

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, May 27, 1997 at the Lexington Municipal Offices, 406 East 7th Street, Lexington, Nebraska, at 7:30 P.M. Present were Mayor John Wightman, John Fagot, Neal Kohl, Rick Klamm, and Patty Mandelko. City Officials present were: City Clerk Leon Malzahn, City Manager Vance Bricker, City Attorney Will Weinhold. Department Heads present were Charles Clark, Ruth Seward, Kerry Rader, Joe Peplitsch. Also present was Bob Blankenship representing Miller and Associates. The press was represented by the Kearney Hub 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 Wightman.

MINUTES OF REGULAR MEETING 5/13/97: The minutes of the regular meeting held May 13, 1997 were presented for Council's consideration and approval. Moved by Kohl, seconded by Klamm to approve the minutes of the regular meeting held May 13, 1997 as presented. Roll call. voting "aye" were: Fagot, Mandelko, Klamm, Kohl, Wightman. Motion carried.

CLAIMS AND BILLS: Claims and Bills in the amount of \$380,830.39 were presented for Council's consideration and approval. Upon review of the claims and bills, it was moved by Klamm, seconded by Fagot to approve the claims and bills as listed and authorize the City Treasurer to transfer \$268,806.47 from the General Fund, \$80,598.34 from LEXUS funds, \$16,955.50 from City Sanitation, \$4,134.01 from the Landfill, \$3,584.28

from the Health Fund, \$709.21 from Block Grant 90-HD-010, \$5,942.58 from Meals on Wheels, and \$100.00 from the Library Memorial Fund to the City of Lexington Operating Account. Roll call. Voting "aye" were: Mandelko, Kohl, Fagot, Klamm, Wightman. Motion carried.

CITY OF LEXINGTON ACCOUNTS PAYABLE May 27, 1997
 ADVANCED CONTROL SYSTEMS SERVICE CONTRACT

		\$2,028.00
AFLAC	PREMIUMS	\$160.24
ALIAN COMMUNICATIONS	NAVIX CHGS	\$19.95
AMERICAN RED CROSS	LIFEGUARD CLASS	\$561.50
BARMORE DRUG	STENCILS	\$66.49
BARCO MUNICIPAL PRODUCTS	POST REFLECTORS	\$138.78
BERNTSON OIL	FUEL	\$3,152.56
BETTER BOOKS COMPANY	BOOKS	\$477.20
CASH-WA DISTRIBUTING	FOOD	\$593.46
CENTRAL GARAGE FUND	LABOR/PARTS/OIL	\$3,453.57
CENTURY LABORATORIES	ALGAECIDE	\$1,085.66
CENTRAL TIRE & TREAD	FLAT REPAIR	\$6.50
CHURCH, APRIL	CLASS & MILAGE	\$33.80
COAST TO COAST	SUPPLIES	\$16.54
COUNTRY GENERAL	SUPPLIES	\$343.71
C.B.S.A	CLAIMS	\$2,506.07
CON-WAY CENTRAL EXPRESS	FREIGHT	\$178.54
DAWSON CO. JUDGE	DISMISSED CASE	\$1.00
DAWSON CO PUBLIC POWER	UTL BILLS	\$1,915.93
DAN'S SANITATION	SERVICE CONTRACT	\$16,955.50
DEMCO	BOOK SUPPLIES	\$73.91
DELORME	CD ROM DISCS	\$46.00
DUNCAN, LUCY-STORYTELLER	(1) HOUR STORYTELLING	\$284.01
ELECTRIC FIXTURE & SUPPLY	EL SUPPLIESS	\$2,863.19
EMERGENCY MEDICAL PRODUCTS	EVAC-U-SPLINT KIT	\$543.88
FARM PLAN CORPORATION	SNAP RING	\$1.39
FISCHER-SCIENTIFIC	TRICHLOR	\$823.11
GILLETTE/NE. DAIRIES	MILK	\$321.86
HACH CHEMICAL	NITRIFICATION INHIBITOR	\$90.70
HANDEE CO., THE	BANNER TAPE	\$347.65

HIPP WHOLESALE CO.	FOOD	\$689.06
HOLIDAY INN	MOTEL EXP	\$49.00
I.C.M.A	ASST MGR PENSION	\$80.76
I.C.M.A - FELICIA C. LOGAN	ANNUAL MEMBERSHIP	\$288.00
I.P.S	QTRLY ADMIN FEES	\$300.15
INGRAM LIBRARY SERVICES	BOOKS	\$345.63
JELCO CARPET CLEANING	SHAMPOO CARPETS	\$250.00
JONES PLUMBING & HEATING	PLUMBING SUPPLIES	\$162.04
KIFFIN-MURPHY AGENCY	NOTARY FEE	\$30.00
KIEFER, ADOLPH	LIFEGUARD SUITS	\$404.82
KN ENERGY	GAS BILLS	\$815.90
LAWSON PRODUCTS	NUTS & BOLTS	\$523.42
LEXINGTON COMMUNICATIONS	RADIO REPAIR	\$44.25
LEXINGTON COOP	HOSE CLAMP	\$18.56
LEXINGTON PUBLIC LIBRARY	PETTY CASH	\$31.08
LEXINGTON TRUCK & AUTO	SPEEDOMETER & TIRE	\$31.00
LEXUS	UTL BILLS	\$17,026.75
LEXINGTON, CITY OF	FRANCHISE FEE	\$19,770.67
LEX RECREATION PROGRAM	SUPPORT PERSONNEL	\$1,959.00
LINN BUILDERS, PAUL	BLDG REPAIRS	\$225.00
LUTHER, ANN	CONF. EXP.	\$64.85
MEAD/BIG VALLEY LUMBER	BLDG SUPPLIES	\$910.28
MERIDIAN LIBRARY SYSTEM	REGISTRATION FEE	\$50.00
MIDWAY SUPPLY	BEARING	\$21.18
MISKO SPORTING GOODS	BASEBALL SUPPLIES	\$454.34
MID-STATES UNITS	PORTA-POTTY USE	\$80.00
MIDWEST LABORATORIES	QTRLY SLUDGE TESTS	\$9,488.50
MORRIS PRESS	SUPPLIES	\$272.41
NATIONAL TELESERVICE, INC.	PHONE	\$193.02
NE LIBRARY COMMISSION	CONF. EXP.	\$158.69
NCMA CONFERENCE	CONF. EXP.	\$124.00
O.K. TIRE	TIRES	\$302.70
OVERTON SAND & GRAVEL	MUD ROCK & GRAVEL	\$271.64
OVERTON COMMUNITY CENTER	BLDG RENT	\$100.00
PAULSEN BLDG & SUPPLY	CONCRETE	\$765.38
PATTY'S HALLMARK	SUPPLIES & POSTAGE	\$265.08
PITNEY-BOWES, INC	SERVICE CONTRACT	\$135.00
PLATTE VALLEY AUTO MART	PARTS	\$62.36
PLUM CREEK MEDICAL GROUP	W/C INJURY	\$32.00
PROTECTIVE LIFE INS.	PREMIUMS	\$180.86
RECREONICS CORPORATION	RACING LANES	\$2,030.00

REPUBLICAN VALLEY	REGISTRATION - SEWARD	\$12.00
ROSEN PUBLISHING	BOOKS	\$79.60
SCHNIEBER FINE FOODS	FOOD	\$1,134.25
SEWARD, RUTH	CONF. EXP.	\$17.00
SIMON & SCHUSTER	BOOKS	\$80.76
SIXTH STREET MARKET	FOOD	\$58.60
SIXTH STREET PHARMACY	PHOTO DEVELOPMENT	\$3.21
STEWART, RON	POOL CLINIC & MILAGE	\$114.40
S & W AUTO PARTS, INC.	PARTS	\$682.24
TIME LIFE BOOKS	BOOK	\$23.48
TRAVELER'S, THE	POLICE PENSION 4/24/97	\$873.88
U.S. WEST COMMUNICATIONS	PHONE	\$383.67
VAN WATERS & ROGERS, INC	CAUSTIC SODA	\$649.60
WAL-MART	SUPPLIES	\$283.39
WATERPRO	COUPLINGS	\$861.18
WESCO	EL SUPPLIES	\$3,100.73
ZEP MANUFACTURING	SAVOY	\$51.59

TOTAL: \$106,507.66

ADDED CLAIMS:

BAIRD, HOLM & MC EACHEN	SERVICE CONTRACT	\$2,675.00
C.B.S.A	CLAIMS	\$404.96
DEPOSITORY TRUST CO.	1996 BOND: PRINC & INT.	\$193,337.50
FIRST NAT'L BANK OF OMAHA	EMPLOYEE PENSION	\$2,006.31
LEAGUE OF NE. MUNICIPALITIES	CONF. EXP.	\$150.00
MALZAHN, LEON	REIMBURSEMENT	\$894.56
MILLS, BARBARA	TUITION REIMBURSED	\$278.84
PAYROLL ACCOUNT	PAYROLL, 5/22/97	\$68,395.28
PETTY CASH FUND	PETTY CASH	\$108.01
SOCIAL SECURITY FUND	EMPLOYER'S FICA	\$5,171.08
TRAVELERS, THE	POLICE PENSION	\$879.94
WAREHOUSE SURPLUS	SUCKERS	\$21.25

SUBTOTAL: \$274,322.73

GRAND TOTAL: \$380,830.39

SALE OF PROPERTY: Janice Scott representing Peterson Oil addressed the Lexington City Council with an offer to trade some property on the current Triangle, approximately 50

feet wide, and the length of the North and the South width of the Triangle, for a lot down by the current Service Building. City Manager Bricker informed the Council that currently the City of Lexington has adequate grounds at the Service Building and would not need this property. Ms. Scott stated that this ground would be used for the burial of storage tanks. She further stated that the driveway west of the building is wide enough for the tanks laying end-to-end, however, the additional expense of the concrete would be required for people to drive over the tanks. Upon completion of the presentation, Ms. Scott was directed to submit further information regarding the composition of the tanks and the possibility of the City leasing the ground for the use, rather than actually selling the ground. No further action was taken.

**CONVEYANCE OF
PROPERTY:**

It was moved by Klamm, seconded by Mandelko that the following resolution be passed and approved. Roll call. Voting "aye" were: Fagot, Kohl, Mandelko, Klamm, Wightman. Motion carried.

RESOLUTION NO. 97-10

WHEREAS, the City has by Ordinance No.2703 approved the sale of the following described real estate owned by the City, to-wit:

Lot H and I, in the Replat of Lot 1 of the replat of Lots 1-12, Block Eight (8), Southaven Addition to the City of Lexington, Dawson County, Nebraska.

WHEREAS, Notice of such Ordinance has been duly published and the time for remonstrance has passed, and no petition against such sale has been filed.

BE IT THEREFORE RESOLVED by the Council and President of the Council of the City of Lexington, Nebraska, that John Wightman, as President of the Council is hereby directed and authorized on behalf of the City to execute a deed conveying the above described property to the purchaser thereof.

Passed and approved this 27 day of May, 1997.

CITY OF LEXINGTON, NEBRASKA

BY: John Wightman
Mayor

ATTEST:

LEON e MALZAHN
City Clerk

**PAY ESTIMATE
AQUATIC CENTER:**

The Lexington City Council considered Pay Estimate #12 from Paulsen's Inc. of Cozad for general construction of the Aquatic Center. After a brief report on the progress of the seeding, sodding, and other activities at the Aquatic Center, Council Person Kohl moved that Estimate #12 from Paulsen's Inc. of Cozad, Nebraska in the amount of \$36,962.00 for general construction of the Aquatic Center be approved. Seconded by Mandelko. Roll call. Voting "aye" were Fagot, Klamm, Mandelko, Kohl, Wightman. Motion carried.

COUNCIL RETREAT:

City Manager Bricker, advised the Council that a time and date need to be set for the Mid-Year Retreat. It was moved by Klamm, seconded by Fagot, that the Lexington City Council should hold a retreat on June 21, 1997 at the Grand Generation Center, beginning at 8:00 a.m. Roll call. Voting "aye" were Mandelko, Kohl, Fagot, Klamm, Wightman. Motion carried.

EXECUTIVE SESSION:

City Manager Bricker requested that the City Council go into Executive Session to discuss Personnel. It was moved by Klamm, seconded by Fagot to recess the regular session, to Executive Session, at 8:07 P.M. Roll call voting "aye" were: Kohl, Mandelko, Fagot, Klamm, Wightman. Motion carried.

It was moved by Kohl, seconded by Fagot to reconvene the Regular Session, from Executive Session at 8:56 P.M. Roll call voting "aye" were Mandelko, Klamm, Fagot, Kohl, Wightman. Motion carried.

ADJOURNMENT:

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

John Wightman
Mayor

Leon E. Malzahn
City Clerk

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