

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, August 5, 2008, at the Lexington Municipal Building, located at 406 E. 7th Street, Lexington, Nebraska at 5:30 p.m. Members of the Council present were Mayor John Fagot, Steve Tomasek, Linda Miller and John Salem. Council member Joni Bennett was absent. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, and Deputy City Clerk Pamela Berke. The press was represented by the Lexington Clipper-Herald and Kearney Hub. Also present were David and Tammy Gordon.

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 7-22-08 Minutes of the Regular meeting held Tuesday, July 22, 2008, were presented for Council approval. Moved by Salem, seconded by Miller, to approve Minutes as presented. Roll Call. Voting “aye” were Tomasek, Miller, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$698,590.27 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Tomasek, seconded by Salem, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$216,276.09 from the General Fund, \$4,166.67 from ED Reuse, \$115.00 from Housing Reuse, \$317,163.92 from LEXUS, \$10,000.00 from Sanitation, \$5,028.02 from Ambulance Fund, \$141,399.51 from Health Fund, and \$4,441.06 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Miller, Salem, Tomasek, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
August 5, 2008

All Points Cooperative	Fuel/Central Garage Supplies/Weed Killer	577.35
American Ramp Company	Skate Ramp	4,855.86
Area Services	Pump Lift Station/Camera Inspection	582.50
Associated Supply Company, Inc.	Aquatic Center Maintenance	403.85
Automotive Sales & Service Co	Central Garage Supplies	118.56
Axis Capital, Inc.	Mailing Machine Payment	527.37
B & D Office City	Supplies	150.36
Bennett Advertising Specialties	Police/Bldg.& Inspection Supplies	585.00
Business Card	Conference	2,405.72
Card Center/Orscheln	Cemetery/WR Supplies	61.44
Case Credit Advantage	Tractor Repair	234.28

Cash-Wa Distributing	Supplies/Food	457.30
Central Garage Fund	Repair/Service/Fuel	21,250.01
Coca Cola/Dr Pepper Bottling Krny	Beverages	450.00
Country Books	Book	28.98
Dan's Sanitation	Sanitation Fees	10,229.52
Davis Energy, Inc.	Fuel/Propane/Central Garage Supplies	5,025.10
Dawson Pest Control	GGC Service	27.00
Delta Dental of Nebraska	Premium	1,475.80
Demco	Lib. Supplies	242.48
Downey Drilling, Inc.	Drill Dewatering Wells	5,719.43
Drummond American Corporation	Pk/Rec Supplies	326.22
Dunrite, Inc.	WWTP Supplies	171.76
Eakes Office Plus	Copies	640.72
Ecolab	Polymer	1,045.41
Eilers Machine & Welding	Central Garage Supplies	120.69
Electric Fixture	PK/WR Supplies	109.37
Fifth Street Automotive	Repair	60.55
Gale Group, The	Books	97.80
Galls, Inc.	Police Dept. Supplies	18.97
Global Equipment Company	Ambulance Supplies	3,170.21
H. O. Smith Co.	Title Certificate	115.00
Health Claims Fund	Claims	119,096.68
Holbein, Dahlas	Lawn Service	440.00
Holmes Plbg & Htg Supply Co.	PK Supplies	362.84
Hometown Leasing	Copier Payments	561.94
Husker Ag Sales	Central Garage Supplies	183.25
Ingram Library Services	Books	856.52
Jones Plumbing & Heating	WR/WWTP Supplies	382.88
Knapp Electric	Repair Lift Station Pump	952.33
Kratzer Electric, Inc.	Repair	140.00
League of Nebraska Municipalities	Membership Dues	8,338.00
Lexington Newspapers, Inc.	Publications	216.36
Lexington Postmaster	Postage	150.00
Lexington True Value	Aquatic Center Supplies	12.99
Lexington, City of	Franchise/Service Fees	47,754.52
Payroll	Wages	127,193.22
Social Security	Employer Portion / FICA Med	9,515.50
First National Bank	Employer Portion / Pension	3,579.78
First National Bank	Police Pension	1,508.60
Health Fund	Insurance Premiums	24,542.93
ICMA	City Manager Pension	392.30
Linda's Stitches & Laser Art	Shirts	1,281.67
Mac's Short Stop	Rec Food	17.94
McCookNet Internet Service	Repair	347.45
Mead Lumber & Rental-Lexington	PK/Cemetery/Supplies	157.85
Michael Todd & Co., Inc.	WR/ST Supplies	692.54
Mid-Nebraska Food Bank	Food & Supplies	31.95
Miller & Associates	Professional Services	7,906.80
Moore Medical Corp.	Ambulance Supplies	297.25
Mr. Automotive	Central Garage Supplies	9.19
Municipal Supply	WR/Rec Supplies	1,305.21
NE Dept Economic Development	Mid Plains CDBG Pmt.	4,166.67
NE Dept Environmental Quality	Certification Renewal	150.00
Nebraska Law Enforcement Center	Recertification	100.00
Nebraska Library Commission	Lib.Supplies	2,504.75
NE Public Health Environmental Lab	WR Analysis	128.00
Nebraska Transport	Freight Charges	55.00

Nelson, Margie	Cleaning Service	500.00
Office Depot	Supplies	226.94
Paulsen, Inc.	Concrete	3,075.53
Pepplitsch, Joe	Conference/Seminars	571.76
Platte Valley Auto Mart	Central Garage Supplies	179.97
Plum Creek Auto Spa	Car Wash	6.50
Plum Creek Market Place	Food	61.67
Precision Industries	WWTP Supplies	464.18
Presto-X LLC	Lib. Service	100.00
QPR (United States)	ST Supplies	858.42
Razo, Manuel	Boots	62.99
Reis Environmental	Ambulance Supplies	1,119.56
Roberts Dairy Company	Beverages	103.40
S & W Auto Parts, Inc.	Central Garage Supplies	1,352.48
Schwan's Sales Ent	Food	80.63
Service Master Mid Nebraska	Cleaning Service	1,186.62
Steve's Lock & Key	Keys	23.92
Subway Sandwiches & Salads	Food	25.26
Sunshine Filters of Pinellas, Inc.	WWTP Supplies	155.49
T. O. Haas Tire Co., Inc.	Tires	178.20
Team Detail & Quicklube	Police Uniform Repair	27.00
Thompson Co., The	Food	986.69
TierOne-Lib. Petty Cash	Postage	42.93
Total Lawn Care	Lawn Service	3,712.50
Wal-Mart	Supplies	381.19
Westech	Secondary Digester Rehab	49,791.00
All Points Cooperative	Fuel	116.27
B & D Office City	Returned Supplies	-53.49
Card Center/Orscheln	WWTP Supplies	38.16
Cash-Wa Distributing	Supplies	621.40
Culligan	Soft Water Supplies	115.14
Davis Energy, Inc.	Fuel	3,738.60
Diaz, Salomon	Lawn Service	85.00
Dugan Business Forms	Office Supplies	213.80
Eilers Machine & Welding	Repairs	152.00
Eustis Body Shop	Repairs/Fire	945.10
Facts On File, Inc	Books	115.56
HD Supply Waterworks	Pump Meter	744.87
Ingram Library Services	Books	72.16
K & K Parts Co., Inc.	Supplies	51.98
Kapco	Library Supplies	49.97
Lexington Animal Clinic	Animal Care	1,090.40
Lexington Area Solid Waste Agency	Landfill	2,250.72
Lexington Health Fund	Admin Fees	1,570.50
Mead Lumber & Rental-Lexington	Keys	2.98
Meritain Health	Premium	21,281.53
Mr. Automotive	Supplies/Fire	10.30
Nebraska Department of Revenue	Sales & Use Tax	44,073.15
Nebraska Public Power District	O & M/Walnut New T2 OH/Kugler Conv	119,562.77
Nebraska Truck & Equipment Co.	Vehicle Service/Fire	560.84
Neopost	Postage	1,500.00
Source Gas, LLC	Gas Service	6,428.11
Steve's Lock & Key	Door Repair/Admin	58.00
TierOne-City Petty Cash	Fuel/Supplies/Food	99.55
Time	Subscription	75.95
Tri-County Hospital	Ambulance Supplies/Wellness	395.00
U-Save Business Equipment	Postage	12.44

Univar USA Inc
Wal-Mart

Calcium Hypochlorite/WWTP
Supplies/Park

685.50
33.66

TOTAL CLAIMS:

698,590.27

PUBLIC COMMENT:

Tammy Gordon, 2002 Polk, read a prepared statement emphasizing her and her husband, David's, disappointment in the Council regarding the recent vote to approve a telecommunications tower be constructed by Viaero Wireless near their home.

RESOLUTION:

Resolution No 08-15 was read. Following discussion, moved by Tomasek, seconded by Miller, to approve Resolution No. 08-15 as presented. Roll call. Voting "aye" were Salem, Miller, Tomasek, Fagot. Motion carried.

RESOLUTION NO 08-15

Whereas, Code Section 16-14 gives the City Council authority to revise the location of stop signs by Resolution.

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

That in order to provide for orderly movement of traffic in areas affected by the newly constructed streets in the CED Addition, the Lexington City Manager is hereby authorized and directed to install new stop signs on Linden Street and Locust Street, where the two streets intersect with Adams Street from the West, thereby providing protection for through traffic on Adams Street.

Passed and approved August 5, 2008.

CITY OF LEXINGTON, NEBRASKA

John Fagot, Mayor

ATTEST: Pamela Berke, Deputy City Clerk

AIRPORT BUDGET REQUEST: Pepplitsch requested approval of a resolution allocating levy authority to the Lexington Airport Authority for Fiscal Year 2009, which is an annual request. Following discussion, moved by Salem, seconded by Miller to approve Resolution No. 08-16. Roll call. Voting "aye" were Tomasek, Miller, Salem, Fagot. Motion carried.

RESOLUTION NO. 08-16

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 \$120,000.00 of the City of Lexington Property Tax Levy Authority is hereby allocated to the Lexington Airport Authority for the fiscal year 2008-2009.

Passed and approved this 5th day of August 2008.

CITY OF LEXINGTON, NEBRASKA

BY: John Fagot, Mayor

ATTEST: Pamela Berke, Deputy City Clerk

- GRANT APPLICATION:** Peplitsch reported that Dawson Area Development is applying for a Building Entrepreneurial Communities Act Grant for Dawson County and DAD is requesting Council support of the grant application. The project activities were outlined and Peplitsch noted that the grant is for \$55,000. Following discussion, moved by Miller, seconded by Tomasek, to approve the DAD/ABLE BECA grant application and authorize the mayor to sign required documents. Roll call. Voting “aye” were Salem, Tomasek, Miller, Fagot. Motion carried.
- PAY REQUEST:** Peplitsch presented Pay Request #3 from Adams Construction Company for the Northwest Detention Cell project in the amount of \$42,975.00. Following an update of the project, moved by Salem, seconded by Miller, to approve Pay Request #3 as presented. Roll call. Voting “aye” were Tomasek, Miller, Salem, Fagot. Motion carried.
- FINANCIAL REPORT:** Peplitsch presented Council with the financial report for June 2008. Following discussion, moved by Salem, seconded by Tomasek, to approve the financial report as presented. Roll call. Voting “aye” were Miller, Tomasek, Salem, Fagot. Motion carried.
- BUDGET WORK SESSION:** Council and Staff reviewed a draft of the Fiscal Year 2009 General Fund budget. Following discussion, no action was taken.
- ROUNDTABLE:** Peplitsch reported that the City received a dividend check in the amount of \$25,845 as a result of the city’s workers compensation loss ratio for the policy period of October 2006 through October 2007. He also reported on the balance of the loan with Cornhusker Energy Lexington LLC. Upon the request of the Council, he will check on tentative dates for a planning session.
- Burnside reported on the “Our Town Lexington” promotion recently completed by KOLN/KGIN TV station.
- 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