

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, March 25, 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, and Dora Vivas. Council member Jeremy Roberts was absent. City Officials present were City Manager Joe Pepplitsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold, Development Services Manager Bill Brecks, Chief of Police Tracy Wolf 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 3-11-2014 Minutes of the Regular meeting held Tuesday, March 11, 2014, were presented for Council consideration. Moved by Miller, seconded by Vivas, to approve Minutes as presented. Roll call. Voting “aye” were Salem, Vivas, Miller, Fagot. Motion carried.

MINUTES – JOINT MTG 3-11-2014 Minutes of the Joint meeting with Dawson County Commissioners held, Tuesday, March 11, 2014, were presented for Council consideration. Moved by Salem, seconded by Miller, to approve Minutes as presented. Roll call. Voting “aye” were Vivas, Miller, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,575,996.34 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 \$160,337.32 from the General Fund, \$59,898.57 from Street Fund, \$2,908.80 from TIF, \$1,284,853.55 from LEXUS, \$29,949.77 from Sanitation, \$1,094.90 from Landfill, \$415.36 from Ambulance, \$31,494.22 from Health Fund, and \$5,043.85 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Vivas, Miller, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
March 25, 2014

Alamar Uniform Co.	Uniform Expense / Police	130.18
Anytime Fitness	Wellness	149.80
Axis Capital Inc.	Mail Machine Payment	840.00
Bob's Auto Repair & Service, Inc.	Central Garage Supplies	218.22
BSN Sports, Inc.	Soccer Equipment	228.12
Cash-Wa Distributing	Food & Supplies	961.15
Center Point Large Print	Books	86.28

Central Garage Fund	Repair / Service	8,625.84
Contryman Associates, P.C.	Audit Expense	19,000.00
Danko Emergency Equipment Co	Uniform Expense / Fire	2,149.84
Data-Pac Mailing Systems	Postage	1,500.00
Ed Roehr Safety Products	Ammunition	913.65
Energy Pioneer Solutions	Monthly EPS Payments	3,436.49
Fagot, John	Conference Expense	32.00
Fagot Refrigeration & Electric Inc	Repairs / GGC	7,059.76
Fairbanks International, Inc.	Supplies / WWTP	83.70
Fastenal	Supplies / WR	107.28
Felsburg Holt & Ullevig, Inc.	Storm Water Expense	1,353.86
Gale/Cengage Learning	Books	70.82
Galls	Training Equip / Police	125.97
Gnirk Lawn Care, Inc.	Annual Lawn Care / Pool	6,227.00
Great Western Bank-Lib Petty Cash	Postage / Stamps / Supplies / Meals	29.51
HD Supply Waterworks	WR Meter Supplies / EL Meter Supplies	10,368.30
Health Claims Fund	Claims	29,957.94
Hiland Dairy Foods	Beverages	271.29
Hunt Cleaners, Inc.	Gloves	154.73
Ingram Library Services	Library Books	259.86
Intellicom Computer Consulting Inc	Data Backup Repair	804.11
Jim Phillips Construction	WR Main / SW Manhole Repair	2,209.00
John Deere Financial	Central Garage Supplies	387.22
Jones Plumbing & Heating, Inc.	Repairs / GGC	167.00
Komline-Sanderson	Repairs / WWTP	1,127.54
Lex Area Solid Waste Agency	Landfill	579.04
Lexington Newspapers, Inc.	Publications	12.27
Lexington City Payroll Account		
Payroll	Wages	124,217.02
Social Security	Employer Portion / FICA Med	9,204.49
Union Bank & Trust	Employer Portion / Pension	4,146.28
Union Bank & Trust	Police Pension	2,282.63
ICMA	City Manager Pension	836.93
Lexington Utilities System	Utilities	30,820.13
Lincoln Winwater Works	WR Supplies	160.74
Linda's Stitches and Creations	ST Uniforms	107.10
Lynn Peavey Co.	Test Kits / Police	80.60
Mac's Short Stop	Food	49.39
Marriott Hotels & Resorts	League Conference Expense	1,904.00
Matheson Tri-Gas, Inc.	Ambulance Supplies	55.36
Mead Lumber & Rental	WR Supplies	31.04
Micromarketing, LLC	Library Books	1,100.43
Midland Scientific, Inc.	WWTP / Supplies	557.77
Mid-State Units	Rental	100.00
Milco Environmental Services Inc	Landfill WR Sampling	1,094.90
Miller & Associates, Inc.	Museum Proj/NW 3rd Proj/Hospital Proj	14,286.30
Municipal Supply	ST Repairs	585.00
Nat'l Assn School Resource Officers	Conference Expense / Police	495.00
Nebraska Library Association	Dues	65.00
Nebraska Machinery	Central Garage Supplies	630.00
NE Truck & Equipment Co Inc	Central Garage Supplies	2,971.73
Oliver Consulting Services, Inc.	Computer Repair / Library	440.00
Oriental Trading Company, Inc.	Supplies / Library	81.70
Overton Community Center	Meals on Wheels	100.00
Paulsen, Inc.	Concrete	139.64
Platte Valley Communications	Central Garage Supplies	185.13
Plum Creek Cleaners	Rug Service	252.25

Quality Books, Inc.	Books	331.86
Rhomar Industries, Inc.	Supplies / Parks / ST	226.82
Roberts, Jeremy	Conference Expense	143.49
Ryde Transit	Transportation	21.00
S & W Auto Parts	Central Garage Supplies	1,407.57
S and D Contractors	Property Maint	200.00
Schmidt, Cynthia	Life Guard Instruction / Pool	350.00
Sutton, Rusty	EL Rebate	1,325.00
T.O. Haas Tire Co., Inc.	Police / Repairs	670.96
Thompson Co., The	Food / Supplies	1,647.38
Unisan Nebraska LLC	Library / Supplies	103.17
Wal-Mart	Supplies	544.65
Ward Laboratories, Inc.	WR Expense	33.00
YMCA of Lexington	Wellness	181.30
AFLAC	Premium	1,324.42
Business Card		
Marriott Hotels	Dev Services Education	860.38
Solid Rain	Lawn Fertilizer	24.99
Park & Go	Conference Expense / Admin	9.00
Walmart	Camcorder & Supplies / Admin	373.65
American Library Association	Membership Dues	198.00
Gallup Strengths Center	Conference Expense / Library	69.93
Public Library Association 2014	Conference Expense / Library	230.00
Lexington Post Office	WR Sample Postage	76.60
Geotech	Gas Monitor and Sensor / WWTP	360.14
Amazon.com	Computer Adapter / Police	22.85
Card Center/Orscheln	Central Garage/ST/WR/WWTP Supplies	699.53
Central Garage Fund	Repair / Service	2,751.92
Community Development Agency	TIF Area #1/Paving Heartland Drive	2,908.80
Consolidated Management Co	Police School Meals	120.50
Copper, Michael	Yard Cleanup	70.00
Dan's Sanitation	Sanitation Fees	29,558.93
Davis Energy	Fuel	4,976.71
Dell Marketing, L.P.	Computer/GGC	893.97
DXP Enterprises, Inc.	Repairs / WWTP	267.73
Eakes Office Plus	Office Supplies	384.79
Fairbanks International, Inc.	Tractor / ST	19,000.00
FireExtricationHazmat Billing LLP	Fire Equip Fees	10.00
Great Western Bank-City Petty Cash	Postage / Meals / NPPD Incentives	94.55
Great Western Bank-Lib Petty Cash	Postage / Stamps / Supplies / Meals	2.24
Holbein, Dahlas	Fire Dpt Maint/Cleaning Svc/Yard Cleanup	1,100.00
Ingram Library Services	Books	73.98
Intellicom Computer Consulting	Repair	20.87
Lexington, City of	Franchise Fees	72,357.02
Lexington Newspapers, Inc.	Publications	8.99
Micromarketing, LLC	Supplies / Library	8.50
Nebraska Public Power District	Power Purchase	1,115,992.66
Regional Books, Inc.	Books	58.86
Run-N-Iron	Supplies / Police	40.00
Service Master Mid-Nebraska	Cleaning Service	4,773.00
Steve's Lock & Key	Repair / Tennis Court	121.98
Subway at Walmart	Meeting Expense	93.89
TASC	Admin Fees	211.86
Verizon Wireless	Cellphone Service	362.17
Vision Internet Providers, Inc.	Web Hosting Fee	231.52
Walmart	Supplies	104.88
Wesco Receivables Corp	Downtown Street Lights	11,352.00

TOTAL CLAIMS:

1,575,996.34

FINANCIAL REPORT:

Moved by Salem, seconded by Miller, to accept the financial report for February 2014 as presented. Roll call. Voting "aye" were Vivas, Miller, Salem, Fagot. Motion carried.

ORDINANCE NO. 2343:

Ordinance No. 2343 was presented on second reading. Following discussion, moved by Salem, seconded by Vivas, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting "aye" were Miller, Vivas, Salem, Fagot. Motion carried.

Moved by Salem, seconded by Miller, to approve Ordinance No. 2343 on final reading. Roll call. Voting "aye" were Vivas, Miller, Salem, Fagot. Motion carried.

STREET PROJECT:

Resolution No. 2014-09 was presented. Peplitsch reviewed the bid process for the 6th St/Grant-Taft project. Following discussion, moved by Salem, seconded by Miller, to approve Resolution No. 2014-09 as presented. Roll call. Voting "aye" were Vivas, Miller, Salem, Fagot. Motion carried.

RESOLUTION NO. 2014-09

WHEREAS, there has been signed by the City of Lexington on the 24th day of May, 2011, and the State on the 3rd day of June, 2011, an agreement providing for the construction of a Federal Aid Project at the following location: 6th and Jackson Streets; 6th Street from Jefferson to Taft; 13th Street, including sidewalks from Adams Street to Park Street, and

WHEREAS, in the above agreement, the City has pledged sufficient funds to finance its share of the cost of the construction of this project identified as URB-6552(1), and

WHEREAS, the above mentioned agreement provided that the City would pay costs as set forth in the agreement, and

WHEREAS, the State and the City received bids for the construction of this project on March 13, 2014, at which time, 1 bid(s) was/were received for the construction of the proposed work, and

WHEREAS, the following contractor(s) for the items of work listed has/have been selected as the low bidder(s) to whom the contract(s) should be awarded:

Paulsen, Inc., Cozad, NE

Grading, Concrete Pavement, Culverts, Electrical, General Items:
\$1,858,184.75

NOW THEREFORE, in consideration of the above facts, the City Council of the City of Lexington, by this resolution, takes the following official action:

1. If for any reason the Federal Highway Administration rescinds, limits its obligations, or defers payment of the Federal share of the cost of this project, the City hereby agrees to provide the necessary funds to pay for all costs incurred until and in the event such Federal funds are allowed and paid.

2. The Council hereby concurs in the selection of the above mentioned contractor(s) for the items of work listed, to whom the contracts(s) should be awarded.
3. The Council hereby authorizes the Mayor to sign the contract(s) with the above mentioned Contractor(s) for the above mentioned work on behalf of the City.

DATED THIS 25th DAY OF March, A.D. 2014

PAY REQUEST:

Pepplitsch reviewed Pay Request #12 from BRB Contractors Inc. for the WWTP Improvement project in the amount of \$308,414.18. Following a project update, moved by Miller, seconded by Vivas, to approve the pay request as presented. Roll call. Voting "aye" were Salem, Vivas, Miller, Fagot. Motion carried.

ROUNDTABLE DISCUSSION:

Pepplitsch reminded Council and Staff of the work session scheduled for Saturday, April 5, 2014 at 8:00 a.m.

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.

/s/ Pamela Baruth
City Clerk