

**CITY OF LEXINGTON  
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, June 13, 2006, at the Lexington Municipal Building, located at 406 E. 7<sup>th</sup> Street, Lexington, Nebraska at 7:30 p.m. Members of the Council present were Mayor Ted Cook, Joni Bennett, John Fagot, Linda Miller, and Steve Tomasek. City Officials present were City Manager Joe Peplitsch, City Attorney Willard Weinhold and 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 Cook.

**MINUTES – REGULAR MEETING – 05-23-06:** Minutes of the Regular Meeting scheduled for Tuesday, May 23, 2006 was presented for Council’s consideration and approval. Moved by Bennett, seconded by Tomasek, to approve the Minutes of the Regular Meeting held Tuesday, May 23, 2006 as presented. Roll call. Voting “aye” were Fagot, Miller, Tomasek, Bennett, Cook. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$2,800,756.08 was presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Miller, seconded by Fagot, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$700,186.18 from the General Fund, \$1,000,000.00 from Economic Development, \$24,850.38 from TIF, \$50,000.00 from Ed Reus e, \$79,250.00 from Housing Reuse, \$849,373.96 from LEXUS, \$10,000.00 from Sanitation, \$2,062.43 from Ambulance Fund, \$71,190.03 from Health Fund, \$13,843.10 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Fagot, Miller, Tomasek, Bennett, Cook. Motion carried.

CITY OF LEXINGTON  
ACCOUNTS PAYABLE  
June 13, 2006

|                                 |                           |          |
|---------------------------------|---------------------------|----------|
| Aguilar, Carlos                 | Ambulance Refund          | 42.46    |
| Alamar Uniform Co.              | Uniform Expense           | 226.04   |
| All Points Cooperative          | Fuel / Supplies           | 762.03   |
| Alloy Specialty, Inc.           | OOR/Lead Housing Studies  | 4,250.00 |
| Alltel                          | Cellphone Service         | 92.34    |
| Altec Industries, Inc.          | Electric Supplies         | 104.43   |
| Anderson Graphics               | Library Supplies          | 77.50    |
| Associated Pool Builders, Inc.  | Service Pool / Supplies   | 4,059.62 |
| Associated Supply Company, Inc. | Pool Chemicals / Supplies | 4,735.00 |
| Awards Plus                     | Sign                      | 18.50    |
| Axis Capital                    | Mail Machine Payment      | 455.85   |

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|-----------------------------------|---|--------------|
| B & D Diamond Pro                 | Ball Field Conditioner                          | 3,225.00     |
| Barmore Drug Store, Inc.          | Supplies  | 116.42       |
| Beringer Ciaccio Dennell Mabrey   | Architect / GGC                                 | 3,425.01     |
| Biothane Corporation              | High Rate Anaerobic Process<br>Equipment / WWTP | 2,100.80     |
| Bricker, Vance                    | Contractual Expense                             | 2,840.00     |
| Brown Transfer Co.                | Freight Charges                                 | 346.73       |
| Builders Warehouse                | Library Supplies                                | 115.74       |
| Card Center/Orscheln              | Supplies  | 293.66       |
| Case Credit Advantage             | Supplies  | 36.75        |
| Cash-Wa Distributing              | Food & Supplies                                 | 8,570.07     |
| Central Garage Fund               | Fuel  | 11,671.13    |
| Coca Cola / Dr. Pepper of Kearney | Beverages                                       | 2,953.00     |
| Collegiate Pacific                | Supplies  | 194.35       |
| Conney Safety Products            | Gloves / Glasses                                | 309.61       |
| Cornhusker Energy Lex, LLC        | ED Sales Tax Fund Loan                          | 1,000,000.00 |
| Corporate Benefit Svcs of America | Premium   | 17,593.16    |
| Culligan Water Conditioning, Co.  | Soft Water Supplies                             | 225.23       |
| D & R Computing                   | Supplies  | 49.99        |
| Dan's Sanitation                  | Sanitation Fees                                 | 11,241.76    |
| Davis Energy, Inc.                | Fuel  | 4,435.36     |
| Dawson County Clerk               | Dispatch Fees                                   | 6,804.08     |
| Dawson County Court               | Court Fees                                      | 28.00        |
| Dawson County Election Office     | Primary Election Fees                           | 209.00       |
| Dawson County Public Power        | Electricity                                     | 5,823.09     |
| Dawson County Register of Deeds   | Filing Fees                                     | 7.50         |
| Dawson County Road Department     | Street Supplies                                 | 106.00       |
| Dawson Pest Control               | Building Maintenance                            | 27.00        |
| Demco                             | Library Supplies                                | 201.00       |
| Depository Trust Co.              | 2003 Combined Utility<br>Bond Payment           | 84,663.75    |
| Depository Trust Co.              | 2001 GO Bond Payment                            | 176,895.00   |
| Downey Drilling, Inc.             | Supplies  | 27.13        |
| Dutton-Lainson Company            | Electric Supplies / Pole                        | 2,371.85     |
| Ebsco Publishing                  | Subscription                                    | 800.00       |
| EMS Billing Services, Inc.        | Ambulance Fees                                  | 1,286.04     |
| Fagot Refrigeration & Electric    | Maintenance                                     | 274.75       |
| Farmer Brothers Coffee            | Food & Supplies                                 | 265.85       |
| Fisher Scientific                 | WWTP Supplies                                   | 187.86       |
| Fox Bros. Hay Co., Inc.           | Tree Grinding                                   | 2,353.37     |
| FYR-TEK                           | Supplies  | 29.56        |
| Gengenbach, Kevin                 | Rental  | 430.00       |
| Great Plains One-Call Service     | Locates   | 103.49       |
| H2O Technical Services, Inc.      | Anionic Emulsion/WWTP                           | 1,219.88     |
| Hach Company                      | WWTP Supplies                                   | 380.20       |
| Health Claims Fund                | Claims  | 62,198.20    |
| Hipp Wholesale Foods, Inc.        | Food & Supplies                                 | 1,404.87     |
| Hoehner Turf                      | Supplies  | 101.44       |
| Holiday Inn                       | Fire School Expense                             | 2,548.50     |
| Hometown Leasing                  | Copier Lease                                    | 472.46       |
| Ingram Library Services           | Books   | 799.30       |
| Jakes Toro Sprinklers             | Sprinkler Repair                                | 67.50        |
| Jelco Carpet Cleaning             | GGC / Carpet Cleaning                           | 275.00       |
| Jones Plumbing & Heating          | Maintenance / Supplies                          | 3,630.40     |
| Kemps-Gillette                    | Beverages                                       | 339.11       |
| Kinder Morgan                     | Gas Service                                     | 4,561.41     |

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| Knapp Electric                    | Repair  | 97.20      |
| Kriz-Davis Company                | Transformers / Conductors                               | 18,522.05  |
| League of Nebraska Municipalities | Conference  | 290.00     |
| League of Nebraska Municipalities | Elec Dept. Safety Training                              | 1,125.00   |
| Lexington Animal Clinic           | Animal Care   | 403.12     |
| Lexington Area Solid Waste        | Landfill  | 2,448.36   |
| Lexington Communications          | Communication Expense                                   | 81.45      |
| Lexington Glass Co.               | Repair  | 180.71     |
| Lexington Health Fund             | Self-funding  | 31,262.85  |
| Lexington Newspapers, Inc.        | Publications  | 200.86     |
| Lexington Postmaster              | Postage   | 150.00     |
| Lexington Public Schools          | Seminar   | 10.00      |
| Lexington True Value              | Supplies  | 22.47      |
| Lexington Volunteer Fire Dept.    | Travel Exp/Fire School                                  | 2,804.00   |
| Lexington, City of                | Franchise / Service Fees                                | 37,859.39  |
| Lexington, City of                | Project Funding   | 320,000.00 |
| Payroll                           | Wages   | 95,629.09  |
| Social Security                   | Employer Port/FICA Med                                  | 7,107.35   |
| First National Bank               | Employer Portion/Pension                                | 3,259.77   |
| First National Bank               | Police Pension  | 1,218.34   |
| ICMA                              | City Manager Pension                                    | 268.64     |
| Payroll                           | Wages   | 120,244.80 |
| Social Security                   | Employer Port/FICA Med                                  | 8,991.71   |
| First National Bank               | Employer Portion/Pension                                | 3,411.30   |
| First National Bank               | Police Pension  | 1,371.05   |
| ICMA                              | City Manager Pension                                    | 300.88     |
| Libal, Gene                       | Safety Meeting  | 30.00      |
| Lien Lawn Services                | Lawn Care   | 674.00     |
| Linweld                           | Oxygen  | 37.48      |
| Mac's Short Stop                  | Food & Supplies   | 382.32     |
| Martin Electric                   | Supplies  | 12.60      |
| Mead/Big Valley Lumber            | Park Supplies   | 33.84      |
| Merchant JT&S                     | Electric Supplies                                       | 500.00     |
| Mid-Nebraska Food Bank            | Food  | 30.42      |
| Mid-Nebraska Printing             | Office Supplies   | 250.75     |
| Mid-State Units                   | Park Rentals  | 440.00     |
| Midwest Striping Inc.             | Striping City Street                                    | 2,275.00   |
| Miller & Associates               | Pro. Serv. N.W. Storm Sewer<br>Study / Pedestrian Trail | 7,578.90   |
| Misko Sporting Goods              | Park Supplies   | 34.00      |
| Monter, Joel                      | Lawn Care   | 60.00      |
| MTM Midwest Trophy                | Ball Tournament Supplies                                | 150.13     |
| Municipal Emergency Services      | Fire Dept. Supplies                                     | 264.00     |
| Municipal Supply                  | Water Supplies  | 766.61     |
| National Waterworks               | Water Dept. Supplies                                    | 2,229.87   |
| Nebraska Amateur Softball Assoc   | Park Supplies   | 192.75     |
| Nebraska Public Power District    | Power Purchase  | 527,015.48 |
| Nebraska Public Power District    | Tyson Substation Repair /<br>Download 2 Meters          | 15,600.17  |
| Nebraska Tech & Telecomm, Inc.    | Telephone Expense                                       | 1,450.94   |
| Nebraska Waste Handlers           | Sludge Removal  | 6,540.80   |
| Nelson, Margie L.                 | Cleaning Service  | 500.00     |
| Omnigraphics, Inc.                | Book  | 37.55      |
| Overton Sand & Gravel             | Gravel  | 244.68     |
| Paulsen, Inc.                     | White Rock  | 160.97     |
| Peak Interest / Pizza Hut         | Food  | 29.18      |

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| Pinnacle Agency, The           | Insurance                                    | 500.00   |
| Platinum Plus For Business     | Books / Supplies                             | 430.27   |
| Platte Valley Communications   | Maintenance / Repairs                        | 2,217.95 |
| Plum Creek Auto Spa            | Car Wash                                     | 5.50     |
| Plum Creek Cleaners            | Supplies                                     | 96.00    |
| Plum Creek Motors              | Maintenance                                  | 136.18   |
| Plum Creek Promotions          | St & Rec/T-Shirts & Hats                     | 4,338.23 |
| Quinn, Jeff                    | Magic Show / Library                         | 225.00   |
| Random House, Inc.             | Book   | 30.60    |
| S & W Auto Parts, Inc.         | Central Garage Supplies                      | 397.40   |
| Sav A Lot Discount Foods       | Food & Supplies                              | 67.33    |
| Schwan's Sales Ent             | Food   | 267.60   |
| Service Master Mid Nebraska    | Carpet Cleaning                              | 65.00    |
| Sich, John                     | Electric Dept. / CDL                         | 55.00    |
| Sign Pro                       | Signs  | 29.25    |
| Sporting Edge, The             | Swimsuits                                    | 2,035.00 |
| Summit Supply Corporation      | Park Benches                                 | 5,974.00 |
| T. L. Sund Constructors, Inc.  | Street / Curb Repair                         | 1,900.00 |
| T. O. Haas Tire Co., Inc.      | Tire Repair                                  | 76.48    |
| Tagge Eng Consultants, Inc.    | Prospect Road & Adams<br>Street Improvements | 1,128.37 |
| Taste of Home                  | Book   | 28.98    |
| Team Detail & Quicklube        | Car Wash                                     | 89.95    |
| TierOne-Lib. Petty Cash        | Petty Cash/Postage                           | 22.27    |
| Total Lawn Care                | Lawn Care                                    | 2,445.00 |
| Tri-County Hospital            | Wellness / Service                           | 385.00   |
| TSM Cleaning / Sophie Sarratt  | Cleaning Service                             | 832.00   |
| U-Save Business Equipment      | Office Supplies                              | 278.89   |
| Univar USA, Inc.               | Ferric Chloride / Muratic<br>Acid            | 6,804.67 |
| Utility Equipment              | Water Dept. Supplies                         | 1,381.96 |
| Vic's Corn Popper              | Food   | 147.00   |
| Wal-Mart                       | Supplies                                     | 1,179.93 |
| Weekly Bulletin, The           | Subscription                                 | 170.00   |
| Wesco Distribution, Inc.       | Electric Supplies                            | 2,641.54 |
| Willard Weinhold Law Office    | Fees   | 1,657.50 |
| Alamar Uniform Co.             | Uniform Expense                              | 105.56   |
| Alltel                         | Cellphone Service                            | 52.25    |
| Automotive Sales & Svc Co Inc. | Central Garage Supplies                      | 59.89    |
| B & D Office City              | Office Expense                               | 48.11    |
| Brown Traffic Products         | Electric Supplies                            | 633.65   |
| Burton, Bill                   | Electric Rebate                              | 900.00   |
| Card Center/Orscheln           | Central Garage Supplies                      | 39.99    |
| Case Credit Advantage          | Central Garage Supplies                      | 55.84    |
| Cash-Wa Distributing           | Food & Supplies                              | 1,325.18 |
| Central Garage Fund            | Supplies / Repairs                           | 5,172.55 |
| Dan's Sanitation               | Sanitation Fees                              | 1,963.00 |
| Eilers Machine & Welding       | Central Garage Supplies                      | 102.00   |
| Electric Fixture               | Park Supplies                                | 86.80    |
| Guedes, Alberto                | Electric Rebate                              | 125.00   |
| Health Claims Fund             | Claims                                       | 8,832.83 |
| Husker Ag Sales                | Central Garage Supplies                      | 101.50   |
| Ingram Library Services        | Books  | 58.02    |
| Kemps-Gillette                 | Beverages                                    | 118.77   |
| Knapp Electric                 | Lift Pump / WWTP                             | 915.76   |
| Lexington Newspapers           | Publications                                 | 8.42     |

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|--------------------------------|---------------------------|---------------------|
| LEXUS                          | Ethanol Plant Payback to  |                     |
|                                | WWTP                      | 24,850.38           |
| Mac's Short Stop               | Food                      | 41.70               |
| Mead/Big Valley Lumber         | Recreation Supplies       | 164.72              |
| Mid-Nebraska Printing          | Office Supplies           | 847.30              |
| National Waterworks            | Water Meter               | 1,939.67            |
| Naumann, Sondra                | Cleaning Service          | 72.00               |
| Nebraska Department of Revenue | Sales & Use Tax           | 32,260.42           |
| Old Dominion Brush             | Street Supplies           | 551.14              |
| Pepplitsch, Joe                | Conference / Seminars     | 529.48              |
| Platinum Plus For Business     | Supplies                  | 54.80               |
| Platte Valley Auto Mart        | Central Garage Supplies   | 182.13              |
| Platte Valley Communications   | Radio Repair              | 87.00               |
| Random House, Inc.             | Book                      | 45.90               |
| S & W Auto Parts, Inc.         | Central Garage Supplies   | 1,219.72            |
| Sav A Lot Discount Foods       | Library Supplies          | 12.23               |
| Sankey, Robert                 | Electric Rebate           | 1,025.00            |
| Sign Pro                       | Street Supplies           | 42.50               |
| Superior Signals, Inc.         | Central Garage Supplies   | 114.30              |
| T. O. Haas Tire Co., Inc.      | Tire Repair               | 47.58               |
| Taste of Home                  | Book                      | 28.98               |
| Thornburg, Steve               | Electric Rebate           | 900.00              |
| TierOne-City Petty Cash        | Petty Cash / Misc Expense | 36.70               |
| U-Save Business Equipment      | Office Supplies           | 38.20               |
| Utility Equipment              | Water Dept Supplies       | 4,583.50            |
| Wal-Mart                       | Supplies                  | 42.80               |
| Ward, Fredrick                 | Electric Rebate           | 1,025.00            |
| Warner, Mike                   | Electric Rebate           | 1,025.00            |
|                                | <b>TOTAL:</b>             | <b>2,800,756.08</b> |

**PAY REQUEST:**

Pepplitsch requested Council's approval of Pay Request No. 2 for the Wastewater Treatment Plant UV Disinfection Facility. Following discussion, moved by Miller, seconded by Tomasek, to approve Pay Request No. 2 for WWTP UV Disinfection Facility, to Eriksen Construction Co., Inc., in the amount of \$59,490.00. Roll call. Voting "aye" were Bennett, Fagot, Tomasek, Miller, Cook. Motion carried.

**PUBLIC HEARING:**

Mayor Cook opened the Public Hearing. Pepplitsch, representing the Citizens Advisory Review Committee, presented their report dated May 25, 2006. Following discussion, Mayor Cook closed the Public Hearing. Moved by Fagot, seconded by Tomasek, to accept the Citizen Advisory Review Committee Report dated May 25, 2006 as presented. Roll call. Voting "aye" were Miller, Bennett, Tomasek, Fagot, Cook. Motion carried.

**WEST CENTRAL AREA  
AGENCY ON AGING:**

Pepplitsch requested Council's approval of the Operating Contract for the Grand Generation Center Meals and Operations for Fiscal Year 2007. Following discussion, moved by Tomasek, seconded by Bennett, to approve the Operating Contract for the Grand Generation Center Meals and Operations for Fiscal Year 2007. Roll call. Voting "aye" were Fagot, Miller, Bennett, Tomasek, Cook. Motion carried.

**EXECUTIVE SESSION:**

Moved by Tomasek, seconded by Bennett, to enter into Executive Session at 7:42 p.m. for the purpose of discussing sale of property.

Roll call. Voting "aye" were Miller, Fagot, Bennett, Tomasek, Cook. Motion carried.

Moved by Tomasek, seconded by Bennett, to reconvene Regular Session from Executive Session at 7:59 p.m. Roll call. Voting "aye" were Fagot, Miller, Bennett, Tomasek, Cook. Motion carried.

**ADJOURNMENT:**

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

Ted Cook  
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.

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Deputy City Clerk