

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, June 12, 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, and City Clerk Pamela Berke. The press was represented by Kearney Hub and Lexington Clipper-Herald. Deb Jensen, DAD, and Reed Miller, Miller & Associates, 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 5-22-2012 Minutes of the Regular meeting held Tuesday, May 22, 2012, were presented for Council approval. Moved by Bennett, seconded by Tomasek, to approve Minutes as presented. Roll Call. Voting “aye” were Miller, Salem, Tomasek, Bennett, Fagot. Motion carried.

MINUTES – WORK SESSION 5-19-12 Minutes of the Work Session held Saturday, May 19, 2012 were presented for Council approval. Moved by Miller, seconded by Bennett, to approve Minutes as presented. Roll Call. Voting “aye” were Tomasek, Salem, Bennett, Miller, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,876,966.06 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Miller, seconded by Tomasek, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$581,931.86 from the General Fund, \$1,243,055.30 from LEXUS, \$10,000.00 from Sanitation, \$2,406.00 from Ambulance Fund, \$33,309.42 from Health Fund, and \$6,263.48 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Bennett, Salem, Tomasek, Miller, Fagot. Motion carried.

**CITY OF LEXINGTON
ACCOUNTS PAYABLE
June 12, 2012**

All Points Cooperative	Fuel / Fertilizer / Weed Killer	838.31
Area Services	Bldg Repair	300.00
Arnold Pool Company	LFAC Supplies	505.40
ASK Supply Co.	ST Supplies	197.00
Associated Supply Company, Inc.	LFAC Supplies / Repair	947.52
B & D Office City	Police Supplies	25.99
Berke, David	Yard Clean-up	595.00
Bob's Auto Repair & Service	ST Vehicle Repair	134.30

Case Credit Advantage	WWTP / Central Garage Parts	167.52
Cash-Wa Distributing	Food & Supplies	10,842.75
Central Garage Fund	Fuel / Service / Repair	19,371.62
Central Platte NRD	Trees / Weed Barrier	1,616.90
Central Tire & Tread, Inc.	WWTP / Central Garage Tires	3,215.92
Certified Laboratories	Central Garage Supplies	683.33
Coca Cola/Dr. Pepper Bottling of Kearney	LFAC / Rec Beverages	4,600.12
Consolidated Management Company	Police School Meals	565.50
Copper, Michael	Yard Clean-up	60.00
Culligan Water Conditioning Co.	Soft Water Supplies	232.76
Curley & Associates, LLC	Library Books	593.75
Dan's Sanitation	Sanitation Fees	13,972.18
Danko Emergency Equipment Co.	Fire Uniform Expense	2,884.31
Data-Pac Mailing Systems	Postage / Supplies	1,574.01
Davis Energy, Inc.	Fuel / Propane	6,623.95
Dawson County Transit Bus	Transportation	28.00
Dawson Pest Control	GGC / DCOC Service	91.35
Dawson Public Power District	South Leased System	46,782.33
Dawson Public Power District	Power Purchase	371.60
Demco, Inc.	Library Supplies	94.43
Depository Trust Co.	08 GO Bond/09 Combined UTL Rfnd Bond Pmt	235,808.75
Eakes Office Plus	Library/Office Supplies / Printer	5,458.12
Electric Fixture & Supply	WWTP / LFAC / DCOC Supplies	108.72
Electronic Systems, Inc.	Fire Alarm Inspections / Repairs	157.00
EMS Billing Services, Inc.	Ambulance Billing Service	1,237.54
Eustis Body Shop, Inc.	Tow Expense	100.00
Farm Plan	Central Garage Supplies	637.15
Fastenal	ST / WWTP Supplies	263.51
FYR-TEK, Inc.	Fire Uniform Expense	3,916.01
Gale Group, The	Library Books	323.97
Galls	Police Uniform Expense	119.94
Garden Lawn and Landscaping	Yard Clean-up	250.00
Gnirk Lawn Care, Inc.	Ground Sterilant	2,325.26
Gonzalez, Hansel	Mileage to School	199.80
Health Claims Fund	Claims	22,084.93
Holbein, Dahlas D.	Lawn Care	440.00
Holiday Inn	Fire School	3,908.30
Ingram Library Services	Library Books	320.11
Jakes Toro Sprinklers	Library Service / Repair	281.00
Jim Phillips Const.	Sidewalk Repair	500.00
Jones Plumbing & Heating, Inc.	Service & Supplies	3,641.78
K. R. V. N. - FM	NPPD Coop Ads	166.40
Kinney, Joel	Mileage to School	99.90
Knapp Electric, Inc.	LFAC Pump Repair	76.17
Kratzer Electric, Inc.	PK / ST / NPPD Repairs	1,089.16
League of Nebraska Municipalities	2012 NCMA Conference	95.00
Lexington Animal Clinic	Animal Care	946.90
Lexington Area Solid Waste Agency	Landfill	1,108.06
Lexington Health Fund	Self-Funding	33,967.65
Lexington Newspapers, Inc.	Publications	995.16
Lexington Postmaster	GGC Postage	165.00
Lexington Regional Health Center	Wellness	98.00
Lexington Volunteer Fire Dept.	Fire School / Mileage	6,999.27
Lexington, City of	Franchise Fees	95.97
Lexington City Payroll Account		
Payroll	Wages	131,788.62

Social Security	Employer Portion / FICA Med	9,717.32
Union Bank & Trust	Employer Portion / Pension	3,913.19
Union Bank & Trust	Police Pension	1,825.96
ICMA	City Manager Pension	463.85
Linda's Stitches & Creations	Employee Shirts	2,075.51
Lips Printing Service	WR Report Mailers	173.15
Mac's Short Stop	GGC/Rec/LFAC Food & Supplies	648.86
Martin Electric, Inc.	LFAC Repairs / V-Man's DTR	1,249.50
Mast's Fire Extinguisher Sales	Fire Dept Supplies	160.12
Matheson Tri-Gas Inc.	Ambulance Supplies	126.81
Mead Lumber & Rental-Lexington	ST/OC/LFAC/Cem/PK/WR Spls	499.89
Meritain Health	Health Premium	24,710.68
Midwest Laboratories, Inc.	WWTP Service / Supplies	1,706.20
Miller & Associates, Inc.	Pro Service / Bridge Inspections	1,930.10
Morris Press	GGC Service	67.00
Municipal Supply	SW Supplies	1,118.85
Nebraska Public Health Environmental Lab	WR Testing	1,083.00
Nebraska Crime Commission	Police Books	60.00
Nebraska Environmental Products	SW / Central Garage Supplies	2,839.85
Nebraska Public Power District	O & M	65,000.00
Oliver Consulting Services, Inc.	Library Computer Supplies	354.10
Original Watermen	LFAC Swimsuits / Supplies	2,283.78
Plum Creek Cleaners	Rug Service	286.50
Plum Creek Promotions	Rec Shirts	482.24
Principal	Dental Premium	2,049.20
Rainbow Printing	Library Supplies	385.00
Rasmussen Mechanical Services	Library Service / Repairs	1,398.48
Regional Books, Inc.	Library Books	43.98
Richardson Mowing	Lawn Care	150.00
Roberts Dairy Company	Beverages / Food	532.11
S & W Auto Parts, Inc.	CG/WWTP/LFAC Supplies	1,032.81
Service Master Mid Nebraska	Cleaning Service	4,720.15
Source Gas, LLC	Gas Service	2,737.04
Sport Supply Group, Inc.	PK Supplies	863.40
Statewide Collections LLC	Collection Fees	302.28
Sterling West	PK Supplies	810.00
Team Detail & Quicklube	Uniform Exp/Wash/Vehicle Maint	72.99
Thalman, Julie	Cleaning Service	200.00
Thompson Co., The	Food	1,712.11
Total Lawn Care	Lawn Care	1,125.00
U-Save Business Equipment	Supplies / Postage	623.24
Univar USA, Inc.	Ferric Sulfate	10,556.90
University of Nebraska-Omaha	Registration Fee-Brecks	2,807.00
USA BlueBook	PK Supplies	78.83
Utility Service Co., Inc.	WR Tower Maintenance	26,211.04
Village Uniform	GGC Supplies	96.00
Vision Internet Providers, Inc.	Monthly Hosting Fee	630.00
Walmart	Supplies	861.34
Weekly Bulletin, The	Business Office Subscription	175.00
Werner's Sprinklers	Sprinkler Service / Repair	35.86
Westech	WWTP Supplies	2,427.73
Western Engineering Company, Inc.	ST Supplies	815.92
Cash-Wa Distributing	Food & Supplies	1,131.63
Central Community College	CPR for Lifeguards	1,023.00
Coca Cola/Dr Pepper Bottling of Kearney	Beverages	137.20
Data-Pac Mailing Systems	Postage Machine Supplies	101.45
Fagot Refrigeration & Electric	DTR II/Twin Fashions/Family Eye	8,107.00

Great Western Bank-City Petty Cash	Meals / Food / Postage / Mileage	101.45
HD Supply Waterworks	Meter Reading Wand Repair	471.88
Health Claims Fund	Claims	9,175.29
Lexington City Payroll Account		
Payroll	Wages	145,604.31
Social Security	Employer Portion / FICA Med	10,776.17
Union Bank & Trust	Employer Portion / Pension	3,830.97
Union Bank & Trust	Police Pension	1,944.90
ICMA	City Manager Pension	463.85
McCookNet Internet Service	Service	53.00
Meridian Library System	Registration	10.00
Nebraska Dept. of Revenue	Sales & Use Tax	41,958.45
Nebraska Dept of Environmental Quality	Certification / Exam Fee	150.00
Nebraska Public Power District	Power Purchase	883,215.81
Nebraska Tech & Telecomm, Inc.	Telephone Service	1,187.66
NebraskaLink	Library Service	150.00
NTV	Stormwater Advertisements	2,000.00
Oliver Consulting Services, Inc.	Library Service	377.25
Oxmoor House	Library Book	36.91
Plum Creek Market Place	Food	92.42
S & W Auto Parts, Inc.	WWTP Supplies	25.74
T. O. Haas Tire Co., The	Tire Repair	45.51
Team Detail & Quicklube	Window Repair	35.00
U-Save Business Equipment	Police Supplies	187.24
Unisan Products	Rec / Cemetery Supplies	267.64
Wal-Mart	Supplies	385.46
	TOTAL CLAIMS:	1,876,966.06

PUBLIC HEARING:

Mayor Fagot opened a public hearing to consider a contract extension and budget amendment request to the Department of Economic Development for CDBG Downtown Revitalization Project 09-DTR-104. Deb Jensen, DAD, reported that the amendment requests a contract extension to December 31, 2012, and reallocates current budget funding. Following discussion, the public hearing was closed. Moved by Salem, seconded by Bennett, to authorize the contract extension and budget allocation amendment requests. Roll call. Voting “aye” were Miller, Tomasek, Bennett, Salem, Fagot. Motion carried.

PUBLIC HEARING:

Mayor Fagot opened a public hearing to discuss proposed wastewater treatment plant improvements, the potential impact to the existing user rates, and receive input from local citizens or other interested parties. Reed Miller, Miller & Associates, discussed an overview of the preliminary engineering report, and outlined the scope of recommended improvements to meet current and future discharge permit requirements. The complete project is estimated at approximately \$5 Million, with a portion of the funding support coming through the state revolving loan fund. Peplitsch indicated that through fiscal planning and agreements with industrial customers, no increase in residential or commercial user rates would be necessary or anticipated to construct and operate the improvements. Industrial users would realize an increase of approximately 10% based upon hydraulic flow and waste characteristics. Peplitsch noted that Darling International will provide capital to the project, and is an important partner moving forward. Following discussion and receiving no further public comment, the hearing was closed.

CONTRACT:

Peplitsch reviewed an operating agreement with WCAAA for the Meals

Program for the Grand Generation Center for FY 2013. Following discussion, moved by Miller, seconded by Tomasek, to approve the contract as presented and to authorize the mayor to execute the required documents. Roll call. Voting "aye" were Salem, Bennett, Tomasek, Miller, Fagot. Motion carried.

ORDINANCE:

Ordinance No. 2317 entitled "AN ORDINANCE DIRECTING THE SALE OF LOT 2, BLOCK 19, ORIGINAL TOWN OF PLUM CREEK, NOW CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA; TO PROVIDE FOR PUBLICATION AND THE RIGHT OF REMONSTRANCE" was presented. Peplitsch noted that this property was deeded to the City through the nuisance abatement process. The adjoining neighbor is now interested in the property for expansion of his residential use and has made the city an offer to purchase the property. 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. 2317 was presented on Final reading. Moved by Miller, seconded by Salem, to approve Ordinance No. 2317 on Final reading. Roll call. Voting "aye" were Bennett, Tomasek, Salem, Miller, Fagot. Motion carried.

ROUNDTABLE DISCUSSION:

Peplitsch reminded Council and Staff of a work session scheduled for Saturday, June 16, 2012, at 8 a.m. at City Hall.

Burnside provided updates on current paving projects, as well as a timeline to begin a comprehensive planning process.

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