

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, January 28, 1997, at the Lexington Municipal Offices, 406 East 7th Street, Lexington, Nebraska, at 7:30 P.M. Present were: Mayor Robert Hawks, John Wightman, John Fagot, Rick Klamm, and Neal Kohl. City Officials present were: City Manager Vance Bricker, City Clerk Leon E. Malzahn and City Attorney Willard Weinhold. Department Heads present were: Ruth Seward, and Kerry Rader. Also present was Dan and Marilyn Sabin, and Marsha Bader. The press was represented by the Clipper-Herald, Tri-City Trib and KRVN.

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 Hawks.

MINUTES REGULAR MEETING 1/14/97: The minutes of the organizational meeting held January 14, 1997 were presented for Council's consideration and approval. Moved by Wightman seconded by Klamm to approve the minutes of the regular meeting held January 14, 1997. Roll call. Voting "aye" were: Fagot, Kohl, Klamm, Wightman, Hawks. Motion carried.

CLAIMS AND BILLS: Claims and Bills in the amount of \$262,194.94 were presented for Council's consideration and approval. Moved by Wightman, seconded by Fagot to approve the claims as listed and authorized the City Treasurer to transfer \$80,343.00 from the General Fund, \$113,431.48 from LEXUS Funds, \$15,965.75 from City Sanitation Fund, \$41,767.74 from the Landfill

Fund, \$792.27 from the Health Fund, \$1,775.56 from CDBG 90-HD-010, and \$8,119.14 from Meals on Wheels to the City of Lexington Operating Account. Roll call. Voting "aye" were: Klamm, Kohl, Fagot, Wightman, Hawks. Motion carried.

CITY OF LEXINGTON
 ACCOUNTS PAYABLE
 JANUARY 28, 1997

ADVANCED CONTROL SYSTEMS	SERVICE AGREEMENT	2028.00
ALAMAR UNIFORM CO.	UNIFORM SUPPLIES	147.39
ALIAANT COMMUNICATIONS	NAVIX CHGS.	39.90
BARMORE'S	BATTERY	15.80
BERNTSON OIL	FUEL	640.14
BOB'S ENTERPRISES	INSTALLATION	465.00
BRICKER, VANCE	MILAGE EXP.	163.20
B.T.S	PHONE REPAIR	119.00
CASH-WA DISTRIBUTING	FOOD	218.69
CENTRAL GARAGE FUND	LABOR/PARTS/OIL	10508.82
CENTRAL COMM. COLLEGE	OPERATOR TRAINING	150.00
COAST TO COAST	EXT. CORD	9.19
CONNEY SAFETY PRODUCTS	FIRST AID KITS	261.10
COUNTRY GENERAL	SUPPLIES	48.14
DAWSON CO. PUBLIC POWER	SERVICE	6045.11
DAN'S SANITATION	SA CHG	15965.75
EGAN SUPPLY CO.	SUPPLIES	349.56
ELECTRIC FIXTURE & SUPPLY	EL SUPPLIES	1881.91
FARM PLAN CORP.	CHAIN	33.04
FIRST NAT'L BANK OF OMAHA	EMPLOYEE PENSION	2077.56
F & S SUPPLY CO. INC.	CLEANERS	39.40
GALL'S INC.	UNIFORM SUPPLIES	172.73
GILLETTE/NE. DAIRIES	MILK	103.91
HACH CHEMICAL	TESTING SUPPLIES	252.10
HALL'S SAFETY EQUIPMENT	BOOTS (CITY'S SHARE)	128.64
HIPP WHOLESALE CO.	FOOD	208.94
INT'L CONF. OF BLDG. OFFIC.	BOOK	35.10
INGRAM LIBRARY SERVICES	BOOKS	20.76
JONES PLUMBING & HEATING	FILTERS	30.00
KARRE'S CITY BAKERY	ROLLS	31.50
KAR PRODUCTS	HOSE CLAMPS	46.57
K N ENERGY, INC.	GAS BILLS	1942.63
KRIZ-DAVIS CO.	EL SUPPLIES	3311.03
K.R.V.N - FM	RADIO BROADCAST	20.00
LEX ANIMAL CLINIC	ANIMAL SERVICES	211.30
LEXINGTON COOP	CHAIN SAW	174.00

LEX PUBLIC LIBRARY	PETTY CASH	38.55
LEXINGTON, CITY OF	FRANCHISE FEE	19019.22
MC CANDLESS BACKHOEING	SERVICE	50.00
MEAD/BIG VALLEY LUMBER	BLDG. SUPPLIES	138.85
MISKO SPORTING GOODS	PINNIES	35.94
MISSISSIPPI TOOL SUPPLY	SAFETY GLASSES	174.19
MIDWEST LABORATORIES INC.	SLUDGE TESTS	4096.00
MORRIS PRESS & OFFICE SUPP.	SUPPLIES	565.40
MUNICIPAL SUPPLY	TAPPING SLEEVES	760.76
N T I	PHONE	126.71
NAT'L LEAGUE OF CITIES	BOOKS	40.00
NE DEPT OF ENVIR. QUALITY	SLD WASTE QTRLY FEE	10524.19
NE MACHINERY	EQUIP PARTS	6627.51
NE STATE HISTORICAL SOCIETY	SUBSCRIPTION	25.00
NE PUBLIC POWER DISTRICT	RECIPE BOOKS	500.00
NE DEPT OF MOTOR VEHICLES	LANDFILL PERMIT	56.00
NEW WORLD INN	CONF. EXP.	48.33
NE. CONF. OF BLDG. INSP.	REGISTRATION	20.00
NE LIQUOR CONTROL COMMISSION	LAW BOOKS	16.00
O K TIRE	TIRE REPAIRS	247.47
OTTE, BONNIE	CONF. EXP.	47.50
OVERTON SAND & GRAVEL	GRAVEL	646.05
OVERTON COMMUNITY CENTER	BLDG. RENT	100.00
PAYROLL ACCOUNT	PAYROLL	66602.40
PATTY'S HALLMARK	SUPPLIES	80.03
PETTY CASH FUND	PETTY CASH	106.24
PITNEY-BOWES	SERVICE	894.00
PLATTE VALLEY AUTO MART	FORD PICKUP	12995.00
PLUM CREEK TELEPHONE SYSTEMS	REPAIRS	45.00
PROTECTIVE LIFE INS.	PREMIUMS	180.86
SEWARD, RUTH	REIMBURSE FOR BOOKS	18.00
SHOE MART	JACKET/LETTERING	57.72
SIXTH STREET MARKET	FOOD	60.54
SIGN PRO	SIGNS	25.00
SOCIAL SECURITY FUND	EMPLOYER'S FICA	5033.82
SUND, T.L.	SERVICE	570.13
S & W AUTO PARTS	PARTS	120.56
TODD, MICHAEL & CO.	LETTERING	87.93
TRAVELERS, THE	POLICE PENSION	944.68
U S WEST COMMUNICATIONS	PHONE	475.92
UTILITY EQUIPMENT CO.	TAPPING SADDLE	266.33
WALMART	SUPPLIES	619.90
WEST CENTRAL NE. DEVELOPMENT	SERVICES	5500.00
WESCO	EL SUPPLIES	4242.86
ACE EQUIPMENT & SUPPLY CO.	GUTTER BROOMS	471.00
BERNTSON OIL	FUEL	5347.67

BISHOP, PETE	MTG. EXP.	12.50
B & P CREDIT MANAGEMENT	SERVICES	103.10
CASH-WA DISTRIBUTING	FOOD	999.01
CCP INDUSTRIES, INC.	GLOVES	66.20
CENTURY LABORATORIES, INC.	SNOW PLOW WAX	383.91
CENTURY LUMBER	BLDG SUPPLIES	312.45
CENTRAL COMMUNITY COLLEGE	CPR CLASSES	306.75
COAST TO COAST	SUPPLIES	74.18
COUNTRY GENERAL	SUPPLIES	271.96
COZAD SERVICES	SERVICE	45.00
CREATIVE TEACHER, THE	BOOK	21.95
C & S TRUCK & SALVAGE, INC.	ALTERNATOR	798.20
CULLIGAN WATER CONDITIONING	SERVICE	52.50
DC SERVICES/LARRY SMITH	SERVICE	200.00
DEMCO	LIBRARY SUPPLIES	39.70
D & M SECURITY	MONITOR WA ALARMS	105.00
DUTTON-LAINSON COMPANY	EL SUPPLIES	777.47
DURKIN EQUIPMENT CO.	CONVERTER REPAIRS	760.90
DUGAN BUSINESS FORMS	OFFICE FORMS	316.75
EAKES OFFICE PRODUCTS	OFFICE SUPPLIES	135.81
EGAN SUPPLY CO.	CLEANING SUPPLIES	67.35
ELECTRIC FIXTURE & SUPPLY	EL SUPPLIES	46.15
EMERY PRATT CO.	BOOKS	52.94
FAIRBANKS INTERNATIONAL	PARTS	10.63
FISCHER-SCIENTIFIC	CHEMICALS	770.14
GILLETTE/NE. DAIRIES	MILK	314.26
GRAND ISLAND INDEPENDENT	SUBSCRIPTION	105.00
HAINES, BILL	MTG. EXP.	12.50
HARLEQUIN RETAIL, INC.	BOOKS	10.48
HIPP WHOLESALE CO.	FOOD	893.84
HILL-HOLDREGE INTER-LIBR.	SERVICE	8.00
INGRAM LIBRARY SERVICE	BOOKS	353.11
KANSAS ELECTRIC COOPERATIVE	EL SERVICE	4844.70
KRIZ-DAVIS COMPANY	EL SUPPLIES	66.57
LEXINGTON PUBLIC LIBRARY	PETTY CASH	19.69
LEXINGTON NEWSPAPERS, INC.	ADS	16.40
LEXINGTON TRUCK & AUTO	STEERING GEAR	310.00
LEXUS	UTILITY BILLINGS	20127.69
LIBRARY ADMIN. DIGEST	SUBSCRIPTION	39.00
LOUDON'S FOR MEN, INC.	BOOTS	71.84
LUTHER, ANN	MTG. EXP.	41.85
MEAD/BIG VALLEY LUMBER	BLDG. SUPPLIES	12.60
MEYER WELDING	SPRING	15.78
MIDWAY SUPPLY	PARTS	267.31
MISKO SPORTING GOODS	SUPPLIES	123.00
MILLER & ASSOCIATES	SERVICES	10945.62

MOORE BUSINESS FORMS	SUPPLIES	405.74
MORRY'S BODY SHOP	REPAIRS	32.00
MR. AUTOMOTIVE	PARTS	95.15
NE. MACHINERY, INC.	PARTS	250.00
NE. SALT & GRAIN	ICE CONTROL SALT	652.50
NE. LIBRARY COMMISSION	CERTIFICATION	37.27
NE MUNICIPAL POWER POOL	CONF. EXP.	125.00
NEBRASKALAND TIRE TRUCK CENTER	REPAIR	8.00
NE. STATE HISTORICAL SOC.	BOOK	14.65
NICHOLS, CHARLES	MTG. EXP.	12.50
NUTRITION ACTION	SUBSCRIPTION	10.00
O K TIRE	TIRES	5998.77
OTTE, BONNIE	MTG. EXP.	14.61
OUTLOOK WINDOW PARTNERSHIP	WINDOWS	1767.00
PAULSEN BLDG & SUPPLY	CONCRETE	60.00
PATTY'S HALLMARK	SUPPLIES	634.50
PLATTE VALLEY AUTO MART	PARTS	136.03
PLUM CREEK MEDICAL GROUP	W/C CLAIMS	191.91
PLATTE VALLEY EXTERMINATING	SERVICE	24.00
REACH ELECTRONICS	PAGER REPAIR	33.03
READ ALL ABOUT IT BOOKSTORE	BOOKS	118.49
SCHONSTEDT INSTRUMENT CO.	RADIO REPAIR	183.31
SCHNIEBER FINE FOODS, INC.	FOOD	1953.65
SIXTH STREET MARKET	FOOD	105.46
SKARSHAUG TESTING	SERVICES	232.37
S & W AUTO PARTS	PARTS	1128.93
TODD, MICHEAL & CO.	FLASHER BATTERY	139.27
TRI-COUNTY HOSPITAL	W/C CLAIM	193.50
TRAUTMAN'S MEAT CENTER	MEAT	31.80
UPSTART	BOOKS	71.83
UTILITY EQUIP CO.	EL SUPPLIES	1448.07
WALMART	SUPPLIES	325.39
WATERPRO	WATER METERS	3280.04
WESCO DISTRIBUTION, INC.	EL SUPPLIES	15.98
WESTERN ENGINEERING CO., INC.	ASPHALT	283.39
WHITTEN CHIROPRACTIC CLINIC	W/C CLAIM	226.00
YOUNG, DONALD	MTG. EXP.	45.00
ZEP MANUFACTURING CO.	SUPPLIES	34.84
	GRAND TOTAL	\$262,194.94

**BRYAN SCHOOL
REQUEST:**

Marsha Bader addressed the Lexington City Council requesting a traffic light be placed at the corner of 10th & Adams Streets for children crossing Adams Street to attend Bryan School. She stated that the light was there previously and she is asking that it

be replaced. City Manager Bricker informed the Lexington City Council that the State of Nebraska and the City of Lexington had reached an agreement whereby the traffic light would be moved from the corner intersection to mid-block between 10th and 11th on Adams Street to alleviate the confusion when the crosswalk is placed at the corner. When asked how long it would take, the reply was that the City is waiting for a reply from the State of Nebraska. Ms. Bader was advised, along with City Manager Bricker to compose a letter to the State of Nebraska Dept. of Roads asking for their immediate attention to this matter. No further action was taken.

SABIN COST OF LIVING INCREASE:

Marilyn and Dan Sabin addressed the Lexington City Council presenting weigh tickets differentiating between residential and commercial trash which is hauled and the amount of increase involved in their tipping fees. The Council then discussed the merits of need for an increase in rates. Based upon calculations formed by individual council persons. After a debate pertaining to a request for additional information, moved by Kohl, seconded by Wightman to allow \$1 increase in sanitation rates to compensate for cost of living increase with said rates to be effective for five months or when the data from scales is sufficient to support this raise. Roll call. Voting "aye" were: Wightman, Kohl, Hawks. Voting "Nay" were: Fagot, Klamm. Motion carried.

PAY REQUEST:

City Manager Bricker presented Pay Request No. 7 from Paulsen, Inc. for general construction of the Aquatic Center. After a review of the pay request and a letter from Burbach Engineering, engineers for the Aquatic Center, moved by Wightman, seconded by Klamm that Pay Request No. 7 from Paulsen, Inc. for general construction of the Aquatic Center in the amount of \$70,300 be approved and authorized the City Treasurer to transfer \$70,300 from the Aquatic Funds to the City of Lexington Operating Account. Roll call. Voting "aye" were: Fagot, Kohl, Klamm, Wightman, Hawks. Motion carried.

AIR QUALITY REPORT:

City Manager Bricker addressed the Lexington City Council stating that various methods had been explored to judge the type of air quality in Lexington.

He further stated that Mr. Joe Francis from the Department of Environmental Quality and himself will be having a meeting later in the week to discuss the problem and what possible testing could be performed by DEQ. City Manager Bricker further stated that there is a bill in the legislature that would set emission standards for hydrogen sulfide at three parts per billion which is among some of the strictest criteria in the nation. With no further comments, no further action was taken at this time.

**NATURAL GAS
DISCUSSION:**

City Manager Bricker addressed the Lexington City Council stating that he had given them a memo outlining his meeting in North Platte with the Nebraska Municipal Power Pool and how the Power Pool had developed an alliance for competitive energy and use that as a vehicle to provide natural gas to customers at a lower cost. He further explained that this alliance could be used for legal research, franchise review, joint purchasing, personnel, training and feasibility studies. Upon closing, he suggested that the City Council consider joining this alliance as a step in the right direction for the citizens of Lexington. Upon completion of his presentation, no further action was taken.

**APPOINTMENT TO
BOARD:**

Mayor Hawks announced that he had been an elected representative to the West Central Nebraska Development District Board of Directors and would relinquish that position to any one of the elected officials on the Council. Seeing none, Mayor Hawks stated that he would then represent the City on this board. Moved by Wightman, seconded by Klamm to approve the Mayor's appointment of himself to be the elected representative to the West Central Nebraska Development District Board of Directors. Roll call. Voting "aye" were: Kohl, Fagot, Klamm, Wightman. Mayor Hawks abstained. Motion carried.

ADJOURNMENT:

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

Robert Hawks
Mayor

Leon E. Malzahn
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.

Leon E. Malzahn
Lexington City Clerk