

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, February 28, 2012, at the Lexington Municipal Building, located at 406 E. 7th Street, Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, Steve Tomasek, Joni Bennett, Linda Miller, and John Salem. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold, Chief Building Inspector Bill Brecks, City Inspector Mark Yung and City Clerk Pamela Berke. The press was represented by Kearney Hub and Lexington Clipper-Herald. Dana Daniels, Miller & Associates, Derek Haines, and Mike Lonowski were also in attendance.

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. Fagot informed the public that the Open Meetings Act is posted in the Meeting Room at the Lexington Municipal Building, located at 406 E. 7th Street, Lexington, Nebraska.

MINUTES – REGULAR MEETING 2-14-2012 Minutes of the Regular meeting held Tuesday, February 14, 2012, were presented for Council approval. Moved by Salem, seconded by Miller, to approve Minutes as presented. Roll Call. Voting “aye” were Bennett, Tomasek, Miller, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$510,856.17 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Bennett, seconded by Tomasek, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$236,592.91 from the General Fund, \$13,308.68 from Economic Development, \$4,166.67 from ED Reuse, \$190,016.58 from LEXUS, \$29,282.38 from Sanitation, \$1,978.04 from Ambulance Fund, \$31,533.83 from Health Fund, and \$3,977.08 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Miller, Salem, Tomasek, Bennett, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
February 28, 2012

AFLAC	Premium	1,317.21
Awards Plus	Name Plates	65.85
Axis Capital, Inc.	Mail Machine Pmt	840.00
Barco Municipal Products, Inc.	ST / WR Supplies	1,020.10
Barmore Drug Store, Inc.	Ambulance Supplies	219.68
Bliven, Mike	EL Rebate	1,025.00
Bob's Auto Repair & Service, Inc.	Vehicle Repair	155.45
Business Card	Bldg Insp Books/ST/WWTP Spls/Software & Maintenance	2,636.20
Card Center/Orscheln	WWTP / ST / PK Supplies	750.34
Cash Wa Distributing	Food & Supplies	1,332.20

Central Contracting Corp.	DC Opp Ctr-Install Projector Screens/Boards	555.00
Central Garage Fund	Service / Repairs	10,452.82
Central Tire & Tread, Inc.	Tire Repair	75.00
Data-Pac Mailing Systems	Postage	1,500.00
Davis Energy, Inc.	Fuel	8,819.83
Dawson County Surveyor	Cemetery Copies	80.00
Dawson County Treasurer	Personal Property Tax	794.04
Dutton-Lainson Company	Meters	407.68
Eakes Office Plus	Library Supplies	65.43
Eilers Machine & Welding, Inc.	Central Garage Supplies	85.46
Electric Fixture & Supply	WWTP Supplies	135.24
Exchange Bank	Copier Payments	1,195.44
Fagot Refrigeration & Electric	GGC / Well #5 Service & Repair	6,473.54
Farm Plan	Central Garage Supplies	168.80
Farmer Brothers Coffee	Food	517.83
Fastenal	WWTP / WR Supplies	106.52
FYR-TEK, Inc.	Fire Unit #10 Pump Repair	2,352.09
Gale Group, The	Library Books	365.47
Gempler's, Inc.	PK / ST / Cem Supplies	358.61
Great Western Bank-Lib. Petty Cash	Postage/Stamps/Food/Supplies	247.44
Health Claims Fund	Claims	28,968.29
HOA Solutions, Inc.	WWTP Actuator Install	2,121.25
Holbein, Dahlas D.	Fire Dept Maint / Cleaning Service	1,000.00
Ingram Library Services	Library Books	319.24
Intellicom Computer Consulting, Inc.	PD Camera Service	168.00
Jim Phillips Const.	House Demolition	2,700.00
Kelly Supply Company	WWTP Supplies	230.50
Komline-Sanderson	WWTP Sludge Pump Repair	978.85
Lakeside Country Club	Membership Dues	922.00
Latina	Library Subscription	14.97
Lexington Area Chamber of Commerce	Annual Banquet	180.00
Lexington Truck & Auto, Inc.	Central Garage Supplies	20.00
Payroll	Wages	111,344.58
Social Security	Employer Portion / FICA Med	8,163.50
Union Bank & Trust	Employer Portion / Pension	3,680.96
Union Bank & Trust	Police Pension	1,659.25
ICMA	City Manager Pension	454.62
Lincoln Winwater Works	WR Supplies	305.81
Linda's Stitches & Creations	Uniform Expense	36.66
Mead Lumber & Rental - Lexington	WWTP / ST / Central Garage	136.69
Mid-American Research Chemical	WWTP Supplies	548.38
Miller & Associates, Inc.	SE Subdivision Service	352.50
Municipal Pipe Tool Co., LLC	Central Garage Parts	709.48
Nebraska Assigned Risk Pool	Fire Dept Work Comp Audit	1,864.00
Nebraska Dept. of Economic Development	Mid Plains CDBG Pmt	4,166.67
Nebraska Dept. of Health/ Human Services	Aquatic Center Permit	40.00
Nebraska Forest Service	Tree Workshop	140.00
Nebraska Law Enforcement Training Center	Police Tests	40.00
Nebraska Public Power District	Service New Family Dollar Store	24,900.00
Nebraska Salt & Grain Co., Inc.	ST Supplies	462.50
Overton Community Center	Meals On Wheels	100.00
Penworthy Company	Library Books	865.52
Platte Valley Communication of Kearney	Radio / Scada Repair / Supplies	329.85
Plum Creek Market Place	Food	34.12
Pony Express Chevrolet	Two Police Cars	48,462.00
Presto-X	Fire Dept Service	83.00

Process Piping Specialties, Inc.	WWTP Supplies 7	8.95
Randy's Body Shop	Towing Expense	100.00
Reg 12 American Backflow Prevention Assn	Conference	65.00
Roberts Dairy Company	Beverages	325.85
Rockmount Research & Alloys, Inc.	Central Garage Supplies	594.74
S & W Auto Parts, Inc.	Central Garage Supplies	1,082.38
Service Master Mid Nebraska	Cleaning Service	4,741.00
T & R Service	Transformer Disposal	900.00
T.O. Haas Tire Co., Inc.	Tires / Repair	895.90
TASC	Fees	184.63
Thompson Company, The	Food & Supplies	1,058.35
Tyler Technologies, Inc.	Maintenance / Online Training	1,224.31
U-Save Business Equipment	Postage / Business Office Supplies	327.90
Univar USA, Inc.	Caustic Soda	5,109.86
Upstart	Library Supplies	419.95
Verizon Wireless	Cellphone Service	127.24
Wal-Mart	Supplies	218.81
Weathercraft Companies, Inc.	Door Repair	1,075.62
White, J J	EL Rebate	1,225.00
American Girl	Library Subscription	22.95
B2 Environmental, Inc.	Asbestos Inspection	675.00
Bert Burney & Associates, Inc.	Draft Sludge Pump Supplies	2,865.39
Dan's Sanitation, Inc.	Sanitation Fees	29,282.38
Dawson Area Development	Reimb for Site Development Cost	13,308.68
Diamond Sales	Library Books	162.50
Eakes Office Plus	Library Supplies	49.99
Endorf, Charlotte	Library Books	34.90
Galls	Police Uniform Expense / Supplies	181.04
Great Western Bank-City Petty Cash	Postage / Meals	38.75
Great Western Bank-Lib Petty Cash	Meal / Stamps	54.74
Health Claims Fund	Claims	1,063.70
Ingram Library Services	Library Books	513.05
Jack's Uniforms & Equipment	New Police Cars Accessories	4,982.56
Lexington Health Fund	Self-Funding	31,231.87
Lexington Utilities System	Utilities	42,668.33
Lexington, City of	Franchise Fees	71,784.87
MicroMarketing, LLC	Library Books	50.97
Nebraska Library Commission	Library Subscription	205.00
Thomas Bouregy & Company, Inc.	Library Books	139.50
U-Save Business Equipment	Postage / UPS Charges	21.70
USA BlueBook	WR / WWTP Supplies	907.27
Wal-Mart	Conference Expense	142.50
	TOTAL CLAIMS:	510,856.17

ORDINANCE:

Ordinance No. 2312 entitled "AN ORDINANCE TO AMEND SECTIONS 2-26 THROUGH 2-29 OF THE LEXINGTON CITY CODE; TO CREATE THE COMMUNITY DEVELOPMENT AGENCY; TO REPEAL ORIGINAL SECTIONS 2-26, 2-27, 2-28, AND 2-29, 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 presented. Following discussion, moved by Salem, seconded by Tomasek, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting "aye" were Bennett, Miller, Tomasek, Salem, Fagot. Motion carried.

Ordinance No. 2312 was presented on final reading. Moved by Miller, seconded by Bennett, to approve Ordinance No. 2312 on final reading. Roll call. Voting "aye" were Salem, Tomasek, Bennett, Miller, Fagot. Motion carried.

ORDINANCE:

Ordinance No. 2314 entitled "AN ORDINANCE TO ASSESS THE COST OF PROPERTY MAINTENANCE AGAINST CERTAIN PROPERTIES; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM" was presented on second reading. Following a review of a concern raised during the first reading, moved by Miller, seconded by Salem, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting "aye" were Bennett, Tomasek, Salem, Miller, Fagot. Motion carried.

Ordinance No. 2314 was presented on final reading. Moved by Salem, seconded by Bennett, to approve Ordinance No. 2314 on final reading. Roll call. Voting "aye" were Miller, Tomasek, Bennett, Salem, Fagot. Motion carried.

STREET CLOSING REQUEST:

Mike Lonowski requested temporary street closures to hold a car show/fundraising event on Sunday, May 27, 2012. He outlined the event and planned activities. Following discussion, moved by Miller, seconded by Tomasek, to authorize street closures for the event and direct staff to coordinate such closures with the event organizer. Roll call. Voting "aye" were Bennett, Salem, Tomasek, Miller, Fagot. Motion carried.

ONE & SIX YEAR STREET IMPROVEMENT PLAN:

Pepplitsch reviewed a draft of the 2012 1&6 Year Street Improvement Plan. He noted that the draft plan will also go to the Planning Commission for review and comment. Following discussion, Pepplitsch noted that a public hearing will be scheduled on the final plan for March 13, 2012; no action was taken.

AIRPORT ROAD PROJECT:

Pepplitsch requested Council approval of plans and specifications for the Airport Road Paving project. Following a review of the project by Dana Daniels, moved by Miller, seconded by Tomasek, to approve the plans and specifications for the Airport Road Paving project and to authorize the City Manager to solicit bids. Roll call. Voting "aye" were Bennett, Salem, Tomasek, Miller, Fagot. Motion carried.

APPOINTMENTS:

Pepplitsch discussed the appointment of individuals to the newly created Community Development Agency. Following discussion regarding Council member representation, Pepplitsch proposed the following appointments:

- Jason Fagot – 5 year term;
- Gail Hall – 4 year term;
- Jeff Wightman – 4 year term;
- Steve Smith – 3 year term;
- Steve Atwood – 3 year term;
- John Fagot – 2 year term;
- Linda Miller – 1 year term.

Moved by Salem, seconded by Bennett, to approve appointments to the Community Development Agency as proposed. Roll call. Voting "aye" were Miller, Tomasek, Bennett, Salem, Fagot. Motion carried.

FINANCIAL REPORT:

Pepplitsch reviewed a financial report for January 2012. Following discussion, moved by Tomasek, seconded by Salem, to accept the financial report as

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

ROUNDTABLE DISCUSSION: Peplitsch asked Council to consider dates for a work session in March. More information will be forwarded to Council and Staff.

Berke noted that she will be attending Clerk School in Kearney, March 12-16, 2012.

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

John Fagot
Mayor

Pamela Berke
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.

City Clerk