

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Monday, May 7, 2001 at the Lexington Municipal Building, located at 406 E. 7th Street, Lexington, Nebraska at 7:30 p.m. Members of the council present were Mayor John Fagot, Ted Cook, Rick Klamm, Steve Tomasek. Council Person John Salem was absent. City Officials present were City Manager Joe Pepsplitsch, City Attorney Willard Weinhold, Deputy City Clerk Shirley Lewis.

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 Fagot.

MINUTES – REGULAR MEETING – 4-24-01: Minutes of the Regular Meeting held Tuesday, April 24, 2001 was presented for Council’s consideration and approval. Moved by Klamm, seconded by Tomasek, to approve the Minutes of the Regular Meeting held April 24, 2001 as presented. Roll call. Voting “aye” were Cook, Tomasek, Klamm, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$392,857.87 was presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Cook, seconded by Klamm, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$392,857.87 from the General Fund, \$452,892.95 from LEXUS, \$10,000.00 from the City Sanitation Fund, \$8.19 from Library Memorial Fund, \$5,840.87 from the Health Fund, and \$7,989.01 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Tomasek, Klamm, Cook, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
MAY 7, 2001 COUNCIL

AFLAC	Supplemental Ins	962.56
Alamar Uniform Co	Police Uniforms	54.24
All Points Cooperative	Fertilizer/Propane/Liquor Lic Overpymt	1,641.50
Allstate Imaging Inc	Office Supplies	125.95
Alltel	Cellular Chgs	48.08
Berntson Oil	Fuel	2,940.11
Broadwing Telecommunications Inc	Long Distance Telephone	236.03
Brummet, Elberta	Mileage	26.36
Burklund, D.L.	Electric Rebate	1,150.00
Business & Professional Credit	Utility Collection	106.43
C.B.S.A.	Insurance Premiums	8,321.24
C.B.S.A.	Employee Medical Claims	4,878.31
Camp Comeca	Pool Use/Red Cross Training	85.00
Cash-Wa Distributing	Food & Supplies	716.77
Central Garage Fund	Labor/Parts/Oil/Tires	9,020.79

Chavez, Armando	Alley Cleanup	20.00
City Directory Inc	City Directories	226.00
Conney Safety Products	Misc Supplies	485.03
Culligan Water Conditioning	Water Treatment	107.20
Curtis Industries	Street Supplies	281.96
Dan's Sanitation	Sanitation Svc	11,041.44
Dawson County Clerk	Dispatch Fees	6,380.62
Dawson County Red Cross	Water Instructor Training	146.00
Demco	Library Supplies	79.41
Depository Trust Co	1997 GO Bond Pmt	255,976.25
Diamond Vogel Paint	Street Paint	1,979.75
Dominguez, Juan	Alley Cleanup	20.00
Dutton-Lainson Company	Electric Supplies	1,224.31
Eakes Office Products	Copier Pmt/Supplies	695.11
Egan Supply Co	Misc Supplies	129.13
Eilers Machine & Welding	Central Garage Supplies	25.30
Electric Fixture	Electric Supplies	333.61
Fagot Refrigeration & Electric	Repairs/GGC	36.35
Family Eyewear	Safety Glasses	148.00
Fischer-Scientific	WWTP Supplies	428.00
Five Points Bank	Copier Pmt	205.12
Fyr-tek	LVFD Supplies	18.00
Gillette/Nebraska Dairies	Dairy	360.18
Gray supply	Library Supplies	21.90
Greg Larson Sports	Baseballs	152.52
Grolier Publishing Co	Library Books	410.34
Harlequin Retail Inc	Library Books	10.52
Hipp Wholesale Foods Inc	Food & Supplies	1,145.68
Hird, Bruce	Electric Rebate	150.00
Holbein, Steve	Electric Rebate	150.00
Hunt Cleaners Inc	Gloves	248.96
Husker Ag Sales	Walk Behind Mower	870.00
ICBO	Membership/Bldg Officials	85.00
Ingram Library Services	Library Books	655.83
International City/County Mgmt	Membership	453.15
Internet USA LLC	Internet Svc	99.90
Invensys Metering Systems	Repair Handheld Reader	61.00
James Underwood/Jelco Carpet Clean	Carpet Cleaning/GGC	92.00
Jones Plumbing & Heating	Misc Supplies/Repairs	1,189.25
Kovar, Kent	School Meals	75.00
Kriz-Davis Co	Electric Supplies	244.42
KRVN - FM	Advertising	211.50
Lakota	Meals	23.75
Laurie Carlson & Associates LTD	Central Garage Supplies	336.33
Lexington Animal Clinic	Animal Care	486.35
Lexington Area Solid Waste Agency	Solid Waste	143.28
Lexington Baseball Commission	Donation	1,000.00
Lexington Health Fund	Self funding	26,380.00
Lexington Newspapers	Publications	12.60
Lexington Postmaster	GGC Postage	150.00
Lexington Public Library	Replenish Petty Cash/Registrations	76.27
Lexington True Value	Misc Supplies	23.18
Lexington, City of	Monthly & Franchise Fees	23,851.91
Lexus	Copies/Tree BD	2.10
Lexington City Payroll	Wages	70,833.47
Social Security	Employer Portion FICA/Med	5,326.91

First National Bank	Employer Portion Pension	0.00
American Funds	Police Pension	1,008.70
ICMA	Pepplitsch Pension	180.00
Mac's Repair	Welding	200.00
Mac's Short Stop	Liquor License Overpmt	150.00
McCoy's Lawline	Radar Repair	190.20
Mead/Big Valley Lumber	Misc Supplies	1,058.65
Micro Marketing LLC	Library Books	64.95
Mid-Nebraska Food Bank	Food/GGC	114.08
Miller & Associates	Professional Svc	2,300.00
Misko Sporting Goods	Baseball Supplies	737.26
Morris Press & Office Supplies	Notary Stamp/Lewis	24.50
Municipal Supply	Water Supplies	44.82
NCMA Summer Conference	Registration	50.00
NE RWA	Water Rate Study	22.20
Nebraska National Bank	Mail Machine Lease Pmt	361.56
Nebraska Public Power District	Power Purchased	328,657.92
Nebraska Waste Handlers	Waste Removal	3,066.00
Nelson, Thomas R	Reimburse Conf/City Hall Cleaning	734.03
Omaha Life Insurance Co	LVFD Life Ins Premiums	73.10
Overton Sand & Gravel	Gravel	385.00
Patty's Hallmark	Office Supplies	41.47
Paulsen Inc	Concrete/Gravel	3,166.61
Pfeiffer, Chad	School Meals	75.00
Platte Valley Communications	Radio Repair	64.65
Plum Creek Bank	Fire Truck Pmt	19,971.52
Price's Tree Svc	Fertilize Trees	90.00
Quality Stores	Misc Supplies	665.69
Qwest	Repair Cut Line	95.30
Romero, Marisela	Electric Rebate	1,000.00
S&W Auto Parts	Central Garage Supplies	1,333.68
Savalot Discount Food	Food/Liquor License Overpmt	185.44
Seward, Justin	Library Cleaning	225.00
Seward, Ruth	Reimburse Spring Mtg Supplies	34.40
Skarshaug Testing	Electric Supplies	59.11
Subway of Lexington	Meals	61.05
T.O. Haas Tire Co	Tires & Repair	374.58
Teen Voices	Subscriptions	19.99
Total Lawn Care	Mowing	280.00
Tri County Shrine	Donation	105.00
U S Filter Distribution	Water Dept Supplies	3,219.46
US Postal Svc	Postage	1,500.00
Viking Office Products	Misc Supplies	29.22
Wescoat, Alvin	Utility Refund	100.30
University of Nebraska-Krmy	Registration/Jensen	35.00
Usher Pest Control	Monthly Svc	24.00
U Save Foods	Food & Supplies	105.31
Wal Mart	Misc Supplies	530.02
Willard Weinhold Law Office	Professional Svc	2,034.54
Wesco Distribution Inc	Electric Supplies	165.50
Village Cleaners	Laundry Svc	8.00
AT&T	Long Distance Telephone Svc	14.85
Dawson County Public Power	Power Purchased	3,852.55
Family Eyewear	Lenses Replaced/Roth	73.00
Great Plains One-Call Svc	Locates	56.65
International Paper Co	Electric Poles	9,171.50

K&K Parts Co Inc	Electric Supplies	73.68
Kriz-Davis Company	Electric Supplies	689.48
Lexington Newspapers	Publications	224.80
Lien Lawn Svc	Groom Mower	1,600.00
Mead/Big Valley Lumber	Parks Supplies	128.60
Micro Warehouse	Computer Equip	70.94
Ne Dept of Revenue	April Sales & Use Tax	23,936.51
Old Dominion Brush	Central Garage Supplies	575.00
Olsson Associates	Electric Study	5,044.34
Petty Cash Fund	Replenish Petty Cash	69.45
Qwest	Telephone Charges	1,567.67
Service Master Mid Nebraska	Carpet Cleaning/City Hall	637.00
Vopak USA Inc	Pool Chemical	1,146.80
Paulsen Inc	Cattleman Drive Paving/Pay Request #1	46,692.00

GRAND TOTAL: \$916,280.89

PUBLIC HEARING:

Mayor Fagot opening the Public Hearing, and Dave Smith, attorney representing Paulsen Inc., addressed the Lexington City Council, requesting property located at 43434 Heartland Road be rezoned from A-1 to M-2. Following Mr. Smith's presentation, discussion was held by Council. Mayor Fagot closed the Public Hearing. An Ordinance entitled "AN ORDINANCE TO REZONE A TRACT OF LAND IN THE NORTH ONE-HALF OF THE NORTHWEST QUARTER OF SECTION 21-9-21 FROM A-1 AGRICULTURAL TO M-2 HEAVY INDUSTRIAL DISTRICT; TO REPEAL ALL ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was read before the Council. Moved by Klamm, seconded by Tomasek, to pass Ordinance on First Reading. Voting "aye" were Cook, Tomasek, Klamm, Fagot. Motion carried.

SPECIAL USE:

Moved by Klamm, seconded by Cook, to table the request by Paulsen, Inc. for a Special Use Permit on property located at 43434 Heartland Road, for use as a Concrete Plant, until the next City Council Meeting scheduled for May 22, 2001. Roll call. Voting "aye" were Tomasek, Cook, Klamm, Fagot. Motion carried.

SPEED LIMITS:

Pepplitsch addressed the City Council stating his proposal of setting the Speed Limit on Cattlemen Drive at 35 mph. Following discussion by Council, an Ordinance entitled "AN ORDINANCE TO AMEND SECTION 16-41 OF THE LEXINGTON CITY CODE; TO PROVIDE FOR SPEED LIMITS ON CATTLEMEN'S DRIVE; TO REPEAL ORIGINAL SECTION 16-41, 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 Klamm, seconded by Tomasek, to adopt Ordinance on First Reading. Voting "aye" were Cook, Tomasek, Klamm, Fagot. Motion carried.

STOP SIGNS:

Pepplitsch addressed the City Council recommending traffic controls at the intersection of Cattlemen Drive and Adams Street. Following discussion by Council, moved by Klamm, seconded by Cook, to approve Resolution No. 01-09. Roll call. Voting "aye" were Tomasek, Cook, Klamm, Fagot. Motion carried.

RESOLUTION NO. 01-09

Whereas, Code Section 16-14 gives the City Council authority to revise the location of stop signs by Resolution.

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

That the Lexington city Manager is hereby authorized and directed to install stop signs at the intersection of Cattlemen's Drive and south Adams Street, requiring west-bound traffic to stop at that intersection.

Passed and approved May 7, 2001.

CITY OF LEXINGTON, NEBRASKA

John Fagot, Mayor

ATTEST:

Shirley Lewis
Deputy City Clerk

CITY PARK DESIGNATION:

Peplitsch addressed the City Council stating that the proposed ordinance addresses the new Recreation Complex as a City Park. Following discussion, an ordinance entitled "AN ORDINANCE TO DESIGNATE OPTIMIST PARK AS A CITY PARK; TO REPEAL ALL ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was read before the Council. Moved by Klamm, seconded by Cook, that the rules requiring the reading of said ordinance on three separate days be suspended. Roll call. Voting "aye" were Tomasek, Cook, Klamm, Fagot. Motion carried.

Said Ordinance was then read by title. Moved by Klamm, seconded by Tomasek, that Ordinance No. 2140 be passed on final reading. Roll call. Voting "aye" were Cook, Tomasek, Klamm, Fagot. Motion carried.

PAY REQUEST #1:

Bob Blankenship, representing Miller and Associates, addressed the City Council requesting payment to Paulsen Inc. in the amount of \$46,692.00 for work completed on Cattlemen Drive. Following discussion, moved by Klamm, seconded by Tomasek, to approve Pay Request Number One to Paulsen Inc., in the amount of \$46,692.00. Roll call. Voting "aye" were Cook, Tomasek, Klamm, Fagot. Motion carried.

ADJOURNMENT:

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

John Fagot
Mayor

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