

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, August 8, 2000 at the Lexington Municipal Building, 406 East 7th Street, Lexington, Nebraska at 7:30 p.m. Members of the Council present were Vice Chairman Neal Kohl, Rick Klamm, John Wightman, Ted Cook. Mayor John Fagot was absent. City Officials present were City Manager Joe Peplitsch, City Attorney Willard Weinhold, Deputy City Clerk Shirley Lewis. Department Heads present were Barb Mills. Also present was Bob Blankenship representing Miller and Associates. Citizens in attendance were Joe Rios, Connie Foster, Kermit Debban, Jim Underwood, Jerry Barnes, Tom Herink. The Press was represented by the Clipper-Herald, KRVN, Tri-City Tribune, 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: In the absence of Mayor John ~~Wightman~~ Fagot, the meeting was called to order by Vice Chairman Neal Kohl.

MINUTES – REGULAR MEETING – 7-25-00: Minutes of the Regular Meeting held Tuesday, July 25, 2000 was presented for Council’s consideration and approval. Moved by Klamm, seconded by Wightman, to approve the Minutes of the Regular Meeting held July 25, 2000, as presented. Roll call. Voting “aye” were Cook, Wightman, Klamm, Kohl. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$857,148.48 for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Wightman, seconded by Klamm, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$139,800.19 from the General Fund, \$664,733.88 from the LEXUS Fund, \$10,000.00 from City Sanitation, \$3,552.55 from the Landfill Fund, \$34,193.88 from the Health Fund, \$4,867.98 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Cook, Klamm, Wightman, Kohl. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
AUGUST 8, 2000 COUNCIL

ADVANCED CONTROL SYSTEMS	SUPPORT AGREEMENT MAY-JUNE	2,218.00
ALLTEL	CELLULAR CHARGES	42.62
ASSOCIATED SUPPLY COMPANY	POOL SUPPLIES	103.21
BARMORE'S	STREET DEPT SUPPLIES	19.99
BERTNSON OIL	FUEL & OIL	3,145.16
BROADWING TELECOMM INC	TELEPHONE CHARGES	235.67
CASH-WA DISTRIBUTING	FOOD & SUPPLIES	1,503.02
CD&F ELECTRONICS CORP	SIREN REPAIRS	54.71
CENTRAL GARAGE FUND	LABOR, PARTS, & OIL	8,183.39
CINDY'S HEAVENLY COOKIES	CONCESSIONS	57.50
CLARK, CHARLES	ELECTRIC REBATE	1,100.00

COAST TO COAST	POOL SUPPLIES	8.97
CONNEY SAFETY PRODUCTS	SEWER SUPPLIES	143.45
COMPUTER MGT SERVICES INC	SERVER	2,919.76
C.B.S.A.	EMPLOYEE MEDICAL CLAIMS	32,934.38
CULLIGAN WATER COND	WATER TREATMENT	81.00
DAWSON COUNTY CLERK	DISPATCH FEES	5,623.73
DAN'S SANITATION	SA SERVICES	11,112.44
DEMCO	LIBRARY SUPPLIES	63.17
EAKES OFFICE PRODUCTS	COPIER PYMT	575.40
ELECTRIC FIXTURE	ELECTRIC SUPPLIES	1,501.42
ELECTRIC METER SVC	ELECTRIC SUPPLIES	14.42
ENGINEERED SEAL PRODUCTS	SEWER SUPPLIES	2,170.00
FAIRBANKS INTERN INC	CG & SW SUPPLIES	1,045.34
FAGOT REFRIG & ELECTRIC	ELECTRIC SUPPLIES	1,416.72
FIVE POINTS BANK	COPIER PYMT	205.12
FIVE STAR FLOORING	POOL SUPPLIES	13.59
FLOOR SHINE	FLOOR SVC BLDG	70.00
GILLETTE/NE DAIRIES INC	DAIRY	268.30
HIPP WHOLESALE FOOD INC	FOOD & SUPPLIES	815.50
HOLIDAY TRAVEL & CRUISES	AIR TRANSPORT	359.00
HOLIDAY INN EXP/COLUMBUS	LODGING	53.41
HUSKER AG SALES	CENTRAL GARAGE SUPPLIES	15.50
INS & PERSONNEL SERVICES	EMPLOYEE 125 ACCT	811.38
INT'L ASSN OF ELEC INSPEC	MEMBERSHIP	60.00
INGRAM LIBRARY SERVICES	LIBRARY SUPPLIES	173.18
INTERNET USA, LLC	INTERNET SVC/LIBRARY	99.90
INVEST PROP EXCHANGE INC	APPRAISALS	2,250.00
JONES PLUMBING & HEATING	MISC SUPPLIES & REPAIRS	892.01
KAPCO	LIBRARY SUPPLIES	105.33
KNAPP ELECTRIC	POOL MOTOR REPAIRS	974.31
KRIZ-DAVIS COMPANY	ELECTRIC SUPPLIES	4,112.86
KRVN-FM	JULY CONTRACT	157.50
LEAGUE OF NE MUNICIPALITIES	MEMBERSHIP	7,509.00
LEAGUE OF NE MUNICIPALITIES	UTIL REGISTRATIONS	1,285.00
LEXINGTON ANIMAL CLINIC	MONTHLY BOARDING	392.30
LEXINGTON COOP	FERTILIZER	146.70
LEXINGTON LAUNDRY	MONTHLY SVC	52.00
LEXINGTON PUBLIC LIBRARY	PETTY CASH REPLENISH	27.20
LEXINGTON NEWSPAPERS	PUBLICATIONS	9.00
LEXINGTON, CITY OF	MONTHLY & FRANCHISE FEES	23,860.29
LASWA	LANDFILL EXPENSES	432.00
LEXINGTON POSTMASTER	POSTAGE/GGC	150.00
PAYROLL 25-Jul-00	WAGES	87,538.59
SOCIAL SECURITY	EMPLOYER PORTION FICA/MED	6,619.17
FIRST NATIONAL BANK	EMPLOYER PORTION PENSION	2,250.24
AMERICAN FUNDS	POLICE PENSION	1,024.84
ICMA	PEPLITSCH PENSION	131.54
LIEHS DRILLING	WATER SUPPLIES	209.53
MEAD/BIG VALLEY LUMBER	MISC SUPPLIES	91.30
MID-STATES UNITS	PORTABLE UNIT RENTAL	2,805.00
MILLER & ASSOCIATES	RETAINER SERVICES	2,300.00
NEBRASKA DEPT OF REVENUE	SALES & USE TAX	30,821.03
NE PUBLIC POWER DISTRICT	POWER PURCHASED	529,190.81
NE DEPT OF HHS LABORATORY	WATER SUPPLIES	364.61
NE VOL FIRE FIGHTERS TRUST	YEARLY INSURANCE	955.86
NELSON, THOMAS R	CLEANING SVC	500.00

OVERTON SAND & GRAVEL	GRAVEL	177.50
PAULSEN INC	STREET SUPPLIES	742.81
PATTY'S HALLMARK	OFFICE SUPPLIES	232.48
PIONEER MANUFACTURING CO	PARK SUPPLIES	195.00
PLATTE VALLEY AUTO MART	CENTRAL GARAGE SUPPLIES	99.50
PLATTE VALLEY COMMUN	MONTHLY MAINT/FIRE EQUIP	2,596.25
PLUM CREEK MOTORS	CENTRAL GARAGE SUPPLIES	24.07
PLUM CREEK TELE SYSTEMS	PHONE	140.00
PRECISION INDUSTRIES	CENTRAL GARAGE SUPPLIES	86.18
QUALITY STORES INC	MISC SUPPLIES	92.76
RECORDED BOOKS	LIBRARY SUPPLIES	8.25
ROSEMOUNT INC	TRANSMITTERS	6,033.63
SAVALOT DISCOUNT FOODS	FOOD & SUPPLIES	12.99
SCHMADER ELECTRIC CO INC	SIREN MAINT	662.31
SEWARD, JUSTIN	LIBRARY CLEANING	225.00
SIXTH STREET PHARMACY	PHOTO PROCESS	8.99
SNFLWR REG-MIDLAND AAA	REGISTRATION/GGC	180.00
S & W AUTO PARTS	CENTRAL GARAGE SUPPLIES	728.52
T.O. HAAS TIRE CO	TIRE REPAIR	49.30
TB LAWN SERVICE	FERTILIZER	261.00
TIME LIFE BOOKS	LIBRARY SUPPLIES	20.98
TRI - CITY TRIBUNE	PUBLICATIONS	55.00
TRAUTMAN'S MEAT CENTER	BEEF	138.73
UNITED STATE POSTAL SVC	POSTAGE	1,500.00
USHER PEST CONTROL	PEST CONTROL	54.00
U S FILTER DISTR GROUP	WATER SUPPLIES	2,476.83
U-SAVE FDS INC (6TH STRT FD)	FOOD & SUPPLIES	153.43
UTILITY EQUIPMENT	WATER SUPPLIES	432.67
WAL-MART	MISC SUPPLIES	233.27
WESCO DISTRIBUTION INC	ELECTRIC SUPPLIES	660.53
WEBER & WEINHOLD	PROFESSIONAL SERVICES	1,526.00
BERNTSON OIL	GAS & DIESEL	2,081.71
C.B.S.A.	EMPLOYEE CLAIMS	409.72
COMPUTER MGT SERVICES	SOFTWARE MAINTANENCE	8,103.50
CRESCENT ELECTRIC SUPPLY	ELECTRIC SUPPLIES	10,346.00
DAWSON CO PUBLIC POWER	POWER PURCHASED	2,301.34
FAMILY EYEWEAR	SAFETY GLASSES	148.00
GRT PLAINS ONE-CALL SVC	LOCATOR SERVICE	66.00
K N ENERGY	GAS SERVICE	5,427.80
LEX AREA CHMBR OF COMM	BREAKFAST TICKETS	10.00
LEXINGTON NEWSPAPERS INC	PUBLICATIONS	584.05
MILLER & ASSOCIATES	PROFESSIONAL SERVICES	3,543.80
MUNICIPAL SUPPLY	SEWER SUPPLIES	529.41
NE POWER REVIEW BOARD	POWER ASSESSMENT	656.58
OMAHA LIFE INSURANCE CO	FIRE DEPT INSURANCE PREMIUMS	64.50
PAULSEN INC	CONCRETE	896.15
PAULSEN INC	ASPHALT MILLINGS	12,533.34
PETTY CASH FUND	REPLENISHMENT	12.76
ROSEMOUNT INC	WATER SUPPLIES	1,208.01
SHERATON BOSTON	LODGING/FAGOT	152.94
TRI COUNTY HOSPITAL	DRUG TESTING	40.00
U S WEST COMMUNICATIONS	TELEPHONE CHARGES	1,794.32
W P C I	DRUG TESTING	54.20

TOTAL CLAIMS AND ADDED CLAIMS	\$857,148.48
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CITIZENS COMMENTS:

Citizen Jerry Barnes addressed the Lexington City Council requesting the City Council consider enforcing the Nuisance Codes within the two-mile zoning outside the City Limits. Vice-Chairman Neal Kohl stated that he would like to see this on the Agenda for the next City Council Meeting, as neither the City of Lexington, nor Dawson County, have any Nuisance Codes for that area, and he would like to see the Council address this issue.

Citizen Connie Foster addressed the Lexington City Council stating that she would like to see an extension made on the number of days allowed to bring a Special Use Permit up to code. City Manager Joe Pappalardo informed Ms. Foster that this issue will be discussed in a public hearing at the August 22, 2000 City Council Meeting.

JEFFERSON STREET PROJECT:

Bob Blankenship, representing Miller and Associates, presented the Lexington City Council with Pay Request Number 1 for Starostka Group Company, Grand Island, Nebraska, for the Jefferson Street Water Project in the amount of \$33,579.99. Following Mr. Blankenship's presentation, and further discussion, moved by Wightman, seconded by Klamm, to approve Payment Number 1 for Starostka Group Company, Grand Island, Nebraska, for the Jefferson Street Water Project in the amount of \$33,579.99. Roll call. Voting "aye" were Cook, Klamm, Wightman, Kohl. Motion carried.

PUBLIC HEARING:

Following Vice-Chairman Neal Kohl opening the Public Hearing, Mr. Tom Herink, President of Golf Services Group and representative of Paulsen Development, addressed the City Council, stating that he has been hired as the Developer of the proposed Executive Golf Course to be located at 1800-1900 North Highway 21, Lexington, Nebraska. He informed the Council that this course will be unique, as it will be designed to be a left-handed/right-handed course. It will only be a 9-hole course, but will play effectively as an 18-hole course. He further stated that it will be a short 2,600-2,700 yard course, and probably 31-32 par. Following discussion, Vice-Chairman Neal Kohl closed the Public Hearing. Moved by Wightman, seconded by Klamm, to approve the Special Use Permit for Paulsen Development for an Executive Golf Course, located at 1800-1900 North Highway 21, Lexington, NE 68850, with the provision that commencement will begin within one year. Roll call. Voting "aye" were Kohl, Cook, Klamm, Wightman. Motion carried.

BILLBOARD ORDINANCE:

The Lexington City Council held a discussion regarding an Ordinance to amend Section 28-30-9 of the Lexington City Code providing for the Regulation of Billboards. Following the conclusion of discussion, an Ordinance entitled "AN ORDINANCE TO AMEND SECTION 28-30.9 OF THE LEXINGTON CITY CODE, PROVIDING FOR REGULATION OF BILLBOARDS; TO REPEAL ORIGINAL SECTION 28-30.9 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 Wightman, seconded by Klamm, that the rules requiring the reading of said ordinance on three separate days be suspended. Roll call. Voting "aye" were Cook, Klamm, Wightman, Kohl. Motion carried.

Said Ordinance was then read by title. Moved by Klamm, seconded by Wightman, that Ordinance No. 2130 be passed on final reading. Roll call. Voting "aye" were Wightman, Klamm, Cook, Kohl. Motion carried.

WAIVER OF OBJECTIONS: Moved by Wightman, seconded by Klamm, to enter a waiver of objection for a lot split for Schmidt-McCoy Partnership. Roll call. Voting “aye” were Cook, Klamm, Wightman, Kohl. Motion carried.

AIRPORT AUTHORITY APPOINTMENT: Vice-Chairman Neal Kohl addressed the Lexington City Council stating that it has been requested that Mr. Dwayne Margritz be appointed to the Lexington Airport Authority to fill out the unexpired term of Joe Masten. Moved by Wightman, seconded by Klamm, to appoint Dwayne Margritz to the Lexington airport Authority. Roll call. Voting “aye” were Klamm, Wightman, Cook, Kohl. Motion carried.

APPRAISAL REVIEW: City Manager Joe Peplitsch addressed the Lexington City Council stating that RFPs were sent out for Appraisal Review Services, for two tracts of land that require an outside review appraiser. Mr. Steen Stone, Palmer, Nebraska submitted a proposed fee of \$1,400.00. There are two other tracts of land that require appraisal reviews. Mr. Peplitsch would be able to do these. Moved by Cook, seconded by Wightman, to approve Steen Stone to review appraisals of Tracts One and Four, and City Manager Joe Peplitsch to review appraisals of Tracts Two and Three. Roll call. Voting “aye” were Klamm, Wightman, Cook, Kohl. Motion carried.

SUBDIVISION AGREEMENT: City Manager Joe Peplitsch informed the Lexington City Council that the Amendment to Paulsen’s First Addition Subdivision Agreement basically states that all public streets and right-of-ways will remain platted, all easements will remain intact, and that the subdivision will remain in lots, for the proposed Executive Golf Course to be located at 1800-1900 North Adams Street, Lexington, Nebraska. Following discussion, moved by Klamm, seconded by Wightman, to approve the Amendment to Subdivision Agreement for Paulsen’s First Addition. Roll call. Voting “aye” were Cook, Wightman, Klamm, Kohl. Motion carried.

13TH STREET & GRANT STREET PROJECTS: City Manager Joe Peplitsch addressed the Lexington City Council stating that the 13th Street Project, as well as the Grant Street Project, are both overlay projects. The 13th Street Project will be from the intersection of Freedom to the end of the City Limits, and the Grant Street Project will be from the intersection on 10th Street to the north end of the intersection on 12th Street. RFPs were sent out and only one proposal for each project came back from Paulsens, Inc. Following Mr. Peplitsch’s presentation, and discussion, moved by Wightman, seconded by Klamm, to approve the proposal by Paulsen, Inc. for overlay on 13th Street in the amount of \$26,618.10. Roll call. Voting “aye” were Cook, Klamm, Wightman, Kohl. Motion carried.

Moved by Klamm, seconded by Wightman, to approve the proposal by Paulsen, Inc. for overlay on Grant Street in the amount of \$26,788.00. Roll call. Voting “aye” were Wightman, Cook, Klamm, Kohl. Motion carried.

ADJOURNMENT: There being no further business to come before the Council, Vice Chairman Neal Kohl declared the meeting adjourned.

Neal Kohl
Vice Chairman

Shirley Lewis
Deputy City Clerk

I, the undersigned Deputy 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 Deputy City Clerk