WWTP/CG/PK/Cem/ST/WR Spls	702.44
Cash-Wa Distributing	Food & Supplies	766.37
Consolidated Management Company	Meals at Police School	190.25
Dan's Sanitation, Inc.	Sanitation Fees	29,440.82
Data-Pac Mailing Systems	Meter Rent	900.00
Dawson Area Development	Reimb for Site Development Cost	1,401.90
Excal Visual	Stormwater DVD Kit	489.75
Great Western Bank-City Petty Cash	Postage / Food / Fuel	88.51
Great Western Bank-Lib Petty Cash	Postage / Stamps	26.90
Hawkins, Inc.	Aquatic Center Chemicals	1,573.90
Health Claims Fund	Claims	1,814.62
HTM Sales, Inc.	WWTP Pump	4,321.64
Johnson Service Company	Lift Station Service	1,320.00
League of Nebraska Municipalities	Directory	57.50
League of Nebraska Municipalities	2012 Conference	1,012.00
Lexington Recreation Program	Support Personnel	1,600.00
Lexington Utilities System	Utilities	37,880.88
Lexington, City of	Franchise Fees	61,154.91
Long, Spencer	Pool Clinic	60.00
Mead Lumber & Rental-Lexington	WR / WWTP Supplies	44.09
Mid-State Units	Rental	720.00
Municipal Supply	SW / WR Supplies	1,142.35
Olsson Associates	Pro Service for DTR Phase 2	6,997.46
Platte Valley Communications of Kearney	Mo Maint/Well 10 Radio Rpr/Install Litebars on	
	Police Cars	4,219.18
Price's Tree Service, Inc.	Tree Removal	1,300.00
Pumpkin Books	Library Books	104.64
Service Master Mid Nebraska	Cleaning Service	180.00
Sign Pro	Police Car Decals / ST Banners	705.00
U-Save Business Equipment	Postage/UPS Chgs/Office Spls	130.45

Verizon Wireless	Cellphone Service	366.33
Walmart	Supplies	168.67
	TOTAL CLAIMS:	576,403.32

RESOLUTION:

Resolution No. 2012-10 was presented. Peplitsch explained that a single housing lot currently owned by Greater Lexington Corporation has recently become available, and the purchase by CDA would be consistent with past purchases by the Agency to further housing goals in Redevelopment Area #2; the price of the lot is \$5,000. A similar resolution was passed by the CDA at their May regular meeting. Moved by Miller, seconded by Tomasek to approve Resolution No. 2012-10 as presented. Roll call. Voting “aye” were Bennett, Salem, Tomasek, Miller, Fagot. Motion carried.

RESOLUTION 2012-10

RESOLUTION OF THE CITY OF LEXINGTON FINDING THAT THE ACQUISITION AND DEVELOPMENT OF UNDEVELOPED AND VACANT LAND IS ESSENTIAL TO THE PROPER CLEARANCE AND REDEVELOPMENT OF SUBSTANDARD AND BLIGHTED AREAS AND IS A NECESSARY PART OF THE GENERAL COMMUNITY REDEVELOPMENT PROGRAM AND AUTHORIZING THE ACQUISITION OF THE SAME BY THE COMMUNITY DEVELOPMENT AGENCY OF THE CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA.

WHEREAS, Section 18-2123 R.R.S provides that a Community Development Agency may acquire undeveloped land when the same is essential to the proper clearance or redevelopment of a substandard or blighted area; and

WHEREAS, the governing body of the City of Lexington has determined that the property described herein is necessary for the proper clearance and redevelopment of substandard and blighted areas within the City of Lexington; and

WHEREAS, the governing body determines that the acquisition of such an area is beneficial to the removal of blight and substandard conditions in redevelopment areas within the City; and

WHEREAS, the governing body has determined that it is in the best interests of the City and the Agency to acquire the real estate hereafter described;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA, AS FOLLOWS:

Section 1. The governing body of the City finds that the following described lands are located within the limits of the City; that said lands are vacant and undeveloped; are essential to the proper clearance or redevelopment of substandard or blighted areas; and are a necessary part of the general community redevelopment program of the city, to wit:

Lot 1, Block 3, Paulsen’s First Addition to the City of Lexington, Dawson County, Nebraska.

Section 2. The Community Development Agency of the City of Lexington is hereby authorized and directed to acquire and provide for the development and redevelopment of said lands according to the Community Development Law.

Passed and approved this 22nd day of May, 2012.

CITY OF LEXINGTON, NEBRASKA.

John Fagot, Mayor

ATTEST: Pamela Berke, City Clerk

DTR PLANS AND SPECS:

Pepplitsch requested approval of plans and specifications for the Downtown Infrastructure Improvement project, based on discussions at a recent work session, and authorization to solicit bids once final plans are received from the consultants. Following discussion, moved by Salem, seconded by Bennett, to approve plans and specs for DTR Improvement project per discussion, and to authorize staff to solicit bids. Roll call. Voting "aye" were Miller, Tomasek, Bennett, Salem, Fagot. Motion carried.

LASWA:

Mayor Fagot requested Council consideration of a memorandum from LASWA regarding the Interlocal Agreement and continued membership. Fagot noted that Lexington still has a fiscal interest in the Agency and recommended continuing its membership to protect that interest. Following discussion, moved by Miller, seconded by Bennett, to retain membership in the Lexington Area Solid Waste Agency. Roll call. Voting "aye" were Salem, Tomasek, Bennett, Miller, Fagot. Motion carried.

FINANCIAL REPORT:

Pepplitsch reviewed the financial report for April 2012. Moved by Bennett, seconded by Tomasek, to accept the financial report for April 2012 as presented. Roll call. Voting "aye" were Miller, Salem, Tomasek, Bennett, Fagot. Motion carried.

ROUNDTABLE DISCUSSION:

Pepplitsch noted that a work session to discuss automated metering and recodification of the City Code will need to be scheduled for June. He will send potential meeting dates to Council and Staff. He and Burnside gave updates on the Airport Road and the 17th and Walnut Paving Improvement projects.

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