

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, April 26, 2011, 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 Peplitsch, Assistant City Manager Dennis Burnside, and City Attorney Will Weinhold. The press was represented by the Lexington Clipper-Herald 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 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 4-12-2011 Minutes of the Regular meeting held Tuesday, April 12, 2011, were presented for Council approval. Moved by Miller, seconded by Bennett, to approve Minutes as presented. Roll Call. Voting “aye” were Tomasek, Salem, Bennett, Miller, Fagot. Motion carried.

MINUTES – SPECIAL MEETING 4-19-2011 Minutes of the Special meeting held Tuesday, April 19, 2011, 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 \$914,553.75 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Tomasek, seconded by Bennett, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$228,525.99 from the General Fund, \$46,607.65 from TIF, \$575,113.58 from LEXUS, \$29,239.63 from Sanitation, \$2,145.17 from Ambulance Fund, \$26,563.49 from Health Fund, and \$6,358.24 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Miller, Bennett, Tomasek, Fagot. Motion carried.

**CITY OF LEXINGTON
ACCOUNTS PAYABLE
April 26, 2011**

AFLAC	Premium	1,360.59
Area Services	WWTP Repairs	430.00
Awards Plus	Tree Board Expense	46.50
Axis Capital, Inc.	Mail Machine Pmt	840.00
Barco Municipal Products	PK Supplies	267.84
Bernie & Pat's Custom Frame Shop	Tree Board Expense	58.61
Blue Cross Blue Shield of Nebraska	Ambulance Refunds	362.82
Bradfield, Rollie	Boots	74.99

Business Card	Bldg Insp/ST/Admin Supplies - Conference	364.78
Card Center/Orscheln	PK/Fire/WWTP/ST/WR/Cem Supplies	522.87
Central Community College	Ambulance CPR Class	88.00
Chief Supply	Police Uniform Expense	23.17
Conney Safety Products	WWTP Supplies	321.95
Cook, Leo	Ambulance Refund	375.00
County of Loup	Ambulance Refund	158.54
Dan's Sanitation, Inc.	Sanitation Fees	2,871.54
Data-Pac Mailing Systems	Postage Supplies	77.82
Davis Energy, Inc.	Fuel / Propane	3,952.15
Eakes Office Plus	Library Supplies	42.47
Electric Fixture & Supply	WWTP Supplies	32.35
Fastenal	Fire Dept Supplies	38.17
FYR-TEK	Fire Dept Uniform Expense	1,412.72
Great Western Bank-Lib. Petty Cash	Postage / Food / Supplies	188.06
HD Supply Waterworks	WR Supplies	3,964.61
Health Claims Fund	Claims	23,682.29
Hickory Public Library	Library Book	45.00
Holbein, Dahlas D.	Fire Dept Maint / Cleaning Service	1,000.00
Ingram Library Services	Library Books	791.79
International Code Council, Inc.	Bldg Insp Supplies / Membership Dues	151.00
Knapp Electric, Inc.	WWTP Repair	1,184.81
Koch, Roger	Ambulance Refund	365.50
Payroll	Wages	103,671.73
Social Security	Employer Portion / FICA Med	7,595.79
First National Bank	Employer Portion / Pension	3,634.87
First National Bank	Police Pension	1,491.64
ICMA	City Manager Pension	433.84
Linden's Plumbing/Septic Tank Service	Fire Dept Repair	51.98
Mead Lumber & Rental-Lexington	Bldg Insp / PK / WR Supplies	657.58
Mid-Continent Safety LLC	WWTP Supplies	1,036.71
Midstates Construction Products	ST Supplies	2,698.05
Moore Medical LLC	Ambulance Supplies	60.49
Mr. Automotive	Police / Fire Dept / Central Garage Supplies	183.73
Municipal Supply Co.	WR Supplies	2,513.94
Nebraska Department of Roads	13th St from Hampton to Airport Rd	272,795.72
Nebraska Library Commission	Library Seminar	20.00
Nebraska Medicaid	Ambulance Refunds	315.59
Nebraska National Bank	Copier Payments	1,195.44
Nebraska Planning & Zoning Association	2011 Conference	274.00
Nebraska Public Health Environmental Lab	WR Testing	204.00
NE Public Power District / Dawson Canal	Offset Pump Can	750.00
NTV	Stormwater Mgmt Advertisements - Annual	6,780.00
OCLC, Inc.	Library Subscription	21.18
Paulsen, Inc.	Concrete	65.82
Peak Interests LLC	Food	46.58
Plum Creek Medical Group	Police Dept Physical	161.00
Presto-X	Fire Dept / Library Service	176.00
Quality Books, Inc.	Library Books	28.05
Schemmer Associates, The	Jackson St Imp - 8th to 13th St	15,624.32
Service Master Mid Nebraska	Cleaning Service	4,741.00
TASC	Flex Plan Admin Fees	177.48
Technical Maintenance & Service	WWTP Service	438.99
Tricare Ins	Ambulance Refund	89.84
U-Save Business Equipment	Business Office Supplies	106.33
Upstart	Library Supplies	12.00
Verizon Wireless	Cellphone Service	129.75

Vollmer, Marian	Ambulance Refund	83.59
Wal-Mart	Supplies	639.89
Web QA, Inc.	Bldg Insp / Stormwater Software	3,120.00
Yung, Mark	School Mileage	214.20
Alamar Uniform Co.	Police Uniform Expense	159.76
Audio Editions	Library Books	53.00
Better Homes and Gardens	Library Book	30.91
Burch, Terri	GGC Fitness Program	350.00
Business Card	Central Garage Supplies	32.00
Card Center/Orscheln	Central Garage Supplies	103.60
Cash-Wa Distributing	Food	2,376.28
Central Fire & Safety, Inc.	Fire Ext Service & Repair	2,556.00
Central Garage Fund	Service / Repair	5,262.96
Chesterman Company	Beverages	20.00
Dan's Sanitation	Sanitation Fees	29,239.63
Data-Pac Mailing Systems	Postage	1,500.00
Davis Energy, Inc.	Fuel	3,653.25
Equfunding, Inc.	Property Tax on Foreclosure	2,076.56
Eustis Body Shop	Towing Expense	100.00
Farm Plan	Central Garage Supplies	20.25
Farmer Brothers Coffee	Food & Supplies	278.82
Gale Group, The	Library Books	47.24
Galls	Fire Dept Uniform Expense	101.12
Garden, Lawn & Landscaping	Yard Clean-up	125.00
Great Western Bank	CED Addition	46,607.65
Great Western Bank-City Petty Cash	Meals/Postage/Seminars/Uniform Exp/Fees	56.55
HD Supply Waterworks	WR Supplies / Meters	6,752.55
Health Claims Fund	Claims	1,343.13
Heiman Fire Equipment, Inc.	Fire Dept Supplies	52.68
Ingram Library Services	Library Books	119.02
Junior Library Guild	Library Books	418.20
Lexington Area Chamber of Commerce	GGC/Rec/AC Advertisements	300.00
Lexington Newspapers	Publication	236.81
Lexington Truck & Auto, Inc.	Central Garage Supplies	1,000.00
Lexington Utilities System	Utilities	41,778.43
Lexington, City of	Franchise Fees	62,215.48
Lexington, City of	CED Addition	46,607.65
Lincoln Winwater Works	WR Supplies	1,644.81
Mc 2, Inc.	WWTP Service	395.00
McCoy, Lamoine R.	Property Tax on Foreclosure	1,048.40
MicroMarketing, LLC	Library Books	776.19
Mid-State Units	Rental	100.00
Midland Scientific, Inc.	WWTP Testing Supplies	941.08
Miller & Associates	Legend Oaks Infrastructure Improvements	14,031.25
Molly Farms, LLC	Property Tax on Foreclosure	2,168.78
Nebraska Public Power District	Capital Projects	147,812.27
Nebraskaland Tire	Fire Dept Service	40.00
Overton Community Center	Meals on Wheels	100.00
Plum Creek Market Place	Food	145.85
Regional Books, Inc.	Library Books	115.60
Roberts Dairy Company	Beverages	419.27
S & W Auto Parts, Inc.	WWTP / Central Garage Supplies	959.27
Sign Pro	PK Signs	22.00
T. O. Haas Tire Co., Inc.	Tires	71.46
Thomas Bouregy & Company, Inc.	Library Books	139.50
Thompson Co., The	Food & Supplies	1,322.71
Total Lawn Care	Lawn Service	2,550.00

Univar USA, Inc.
Village Uniform
Wal-Mart

Caustic Soda
GGC Supplies
Supplies

6,787.20
31.40
20.12

TOTAL CLAIMS:

914,553.75

BOND REFUND:

Pepplitsch stated that action on Items 5A and 5B will not be needed at this time. Additional time is needed to complete the refunding of the Series 2004 Combined Utility Revenue Bonds. Following discussion, moved by Miller, seconded by Tomasek, to schedule a special meeting for Friday, April 29, 2011, at Noon in the Council Chambers to address the refunding of the bond issues as discussed. Roll call. Voting "aye" were Salem, Bennett, Tomasek, Miller, Fagot. Motion carried.

ORDINANCE:

Ordinance No. 2295 entitled "AN ORDINANCE APPOINTING A CITY MANAGER; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was read for Council consideration. Moved by Tomasek, seconded by Salem, to suspend the rules regarding the reading of ordinances on three separate occasions. Roll call. Voting "aye" were Bennett, Miller, Salem, Tomasek, Fagot. Motion carried.

Ordinance No. 2295 was read on final reading. Moved by Tomasek, seconded by Bennett, to approve Ordinance No. 2295 on final reading. Roll call. Voting "aye" were Salem, Miller, Bennett, Tomasek, Fagot. Motion carried.

FINANCIAL REPORT:

Pepplitsch presented a financial report for March 2011. Following discussion, moved by Bennett, seconded by Miller, to accept the financial report as presented. Roll call. Voting "aye" were Salem, Tomasek, Miller, Bennett, Fagot. Motion carried.

PLANNING SESSION:

Council and Staff discussed possible dates for a planning session. Moved by Miller, seconded by Tomasek, to schedule a planning session for Saturday, May 21, 2011, at 8:00 a.m. Roll call. Voting "aye" were Salem, Bennett, Tomasek, Miller, Fagot. Motion carried.

ROUNDTABLE:

Pepplitsch gave an update on the timeline for the Frontier St/Hwy 283 Intersection Improvement project.

Bennett will be absent from the May 10, 2011, council meeting.

ADJOURNMENT:

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

John Fagot
Mayor

Joe Pepplitsch
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.

City Clerk