

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Special Meeting of the Lexington City Council was held Friday, May 3, 2013, 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 Peplitsch, Assistant City Manager Dennis Burnside, and City Clerk Pamela Berke.

NOTICE:

Notice of the meeting was given in advance, thereof by posting in the following locations: Lexington City Hall, Lexington Public Library, Dawson County Courthouse, Homestead Bank, Great Western Bank, and 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 City Hall, located at 406 E. 7th Street, Lexington, Nebraska.

RESOLUTION:

Resolution No. 2013-12 was presented. Peplitsch explained the resolution outlines the concurrence with the selection of Paulsen Inc as the contractor for the Jackson Street 8th to 13th federally funded project. Following discussion, moved by Miller, seconded by Roberts, to approve Resolution No. 2013-12 as presented. Roll call. Voting "aye" were Vivas, Salem, Roberts, Miller, Fagot. Motion carried.

RESOLUTION NO. 2013-12

WHEREAS, there has been signed by the City of Lexington on the 9th day of March, 2010, and the State on the 4th day of May, 2010, an agreement providing for the construction of a Federal Aid Project: Jackson Street from 8th Street to 13th Street, and

WHEREAS, in the above agreement, the City has pledged sufficient funds to finance its share of the cost of the construction of this project identified as URB-6561(2), and

WHEREAS, the above mentioned agreement provided that the City would pay costs as set forth in the agreement, and

WHEREAS, the State and the City received bids for the construction of this project on April 18, 2013, at which time, 1 bid(s) was/were received for the construction of the proposed work, and

WHEREAS, the following contractor(s) for the items of work listed has/have been selected as the low bidder(s) to whom the contract(s) should be awarded:

Paulsen, Inc., Cozad, NE

Grading, Concrete Pavement, Culverts, Water Main, Electrical, General Items:
\$1,249,896.95

NOW THEREFORE, in consideration of the above facts, the City Council of the City of Lexington, by this resolution, takes the following official action:

1. If for any reason the Federal Highway Administration rescinds, limits its obligations, or defers payment of the Federal share of the cost of this project, the City hereby agrees to provide the necessary funds to pay for all costs incurred until and in the event such Federal funds are allowed and paid.
2. The Council hereby concurs in the selection of the above mentioned contractor(s) for the items of work listed, to whom the contracts(s) should be awarded.
3. The Council hereby authorizes the Mayor to sign the contract(s) with the above mentioned Contractor(s) for the above mentioned work on behalf of the City.

DATED THIS 3RD DAY OF MAY, A.D. 2013

CITY OF LEXINGTON
John Fagot, Mayor

ATTEST: Pamela Berke, City Clerk

ROUNDTABLE DISCUSSION: Peplitsch reminded Council and Staff of the council work session scheduled for Saturday, May 11, 2013, at 8:00 a.m.

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.

(original signature on file)
City Clerk