

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, June 25, 2013, at the Lexington City Hall, located at 406 E. 7th Street, Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, John Salem, Linda Miller, Dora Vivas and Jeremy Roberts. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold, Development Services Director Bill Brecks, Finance Director Barb Hodges and City Clerk Pamela Berke. The press was represented by 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 City Hall, located at 406 E. 7th Street, Lexington, Nebraska.

MINUTES – REGULAR MEETING 6-11-2013 Minutes of the Regular meeting held Tuesday, June 11, 2013, were presented for Council approval. Moved by Roberts, seconded by Miller, to approve Minutes as presented. Roll call. Voting “aye” were Vivas, Salem, Miller, Roberts, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$658,961.56 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Miller, seconded by Vivas, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$351,299.83 from the General Fund, \$43,431.02 from Street Fund, \$60,000.00 from Economic Development, \$154,013.56 from LEXUS, \$29,410.19 from Sanitation, \$371.78 from Ambulance, \$19,146.57 from Health Fund, and \$1,288.61 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Roberts, Vivas, Miller, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
June 25, 2013

AESSEAL, Inc.	WWTP Supplies	21.53
AFLAC	Premium	1310.12
Area Services	Lift Station Service	177.50
Axis Capital, Inc.	Mail Machine Payment	840.00
Beehive Industries LLC	Software License	4,000.00
Bob's Auto Repair & Service, Inc.	Vehicle Repair	123.07
Business Card		
Microsoft Store	Computer Programs	470.78
www.logmein.com	Software	299.00
ARC*Services/Training	Red Cross Classes	385.00
Sprinkler Warehouse	Sprinkler / Parts	310.80
Wilke's True Value	Gas Trimmers / Line / Rakes	858.33
AWL*Pearson Education	EMT Certification	72.76

Super 8 Pratt	Seminar	70.23
Thompson Publishing	Webinar	199.00
Card Center/Orscheln	PK/WR/Cem/ST/LFAC/WWTP/Fire Spls	858.34
Cash-Wa Distributing	Food & Supplies	3,731.26
Central Garage Fund	Service / Repairs	1,630.13
Coca Cola/Dr Pepper Bottling	Beverages	1,346.00
Dan's Sanitation, Inc.	Sanitation Fees	1,850.90
Downey Drilling, Inc.	Well Repair	307.00
Dutton-Lainson Company	EL Supplies	460.00
Egan Supply Co.	Rec Supplies	155.70
Eilers Machine & Welding, Inc.	WWTP Service	240.00
Electric Fixture & Supply	PK Supplies	56.38
Exchange Bank	Copier Payments	1,195.44
Fagot Refrigeration/Electric Inc	LFAC Service	140.00
Fastenal Company	ST / WR Supplies	251.58
Gale Group, The	Library Books	235.45
Gothenburg State Bank	Monthly EPS Pmts	2,399.26
Great Western Bank-Lib Petty Cash	Postage/Stamps/Food/Supplies	136.46
Health Claims Fund	Claims	14,147.68
Hoehner Turf	Rec Sprinkler Repairs	3,628.96
Holbein, Dahlas D.	Fire Dept Maint / Cleaning Service	1,000.00
Ingram Library Services	Library Books	620.93
Jilka, Sam	LFAC Landscaping	287.00
John Deere Financial	Central Garage Supplies	291.19
KOVELS on Antiques&Collectibles	Library Subscription	27.00
Lexington Feeders Service	Uniform Expense	96.57
Lexington Newspapers, Inc.	Publications	1,125.09
Lex Public Schools Cheerleaders	Park / 5K Route Clean-up	950.00
Lexington Recreation Program	Swim Meet Start-up	240.00
Lexington Utilities System	Utilities	44,526.65
Linda's Stitches and Creations	ST Caps	252.00
M & J Signs, LLC	DCOC Service	85.00
Mast's Fire Extinguisher Svc LLC	Fire Dept Service	79.90
Mead Lumber & Rental-Lex	Bldg Insp Supplies	12.98
MicroMarketing, LLC	Library Books	419.77
Midland Scientific, Inc.	WWTP Lab Supplies	221.70
Miller & Associates, Inc.	East Viaduct PJ	16,752.66
Mr. Automotive	Fire Dept / Police Supplies	30.12
Municipal Supply, Inc.	Hydrants / Meter Supplies	8,190.19
NebraskaLink	Library Service	15.00
NE Public Health Environmental Lab	WR Testing	140.00
O'Hanlon Seed, Inc.	PK Grass Seed	780.00
Oliver Consulting Service, Inc.	Computer Service	260.00
Original Watermen, Inc.	LFAC Supplies	82.95
Overton Community Center	Meals on Wheels	100.00
Paulsen, Inc.	Concrete	1,557.96
Platte Valley Comm of Krny	Monthly Maintenance	90.00
Primary Electric, Inc.	WWTP Repairs	102.96
Rainbow Printing	Library Supplies	405.00
S & W Auto Parts	WWTP / Cem Supplies	55.33
S & D Contractors	Yard Clean-up / Bldg Repair	2,850.00
Schwan's Sales Ent	Food	80.05
Service Master Mid Nebraska	Cleaning Service	4,819.75
Sirchie Fingerprint Laboratories	Police Supplies	171.11
Spirituality & Health	Library Subscription	19.95
T. O. Haas Tire Co.	Tire Repair / Parts	117.65
TASC - Client Invoices	Fees	183.96

USA Bluebook	Hydrant Supplies / WR Pumps & Hoses	2,887.60
Walmart	Supplies	698.03
Wilke's True Value	Grass Trimmers	773.71
Baird Holm LLP	Professional Service	2,838.00
Card Center/Orscheln	WWTP Supplies	50.32
Cash-Wa Distributing	Food & Supplies	1,541.52
Central Garage Fund	Service / Repairs	8,932.52
Central Tire & Tread, Inc.	Tires / Repair	1,107.66
Coca Cola/Dr Pepper Bottling	Beverages	156.80
Dan's Sanitation, Inc.	Sanitation Fees	29,410.19
Davis Energy, Inc.	Fuel	5,171.80
Demco, Inc.	Library Supplies	121.70
Ed Roehr Safety Products	Police Supplies	50.99
Fagot Refrigeration & Electric, Inc.	Heat Pump Repair/Replace Light Switch	572.02
Gnirk Lawn Care, Inc.	Ground Sterilant at WWTP	434.00
Great Western Bank-City Petty Cash	Postage / Stamps	312.02
Great Western Bank-Lib. Petty Cash	Postage / Food	51.18
H. O. Smith Co.	Land Purchase / GWB Lukas Land	135,411.25
Health Claims Fund	Claims	3,504.81
Husker IllustratedLibrary	Subscription	59.95
Intellicom Computer Consulting	Computer / Telephone Service	405.00
Kids Reference Company, Inc.	Library Books	233.24
Lexington Newspapers, Inc.	Publications	8.99
Lexington Revolving Loan Fund	20% Match USDA REDLG LRHC	60,000.00
Lexington Truck & Auto, Inc.	Central Garage Repair	116.00
Lexington, City of	Franchise Fees	73,473.34
Lexington City Payroll Account		
Payroll	Wages	158,446.35
Social Security	Employer Portion / FICA Med	11,830.86
Union Bank & Trust	Employer Portion / Pension	3,936.79
Union Bank & Trust	Police Pension	1,844.65
ICMA	City Manager Pension	830.00
Lien, Inc.	Trees for Nebraska Towns Grant	16,943.41
Matheson Tri-Gas, Inc.	Ambulance Supplies	55.55
Mead Lumber & Rental-Lex	WWTP / WR Supplies	224.88
Mellen & Associates, Inc.	WWTP Valve Actuator	1,019.25
Micromarketing LLC	Library Book	59.99
NE Environmental Products	Central Garage Supplies	1,384.32
Original Watermen	LFAC Supplies	435.12
Platte Valley Comm of Kearney	LFAC Repair / SCADA Service	193.29
Plum Creek Motors, Inc.	Central Garage Supplies	450.68
Rockmount Research & Alloys	Central Garage Supplies	992.22
S & W Auto Parts	Central Garage Supplies	1,238.42
S and D Contractors	Yard Clean-up	100.00
Schwan's Sales Ent	Food	51.45
Service Master of Mid Nebraska	Cleaning Service	150.00
Subway @ Wal-Mart	Meals	41.75
T. O. Haas Tire Co.	Central Garage Supplies	9.96
Verizon Wireless	Cellphone Service	362.36
Wal-Mart	Supplies	
388.54		
	TOTAL CLAIMS:	658,961.56

PUBLIC HEARING:

Mayor Fagot opened a public hearing to consider an application to amend the zoning of property located at 209 and 211 South Adams Street from R-1 to M-1. Pepplitsch explained owner Dave Fagot's proposed plans for storage

buildings as the lots no longer support residential purpose. Concerns regarding the property included driveway access setback from Adams Street, utility easements and vacation of the alley on the north side of the properties. Peplitsch noted that the Planning Commission recommended approval of the zoning change. Following comments, the public hearing was closed. Mayor Fagot indicated he has no financial interest in the properties.

Ordinance No 2332 entitled "AN ORDINANCE TO REZONE PORTIONS OF BLOCK 3, C.L. ERVINS SUBDIVISION FROM R-1 SINGLE FAMILY RESIDENTIAL TO M-1 LIGHT INDUSTRIAL 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 presented. Moved by Salem, seconded by Miller, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting "aye" were Vivas, Roberts, Miller, Salem, Fagot. Motion carried.

Ordinance No. 2332 was presented on final reading. Moved by Salem, seconded by Vivas, to approve Ordinance No. 2332 on final reading. Roll call. Voting "aye" were Miller, Roberts, Vivas, Salem, Fagot. Motion carried.

ORDINANCE:

Ordinance No. 2333 entitled "AN ORDINANCE TO AMEND ORDINANCE NO. 2297, ADOPTED MAY 10, 2011, BY CORRECTING THE REAL ESTATE DESCRIPTION FOR ITEM #4 IN EXHIBIT A, AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION IN PAMPHLET FORM" was presented. Weinhold noted the ordinance would correct an error in a legal description for property in Paving District 09-02. Following discussion, moved by Miller, seconded by Roberts, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting "aye" were Vivas, Salem, Roberts, Miller, Fagot.

Ordinance No. 2333 was presented on final reading. Moved by Miller, seconded by Vivas, to approve Ordinance No. 2333 on final reading. Roll call. Voting "aye" were Roberts, Salem, Vivas, Miller, Fagot. Motion carried.

WORK SESSION:

Moved by Vivas, seconded by Salem, to schedule a Council work session on Saturday, July 20, 2013, at 8:00 am. Roll call. Voting "aye" were Miller, Roberts, Salem, Vivas, Fagot. Motion carried.

FINANCIAL REPORT:

Pepplitsch presented a financial report for May 2013. Moved by Vivas, seconded by Salem, to accept the financial report as presented. Roll call. Voting "aye" were Miller, Roberts, Salem, Vivas, Fagot. Motion carried.

ROUNDTABLE DISCUSSION:

Pepplitsch gave an update on current projects and noted upcoming agenda items including the Comprehensive Development Plan.

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.

Signature on File
City Clerk