

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, March 27, 2012, 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, Linda Miller, and John Salem. Council member Joni Bennett was absent. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold, Finance Director Barb Hodges and City Clerk Pamela Berke. The press was represented by Kearney Hub and Lexington Clipper-Herald. Dana Daniels, Miller & Associates, Linda Erickson, Contryman Associates, and Justin Hoff, Hoff Brothers, were also in attendance.

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 3-13-2012 Minutes of the Regular meeting held Tuesday, March 13, 2012, were presented for Council approval. Moved by Miller, seconded by Salem, to approve Minutes as presented. Roll Call. Voting “aye” were Tomasek, Salem, Miller, Fagot. Motion carried.

MINUTES – WORK SESSION 3-24-12 Minutes of the Work Session held Saturday, March 24, 2012, were presented for Council approval. Moved by Salem, seconded by Tomasek, to approve Minutes as presented. Roll call. Voting “aye” were Miller, Tomasek, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$373,334.99 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 \$195,038.05 from the General Fund, \$124,297.75 from LEXUS, \$29,318.87 from Sanitation, \$449.20 from Ambulance Fund, \$19,491.39 from Health Fund, and \$4,739.73 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Tomasek, Miller, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
March 27, 2012

Aesseal, LLC	WWTP Supplies	654.27
AFLAC	Premium	1,317.21
Ag & Auto Diesel Service, Inc.	Generator Fuel Pump	797.09
Alamar Uniform Co.	Police Uniform Expense	140.16
Area Services	Bldg Repair	150.00
Axis Capital, Inc.	Mail Machine Pmt	840.00
Barco Municipal Products, Inc.	ST Supplies	55.31

Barmore Drug Store, Inc.	WWTP Supplies	37.98
Better Homes And Gardens	Library Book	33.91
Bob's Auto Repair & Service, Inc.	Vehicle Repair	124.50
Business Card	Conf/Supplies/Books/Fuel	1,925.24
Capstone Press, Inc.	Library Books	785.57
Card Center/Orscheln	WWTP/ST/PK/WR/Bldg Insp Spls	484.76
Center Point Publishing	Library Books	85.08
Central Garage Fund	Service / Repairs	12,042.00
Central Tire & Tread, Inc.	Tires	261.04
Commercial Maintenance Chemical Corp.	SW Degreaser	840.97
Conney Safety Products	Bldg Insp / ST Supplies	774.58
Consolidated Management Company	Meals at Police School	41.25
Country Sampler	Library Subscription	18.00
Davis Energy, Inc.	Fuel	4,571.64
Demco, Inc.	Library Supplies	127.35
Eakes Office Plus	Library Supplies	203.46
Egan Supply Company	WWTP Supplies	285.36
Eilers Machine & Welding, Inc.	Central Garage Supplies	51.49
Electric Fixture & Supply	WWTP Supplies	113.16
Eustis Body Shop, Inc.	Fire Dept Equipment Repair	182.00
Exchange Bank	Copier Payments	1,195.44
Fagot Refrigeration & Electric	GGC/DCOC/Well#17#18/ST Rep/Svc	1,484.53
Fairbanks International, Inc.	Central Garage Shredder	3,325.00
Farm Plan	WWTP / Central Garage Supplies	155.27
Fastenal	WR Supplies	56.14
Fire-Extrication-Hazmat Billing Service	Fire Equipment Billing Fee	102.65
Follett Software Co.	Library Supplies	140.00
Gale Group, The	Library Books	92.91
Galls	Police Uniform Expense	30.58
Gempler's, Inc.	Bldg Insp Supplies	371.85
Great Plains Govt Finance Officers Assoc.	Membership Dues	85.00
Great Western Bank-Lib. Petty Cash	Postage / Stamps / Food / Supplies	204.29
Health Claims Fund	Claims	17,389.80
Holbein, Dahlas D.	Fire Dept Maint / Cleaning Service	1,000.00
Ingram Library Services	Library Books	367.43
Jim Phillips Const.	Repairs/Set Power Pole	3,005.00
Keim, Jo	Reimburse Computer Class	89.00
Latina	Library Subscription	14.97
Lauby, Philip	Seminar Expense	22.50
Lexington Glass Co., Inc.	Wellhouse Repair	137.99
Lexington Newspapers, Inc.	Publications	305.96
Payroll	Wages	125,572.10
Social Security	Employer Portion / FICA Med	9,262.23
Union Bank & Trust	Employer Portion / Pension	4,130.88
Union Bank & Trust	Police Pension	2,041.04
ICMA	City Manager Pension	606.92
Matt Parrott and Sons Co.	UTL Supplies	221.35
McCookNet Internet Service	Service/Wireless Radio at DCOC	1,259.00
Mead Lumber & Rental-Lexington	PK Supplies	559.61
Microfilm Imaging Systems, Inc.	Library Supplies	23.35
Mid-State Units	Rental	100.00
Miller & Associates, Inc.	Pro Svc/13th ST/SE Sub PJs	600.00
Molden, Steve	Seminar Expense	32.15
Mr. Billy-Summer CD Offer	Library CD	15.97
Navigate Wellness, LLC	Live Healthy NE Program	300.00
Nebraska Machinery	Central Garage Supplies	269.95
NebraskaLink	Library Service	86.00

Oliver Consulting Services, Inc.	Library Computer Service	520.00
Overton Community Center	Meals On Wheels	100.00
Paulsen, Inc.	Concrete	781.04
People En Espanol	Library Subscription	19.97
Platte Valley Auto Mart, Inc.	Police Vehicle Repair	265.26
Platte Valley Communication of Kearney	Monthly Maintenance	180.00
Primary Electric, Inc.	Traffic Light Repair	97.55
Quality Books, Inc.	Library Books	1,598.50
Rasmussen Mechanical Services	Install/Prgrm Libr Thermostat Comp	7,320.00
Roberts Dairy Company	Beverages	75.15
Rowan, Erik	Seminar Expense	22.50
Run-N-Iron	Police Supplies	200.00
S & W Auto Parts, Inc.	Central Garage/WWTP/Cem Spls	1,341.94
Service Master Mid Nebraska	Cleaning Service	4,819.75
Simonsen Construction, Inc.	Library Repair	700.00
Stieb, Kari	UTL Refund	72.65
Subway @ Wal-Mart	Meals	67.62
T.O. Haas Tire Co., Inc.	Tires / Repair	198.99
TASC - Client Invoices	Fees	184.63
Taste of Home Books	Library Books	30.98
Thompson Company, The	Food & Supplies	1,205.22
U-Save Business Equipment	Postage / ST / Admin Supplies	53.03
UltraMax	Ammunition	2,380.00
Verizon Wireless	Cellphone/Police Equipment Svc	626.67
Walmart	Supplies	476.48
Arrow Seed Company, Inc.	PK / Cem Grass Seed	509.00
Berke, Pam	Meals / Mileage Reimbursement	119.80
Brown, Harold	Fuel Reimbursement	65.50
Cash-Wa Distributing	Food & Supplies	1,064.26
Coca-Cola/Dr. Pepper Bottling of Kearney	Beverages	60.00
Dan's Sanitation, Inc.	Sanitation Fees	29,318.87
Fagot Refrigeration & Electric	DTR Phase II- Kid's Fashions Heat	
	Pumps/Furnace	12,219.60
Farmer Brothers Coffee	Food	285.28
Great Western Bank-City Petty Cash	Postage / Meals / Testing Supplies	132.95
Hampton Inn Kearney	Lodging	374.75
Health Claims Fund	Claims	299.75
League of Nebraska Municipalities	Registration Fees	70.00
Lexington Utilities System	Utilities	31,098.93
Lexington, City of	Franchise Fees	63,277.68
Mead Lumber & Rental-Lexington	ST / WWTP Supplies	458.78
Midland Scientific, Inc.	WWTP Supplies	458.96
Municipal Automation & Control	WWTP-Install Motor Control Pump	2,213.64
Nebraska Law Enforcement	Training Expense	90.00
Nebraska Wastewater Environmental Assn	Seminar	250.00
Paulsen, Inc.	Concrete	679.99
Roberts Dairy Company	Beverages	224.68
RTC / Sigma-Aldrich	WWTP Testing Supplies	574.68
Summit Supply Corporation	Picnic Table Frames	3,615.00
Thompson Company, The	Food & Supplies	572.38
U-Save Business Equipment	GGC Supplies / Postage	93.39
Walmart	Supplies	268.95
	TOTAL CLAIMS:	373,334.99

PUBLIC HEARING:

Mayor Fagot opened the public hearing for Council consideration of a Liquor License application by Hoff Brothers dba Uncle Neal's Country Convenience

Store #3, 123 East Pacific, for a Class "D" liquor license. Justin Hoff, area manager for Uncle Neal's, reported that they would like to include wine and spirits with off-sale beer sales at their downtown location. Being no other public comment, the public hearing was closed. Following discussion, moved by Salem, seconded by Tomasek, to recommend approval to the Liquor Control Commission of the Class "D" liquor license application for Hoff Brothers dba Uncle Neal's Country Convenience Store #3. Roll call. Voting "aye" were Miller, Tomasek, Salem, Fagot. Bennett was absent. Motion carried.

AUDIT REPORT:

Linda Erickson, Contryman Associates, presented a Fiscal Year 2011 Audit Report, noting that an unqualified report had been issued. Tomasek recognized the hard work done by Barb Hodges and her staff on the audit. Following discussion, moved by Miller, seconded by Tomasek to accept the audit report as presented. Roll call. Voting "aye" were Salem, Tomasek, Miller, Fagot. Motion carried.

AIRPORT ROAD PAVING:

Dana Daniels presented the bid tabulation for the Airport Road Paving Project, and recommended acceptance of the low bid from Paulsen Inc. Following discussion and a review of the project, moved by Miller, seconded by Salem, to accept the bids and award a contract to Paulsen Inc. for the Airport Road Paving project in the amount of \$195,541.00. Roll call. Voting "aye" were Tomasek, Salem, Miller, Fagot. Motion carried.

AGREEMENT:

Pepplitsch presented an agreement with JEO Consulting Group Inc. for consulting services for the Comprehensive Plan project. Following a review of the process and an update of the project, Resolution No. 2012-05 was presented. Moved by Salem, seconded by Miller, to approve Resolution No. 2012-05 as presented. Roll call. Voting "aye" were Tomasek, Miller, Salem, Fagot. Motion carried.

CITY OF LEXINGTON
RESOLUTION NO. 2012 - 05
SIGNING OF AN CONSULTING SERVICES AGREEMENT

Whereas: The City of Lexington is revising its Comprehensive Plan, for which it intends to obtain federal funds; and

Whereas: The project is named "City of Lexington Comprehensive Plan Assistance Program," with the federal project number SPR-PL-1(49), and the Nebraska Department of Roads Control Number 00855; and

Whereas: The City of Lexington, as a sub-recipient of federal aid funding, is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

Whereas: The City of Lexington and JEO Consulting Group Inc. wish to enter into an Agreement to provide Consulting, Research, Design and Document Production Services for the Federal-aid project.

BE IT THEREFORE RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEXINGTON, that the City Manager is hereby directed and authorized to execute on behalf of the City of Lexington an Agreement with the JEO Consulting Group Inc. for Project No. SPR-PL-1(49), Control No. 00855, City of Lexington Comprehensive Plan Assistance Program, in the amount of \$134,058.81.

Passed and approved on March 27, 2012.

John Fagot, President of Council

ATTEST: Pamela Berke, City Clerk

2012 ACTION PLAN: Peplitsch reviewed a final draft of the 2012 Development Action Plan. Following discussion, moved by Tomasek, seconded by Miller, to approve the 2012 Development Action Plan as presented. Roll call. Voting “aye” were Salem, Miller, Tomasek, Fagot. Motion carried.

FINANCIAL REPORT: Peplitsch reviewed a financial report for February 2012. Following discussion, moved by Salem, seconded by Tomasek, to accept the financial report as presented. Roll call. Voting “aye” were Miller, Tomasek, Salem, Fagot. Motion carried.

ROUNDTABLE DISCUSSION: Peplitsch indicated that a date for a work session in April is needed, and he will send out dates for consideration. He requested feedback on the conceptual plan for downtown improvements that was discussed during the recent work session.

Burnside noted that downtown rehabilitation projects associated with building improvements are being completed.

Berke reported that new agenda software will be utilized at the first council meeting in April and training will be provided. She also thanked the Council and Staff for allowing her to attend the recent clerk school in Kearney.

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

John Fagot
Mayor

Pamela Berke
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