

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, March 10, 1998 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, and Patty Mandelko. Council person Rick Klamm was absent as previously requested and allowed. City Officials present were City Clerk Leon Malzahn, City Manager Vance Bricker, City Attorney Willard Weinhold. Department Heads present were Assistant City Manager Joe Pepplichtsch, Police Chief Charles Clark, Finance Director Barb Mills, Recreation Director Chris Huff, Chief Building Inspector Tom Nelson. Also present were Dana Daniels representing Miller and Associates, Harold Stevens, Dr. Roger Pentz, Marvin Bogner, Ken Krings, Alan Anderson, Tiny Price, Bob Cappel, Liz Richardson, Denzel Mills, Terry Unterseher, Nova Workman, Jim Lauby, Scott Sarnes, Terry Trueblood, Dave Smith, three members of the Scouts, Scott Baldwin, Steve Brummet. The press was represented by the Clipper-Herald, KRVN, and the 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 2-24-98: Minutes of the regular council meeting held February 24, 1998 were presented for Council's consideration and approval. Moved by Mandelko, seconded by Fagot to approve the minutes of the Regular Meeting held February 24, 1998 as presented. Roll call. Voting "aye" were Kohl, Fagot, Mandelko, Wightman. Motion carried.

CLAIMS & BILLS:

Claims and Bills in the amount of \$559,543.34 was presented for Council's consideration and approval. Upon review of the Claims and Bills, moved by Kohl, seconded by Mandelko to approve the Claims and Bills as listed and authorize the City Treasurer to transfer \$90,256.77 from the General Fund, \$450,006.35 from the LEXUS fund, \$10,000.00 from the City Sanitation Fund, \$2,079.53 from the Landfill, \$1,401.18 from the Health Fund, \$29.31 from the Library Memorial Fund, and \$5,770.20 from the Meals On Wheels Fund to the City of Lexington Operating Account. Roll call. Voting "aye" were Fagot, with the exception of Fagot, Electric, Mandelko, Kohl, Wightman. Motion carried. CITY OF LEXINGTON
ACCOUNTS PAYABLE
March 10, 1998

ACE EQUIPMENT	DIRT RUNNERS	35.25	
ADVANCED CONTROL SYSTEMS	SUPPORT AGREEMENT	2,012.00	
ALAMAR UNIFORM CO	UNIFORM PANTS	18.00	
ALIAANT COMMUNICATIONS	MARCH EQUIPMENT CONTRACT	19.95	
ALIAANT CELLULAR	FEBRUARY CELLULAR CHARGES	190.74	
BARMORE'S	OFFICE SUPPLIES	7.44	
BERNTSON OIL	FUEL	338.85	
BILL'S KIRBY	REPAIR VACUUM	32.56	
BRICKER, VANCE	LEAGUE MEETING IN LINCOLN	49.47	
BROWN, HAROLD	TOOL ALLOWANCE	50.00	
BUSINESS TELECOMMUNICATION	EQUIPMENT REPAIR	203.00	
BUSINESS & PROFESSIONAL CREDIT	JANUARY 1998 COLLECTION FEES	140.14	
CASH-WA DISTRIBUTING	FOOD AND SUPPLIES	582.01	
CENTRAL GARAGE FUND	PARTS-LABOR-FUEL CHARGES	6,658.77	
CENTURY LUMBER	SUPPLIES	313.28	
CENTRAL TIRE AND TREAD	REPAIRS AND SUPPLIES	54.05	
CITY DIRECTORY INC.	DIRECTORIES AND ADVERTISING	221.00	
COMPUTER MANAGEMENT SERVICES	UTL MAINTENANCE AGREEMENT	843.33	
THE CORNHUSKER HOTEL	LEAGUE MEETING IN LINCOLN	810.39	
COUNTRY GENERAL	SUPPLIES	212.10	
C.B.S.A.	EMPLOYEE MEDICAL CLAIMS	1,167.77	
C.B.S.A.	MARCH PREMIUMS	7,377.73	
COZAD SERVICE	REPAIR WATER LINE	169.54	
CULLIGAN WATER CONDITIONING CO	SOFT WATER RENTAL	60.00	
DAWSON COUNTY PPD	FEBRUARY POWER	1,902.48	

DAWSON COUNTY TREASURER	TITLE FEES	NEW FIRE VEHICLE	
	10.00		
DAWSON COUNTY REGISTER OF DEED	EASEMENT FEES		10.50
DAWSON COUNTY CLERK	DISPATCH FEES		4,607.30
DANS' SANITATION	SOLID WASTE FEES		10,169.48
DAS CENTRAL STORES	BOOKS		65.14
DESIGNER CRAFT WOODWORKING	SUPPLIES		7.14
DUTTON-LAINSON COMPANY	SUPPLIES		4,608.63
EAKE'S OFFICE PRODUCTS	SUPPLIES		352.84
EGAN SUPPLY COMPANY	CLEANING SUPPLIES		74.20
ELECTRIC FIXTURE	ELECTRIC SUPPLIES		1,246.53
ENGINEERED SEAL PRODUCTS	SUPPLIES		80.32
FAIRBANKS INTERNATIONAL INC	TRACTOR REPAIR		199.39
FAGOT REFRIGERATION & ELECTRIC	SCADA WORK ON WELLS		
	7,221.48		
FISCHER-SCIENTIFIC	SUPPLIES		1,392.49
FIVE STAR FLOORING	TILE AND ADHESIVE		345.68
FOX BROS. HAY CO. INC.	GRIND TREE LIMBS		1,312.50
FRANKLIN COVEY	SUPPLIES		87.76
GALL'S INC.	HANDCUFFS		40.72
GILLETTE/NEBRASKA DAIRIES	DAIRY PRODUCTS		135.60
GOVERNMENT FIN. OFFICERS ASSN.	BASIC MEMBERSHIP		125.00
GONZALEZ, ANDREA B	FEBRUARY LIBRARY CLEANING		200.00
W. W. GRAINGER	SUPPLIES		29.37
HAAS, T.O.	TIRES AND REPAIRS		209.41
HACH CHEMICAL	TESTING CHEMICALS		36.00
HARLEQUIN RETAIL INC	LIBRARY SUPPLIES		10.52
I.C.M.A.	PENSION		133.06
INGRAM LIBRARY SERVICES	LIBRARY MATERIAL		192.28
INTERNATIONAL TRANSFORMER CO	DISPOSAL FEES		293.94
JELCO CARPET CLEANING	CARPET CLEANING		142.00
JONE'S PLUMBING & HEATING	SUPPLIES AND PARTS		259.48
JOHNSON SERVICE COMPANY	CLEAN AND TV SEWER LINES		1,625.00
KANSAS ELECTRIC COOPERATIVE INC	TESTING SVCS & LABOR		
	1,352.64		
KEEP LEXINGTON BEAUTIFUL	MEMBERSHIP FEES		125.00
KRIZ-DAVIS COMPANY	SUPPLIES		619.07
LEXINGTON ANIMAL CLINIC	FEBRUARY ANIMAL CARE		266.10
LEXINGTON HEALTH FUND	MARCH SELF-FUNDING		14,591.27
LEXINGTON COMMUNICATIONS	RADIO REPAIR		12.50
LEXINGTON COOP	SUPPLIES		7.25
LEXINGTON LAUNDRY	FEBRUARY LAUNDRY		41.70
LEXINGTON POSTMASTER	UTILITY POSTAGE		1,500.00
LEXINGTON PUBLIC LIBRARY	REPLENISH PETTY CASH		42.63
LEXINGTON NEWSPAPERS	MEETING NOTICES		260.47
LEXINGTON TRUCK AND AUTOPARTS			257.67

LEXINGTON, CITY OF	FRANCHISE FEES & MONTHLY	CHRG	
			23,911.98
LEXINGTON SOLID WASTE AGENCY	SOLID WASTE		113.04
LEXINGTON POSTMASTER	GGC POSTAGE		150.00
MALZAHN, LEON	STATE MEETING		416.79
MARTIN'S FLAG COMPANY	AMERICAN & NEBRASKA	FLAGS	
			426.27
MEAD/BIG VALLEY LUMBER	SUPPLIES AND PAINT		545.86
MEYER WELDING	PARTS		12.61
MIDWAY SUPPLY	PARTS		85.25
MILLER AND ASSOCIATES	FEBRUARY	PROFESSIONAL	FEES
			2,100.00
MORRIS PRESS	SUPPLIES		227.90
MULLENDORE, ROBERT A	WELL PUMPS PROJECT		1,365.64
MUNICIPAL CLERKS SCHOOL	CLERK SCHOOL	KEARNEY	3/9-13
			350.00
NATIONAL INTRAMURAL RECREATIONAL	GENERAL MEMBERSHIP		75.00
NEBRASKA FENCE POST	SUBSCRIPTION		27.00
NEBRASKA MACHINERY MARCH	LOADER PAYMENT		1,637.00
NEBRASKA DEPT OF REVENUE	STOP SIGNS		385.00
NEBRASKALAND MAGAZINE	RENEW SUBSCRIPTION		14.00
NEBRASKA DEPT OF REVENUE	UTILITY	TAXES-FEBRUARY	
			29,494.80
NEBRASKA PUBLIC POWER DISTRICT	FEBRUARY	POWER	BILL
			320,762.78
NEBRASKA, STATE OF	NITRATE TESTS		54.30
NEBRASKA, STATE OF	FIRE TUBE-RECREATION		30.00
NEBRASKA, STATE OF	CONSTRUCTION FEE		100.00
NELSON, TOMAS R.	FEBRUARY CLEANING FEE		500.00
NELSON'S FURNITURE	CHAIRS		958.68
NEBRASKA RECREATION AND PARKS	GENERAL MEMBERSHIP		35.00
OMAHA LIFE INSURANCE CO	MARCH LIFE INSURANCE		66.00
OVERTON SAND & GRAVEL	GRAVEL		32.50
OVERTON COMMUNITY CENTER	BUILDING RENTAL		100.00
PAULSEN INC	CEMENT		527.90
PARROTT, MATT AND SONS	LASER CHECK(PR AND AP)		645.68
PATTY'S HALLMARK	OFFICE SUPPLIES		314.65
PEPPLITSCH, JOE	LEAGUE MEETING IN LINCOLN		25.00
PETTY CASH FUND	REPLENISH PETTY CASH		69.47
PLATTE VALLEY AUTO MART	PARTS		20.91
PLUM CREEK MEDICAL	W.C. PAYMENTS		21.25
PLATTE VALLEY EXTERMINATING	MONTHLY SERVICE		24.00
PLATTE VALLEY COMMUNICATIONS	RADIO REPAIR		184.00
THE PRINTING PRESS	SUPPLIES		339.04
RENT ALL RENTALS	HAMMER DRILL		24.15
RECORDED BOOKS	LIBRARY MATERIAL		156.80

SCANTRON FPC	EQUIPMENT REPAIR	22.82
SCHNIEBER FINE FOODS INC	FOOD & SUPPLIES	521.54
SEWARD, RUTH	EXPENSES FOR K.C. CONFERENCE	139.80
SIXTH STREET MARKET	FOOD & SUPPLIES	128.98
SIGN PRO.	OFFICE ID PANELS	55.00
S&W AUTO PARTS	PARTS	383.27
TEXACO CUSTOMER CARD CENTER	FUEL	27.65
TIME LIFE BOOKS	LIBRARY MATERIAL	23.48
TRI-COUNTY HOSPITAL	32 EMP-FEB. & DRUG SCREENING	362.00
US WEST COMMUNICATIONS	FEBRUARY PHONE CHARGES	2,051.08
UTILITY EQUIPMENT	SUPPLIES	1,119.49
WAL-MART	SUPPLIES	225.82
WESCO DISTRIBUTION INC	ELECTRIC SUPPLIES	3,114.07
WEBER AND WEINHOLD	FEB. FEES	1,386.00
W P C I	DRUG TESTING	54.20
WORLD BOOK EDUCATIONAL PROD.	LIBRARY SUPPLIES	710.00
WOLF, TRACY	PLAQUE	23.50
AMERICAN FUNDS	POLICE PENSION 2/26/98 PAYROLL	931.39
BROWN'S AUTO BODY	REPAIRS TO UNIT 30(ACCIDENT)	1,404.50
E&L METER INSTALLATION	23 METERS INSTALLED	920.00
FIRST NATIONAL BANK	EMP. PENSION 2/26/98 PAYROLL	2,062.41
I.C.M.A	PEPPLITSCH PENSION 2/26 PAYROLL	91.59
NEBRASKA SAFETY COUNCIL, INC.	MEMBERSHIP DUES (DUE 3/25/98)	100.00
NELSON, THOMAS R.	EXPENSES-ICBO CONF.-DENVER	289.72
PAYROLL ACCOUNT	2/26/98 PAYROLL	68,508.42
PROTECTIVE LIFE INSURANCE	EMPLOYEE CANCER POLICY	67.96
SOLOMON CORPORATION	REPAIR WORK TO SPERRY SUB.	5,595.00
SOCIAL SECURITY FUND	SOCIAL SECURITY 2/26/98 PAYROLL	5,166.54
US WEST	ADDITIONAL PHONE CHARGES	48.51
GRAND TOTAL:		\$559,634.90

CHOICE NOMINATION: Mayor Wightman asked Neal Kohl if he would like to have his name submitted as a nomination to the possible members of the Choice Gas Committee. Councilman Kohl was agreeable, therefore, Mayor Wightman submitted the name of Neal Kohl as a possible nomination to represent the City of Lexington on the Choice Gas Committee.

AQUATIC CENTER PARKING LOT: Mr. Dana Daniels, representing Miller and Associates addressed the Lexington City Council stating that the bids had been opened for the Aquatic Center Parking

Lot, with the only bid being received from Paulson Inc. of Cozad, in the amount of \$73,394.20. Mr. Daniels also remarked that this bid was 20% below the engineer's estimate. Upon the completion of his presentation, moved by Fagot, seconded by Mandelko, to award the bid for the paving of the Aquatic Center Parking Lot to Paulson Inc. of Cozad in the amount of \$73,394.20. Roll call. Voting "aye" were Kohl, Mandelko, Fagot, Wightman. Motion carried.

WATER WELL BIDS:

Mr. Dana Daniels, representing Miller and Associates, addressed the Lexington City Council, with the results of the bids for instruction of Water Well No. 16, and water main improvements. Mr. Daniels informed the City Council that the bid for water well No. 16, was the only one received from Liehs Drilling in the amount of \$165,000.00. This being \$55,000.00 over the engineer's estimate. He reviewed the plans for the well, stating that a different type of construction was used on this well, which could have increased the overall cost. He further recommended that the City reject the bid from Liehs Drilling and allow the staff to negotiate. After a lengthy discussion pertaining to the negotiation process, moved by Fagot, seconded by Kohl, to table any action on the water well bids until the City Manager, the Mayor, and Council person Fagot, have a meeting to discuss these bids. Roll call. Voting "aye" were Mandelko, Kohl, Fagot. Voting "nay" was Wightman. Motion carried.

Moved by Kohl, seconded by Fagot, to table the bids on the receipt for the water main. Roll call. Voting "aye" were Mandelko, Fagot, Kohl, Wightman. Motion carried.

**FAIRBANKS
SUBDIVISION:**

The Lexington City Council reviewed the subdivision For Fairbanks International in the tract of land that was rezoned at the previous meeting. Mr. Alan Anderson, representing Fairbanks International, addressed the Lexington City Council, stating that the subdivision had been drawn out according to the map received by the City Council. Upon completion of his presentation, moved by Kohl, seconded by Mandelko, that the following resolution be passed and approved.

Roll call. Voting "aye" were Fagot, Mandelko, Kohl, Wightman. Motion carried.

RESOLUTION NO. 98-
FAIRBANK'S SUBDIVISION

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, AS FOLLOWS:

That the plat of FAIRBANK'S SUBDIVISION of part of the Northeast Quarter of Section 9, Township 9 North, Range 21 West of the 6th P.M., in Dawson County, Nebraska, duly made out, acknowledged and certified by the same hereby is approved, accepted and ordered filed and recorded in the office of the Register of Deeds of Dawson County, Nebraska.

PASSED AND APPROVED this 10th day of March, 1998.

CITY OF LEXINGTON, NEBRASKA

BY: Mayor John Wightman

ATTEST:

City Clerk Leon E. Malzahn

FINANCIAL REPORT:

Barb Mills presented the Financial Report for October and November, 1997, to the Lexington City Council. Upon the completion of the report, moved by Mandelko, seconded by Kohl, to accept the Financial Report for the months of October and November, 1997. Roll call. Voting "aye" were Kohl, Fagot, Mandelko, Wightman. Motion carried.

CDBG CONTRACT:

Assistant City Manager Peplitsch informed the City Council that the Mayor needs to be authorized to sign the contracts with the Department of Economic Development for release of funds for the Heartland Military Museum Grant. Hearing no further comments, moved by Mandelko, seconded by Fagot, to authorize the Mayor to sign the documents for Block Grant 97TD007, for the release of funds. Roll

call. Voting "aye" were Kohl, Fagot, Mandelko, Wightman. Motion carried.

**ABANDONED VEHICLE
ORDINANCE:**

The Lexington City council reviewed the proposed ordinance for the regulation of abandoned vehicles in the City of Lexington. Discussing this ordinance were various members of the Keep Lexington Beautiful Board, and they expressed to the City Council the different methods of controlling abandoned vehicles parked on the street that have been somewhat controlled in other towns. Upon completion of their presentation, Mayor Wightman suggested a public hearing at the next regular City Council meeting to obtain further input on this Ordinance. An Ordinance entitled "AN ORDINANCE TO AMEND SECTIONS 18-2, 18-2.1, AND 18-3 OF THE LEXINGTON CITY CODE, TO PROVIDE FOR CHANGES OF DEFINITION AND REMOVAL OF JUNK VEHICLES; TO REPEAL ORIGINAL SECTION 18-2, 18-2.1, AND 18-3, AND ALL OTHER ORDINANCES OR 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 Mandelko, seconded by Fagot, that said Ordinance be passed on first reading. Roll call. Voting "aye" were Kohl, Fagot, Mandelko, Wightman. Motion carried.

Upon completion of passage of the ordinance on first reading, moved by Kohl, seconded by Mandelko, that a public hearing be held at the next regular Council meeting at the Grand Generation Center at 6:30 p.m. to receive input on this ordinance. Roll call. Voting "aye" were 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 Council

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