

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Wednesday, March 13, 2007, 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 Pepplichtsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold and Deputy City Clerk Pam Berke. Other city officials attending were Barb Mills. Citizens attending were Stoney Holbrook. Members of the press included Harry Perkins of Kearney Hub and Lindsey Tederman of the 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 02-27-07 Minutes of the Regular meeting held Tuesday, February 27, 2007, were presented for Council approval. Moved by Salem, seconded by Tomasek, to approve Minutes as presented. Roll Call. Voting “aye” were Bennett, Miller, Tomasek, Salem, Fagot. Motion Carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,271,112.04 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Miller, seconded by Tomasek, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$197,131.02 from the General Fund, \$51,211.63 from Economic Development, \$8,085.00 from ED Reuse, \$10,157.09 from Housing Reuse, \$959,767.51 from LEXUS, \$10,000.00 from Sanitation, \$2,106.72 from Ambulance Fund, \$25,879.40 from Health Fund, and \$6,773.67 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Bennett, Tomasek, Miller, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
March 13, 2007

All Points Cooperative	Calcium / Supplies	1,096.68
All-American Sewer	GGC Sewer Line Repair	1,782.60
Alltel	Cellphone Service	110.75
Anderson Graphics	Library Supplies	10.50
Axis Capital	Mail Machine Payment	455.85
B&D Office City	Office Supplies	874.01
Bennett Advertising Specialties	Library Supplies	92.67
Beringer Ciaccio Dennell Mabrey	GGC Architect	246.25
Brecks, Bill	Conference / Seminars	172.50
Card Center/Orscheln	WWTP/Central Garage/Cemetery Supplies	1,017.19

Cash-Wa Distributing	Food & Supplies	687.28
Central Fire & Safety, Inc.	Fire Extinguisher Inspection & Maintenance	63.00
Central Garage Fund	Fuel / Repairs	12,243.15
Corporate Benefit Services of America	Premium	18,454.54
Culligan Water Conditioning Co.	Soft Water Supplies	199.02
Dan's Sanitation	Sanitation Fees	11,747.00
Danko Emergency Equipment Co.	Repair	104.00
Davis Energy, Inc.	Fuel	126.44
Dawson County Public Power	Power Purchase	6,084.12
Delta Dental of Nebraska	Premium	1,235.00
Demco	Office Supplies	131.97
Depository Trust Co.	2002 / 2004 Utility Bond Payments	81,228.75
Doran Post & Associates, Inc.	Surety Bond Renewal	40.00
Dutton-Lainson Company	Historical Lighting	43,249.00
Eakes Office Plus	Library Supplies	25.56
Ed Roehr Safety Products	Police Supplies	237.53
Eilers Machine & Welding	WWTP / Central Garage Supplies	304.18
EMS Billing Services, Inc.	Ambulance Service	1,521.78
Envision Ware	Library Service Contract	1,086.30
Fagot Refrigeration & Electric	Service / Repair	847.76
Fastenal	WWTP Supplies	68.03
Five Star Flooring	Council Chambers Carpet	2,550.08
Fyr-Tek	Fire Dept. Chemicals	7,792.45
Gale Group, The	Books	110.35
Games For Windows	Subscription	29.97
Gengenbach, Kevin	Rental	55.00
Grainger	Cemetery Supplies	114.15
Great Plains One-Call Service	Locates	23.34
Hach Company	WWTP Testing Supplies	384.30
Halsen Products Company	Street Supplies	644.30
Health & Human Services Regulation	Fees	40.00
Health Claims Fund	Claims	8,729.67
Hipp Wholesale Foods, Inc.	Food & Supplies	976.11
Hometown Leasing	Copier Payments	603.83
Houlden Refrigeration	WWTP Service	50.00
Hubbard Insulation	OOR Housing	10,157.09
Husker Ag Sales	Central Garage Supplies	373.85
Ingram Library Services	Books	35.82
Jim Phillips Construction	Water Main Break Repairs	6,016.00
Jones Plumbing & Heating	Water / Sewer / Street Supplies	2,449.56
Juhlin, Lori	Conference / Seminars	38.80
K-Lawn	Lawn Service	572.85
Keep Lexington Beautiful	Storm Water Mgt. Education	525.00
Kemps-Gillette	Beverages	230.53
Kinder Morgan	Gas Service	24,871.17
Kriz-Davis Company	Electric Supplies	957.66
Lexington Animal Clinic	Animal Care	775.10
Lexington Area Solid Waste Agency	Landfill	484.20
Lexington Glass Co.	Street Supplies	4.76
Lexington Health Fund	Self-funding	34,239.15
Lexington Newspapers, Inc.	Publications	28.32
Lexington Postmaster	Postage	150.00
Lexington True Value	Supplies	273.09
Lexington, City of	ED Sales Tax Reimbursement	51,211.63
Lexington, City of	Franchise / Service Fees	46,088.82

Lexington City Payroll Account

Payroll	Wages	100,094.97
Social Security	Employer Portion / FICA Med	7,416.10
First National Bank	Employer Portion / Pension	3,355.47
First National Bank	Police Pension	1,441.25
ICMA	City Manager Pension	356.81
Lien Lawn Services	Tree Pick Up	4,700.00
Linweld	Ambulance Supplies	34.24
Marriott Hotels & Resorts	Conference / Seminars	1,238.10
Martin Electric	Fire Dept. Supplies	80.00
Matt Friend Truck & Equipment	Central Garage Supplies	291.00
Mead Lumber	WWTP Supplies	12.27
Miller & Associates	Retainer / WWTP / Street / Airport	40,674.93
Miller, Linda	Conference / Seminars	224.46
Municipal Supply	Water Supplies	1,183.44
Nebraska Dept. of Economic Development	Orthman's CDBG Payment	4,042.50
Nebraska Library Association	Conference / Seminars	20.00
Nebraska Library Commission	Conference / Seminars	70.00
Nebraska Public Power District	Power Purchase	604,881.51
Nebraska Secretary of State	Notary Bond	30.00
Nebraska Tech & Telecomm, Inc.	Telephone Expense	1,362.99
Nebraska Truck & Equipment Co., Inc.	Fire Dept. Supplies	6.03
Nebraska Waste Handlers	Sludge Removal	4,095.30
Nelson, Margie L.	Cleaning Service	500.00
Overton Sand & Gravel	Gravel	1,162.54
Paint Dept., The, Inc.	Council Chambers Remodel	536.07
Paulsen, Inc.	Gravel / Concrete	1,962.55
Peak Interest	Food	29.18
Pinnacle Agency, The	Insurance Premium	175.00
Platte Valley Communications	Repairs / Maintenance / Pagers	2,704.71
Plum Creek Cleaners	Supplies	267.00
Plum Creek Market Place	Food	24.39
Plum Creek Motors	Central Garage Supplies	66.01
Precision Industries	WWTP Supplies	351.35
Recorded Books	Books	183.40
Reiman Publications	Subscription	20.00
S & W Auto Parts, Inc.	Central Garage Supplies	252.44
Service Master Mid Nebraska	Cleaning Service	807.50
T. O. Haas Tire Co., Inc.	Repair / Tires	1,010.30
Taste of Home	Book	28.98
Thomas Bouregy & Company, Inc.	Books	138.50
TierOne-Lib. Petty Cash	Postage	46.54
Trabue Industrial Systems	WWTP Supplies	1,587.55
Tri-County Hospital	Wellness / Supplies	824.00
U-Save Business Equipment	Office Supplies	109.42
Univar USA, Inc.	WWTP / Ferric Chloride	5,914.76
W P C I	Drug Test	27.10
Wal-Mart	Supplies	528.91
Willard Weinhold Law Office	Fees	1,249.50
AFLAC	Premium	1,001.26
Alamar Uniform Company	Uniform Expense	75.14
Alltel	Service	52.37
Awards Plus	Plaque	38.00
Case Credit Advantage	WWTP Supplies	23.58
Davis Energy, Inc.	Fuel	4,455.42
Designer Craft Woodworking	Council Chambers Remodel	4,020.00
EMS Billing Services, Inc.	Ambulance Fees Refund	-53.30
Escobedo, Maria	Electric Rebate	900.00

Fagot, Clayton	Electric Rebate	1,025.00
Galls, Inc.	Police Supplies	46.82
Government Finance Officers Association	Membership Fee	180.00
HD Supply Waterworks	Water Supplies	15.18
Health Claims Fund	Claims	16,121.37
Husker Ag Sales	Parks Mower	10,530.00
Ingram Library Services	Books	21.22
Lexington Newspaper, Inc.	Publications	30.25
Mead Lumber	WWTP Supplies	23.95
Mid-Nebraska Printing	Office Supplies	324.60
Morales, Anna	Electric Rebate	900.00
Naumann, Sondra	Cleaning Service	84.00
Nebraska Dept. of Economic Development	Orthman's CDBG Payment	4,042.50
Nebraska Department of Revenue	Sales & Use Tax	42,034.06
Nelson, Margie	Cleaning Service	50.00
Newman Traffic Signs	Street Supplies	345.18
Perez, Jorge	Electric Rebate	900.00
Service Master of Mid Nebraska	Supplies	9.50
TierOne-City Petty Cash	Postage / Supplies	72.73
TierOne-Library Petty Cash	Postage / Office Supplies	14.50
U-Save Business Equipment	Office Supplies	4.20
Upstart	Library Supplies	163.19
Wal-Mart	Supplies	10.64
Weis Fire & Safety Equipment Co., Inc.	Fire Dept. Supplies	183.49
Windfall	Books	217.76
	TOTAL CLAIMS:	1,271,112.04

ORDINANCE:

An ordinance entitled “AN ORDINANCE TO REZONE BLOCK 3 OF PRICE’S SECOND ADDITION TO THE CITY OF LEXINGTON, FROM A-1 AGRICULTURAL TO R-4 MOBILE HOME DISTRICT; TO REPEAL ALL ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM” was read. Following discussion, moved by Salem, seconded by Miller, to suspend rules regarding reading ordinance on three separate occasions. Roll call. Voting “aye” were Bennett, Tomasek, Miller, Salem, Fagot. Motion Carried.

Ordinance No. 2227 was read by title. Moved by Bennett, seconded by Tomasek, to approve Ordinance No. 2227 on final reading. Roll call. Voting “aye” were Salem, Miller, Tomasek, Bennett, Fagot. Motion carried.

BID AWARD:

Peplitsch requested Council acceptance of bids and contract award for Municipal Wastewater Treatment Plant Secondary Digester Services to Liquid Waste Management based on bids opened on February 27, 2007. Following discussion, moved by Tomasek, seconded by Salem to accept bids as received, award bid to Liquid Waste Management, Inc. in the amount of \$96,213.00, and authorize the execution of contract documents. Roll call. Voting “aye” were Bennett, Miller, Salem, Tomasek, Fagot. Motion carried.

SUPPLEMENTAL AGRMT:

Peplitsch reviewed the terms of a supplemental agreement with the Rural Fire District for construction of the Rural Hall Phase II project. Following discussion, moved by Tomasek, seconded by Salem to approve the Supplemental Rural Fire District Interlocal Agreement #2. Roll call. Voting “aye” were Miller, Bennett, Salem, Tomasek, Fagot. Motion carried.

PAY REQUEST:

Peplitsch requested Council approval of Pay Request #5 for Grand Generation Center Renovation to Paulsen, Inc. Following update of project, moved by Tomasek, seconded by Bennett, to approve payment of Pay Request #5 to Paulsen Inc. in the amount of \$62,811.00. Roll call. Voting "aye" were Salem, Miller, Bennett, Tomasek, Fagot. Motion carried.

ROUNDTABLE:

Peplitsch reminded Council of the planning session scheduled for March 24, 2007. He updated Council on the progress of the Pedestrian Trail and the need for a sanitary sewer cost of service study.

Burnside gave an update on the Welcome Sign project on Hwy 283.

Weinhold reported that he has a list of 22 abandoned vehicle titles that he is processing and that this is a result of the abatement notice process.

Berke reported that she will be attending Clerk School in North Platte March 19-23, 2007.

ADJOURNMENT:

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

John Fagot
Mayor

Pamela Berke
Deputy City Clerk

I, the undersigned Deputy 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.

Deputy City Clerk

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A City Council Planning Session of the Lexington City Council was held Saturday, March 24, 2007 at the Lexington Municipal Building, located at 406 East 7th Street, Lexington, Nebraska at 8:00 a.m. Members of the Council present were Mayor John Fagot, Steve Tomasek, Joni Bennett, Linda Miller, and John Salem. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, and City Attorney Willard Weinhold. Members of the Lexington Airport Authority arrived at 10:30 am for a presentation.

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, 406 East 7th Street, Lexington, NE.

2007 ACTION PLAN: Council and Staff reviewed and revised a draft of the 2007 Development Action Plan. The plan will be edited and brought back to Council for consideration.

AIRPORT VIDEO: The Lexington Airport Authority addressed the Council on airport activities and shared a video highlighting the benefits of airports in communities. The Airport Authority was represented by Nathan Cook, Dale Nielsen, and Joe Masten.

MEETING DATE: Council discussed setting a meeting date for the next planning session; no action was taken at this time.

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

John Fagot
Mayor

Joe Peplitsch
City Clerk

I, the undersigned Deputy 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