

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, September 23, 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, and Patty Mandelko. City Officials present were City Clerk Leon Malzahn, City Manager Vance Bricker, City Attorney Willard Weinhold. Also present were Glenn Hawks, Charles Clark, Ruth Seward, Barb Mills, Joe Peplitsch, Chris Huff, Tom Nelson, and Bob Blankenship representing Miller and Associates. Other in attendance were Doug Monter, Mary Crist, and Bill Doughty.

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 9-9-97: Moved by Kohl, seconded by Mandelko to approve the minutes of the Regular Meeting held September 9, 1997 as presented. Roll call. Voting "aye" were Fagot, Klamm, Mandelko, Kohl, Wightman. Motion carried.

CLAIMS & BILLS: Claims and bills in the amount of \$242,777.15 was presented for Council's consideration and approval. Upon review of the claims and bills, moved by Klamm, seconded by Fagot, to approve the claims and bills as listed and authorize the City Treasurer to transfer \$87,502.08 from the General Fund, \$40,000.00 from the Fire Department Miller Funds, \$76,046.93 from LEXUS, \$17,262.50 from the City

Sanitation, \$519.58 from the Landfill, \$196.09 from Library Memorial, \$14,084.64 from the Health Fund, \$7,098.25 from Meals On Wheels, and \$67.08 from Housing Re-Use Fund to the City of Lexington Operating Account. Roll call. Voting "aye" were Kohl, Mandelko, Fagot, Klamm, Wightman. Motion carried.

CITY OF LEXINGTON
 ACCOUNTS PAYABLE
 September 23, 1997

AFLAC	CANCER PREMIUM	160.24
ALIAN T COMMUNICATIONS	EQUIPMENT CHARGES	19.95
AMERICAN LIBRARY ASSOCIATION	PROGRAMS	2.00
ARNOLD POOL COMPANY	RUBBER HANDLE GRIP	7.10
BARCO MUNICIPAL PRODUCTS	SOCKET SET	99.00
BAIRD, HOLM, MC EACHEN	PROF. SERVICES	803.64
BERNTSON OIL	FUEL	2,462.60
BENEFIT PLANS INC	POLICE PENSION PLAN	978.45
BECKER FIRE EQUIPMENT	BUCKETS-VALVES-FLANGE	768.58
BUSINESS & PROFESSIONAL CREDIT	UTILITY COLLECTIONS	205.07
CASH-WA DISTRIBUTING	FOOD AND SUPPLIES	570.26
CENTURY LUMBER CENTER	SUPPLIES	39.09
CHURCHICH RECR. DESIGN	6FT PVC BENCH	478.00
COMPUTER ASSISTANCE	PROF. SERVICES	3,476.17
COUNTRY GENERAL	SEAT COVERS	26.87
C.B.S.A.	CLAIMS	13,691.26
C.B.S.A.	PREMIUMS	200.85
CRAFTING TRADITIONS	1 YEAR SUBSCRIPTION	16.98
CREATIVE MARKETING	VINYL STRIPS FOR CAR	95.00
DAWSON COUNTY PPD	POWER BILLS	2,304.13
DAN'S SANITATION	2ND HALF SEPTEMBER	17,262.50
DEMCO	LIBRARY MATERIAL	66.66
DKFL/PAM SEBERGER	BOOKS	276.81
EGAN SUPPLY	TRASH BAGS	39.38
ELECTRIC FIXTURE	ELECTRIC SUPPLIES	207.92
FISCHER-SCIENTIFIC	CYLINDER & GLSSS	179.25
FIVE STAR FLOORING	TILE ADHESIVE	7.99
FIRST NATIONAL BANK	PAYROLL PENSION 9/11	1,949.50
GILLETTE/NEBRASKA DAIRIES INC	DAIRY PRODUCTS	149.95
GREAT PLAINS ONE-CALL SERVICE	LOCATES	38.06
GROLIER EDUCATION CORP	2-CD DELUXE UPDATE	45.90
HACH CHEMICAL	CHEMICALS	187.60
HARLEQUIN RETAIL INC	BOOKS	10.52
HIPP	FOOD AND SUPPLIES	651.97
HOLIDAY TRAVEL & CRUISES	AIR FARE FOR RICK KLAMM	407.00
I.C.M.A.	PEPPLITSCH PENSION	91.59

INT. CONFERENCE OF BLDG. OFC.	HOUSING CODES	19.10
INGRAM DISTRIBUTION	BOOKS	86.56
I.S.C.O. INC	ENVIROMENTAL SUPPLIES	3,047.50
JELCO CARPET	CLEANING SERVICE	148.50
JONES PLUMBING & SUPPLIES	SUPPLIES	
429.18		
KEY MOTORS	SET OF TIRES	100.00
K N ENERGY INC	GAS BILL	474.93
KRIZ-DAVIS CO	ELECTRICAL SUPPLIES	697.15
LAW ENFORCEMENT EQUIPMENT	TAPE & DISPENSER	16.25
LEXINGTON COOP	FERTILIZER	203.15
LEX PUBLIC LIBRARY	REPLENISH PETTY CASH	5.30
LEXINGTON NEWSPAPERS INC	NOTICES	321.80
LEXUS	CITY UTIL. BILLS-PARTIAL	1,160.39
LEXINGTON, CITY OF	FRANCHISE FEES-EST.	23,514.26
LEXINGTON SOLID WASTE	SOLID WASTE	81.00
LEXINGTON ARTS COUNCIL	CONTRIBUTION	1,000.00
LIEH'S DRILLING	SUPPLIES	198.57
LYNN PEAVEY COMPANY	BLOOD ALCOHOL KITS	39.65
MEAD/BIG VALLEY	SUPPLIES	769.36
MISKO SPORTING GOODS	REC. SUPPLIES	278.39
MUNICIPAL SUPPLY	GASKET	41.30
MUTUAL FUNDS	RENEW MUTUAL FUNDS	9.97
NATIONAL AUTOMOBILE DEALERS	RENEW NADA CAR GUIDE	52.00
NATIONAL TELESERVICE INC	LONG DIST. SERVICE	173.04
NLC CONFERENCE	RICK KLAMM CONF.	508.51
NEBRASKA DEP OF REV RECYCLING	FEE RETURN	25.00
NEBRASKA PUBLIC GAS AGENCY	BTU'S AND FUEL ADJ.	2,336.69
NEBRASKA LIBRARY COMMISSION	OCLC FOR AUGUST 97	44.86
NEBRASKA DEP OF REV	ADDITIONAL SALES TAX	0.21
NLA/NEMA	CONVENTION	61.00
NORTHEAST LIBRARY SYSTEM	NELS REGISTRATION	55.00
OCT INC.	SELF STUDY MATERIALS	186.00
OVERTON SAND & GRAVEL	ROCK & CONCRETE	474.52
OVERTON COMMUNITY CENTER	BUILDING USE	100.00
PAYROLL ACCOUNT	PAYROLL 09/11	69,818.70
PAULSEN INC	ROCK & CONCRETE	86.93
PATTY'S HALLMARK	OFFICE SUPPLIES	885.33
PETTY CASH	REPLENISH PETTY CASH	171.28
PHOTOGRAPHY BY DEE ANN	STAFF PICTURE	79.87
PLATTE VALLEY COMMUNICATIONS	PAGER REPAIR	34.00
PLUM CREEK MEDICAL HEPATITIS -	MELINDA WWTP	56.00
PROTECTIVE LIFE INSURANCE	CANCER PREMIUM	
180.86		
SCANTRON	COMPUTER EQUIPMENT	8,698.00
SCHNIEBER FINE FOODS	FOOD & SUPPLIES	1,106.49

SIXTH STREET	FOOD & SUPPLIES	194.16
SIMON & SCHUSTER	BOOKS	86.01
SOCIAL SECURITY FUND	P/R 9/11	5,282.30
S & W AUTO PARTS	SOLENOID	14.02
US WEST COMMUNICATION	PHONE CHARGES	46.66
VALENTINO'S	PIZZA FOR MEETING	48.54
WAL-MART	OFFICE SUPPLIES	245.35
DARRYL WATTIER	REPLACE JEANS DOG BITE	19.00
WESCO DISTRIBUTION INC	PEDESTALS & SUPPLIES	
3,292.22		
WESTERN PATHOLOGY CONSULT.	DRUG TESTING	27.10
WESTERN ENGINEERING CO	PICK UP UPM	90.00
WILLIAMS, ERIC	TRAVEL EXPENSES	89.89
YUNG CONSTRUCTION	PICNIC SHELTER	2,357.31
ADVANCED CONTROL SYSTEMS	SUPPORT AGREEMENT	2,491.25
BECKER FIRE EQUIPMENT CO	FOAM	374.40
CASH-WA	FOOD	277.71
COAST TO COAST	CENTRAL GARAGE SUPPLIES	2.99
CONSUMER GUIDE	1 YEAR RENEWAL	99.00
C.B.S.A.	CLAIMS PAYMENT	25.18
DATA TECHNOLOGIES	HARDWARE AGREEMENT	250.00
DUTTON-LAINSON	POLE LINE MATERIAL	403.85
EILER'S MACHINE & WELDING LABOR	- BORE WHEEL	86.00
ELECTRIC FIXTURE	STAPLES	2.34
FAIRBANKS INTERNATIONAL INC	BUSHING	19.80
FARM PLAN	CENTRAL GARAGE SUPPLIES	126.00
FISHER-SCIENTIFIC	STERILIZER	830.84
GILLETTE/NEBRASKA DAIRIES	DAIRY	99.09
HACH CHEMICAL	BOTTLES & STOPPERS	215.00
HAAS, T.O., TIRE CO	TIRES	149.90
HIPP WHOLESALE CO	FOOD & SUPPLIES	234.16
HOFAKER'S IRON & METAL	METAL RODS	1.21
INGRAM LIBRARY SERVICES	BOOKS	730.60
INTERSTATE STRUCTURES INC.	PROJECT #9704 LVFD	40,000.00
K N ENERGY INC	FINAL FOR POOL	4.29
KRIZ-DAVIS CO	SPACER BRACKET	1,955.34
LEXINGTON, CITY OF	DIGGER HOT LINE OVERPMT.	37.00
LEX AREA CHAMBER OF COMMERCE	ANNUAL DUES-PROG.	
3,604.00		
LEXINGTON FIRE DEPARTMENT	ANNUAL PAYMENT	8,889.00
LEXINGTON PUBLIC LIBRARY	POSTAGE-PETTY CASH	47.21
MALZAHN, LEON	LEAGUE CONFERENCE	201.32
MEAD/BIG VALLEY LUMBER	BOARD	9.21
MIDWAY SUPPLY	CENTRAL GARAGE SUPPLIES	162.54
NEBRASKA MACHINERY	CENTRAL GARAGE SUPPLIES	323.74
O K TIRE	TIRES	119.00

OLD DOMINION BRUSH	SWEEPER BROOMS	605.00
REAMS SPRINKLER SUPPLY CO	SPRINKLER	141.14
RODALE PRESS INC	RENEW 1 YEAR MAG.	35.12
SCHNIEBER FINE FOODS INC	FOOD & SUPPLIES	433.11
SCOTTSBLUFF SUPER 8 MOTEL	ROOM-KLAMM-PEPP-MALZAHN	303.44
SIXTH STREET MARKET	FILM DEVELOPING	3.01
S&W AUTO PARTS, INC	CENTRAL GARAGE SUPPLIES	343.28
THE TRAVELERS	ADMINISTRATION FEES	1,224.95
U.S. FILTER/WATERPRO	SUPPLIES	156.54
WAL-MART	SUPPLIES	212.59
GRAND TOTAL:		\$242,777.15

**EAGLES CLUB
MANAGER:**

The Lexington City Council considered the application of the Lexington Eagles Club changing their manager for their liquor license. Mary Crist was present to answer asked her by the Council pertaining to her previous experience as Manager of a liquor license. With no further comments being heard from the audience, Council member Fagot moved that the application of Mary Crist as manager of the Eagles Club liquor license be approved. Seconded by Mandelko. Roll call. Voting "aye" were Kohl, Klamm, Mandelko, Fagot, Wightman. Motion carried.

SIDEWALK REPORT:

City Manager Vance Bricker addressed the Lexington City Council reporting on the sections of the City Code that pertained to sidewalks that are in disrepair. City Attorney Weinhold also reported to the Council the possibilities of liability that may exist if the City adopted certain regulations for sidewalks, or if the City decided not to do anything with them. With no further comments, no further action was taken.

**BAN ON CARS IN
MEMORIAL PARK:**

Council member Kohl stated that he had requested this item be on the Agenda because of the abnormal amount of traffic in Memorial Park. Some of his largest concerns being the possibility of a pedestrian being in an accident with a car in Memorial Park. Various other complaints emerged which included parking on the grass, and vandalism in the restrooms. City Manager Bricker told the Council that there is a regulation that the Parks are to be closed to traffic at 11:00 p.m., however, it has been discussed to close the circle drive in Memorial Park to vehicle traffic

except when a celebration occurs, and the City Manager is given proper notification. Additionally, Mr. Kohl stated that there had been problems with parking on grass, and would like to have it stopped. The Clerk was instructed to put an item on the following agenda that deals with policies in all the parks for the next council meeting. But in lieu of a regulation, moved by Kohl, seconded by Mandelko, that the City Manager be authorized to close the parks to vehicular traffic at his discretion. Roll call. Voting "aye" were Klamm, Fagot, Mandelko, Kohl, Wightman. Motion carried.

**AQUATIC CENTER
REPORT:**

Mr. Chris Huff, the Lexington Recreation Director addressed the City Council reviewing the operational cost compared to budgets along with statistics on the operation of the pool through this first season. Upon the completion of his report, there was no further action taken.

ADJOURNMENT:

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

John Wightman
Mayor

Leon 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.

Lexington City Clerk