

ORDINANCE RECORD

No. 728 ★ ★ ★ K-B PRINTING Co. ★ ★ ★ OMAHA

CITY HALL LEXINGTON, NEBRASKA

The Mayor and Council of the City of Lexington, Dawson County, Nebraska, met in regular special session in the City Hall at 8 o'clock P. M., on
Mayor Cook presided and
City Clerk W.R. Egenberger recorded
the proceedings of this meeting.

The Mayor instructed the Clerk to call the roll. The Clerk called the roll and the following Councilmen were present:
Stewart, Morcanson, Seaman, Lincoln, Reynolds, Reutlinger.

Absent: None

Whereupon the Mayor announced that the introduction of ordinances was now in order, and the matter now coming before the Mayor and Council was the passage and approval of Ordinance No. 386 of the City of Lexington, Nebraska.

This ordinance was introduced by Councilman Stewart and is in words and figures as follows, to wit:

ORDINANCE NO. 386

ORDINANCE PROVIDING FOR THE SUBMISSION TO THE VOTERS OF THE CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA, AT A SPECIAL CITY ELECTION TO BE HELD IN SAID CITY ON MARCH 7TH, 1944, FOR THE PURPOSE OF AUTHORIZING THE PURCHASE OF THE ELECTRIC DISTRIBUTION SYSTEM AND OTHER PROPERTY OF CONSUMERS PUBLIC POWER DISTRICT AND THE ISSUANCE OF REVENUE BONDS FOR THE PURPOSE OF PAYING FOR THE PURCHASE OF THE SAME.

WHEREAS, the Mayor and City Council of the City of Lexington, Nebraska, have adopted Ordinance No 385 providing for the purchase by the City from Consumers Public Power District of the electric distribution system now supplying light and power for public and domestic use to the inhabitants of said City including real estate, substations, transformers, meters, supplies, and materials and all other personal property except the power plant and substation adjacent thereto used or useful in supplying light and power in the City of Lexington, and such other property within and without the city as more particularly described in said Ordinance; and whereas, said proposed purchase is conditioned upon the approval thereof by the electors of said City.

Now, therefore, be it ordained by the Mayor and City Council of the City of Lexington, Nebraska:

Section 1. The Mayor and City Council of the City of Lexington, Nebraska hereby find and determine: that it is for the best interest of the City of Lexington and its inhabitants that the City acquire, own and operate said electric distribution system and other property more particularly described in said Ordinance No. 385.

Section 2. There is hereby called, and there shall be held on Tuesday, the 7th day of March 1944, a special election in said City, at which there shall be submitted to the qualified electors of the City of Lexington the following question:

"Shall the City of Lexington, Nebraska, purchase from Consumers Public Power District, the electric distribution system now supplying light and power for public and domestic use to the inhabitants of said City, including real estate, substations, transformers, meters, supplies and materials and all other personal property, except the power plant and substation adjacent thereto, used or useful in supplying light and power in the City of Lexington, and such other property within and without the City as more particularly described in Ordinance No. 385; conditioned upon the City contracting to purchase its entire supply of electric energy from said District for a period of ten (10) years from date of purchase as described in a proposed contract for the purchase of power now on file with the City

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Clerk; and pay for said electric distribution system and property by the issuance and sale of Revenue Bonds in the sum of \$400,000.00 payable solely from and secured by a pledge of the revenues of said electric distribution system; said bonds to be dated March 1, 1944, to become due in not more than sixteen (16) years and to bear interest at $2\frac{1}{4}$ % per annum, payable semi-annually?"

Section 3. Notice of the special election and of the submission of said question shall be given to the qualified electors of the City of Lexington by publication in The Lexington Clipper and The Dawson County Herald, legal newspapers published and of general circulation in said City, at least twenty-one days before said election. The published notice shall set out said proposition at length.

Section 4. The clerk shall cause ballots to be printed which shall contain said proposition at length, followed by the words "Yes" and "No." each of which shall be preceded by a square and electors of said City, voting in favor of the adoption of said proposition shall mark an "X" in the square preceding the word "Yes" and the electors voting against said proposition shall mark an "X" in the square preceding the word "No." The Clerk shall cause said printed ballots to be delivered to the Election Boards in the several wards. The Clerk shall also procure and cause to be furnished to the Election Boards, poll books and tally lists in which the names of the electors voting on said question shall be recorded and the votes shall be tallied when counted by said Election Board and such poll books and tally lists shall be returned to the City Clerk. The Clerk shall also make provision whereby sick and absent voters may vote as provided by law. The Clerk shall retain custody of and preserve the poll books, tally lists and ballots until otherwise ordered by the City Council.

Section 5. Electors shall vote in the wards in which they severally reside, and the polling places shall be:

First Ward: County Court House.

Second Ward: City Hall.

Third Ward: Armory Building.

The polls shall be kept open from 8:00 o'clock, A. M. until 8:00 o'clock P. M. of said date. The returns of the vote on said question shall be made to and filed with the City Clerk and the ballots cast on said question, after being counted by the Election Boards, shall be returned to the City Clerk. The votes on said question shall be counted and canvassed and the result found and declared as in other city elections.

Section 6. The judges and clerks of election shall be:

First Ward:

Judges _____ Mrs. Lillie B. Zulauf, Lucy A. Lauby, Gertrude Dunlap.

Clerks _____ George W. Volk, Earl Mahar.

Second Ward:

Judges _____ Roy Haas, Fred Benton, Ned Lanning.

Clerks _____ Edna H. St. John, Kate Spies.

Third Ward:

Judges _____ Harry Sage, Sr., Claude Kreitz and Ike Welliver!

Clerks _____ Mrs. Laura Sherman and Mrs. Anna Meister.

Section 7. This ordinance shall take effect and be in force from the time of passage and approval and publication as provided by law.

Passed and approved this 8th day of February, 1944, at 9 o'clock, P. M.

E. A. COOK, JR, Mayor.

Attest:

W. R. EGENBERGER, City Clerk
(Seal)