

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, August 12, 2014, at the Lexington City Hall, located at 406 E. 7th Street, Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Salem, Linda Miller, Dora Vivas and Jeremy Roberts. Council member John Fagot was absent. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold, Development Services Director Bill Brecks, Police Chief Tracy Wolf, Finance Director Barb Hodges, and City Clerk Pamela Baruth. The press was represented by KRVN Radio and Kearney Hub.

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 Vice President Salem. Salem 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.

MINUTES – REGULAR MEETING 7-22-2014: Minutes of the Regular meeting held Tuesday, July 22, 2014, were presented for Council consideration. Moved by Roberts, seconded by Miller, to approve Minutes as presented. Roll call. Voting “aye” were Vivas, Miller, Roberts, Salem. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$2,074,383.32 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Vivas, seconded by Roberts, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$291,466.47 from the General Fund, \$53,670.37 from Street Fund, \$203,879.11 from TIF, \$1,461,267.03 from LEXUS, \$10,000.00 from Sanitation, \$22,464.69 from Ambulance, \$23,203.31 from Health Fund, and \$8,432.34 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Miller, Roberts, Vivas, Salem. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
August 12, 2014

Adamson, Tom	Library Book	8.00
Alfredo, Miranda	EL Rebate	550.00
All Points Cooperative	Fuel / Weed Killer	1,390.09
Allfasteners Midwest LLC	Meter Supplies	91.41
Anderson Graphics	Library Service	64.35
Annie's Attic Books	Library Book	19.94
Area Services	Pump Manhole	252.50
Arnold Pool Company	LFAC Umbrella	383.75
B2 Environmental, Inc.	Asbestos Inspection & Report	480.00
Baker & Taylor	Library Books	123.50
Barco Municipal Products, Inc.	ST Signs	506.34
Beehive Industries	Code Compliance License Renewals	19,200.00
Blue Ridge Hiking Company	Library Book	50.00
BlueTarp Financial	PK Pallet Jack	443.40
Brown Traffic Products, Inc.	Traffic Light Supplies	1,938.75
Cabaras, Miguel	EL Rebate	1,025.00
Cash-Wa Distributing	Food & Supplies	4,815.80
Central Garage	Fuel / Service / Repairs	34,758.70
Central Tire & Tread, Inc.	Tires / Repair	5,119.86

ChargePoint, Inc. EL	Vehicle Station Support	255.00
Coca Cola/Dr Pepper Bottling of Kearney	Beverages	251.70
Copper, Michael	Yard Clean-up	430.00
Country Sampler	Library Subscription	18.00
Culligan Water Conditioning Co.	Soft Water Supplies	209.98
CUNE-PC Children's Literacy Festival	Conference Registration	75.00
Danko Emergency Equipment	Fire Dept Supplies	704.03
Dan's Sanitation	Sanitation Fees	14,284.48
Davis Energy, Inc.	Fuel / Central Garage Supplies	6,834.65
Dawson Area Development	New Neighborhood Admin Cost	15,500.00
Dawson County Register of Deeds	Filing Fees	48.00
Dawson Public Power District	Power Purchase	453.00
Demco	Library Supplies	91.36
Diamond Vogel Paint	WR / ST / Cem / PK Supplies	331.20
Downey Drilling, Inc.	Relining Well #12 / WR Testing	40,066.05
Dutton-Lainson Company	Light Pole Anchors	11,154.76
Eakes Office Plus	Library / Svc Bldg Supplies	143.22
Electric Engineering & Equipment Co.	EL Supplies	120.79
EMS Billing Service	Ambulance Billing	2,342.40
Eustis Body Shop	Towing Expense	130.00
Fastenal	WR / WWTP Supplies / Repair	246.73
Fire-Extrication-Hazmat Billing	Ambulance Billing	60.00
FYR-TEK, Inc.	Ambulance Equipment	437.35
Gale/Cengage Learning	Library Books	80.97
Gardner Media LLC	Library Books	68.05
Gilmore & Bell PC	2014 CURRB Legal Fees	9,405.00
Grainger	WWTP Supplies	350.45
HD Supply Waterworks	WR Meter Supplies	115.49
Health	Library Subscription	12.97
Health Claims Fund	Claims	22,879.31
Hiland Dairy Foods	Beverages / Food	835.67
Holbein, Dahlas	Lawn Care / Yard Clean-up	485.00
Ingram Library	Library Books	161.84
Intellicom Computer Consulting, Inc.	Network/Printer Svc	543.00
John Deere Financial	Central Garage/WWTP Spls/Reps	3,065.52
Jones Plumbing & Heating, Inc.	Repairs & Supplies	1,243.73
Kearney Crete & Block Company	Lift Station Retaining Wall Blocks	490.40
Kids Reference Company, Inc.	Library Books	153.90
Lexington Animal Clinic	Animal Care	1,115.90
Lexington Glass Company, Inc.	Muni Bldg Doors Repaired	150.00
Lexington Health Fund	Self-funding	46,473.78
Lexington Newspapers, Inc.	Publications	582.86
Lexington Postmaster	Stamps	1,559.00
Lexington Regional Health Center	Wellness / Misc Laundry	278.00
Lexington Truck & Auto, Inc.	Central Garage Supplies	225.00
Lexington, City of	Franchise Fees	113.89
Lexington City Payroll Account		
Payroll	Wages	160,698.35
Social Security	Employer Portion / FICA Med	11,987.79
Union Bank & Trust	Employer Portion / Pension	4,377.62
Union Bank & Trust	Police Pension	2,191.80
ICMA	City Manager Pension	851.67
Lift Solutions, Inc.	EL Equipment Serviced	84.33
Linda's Stitches and Creations	ST Caps	344.00
Mac's Short Stop	Rec / LFAC Food & Supplies	336.01
Martin's Flag Company	US / NE Flags	1,159.66
Matheson Tri-Gas, Inc.	Oxygen Supplies	72.52

Mead Lumber	Central Garage/PK/WWTP Spls	253.68
Meritain Health	Health Premium	20,458.61
MicroMarketing LLC	Library Books	111.92
Midwest Laboratories, Inc.	WWTP Testing Supplies	4,118.50
Miller & Associates	E Viaduct/#12 Relining/Pro Svc	11,866.55
Morris Press	GGC Supplies	221.82
Mr. Automotive	Police / Central Garage Supplies	43.34
Municipal Pipe Services, Inc.	WR Supplies	749.00
Municipal Supply, Inc.	WR / SW Supplies	4,863.04
Nebraska Bureau of Animal Industry	Animal Control Facility Annual Fee	150.00
Nebraska Machinery	Central Garage Spls/WR Repair	1,753.57
Nebraska Public Power District	Power Purchase	1,153,924.03
NebraskaLink	City / Library Service	410.00
O'Hanlon Seed, Inc.	PK / Cem Grass Seed	780.00
One Call Concepts	Locates	145.70
Overton Sand & Gravel	Fill Sand/Crushed Concrete	682.65
Paulsen, Inc.	Concrete / Rock	1,970.47
Platte Valley Auto Mart	Police/Ambulance Svc & Rep	6,061.08
Presto-X	Library Service	101.24
Principal	Dental Premium	2,703.62
Rasmussen Mechanical Services	Maintenance Contract / Service	2,380.26
Reiman Publications	Library Subscription	14.98
Reimers, Clyde	EL Rebate	1,025.00
Resource Management Co., Inc.	Junk Tire Removal	261.00
Richardson Mowing	Library Lawn Care	260.00
S & W Auto Parts, Inc.	WWTP / Central Garage Supplies	878.12
Schwan's Home Service, Inc.	LFAC Food	26.93
Service Master of Mid Nebraska	Cleaning Service	4,697.62
Source Gas, LLC	Gas Service	2,633.61
Standard Life	Life Premium	701.19
Statewide Collections LLC	Collection Fee	648.99
Stryker Sales Corporation	New Rescue Unit Cot	12,498.40
Subway @ Walmart	Meals	31.50
T. L. Sund Constructors, Inc.	WWTP PJ Concrete Work	15,769.00
Thalman, Julie	Cleaning Service	200.00
Thompson Co., The	Food & Supplies	3,061.65
Titan Machinery-Lexington	CG/WWTP/Fire Dept Spls	662.78
Total Lawn Care	LFAC Lawn Care	900.00
Tyler Technologies, Inc.	Software Maintenance	32,972.79
Unisan Nebraska LLC	Fire Dept Supplies	67.04
United States Treasury	PCORI Fee	324.00
Village Uniform	GGC Supplies	50.20
VSP / Vision Service Plan	Vision Premium	642.10
Wal-Mart	Supplies	759.70
Walmart Vision Center	Safety Glasses	258.00
Ward Laboratories, Inc.	WR Testing	57.75
Western Engineer	Cold Patch for Streets	1,070.00
Baird Holm Attorneys at Law	Legal Services	475.00
Baker & Taylor	Library Books	17.21
Cash-Wa Distributing	Food	-32.11
Consolidated Management Co.	Meals	69.75
Copper, Michael	Yard Clean-up	150.00
Data-Pac Mailing Machine	Postage	1,500.00
Dawson County Surveyor's Office	Survey - Housing Authority	2,150.00
Dawson Pest Control	GGC / DCOC Service	91.35
Dawson Public Power	Power Purchase	9,791.97
Dutton-Lainson Company	EL Supplies	375.73

Eakes Office Plus	Library Supplies	23.96
Fastenal	WR Supplies	49.90
Fire-Extrication-Hazmat Billing	Ambulance Billing	41.60
Gallery Collection, The	Admin Supplies	383.73
Great Western Bank-City Petty Cash	Meals / Postage	95.60
Hach Company	WWTP COD Reactor	927.27
KRVN AM & FM	Advertising	166.40
League of Nebraska Municipalities	Membership Dues	4,697.00
Lexington Area Solid Waste Agency	Landfill	927.68
Lexington, City of - LEXUS	18th Street-TIF Area #2/Plum Creek Care Center	
	/NW Improvements	38,195.00
Lexington, City of – Street	TIF Funding 18th St/Heartland Rd	165,684.11
Lexington, City of – Street	WR/SW reimburse to ST-18th St	38,195.00
Lexington Newspapers, Inc.	Publications	16.76
Lexington Regional Health Center	Police Investigation Expense	35.00
Linda's Stitches and Creations	ST Caps	129.00
Mellen & Associates, Inc.	WWTP Actuators	5,992.35
Moore Medical LLC	Ambulance Supplies	847.77
Municipal Supply, Inc.	WR Supplies	3,194.15
Nebraska Crime Commission	Police Books	52.50
Nebraska Department of Revenue	Sales & Use Tax	57,534.73
Nebraska Tech & Telecomm, Inc.	Telephone Service	1,013.81
Odeys, Inc.	PK Supplies	570.00
O'Hara Lindsay and Associates, Inc.	Lobbying Service	1,000.00
Price's Tree Service	Building Demolition	2,524.00
S and D Contractors	Yard Clean-ups	1,400.00
Service Master of Mid Nebraska	Cleaning Service	78.75
Sign Pro	Municipal Bldg Sign Board	30.00
T. L. Sund Constructors, Inc.	O'Reilly Auto Parts PJ	3,430.00
Unisan Nebraska LLC	Library Supplies	209.45
Walmart	Supplies	71.23
Wilke's True Value	PK / Cem Supplies	153.67
	TOTAL CLAIMS:	2,074,383.32

PUBLIC HEARING: Salem opened a public hearing to consider a conditional use permit application by Carlos Montejano and Traci Woodside for property located at 806 North Washington Street for a C-O Overlay District in an R-3 High Density Residential. Woodside explained her intended business. Pepplitsch reviewed a draft conditional use permit agreement for the property. Following discussion, the public hearing was closed. Moved by Miller, seconded by Vivas, to grant the conditional use requested and authorize the execution of the conditional use agreement as presented. Roll call. Voting “aye” were Roberts, Vivas, Miller, Salem. Motion carried.

CIS PROJECT: Deb Jensen, DAD, reviewed special conditions documentation related to the CIS Phase II, Year 1 project, CDBG 13-CIS-102. Information included Grantee Information Sheet, Environmental Review, Authorization to Request Funds, Financial Management, Procurement Standards, Excessive Force Certification, Fair Housing, and Implementation Schedule. Following discussion, moved by Miller, seconded by Roberts, to approve special conditions documentation for CDBG 13-CIS-102 as presented. Roll call. Voting “aye” were Vivas, Roberts, Miller, Salem. Motion carried.

RESOLUTION: Resolution No. 2014-29 was presented. Following discussion, moved by Roberts, seconded by Vivas, to approve Resolution No. 2014-29. Roll call. Voting “aye” were Miller, Vivas, Roberts, Salem. Motion carried.

RESOLUTION NO. 2014-29

WHEREAS, the Lexington Airport Authority has requested an allocation of a part of the City of Lexington property tax levy for budget purposes.

BE IT RESOLVED, by the Mayor and Council of the City of Lexington, Nebraska, that \$130,000.00 of the City of Lexington Property Tax Levy Authority is hereby allocated to the Lexington Airport Authority for the fiscal year 2014-2015.

Passed and approved this 12th day of August 2014.

BUDGET FY 2015: Council and Staff reviewed draft FY2015 budget materials. Following discussion, no action was taken.

APPOINTMENT: Salem proposed the appointment of Alejandra Zamora to complete the remaining term of Ella Herrate on the Library Board following Herrate's resignation. Moved by Miller, seconded by Vivas, to approve the appointment of Zamora to the Library Board to fulfill a vacant term. Roll call. Voting "aye" were Robert, Vivas, Miller, Salem. Motion carried.

WORK SESSION: Moved by Roberts, seconded by Vivas, to schedule a Council Work Session for Saturday, August 30, 2014, at 8 a.m. Roll call. Voting "aye" were Miller, Vivas, Roberts, Salem. Motion carried.

ROUNDTABLE DISCUSSION: Burnside provided an update on the 6th Street/Grant to Taft project, noting that the project is mostly on schedule and that lighting has been delayed in parts of the project.

ADJOURNMENT: There being no further business to come before the Council, Salem declared the meeting adjourned.

John Salem, Vice President
Pamela Baruth 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.

/s/ Pamela Baruth
City Clerk