

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, July 22, 1997 at the Lexington Municipal Offices, 406 East 7th Street, Lexington, Nebraska at 7:30 P.M. Members of the Council present were Mayor John Wightman, John Fagot, Neal Kohl, Rick Klamm, Patty Mandelko. City Officials present were City Clerk Leon Malzahn, City Manager Vance Bricker, City Attorney Willard Weinhold. Department Heads present were Charles Clark, Ruth Seward, Barb Mills, Joe Peplitsch. Also present was Reed Miller, Dana Daniels, Bob Blankenship representing Miller and Associates, Jim Fox, Neil Woodward, Frank Hennigan, Ramona Finnell, Tom Ward. The Press was represented by The Clipper Herald, KRVN, Tri-City Tribune, 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 Wightman.

MINUTES OF REGULAR MEETING 7-8-97: Moved by Klamm, seconded by Kohl, to approve the minutes of the regular meeting held July 8, 1997 as presented. Roll call. Voting "aye" were: Fagot, Mandelko, Kohl, Klamm, Wightman. Motion carried.

MINUTES OF SPECIAL MEETING 7-15-97: Moved by Mandelko, seconded by Kohl, to approved the minutes of the special budget meeting held July 15, 1997 as presented. Roll call. Voting "aye" were: Klamm Fagot, Kohl, Mandelko, Wightman. Motion carried.

MINUTES OF SPECIAL MEETING 7-22-97: Moved by Kohl, seconded by Mandelko, to approve the minutes of the special budget meeting held July 22, 1997 as presented. Roll call. Voting "aye" were: Fagot, Klamm, Mandelko, Kohl, Wightman. Motion carried.

CLAIMS AND BILLS: Claims and bills in the amount of \$265,641.14 were presented by Council's consideration and approval. Upon review of the claims and bills, moved by Klamm, seconded by Mandelko to approve the claims and bills as listed, and

authorize the City Treasurer to transfer \$129,387.53 from the General Fund, \$100,368.17 from the LEXUS Funds, \$17,286.75 from City Sanitation, \$10,392.79 from Landfill, \$2,704.18 from Health Fund, \$120.59 from Block Grant 90-HD-010, and \$5,381.13 from Meals on Wheels, to the City of Lexington Operating Account. Roll call. Voting "aye" were: Fagot, with the exception of Fagot Electric, Kohl, with the exception of Mr. Automotive, Mandelko, Klamm, Wightman. Motion carried.

CITY OF LEXINGTON
 ACCOUNTS PAYABLE
 July 22, 1997

ACE EQUIPMENT CO.	GUTTER BROOMS	\$587.27
ADVANCED CONTROL SYSTEMS	SERVICE AGREEMENT	\$2,028.00
AFLAC	PREMIUMS	\$160.24
ALAMAR UNIFORM CO.	UNIFORM SUPPLIES	\$41.24
ALIAN T COMMUNICATIONS	NAVIX CHGS	\$39.90
ALIAN T CELLULAR	PHONE	\$38.36
AMERICAN SIGMA	PUMP TUBING	\$189.09
ARNOLD POOL CO.	POOL CHEMICALS	\$320.35
AT & T	PHONE	\$30.21
BARMORE'S	W/C CLAIM	\$48.43
BARCO MUNICIPAL PRODUCTS	SUPPLIES	\$598.83
BAUGHMAN, JOSH	SUPPORT PERSONNEL	
\$25.00		
BERNTSON OIL	FUEL	\$2,284.62
BILL'S FARM & RANCH SERVICES	GRASS	\$75.00
BROWN TRANSFER	FREIGHT	\$143.62
CASH-WA DISTRIBUTING	CONCESSION FOOD	\$2,107.61
CENTRAL GARAGE FUND	PARTS/LABOR/OIL	\$12,666.56
CENTURY LABORATORIES, INC.	CLEANING SUPPLIES	\$339.68
CENTURY LUMBER CENTER	BLDG SUPPLIES	\$230.33
CIHA, SALLY	EL REFUND	\$95.50
COAST TO COAST	CYCLE OIL	\$47.87
COMPUTER PROS	SOFTWARE SUPPORT	\$110.00
COCA COLA/DR. PEPPER	COKE PRODUCTS	\$664.75
COUNTRY GENERAL	SUPPLIES	\$308.24
C.B.S.A	CLAIMS	\$1,274.24
CREDIT BUREAU OF LEXINGTON	ANNUAL BULLETIN	\$120.00
C & S TRUCK & SALVAGE	RETAINER/BRAKE PADS	\$119.77
DAWSON CO. PUBLIC POWER	POWER	\$2,222.93
DAWSON CO. WEED CONTROL	SPRAYING	\$2,072.87
DAWSON CO. CLERK	TITLE COPIES	\$10.00
DAWSON CO. AREA ECON DEV.	REGISTRATION FEE	\$125.00
DEMCO	BOOK SUPPLIES	\$76.56
D & M SECURITY	CONTRACTUAL SERVICES	\$105.00
EAKE'S OFFICE SUPPLIES	QTRLY BILLING	\$205.02

EGAN SUPPLY CO.	CLEANING SUPPLIES	\$211.24
ELECTRIC FIXTURE	EL SUPPLIES	\$5,679.47
ELECTRIC PUMP	SOFTWARE SERVICE	\$990.63
FAIRBANKS INTERNATIONAL	PARTS	\$170.23
FAGOT REFRIGERATION	COMPRESSOR	\$950.35
FARM PLAN CORPORATION	GEAR BOX	\$149.05
GILLETTE/NE. DAIRIES	MILK	\$174.23
GREAT PLAINS ONE-CALL SERVICE	EL LOCATES	\$118.47
HALL'S SAFETY EQUIPMENT	CITY'S SHARE OF BOOTS	\$114.85
J & A HANDY-CRAFTS, INC.	CRAFT SUPPLIES	\$31.04
HEARTLAND CLERK'S ASSOCIATION	ANNUAL MEMBERSHIP	\$10.00
HIPP WHOLESALE, INC.	FOOD	\$394.19
HILL-HOLDREGE INTER-LIBRARY	SERVICE AGREEMENT	\$14.00
HOFAKER'S IRON & METAL	HANDLES	\$25.50
I.C.M.A	C/M PENSION	\$134.08
INT'L ASSOC. OF ELECTRICAL INSP.	ANNUAL MEMBERSHIP	\$40.00
INGRAM LIBRARY SERVICES	BOOKS	\$161.84
INTERSTATE STRUCTURES	MILLER FIREHALL BLDG	\$14,964.00
JONES PLMBG & HEATING	PLMBG SUPPLIES	\$1,117.79
KAPCO	BOOK SUPPLIES	\$56.16
KARABATSOS, ARTHUR & ASSOC.	BOOKS	\$39.40
KEEP LEXINGTON BEAUTIFUL	TRAP MAINT.	\$57.00
KN ENERGY, INC	GAS BILL	\$354.97
LAW ENFORCEMENT EQUIP CO	EVIDENCE EQUIP	\$31.45
LEAGUE OF NE MUNICIPALITIES	ANNUAL MEMBERSHIP	\$1,025.00
LEE'S FLOWERS	CORSAGE	\$21.30
LEXINGTON COMMUNICATIONS	RADIO REPAIRS	\$105.90
LEXINGTON COOP	PRAMITOL	\$144.05
LEXINGTON GAS COMPANY	WINDSHIELD REPLACED	
\$99.50		
LEXINGTON PUBLIC LIBRARY	PETTY CASH	\$37.82
LEXINGTON NEWSPAPERS	ADS	\$7.65
LEXINGTON SOLID WASTE AGENCY	LANDFILL EXP	\$168.75
LIBRARY ADMINISTRATOR'S DIGEST	ANNUAL SUBSCRIPTION	\$39.00
LINCOLN EQUIP CO	BACKBOARD	\$65.95
LINCOLN JOURNAL STAR	SUBSCRIPTION	\$96.20
LUTHER, ANN	MTG EXP	\$41.85
MARTIN ELECTRIC	EL SUPPLIES	\$177.50
MALOLEY, SAMIA	SUPPORT PERSONNEL	\$25.50
MEAD/BIG VALLEY LUMBER	BLDG SUPPLIES	\$323.57
MEYER WELDING	STEEL	\$99.57
MIDWAY SUPPLY	BLDG SUPPLIES	\$121.14
MID-STATES UNITS	PORTA-POTTIES	\$410.00
MILLER & ASSOCIATES	SERVICE AGREEMENT	\$2,100.00
MORRIS PRESS & OFFICE SUPPLIES	OFFICE SUPPLIES	\$1,171.97
MR. AUTOMOTIVE	PARTS	\$13.21
MUNICIPAL SUPPLY	COUPLINGS	\$627.63
N T I	PHONE	\$185.73
NAT'L BUSINESS FURNITURE	CREDENZA	\$377.00

NAT'L LIBRARY SERVICE	BOOKS	
\$95.40		
NEBRASKA MACHINERY	PARTS	\$25.96
NE RURAL WATER ASSOCIATION	RATE SURVEY	\$8.00
NE PLANNING & ZONING ASSOC.	REGISTRATION FEE	\$100.00
NE WATER ENVIRONMENTAL ASSOC	REGISTRATION FEE	
\$100.00		
O.K. TIRE	TIRES	\$1,918.89
OVERTON COMMUNITY CENTER	BLDG RENT	\$100.00
PATTY'S HALLMARK	OFFICE SUPPLIES	\$227.04
PETTY CASH FUND	PETTY CASH	\$75.04
PLUM CREEK MOTORS	BRACKET	\$24.75
PRECISION INDUSTRIES	BEARING	\$107.07
PROTECTIVE LIFE INS.	CANCER PREMIUMS	\$180.86
REACH ELECTRONICS	PAGER REPAIRS	\$60.24
RENT ALL RENTALS	EQUIP RENTAL	\$130.28
RECREONICS CORPORATION	FUNNY FLOATS	\$257.16
RELIABLE RACING SUPPLY, INC.	NUMBER SETS	\$36.67
SAV-A-LOT DISCOUNT FOODS	CONCESSION FOOD	\$71.98
SCANTRON FPC	CABLE PARTS	\$27.64
SCHNIEBER FINE FOODS	FOOD	\$954.30
SIXTH STREET MARKET	FOOD	\$302.10
SMITH, H.O. COMPANY	TITLE INS (CITY'S SHARE)	\$71.25
SPECIALTY STORE SERVICES, INC.	TAPED BOOKS	\$69.41
SUPERIOR SIGNAL, INC.	FLASH TUBES	\$83.95
S & W AUTO PARTS	PARTS	\$651.33
TIME LIFE BOOKS	BOOK	\$23.48
TRI-CITY TRIBUNE	ADS	\$120.00
TRAVELERS, THE	POLICE PENSION	\$962.90
UEC EQUIPMENT COMPANY	POWER DOLLY	\$19,500.00
U S WEST COMMUNICATIONS	PHONE	\$2,024.32
VAN WATERS & ROGERS, INC.	HYDROCHLORIC ACID	\$537.50
VALENTINO'S	PIZZA	\$51.70
WAL-MART	SUPPLIES	\$709.05
WAREHOUSE SURPLUS	SUCKERS	\$30.24
WESCO DISTRIBUTION, INC.	EL SUPPLIES	\$127.80
BSB CONSTRUCTION	COVER DIRT/REPAIRS	\$6,490.00
C.B.S.A	CLAIMS	\$1,040.41
DAN'S SANITATION	SANITATION SERVICES	\$17,286.75
FIRST NAT'L BANK OF OMAHA	EMPLOYEE PENSION	\$2,064.50
INT. INST. OF MUNICIPAL CLERKS	ANNUAL MEMBERSHIP	\$80.00
JELCO	CARPET CLEANING	\$49.00
K N ENERGY	GAS BILLS	\$286.10
LEXUS	UTL BILLING	\$21,895.82
LEXINGTON, CITY OF	FRANCHISE FEE	\$24,489.94
NE MUNICIPAL CLERK'S ASSOC.	ANNUAL MEMBERSHIP	\$30.00
PAYROLL ACCOUNT	PAYROLL	\$90,522.57
SOCIAL SECURITY FUND	EMPLOYER'S FICA	\$6,864.48
VAN WATERS & ROGERS, INC.	POOL CHEMICALS	\$1,768.50

WOLF, TRACY

MEAL EXP.

\$18.94

GRAND TOTAL:

\$265,641.14

SPECIAL DESIGNATED PERMIT:

Ms. Ramona Finnell, representing Lakota Incorporated, addressed the Lexington City Council stating that they are requesting a Special Designated Permit for August 8th from 6:00 p.m. to 1:00 a.m. in order to hold a street dance. The requested permit would also require the closing of Washington Street from 4th Street to the Alley, north. The City Council discussed the pros and cons of setting a precedence allowing the closure of the street for a celebration other than one that would involve the entire community. Upon completion of the discussion, moved by Klamm, seconded by Mandelko to grant a special permit to Lakota Incorporated, at 405 N. Washington, for August 8, 1997 from 6:00 p.m. to 1:00 a.m. Roll call. Voting "aye" were Mandelko, Klamm. Voting "nay" were Wightman, Fagot, Kohl. Motion failed.

SPECIAL ASSESSMENT: The Lexington City Council sitting as a Board of Equalization, considered the assessment schedule presented by Miller and Associates for improvements in improving District #96-03. Upon a review of the assessments, and hearing no objections to these assessments, Mayor Wightman declared the public hearing closed.

The next item of discussion was to place a percentage of interest in the ordinance. After a discussion concerning the rates previously charged, the Clerk was instructed to insert 9% in the ordinance as the interest rate. Upon completion of this discussion, an ordinance entitled:

An ordinance levying a special assessment upon the lots, parts of lots, lands and real estate specially benefited by the improvements in improvement district no. 96-03, of the City of Lexington, Nebraska; to defray the costs of said improvements to the extent of the special benefit to such lots, parts of lots, lands and real estate by reason of such improvements and providing for publication in pamphlet form.

Upon completion of the ordinance, it was moved by Klamm, seconded by Mandelko, that said ordinance be passed on first reading with the 9% interest rate. Roll call. Voting "aye" were: Kohl, Fagot, Mandelko, Klamm, Wightman. Motion carried.

BOND ISSUES:

Mr. Jim Fox, representing Ameritas, addressed the Lexington City Council outlining the following action: 1. A resolution calling \$775,000 in commercial revenue bonds. 2. A resolution calling \$828,500 in junior lien bonds, and, 3. A bond ordinance authorizing the issuance of utility revenue bonds for the payment of the anticipation notes and the junior lien in the previous two items. Mr. Fox stated that the issuance of these bonds would then complete and place into permanent long term financing, the 13th Street Project. Upon completion of discussion, Council Member Fagot offered the following resolution and moved it's passage and adoption:

RESOLUTION 97-11

BE IT RESOLVED by the Mayor and City Council of the City of Lexington, Nebraska:

Section 1. The following notes, in accordance with their option provisions are hereby called for payment on September 2, 1997, after which date interest on the notes will cease:

Combined Utilities Revenue Bond Anticipation Notes, 1995 Series B, of the City of Lexington, Nebraska, date of original issue - April 15, 1995, in the principal amount of Seven Hundred Seventy-five Thousand Dollars (\$775,000), numbered as shown on the books of the Paying Agent and Registrar, in denomination of \$5,000 each, becoming due and bearing interest as follows:

<u>Principal Amount</u>	<u>Maturity Date</u>	<u>Interest Date</u>
\$775,000	December 1, 1997	5.00%

Said notes are hereinafter referred to as the "Refunded Notes."

Said notes are subject to redemption at any time on or after January 1, 1997, at par and accrued interest, and said interest in payable semiannually. Said notes were authorized by ordinance and were issued for the purpose of providing interim financing pending the issuance of revenue bonds of the City for the cost of extending, enlarging and improving the City's sewage disposal plant and system, waterworks plant and system and electrical light and power plant and distribution system.

Section 2. Said notes are to be paid off at the office of the Treasurer of the City of Lexington, Nebraska, as paying agent and registrar.

Section 3. A true copy of this resolution shall be filed immediately with the Treasurer of the City of Lexington, as Paying Agent and Registrar for the Refunded Notes, and said Paying Agent and Registrar is hereby instructed to mail notice to each registered owner of said notes not less than thirty days prior to the date fixed for redemption, all in accordance with the Ordinance authorizing said called notes.

City Clerk

Mayor

Council Member Klamm seconded the motion for said resolution and upon roll call vote, the following voted "aye": Kohl, Mandelko, Klamm, Fagot, Wightman. Motion carried.

Upon completion of the resolution calling for the \$828,500 bond, Council Member Klamm offered the following resolution and moved it's passage and adoption.

RESOLUTION 97-12

BE IT RESOLVED by the Mayor and City Council of the City of Lexington, Nebraska:

Section 1. The following bond, in accordance with its option provisions, is hereby called for payment on September 2, 1997, after which date interest on the bond will cease:

Junior Lien Combined Utilities Revenue Bond, Series 1996, of the City of Lexington, Nebraska, dated December 27, 1996, in the principal amount of Eight Hundred Twenty-eight Thousand and Five Hundred Dollars (\$828,500), the unpaid principal balance bearing interest at the rate of 5.125% per year, payable in equal annual installments commencing October 1, 1997, with the final installment due not later than December 26, 2036.

Said bond is hereinafter referred to as the "Refunded Bond."

The unpaid principal balance of said bond may be prepaid at any time, without penalty or redemption premium. Said bond was authorized by ordinance and was issued for the purpose of paying the cost of constructing improvements to the sanitary sewer system of the City.

Section 2. Said bond is to be paid by the office of the Treasurer of the City of Lexington, Nebraska, as paying agent.

Section 3. A true copy of this resolution shall be filed immediately with the Treasurer of the City of Lexington, as Paying Agent for the Refunded Bond, and said Paying Agent is hereby instructed to mail notice to each registered owner of said notes not less than ten days prior to the date fixed for redemption, all in accordance with the Ordinance authorizing said called bond. In addition, a true copy of this resolution shall be filed with the Office of the Auditor of Public Accounts of the State of Nebraska at least thirty (30) days prior to the call date of the Refunded Bond.

City Clerk

Mayor

Council Member Kohl seconded the motion for adoption of said resolution and upon roll call vote the following voted "aye": Mandelko, Fagot, Kohl, Klamm, Wightman. Motion carried.

Upon completion of the passage of both resolutions calling the bonds, Council Member Fagot introduced an ordinance entitled: "An ordinance authorizing and providing for the issuance of combined utilities revenue and refunding bonds, 1997 Series A, of the City of Lexington, Nebraska, in the aggregate principal amount of one million eight hundred fifteen thousand dollars (\$1,815,000) for the purpose of providing for the payment and redemption of the City's outstanding junior lien combined utilities revenue bond, series 1996, in the principal amount of \$828,500, and the City's combined utilities revenue bond anticipation notes, 1995 Series B, in the principal amount of \$775,000; directing the application of the proceeds of said bonds; prescribing the form, terms and details of said bonds; pledging and hypothecating the revenue and earnings of the sewer, water and electric systems owned by the City for the payment of said bonds and interest thereon; establishing the terms upon which additional bonds of equal lien upon revenues may be issued; entering into a contract on behalf of the City with the owners of said bonds; selling the bonds and authorizing the delivery of the bonds to the purchaser; and providing for publication of this ordinance in pamphlet form." Said ordinance was fully and distinctly read, and by motion of Council Member Fagot, seconded by Council Member

Klamm, it was designated as Ordinance #2081 and the title thereof was approved. The roll was called on the passage of said motion and the following voted "aye": Mandelko, Kohl, Klamm, Fagot, Wightman. Motion carried. Council Member Fagot moved that the statutory rule requiring the ordinances to be fully and distinctly read on three different days be suspended. Seconded by Council Member Klamm. The roll was called. The following voted "aye": Kohl, Mandelko, Klamm, Fagot, Wightman. Voting "nay" was: none. Motion to suspend the statutory rule having been concurred in by three-fourths of all members of the Council was declared passed and adopted.

Whereupon Ordinance No. 2081 was read by title and thereafter Council Member Fagot moved for final passage of said Ordinance. Council Member Mandelko seconded the motion. The Mayor stated: "The question is, shall Ordinance No. 2081 be passed and adopted?" The roll was called and the following voted "aye": Fagot, Kohl, Klamm, Mandelko, Wightman. The following voted "nay": none.

The passage and adoption of said Ordinance having been concurred with by a majority of all members elected to the Council, was by the Mayor declared passed and adopted, and the Mayor, in the presence of the Council, signed and approved said Ordinance, and the Clerk attested the passage and approval of the same and affixed the seal of the City thereto.

ANIMAL ORDINANCE:

An ordinance to control the keeping of poultry and fowl in the residential areas of the City of Lexington was presented to the City Council. City Attorney Will Weinhold addressed the Council stating that the amendment for the keeping of fowl for display in the public park had been added to this ordinance as recommended by the Council at the last meeting. Upon completion of the review of the amendment, moved by Klamm, seconded by Mandelko that the amendment be added to this ordinance, stating that this section shall not apply to fowl kept for display in public parks. Roll call. Voting "aye" were Fagot, Kohl, Mandelko, Klamm, Wightman. Motion carried. An ordinance entitled: "An ordinance to amend Section 5-5 of the Lexington City Code; to remove poultry, chickens, turkeys, ducks, geese and other fowl from residential areas of the city; to repeal original section 5-5 and all other ordinances or sections of ordinances in conflict herewith; and to provide sections of ordinances in conflict herewith; and to provide for an effective date and for publication in pamphlet form", was read before the Council. Moved by Fagot. Seconded by

Klamm that the rules requiring the reading of said ordinance on three separate days be suspended. Roll call. Voting "aye" were: Mandelko, Kohl, Klamm, Fagot, Wightman. Motion carried. Said ordinance was then read by title. Moved by Fagot, seconded by Kohl, that Ordinance No. 2082 be passed on final reading. Roll call. Voting "aye" were: Mandelko, Klamm, Kohl, Fagot, Wightman. Motion carried.

The passage and adoption of said ordinance having been concurred by a majority of the Council, the President declared said ordinance be adopted and signed the same. The Municipal Clerk attested to the passage and adoption of the ordinance by affixing his signature and the Seal of the City of Lexington in declaring Ordinance No. 2182 to be published in pamphlet form.

CEDAR STREET:

Mr. Dana Daniels representing Miller and Associates, addressed the Lexington City Council with the bids received for the Cedar Street Water Improvement Project. Mr. Daniels stated that two bids have been received...one from Midlands Contracting in the amount of \$123,387.00, the second bid was from Leggott Construction in the amount of \$156,805.62. Upon the completion of his review, he recommended the bid be awarded to Midlands Contracting. Upon the completion of his presentation, moved by Mandelko, seconded by Klamm, that the bid for the Cedar Street Water Improvement Project be awarded to Midlands Contracting in the amount of \$123,387.00. Roll call. Voting "aye" were: Kohl, Fagot, Klamm, Mandelko, Wightman. Motion carried.

GRADE SEPARATION REPORT:

Mr. Reed Miller, representing Miller and Associates addressed the Lexington City Council outlining the scope of services for the Grade Separation Study. Mr. Miller had a graph showing a probable time and progress that should be completed by that time if this report were accepted. In addition, he presented a Fee Structure for the Grade Separation Study and its components amounting to \$68,575.00 with contributions from the City of Lexington in the amount of \$3,940.00. Additionally, he included the comprehensive traffic counts and traffic analysis for comprehensive traffic study in the amount of \$23,860.00 and with an in-kind contribution from the City of \$10,640.00. The two studies would amount to \$92,435.00 with the City having an in-kind contribution of \$14,580.00. Upon the completion of his report, moved by Kohl, seconded by Mandelko to accept the Grade Separation Study from Miller

and Associates. Roll call. Voting “aye” were: Fagot, Klamm, Mandelko, Kohl, Wightman. Motion carried.

SALARY ORDINANCE: The Lexington City Council reviewed an ordinance setting the salary of the City Clerk. An Ordinance entitled “An Ordinance to establish compensation for the Lexington City Clerk. To provide for an effective date and for publication in pamphlet form” was read before the Council. Moved by Kohl, seconded by Fagot, that the rules requiring the reading of said ordinance on three separate days be suspended. Roll call. Voting “aye” were: Mandelko, Klamm, Fagot, Kohl, Wightman. Motion carried. Said ordinance was then read by title. Moved by Kohl, seconded by Klamm that Ordinance #2083 be passed on final reading. Roll call. Voting “aye” were Fagot, Mandelko, Klamm, Kohl, Wightman. Motion carried. The passage and adoption of said ordinance having been concurred by a majority of the Council, the President declared said ordinance be adopted and signed the same. The Municipal Clerk attested to the passage and adoption of the ordinance by affixing his signature and the Seal of the City of Lexington in declaring Ordinance No. 2083 to be published in pamphlet form.

EXECUTIVE SESSION: Moved by Klamm, seconded by Mandelko that the Regular Meeting be recessed to Executive Session at 8:55 p.m. for the purpose of discussing personnel. Roll call. Voting “aye” were Fagot, Kohl, Mandelko, Klamm, Wightman. Motion carried. Moved by Kohl, seconded by Mandelko to reconvene the Regular Session from Executive Session at 9:40 p.m. Roll call. Voting “aye” were Klamm, Fagot, Mandelko, 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

I, the undersigned City Clerk for the City of Lexington, Nebraska, hereby certify that all 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