

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, March 11, 2014, 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, Finance Director Barb Hodges, Development Services Director Bill Brecks, and City Clerk Pamela Baruth. The press was represented by Lexington Clipper-Herald, KRVN Radio 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 2-25-2014 Minutes of the Regular meeting held Tuesday, February 25, 2014, were presented for Council consideration. 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 \$1,646,411.48 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 \$194,888.87 from the General Fund, \$67,257.01 from Street Fund, \$18,540.00 from TIF, \$1,313,164.87 from LEXUS, \$10,000.00 from Sanitation, \$1,677.81 from Ambulance, \$37,357.50 from Health Fund, and \$3,525.42 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
March 11, 2014

All Points Cooperative	Fuel / Repairs WWTP	639.79
Allfasteners Midwest LLC	ST Supplies	215.53
Auto-Graphics, Inc.	Annual Support / Library	862.75
Baruth, Pamela	League Conference Expenses	203.92
Best Books, Inc.	Library Books	15.95
BSN Sports, Inc.	Soccer Equip	1,296.02
Burnside, Dennis	League Conference Expenses	185.92
Cash-Wa Distributing	Food & Supplies	2,518.59
Central Garage Fund	Repair / Service	14,402.59
Central Tire & Tread, Inc.	Tire Repair	19.50
Coca-Cola/Dr. Pepper Bottling	Beverages / GGC	60.00
Comfort Inn	School Expense / Police	221.73
Community Development Agency	Legend Oaks I Bond / TIF	18,540.00

Consolidated Management Co.	Police School Meals	36.00
Copper, Michael	Yard Cleanup	140.00
Cozad Services, Inc.	Repairs / Serv Bldg	717.64
Culligan Water Conditioning Co.	Softwater Supplies	297.39
Dan's Sanitation	Sanitation Fees	13,134.04
Data-Pac Mailing System	Postage	1,500.00
Davis Energy, Inc.	Fuel	4,756.57
Dawson County Court	Court Fees	34.00
Dawson County Register Deeds	Filing Fees	28.00
Dawson Pest Control	GGC Service	36.75
Dawson Public Power	So Leased System/Capital Improvements	38,318.97
Depository Trust Co.	2011 CU Bond Interest Pmt	20,658.75
Eakes Office Plus	Supplies / Library / Police	1,331.73
Evident	Police Supplies	29.00
Fagot, John	League Conference Expenses	185.92
Fagot Refrigeration & Electric Inc	Repairs/City Hall/Rec Complex/Fire Hall	1,907.75
Gale Group, The	Library Books	236.92
Gaylord Bros., Inc.	Library Shelves	612.90
Gothenburg Times, The	Publications	5.40
Grainger	WWTP Supplies	379.00
Great Western Bank-Lib Petty Cash	Postage / Stamps / Supplies / Meals	117.20
HD Supply Waterworks	WR Meter Supplies / EL Meter Supplies	13,752.70
Health Claims Fund	Claims	37,357.50
Hiland Dairy Foods	Beverages	287.45
Holbein, Dahlas	Snow Removal	675.00
Ingram Library Services	Library Books	194.56
Jones Plumbing & Heating, Inc.	Repairs / WWTP / Library / DCOC	978.02
K.R.V.N. - FM	Advertising	83.20
Lakeside Country Club	Annual Membership	997.00
League of NE Municipalities-Utills	Conference / WWTP	150.00
League of NE Municipalities	Conference / Admin / Council	2,360.00
Lexington Animal Clinic	Animal Care	1,110.97
LexArea Solid Waste Agency	Landfill	625.44
Lexington, City of	Franchise Fees	10.00
Lexington Health Fund	Self-funding	44,468.92
Lexington Newspapers, Inc.	Publications	207.36
Lexington City Payroll Account		
Payroll	Wages	123,390.67
Social Security	Employer Portion / FICA Med	9,141.11
Union Bank & Trust	Employer Portion / Pension	4,144.92
Union Bank & Trust	Police Pension	2,243.30
ICMA	City Manager Pension	836.93
Lexington Postmaster	Postage / GGC	165.00
Lexington Regional Health Center	Wellness / Laundry	281.00
Martin's Flag Co.	Downtown Flags & Poles	832.02
Matheson Tri-Gas, Inc.	Ambulance Supplies	64.52
Mead Lumber & Rental-Lex	Supplies / Rec / Parks / SW	80.68
Meritain Health	Health Premium	19,329.17
Miller, Linda	League Conference Expense	203.92
Miller & Associates, Inc.	Lex East Viaduct PJ	36,277.04
Morris Press	GGC Supplies	244.00
Municipal Supply	WR Supplies	3,785.86
NE Law Enforcement Center	Police Training	60.00
Nebraska Machinery	Central Garage Supplies	215.65
Nebraska Public Power District	Power Purchase	1,095,622.98
Nebraska State Historical Society	Annual Membership	40.00
Nebraska Tech & Telecomm, Inc.	Telephone Service	1,106.15

NebraskaLink	Library / City Service	395.00
Oliver Consulting Services Inc.	Computer Repair / Library	280.00
Omaha World Herald	Library Subscription	283.40
One Call Concepts, Inc.	Locates	70.70
Paulsen, Inc.	Concrete	1,121.34
Pepplitsch, Joe	Conference & Meeting Expenses	634.40
Platte Valley Auto Mart, Inc.	Service & Repair / Police	184.37
Principal	Dental Premium	2,595.83
S & W Auto Parts	Central Garage Supplies	70.20
Salem, John	League Conference Expense	185.92
Service Master Mid Nebraska	Cleaning Service	4,194.12
Source Gas, LLC	Gas Service	8,051.53
Standard Life Insurance, Co.	Life Premium	691.00
Statewide Collections, LLC	Collection Fee	152.55
T.O. Haas Tire Co., Inc.	Police / Repairs	14.74
Team Detail & Quicklube Car	Detail / Uniform Repair / Police	100.00
Thompson Co., The	Food / Supplies	497.82
Tri-City Tribune	Publications	6.69
Tyler Technologies Inc.	Software Education	350.00
University of Nebraska-Lincoln	Conference / GGC	20.00
U-Save Business Equipment	Bus Office/Admin/GGC/Libr/St Spls/UPS	1,854.86
Veetronix	Supplies / Fire	5.50
Verizon Wireless	Cellphone Service	362.34
Village Uniform	GGC Supplies	50.20
Vivas, Dora	League Conference Expense	185.92
VSP / Vision Service Plan	Vision Premium	612.07
Walmart	Supplies	35.82
Ward Laboratories, Inc.	WR Expense	38.50
Wesco Receivables Corp.	EL Supplies	4.00
Wolf, Tracy	School Expense	67.50
Alamar Uniform Co.	Uniform Expense / Police	774.40
Annie's Attic Books	Books	19.94
Brecks, Bill	Conference Expense	416.50
Bottom Line / Personal	Subscription	39.00
Dawson Pest Control	DCOC Service	54.60
Dawson Public Power	Power Purchase	7,919.27
EMS Billing Services, Inc.	Ambulance Billing Service	1,448.18
Fastenal	Repairs / WWTP	48.00
Gaylord Bros., Inc.	Book Truck Shelves / Library	909.15
Great Western Bank-City Petty Cash	Postage / Meals	41.22
Great Western Bank-Libr Petty Cash	Postage	11.16
Landmark Implement Inc.	Mower / Parks	15,835.00
Lexington Lions Club	Promotion	30.00
Lexington Newspapers, Inc.	Publications	17.17
Microfilm Imaging Systems, Inc.	Annual Service Contract / Library	380.00
Midwest Laboratories, Inc.	Testing / WWTP	755.50
Molden, Steve	School Expense / Police	265.00
Nebraska Department of Revenue	Sales & Use Tax	66,697.37
OCLC Inc.	Subscription	373.66
O'Hara Lindsay & Associates Inc	Lobbying Service	1,000.00
Paulsen Inc.	Concrete	144.00
Plum Creek Market Place	Food	75.80
S & W Auto Parts, Inc.	Repairs / Cem	15.71
Thalman, Julie	Cleaning Service	160.00
Vision Internet Providers, Inc.	Web Hosting Fee	231.52
Walmart	Supplies / Rec & ST	182.25
Ward Laboratories, Inc.	WR Expense	27.50

Yung, Mark

Conference Expense

454.00

TOTAL CLAIMS:

1,646,411.48

PUBLIC HEARING:

Mayor Fagot opened a public hearing to receive comment on the 2014 1&6 Year Street Improvement plan. Following discussion and no additional public comment, the public hearing was closed. Resolution No. 2014-07 was presented. Moved by Miller, seconded by Salem, to approve Resolution No. 2014-07. Roll call. Voting "aye" were Vivas, Roberts, Salem, Miller, Fagot. Motion carried.

RESOLUTION OF ADOPTION 2014-07

BE IT RESOLVED by the Mayor and City Council of Lexington, Nebraska that the attached One- and Six-Year Street Improvement Programs are hereby adopted by said City Council.

BE IT FURTHER RESOLVED, this Program was approved:

Approved as presented

Date: March 11, 2014

ORDINANCE:

Ordinance No. 2343 entitled "AN ORDINANCE TO AMEND SECTIONS 107-82 THROUGH 107-115 OF THE LEXINGTON CITY CODE; TO REPEAL ORIGINAL SECTIONS 107-82 THROUGH 107-115 AND ALL OTHER ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was presented. Brecks reviewed proposed amendments to the current fence regulations. Following discussion, moved by Salem, seconded by Roberts, to approve Ordinance No. 2343 on first reading. Roll call. Voting "aye" were Miller, Vivas, Roberts, Salem, Fagot. Motion carried.

ORDINANCE:

Ordinance No. 2342 entitled "AN ORDINANCE OF THE CITY OF LEXINGTON, NEBRASKA, AMENDING SECTION 18-45 OF THE LEXINGTON CITY CODE RELATED TO OCCUPATION TAXES; TO REPEAL ORIGINAL SECTION 18-45 AND ALL OTHER ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was presented. Peplitsch explained that the proposed amendment will help reduce reporting requirements to certain telecommunication firms. 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. Motion carried.

Ordinance No. 2342 was read on final reading. Moved by Salem, seconded by Vivas, to approve Ordinance No. 2342 as presented on final reading. Roll call. Voting "aye" were Miller, Roberts, Vivas, Salem, Fagot. Motion carried.

ROUNDTABLE DISCUSSION:

Peplitsch noted that potential dates for a Council work session will be sent to council members and staff for consideration.

ADJOURNMENT:

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

John Fagot
Mayor

Pamela Baruth
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