

**CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, July 8, 2014, at the Lexington City Hall, located at 406 E. 7th Street, Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, John Salem, Linda Miller, and Jeremy Roberts. Council member Dora Vivas was absent. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold, Development Services Director Bill Brecks, Police Chief Tracy Wolf, Finance Director Barb Hodges, Chief Building Inspector Mark Yung, Code Compliance Officers Nick Hoendervoogt, and City Clerk Pamela Baruth. The press was represented by Lexington Clipper-Herald, KRVN Radio and 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: 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 City Hall, located at 406 E. 7th Street, Lexington, Nebraska.

MINUTES – REGULAR MEETING 6-24-2014: Minutes of the Regular meeting held Tuesday, June 24, 2014, were presented for Council consideration. Moved by Salem, seconded by Roberts, to approve Minutes as presented. Roll call. Voting “aye” were Miller, Roberts, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,116,676.31 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Roberts, seconded by Miller, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$374,961.00 from the General Fund, \$85,685.32 from Street Fund, \$36,595.30 from TIF, \$360,000.00 from Lex Revolving Loan, \$212,562.92 from LEXUS, \$10,000.00 from Sanitation, \$5,218.71 from Ambulance, \$28,953.28 from Health Fund, and \$2,699.78 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Miller, Roberts, Fagot. Motion carried.

CITY OF LEXINGTON
ACCOUNTS PAYABLE
July 8, 2014

Accurate Environmental LLC	EPA Mandated WR Samples	19,140.00
All Points Cooperative	Fuel / Fertilizer / Weed Killer	1,564.98
Annie's Attic Books	Library Book	19.94
ASK Supply Co.	WR Supplies	381.46
Awards Unlimited, Inc.	State Softball Supplies	308.95
Bradfield, Rollie	1/2 of Boots	74.99
Business Card		
Logmein.com	Subscription	299.00
Cash-Wa Distributing	Food & Supplies	5,254.35
CDW Government, Inc.	Development Services Supplies	356.76
Center Point Large Print	Library Books	86.28
Central Garage	Fuel	14,189.50
Central Tire & Tread, Inc.	Tires / Repair	725.86
Coca Cola/Dr Pepper Bottling of Kearney	Beverages	2,481.70
Copper, Michael	Yard Clean-up	130.00
Dan's Sanitation	Sanitation Fees	11,718.16
Data-Pak Mailing Machine	Postage	1,500.00
Davis Energy, Inc.	Propane	36.00

Dawson Area Development	USDA Funded Grant	360,000.00
Dawson County Clerk	Dispatch Fees	26,250.00
Eakes Office Plus	Library Supplies	155.83
Express Laundry Center	Rug Service	304.18
Fagot Refrigeration & Electric, Inc.	Police / Muni Bldg Repair	1,312.31
Fastenal	ST / WWTP Supplies	174.85
Follett School Solutions, Inc.	Library Supplies	291.10
Gale/Cengage Learning	Library Books	320.02
Gnirk Lawn Care, Inc.	Lawn Care	305.00
HD Supply Waterworks	WR Meters / Radios	33,595.86
Health Claims Fund	Claims	28,953.28
Hiland Dairy Foods	Beverages / Food	231.79
HOA Solutions, Inc.	Repair Pumping Equipment	2,889.00
Ingram Library	Library Books	89.38
Intellicom Computer Consulting, Inc.	Email Billing Service	62.60
Jim Phillips Co.	Replace Fence	745.00
League of Nebraska Municipalities	WR Workshop Registration	140.00
League of Nebraska Municipalities	Acct / Finance Conference / Book	693.00
Lexington Health Fund	Self-funding	44,371.49
Lexington Newspapers, Inc.	Publications	56.43
Lexington Recreation Program	Soccer Start-up Money	150.00
Lexington Truck & Auto, Inc.	Central Garage Supplies	25.00
Lexington, City of	Franchise Fees	54.30
Matt Friend Truck Equipment, Inc.	Central Garage - Cylinder for Hoist	2,050.75
Mead Lumber	WR PK/WWTP/Dev Svc/CG Supplies	486.02
Meritain Health	Health Premium	19,418.29
Mid-State Units	Rentals	720.00
Miller & Associates	Lexington East Viaduct PJ	46,678.54
Municipal Automation & Control	WWTP Install Fan / Sensor	1,237.04
Municipal Supply, Inc.	WR / SW Supplies	5,029.94
Nissen, Carol	Pool Admission Refund	100.00
One Call Concepts	Locates	126.65
Paulsen, Inc.	Concrete	547.58
Plum Creek Promotions	ST Softball T-shirts	1,526.00
Plum Creek Telephone	LFAC Phone Repair	310.00
Principal	Dental Premium	2,498.37
R. C. Booth Enterprises	Library Books	27.50
Rod's	Paint Vehicle	65.00
S & W Auto Parts, Inc.	WWTP / Central Garage Supplies	1,585.25
Schwan's Home Service, Inc.	LFAC Food	76.69
Source Gas, LLC	Gas Service	3,144.99
Standard Life	Life Premium	670.69
Statewide Collections LLC	Collection Fee	205.37
Subway @ Walmart	Meals	31.50
Thompson Co., The	Food & Supplies	484.52
TM Sporting Goods	State Softball Supplies	255.24
Total Lawn Care	LFAC Lawn Care	900.00
U-Line	ST Supplies	1,604.59
VSP / Vision Service Plan	Vision Premium	626.09
Wal-Mart	Supplies	235.67
AAA Sprinklers	Sprinkler Repair / 18th Street PJ	470.35
Alamar Uniforms	Police Uniform Expense	53.59
American Cancer Society	State Softball Tournament Personnel	500.00
Arbor Day Foundation	Membership Dues	15.00
Arnold Pool Company	LFAC Supplies	50.90
Baird Holm Attorneys at Law	2013 Bond Legal Expense	400.00
Cash-Wa Distributing	Food & Supplies	992.93

Central Garage Fund	Service / Repair	10,419.52
Coca Cola/Dr Pepper Bottling of Kearney	Beverages	79.40
Community Development Agency	TIF / Legend Oaks II PJ	36,595.30
Culligan Water Conditioning Co.	Soft Water Supplies	136.89
Dan's Sanitation	Sanitation Fees	2,187.84
Davis Energy, Inc.	Fuel / Propane / Filters	10,929.62
Dawson County Register of Deeds	Filing Fees	38.00
Dawson Public Power	Power Purchase	9,679.00
Diamond Vogel Paint	ST Supplies	3,664.40
Eilers Machine & Welding, Inc.	ST Supplies	147.38
EMS Billing Service	Ambulance Billing	822.81
FYR-TEK, Inc.	Fire Dept Repair	1,321.25
Hodges, Barbara	Mileage / League Conference	89.60
Holbein, Dahlas	Lawn Care	440.00
Homestead Bank	ST Improvement Dist 09-02	55,535.04
Jones Plumbing & Heating, Inc.	AC/Libr/Muni Bldg/WR/WWTP Spl/Rep	1,205.23
Lexington Girls Fast Pitch Association	State Softball Tournament Personnel	1,500.00
Lexington Newspapers, Inc.	Publications	354.20
Lexington Regional Health Center	Wellness / Misc Laundry	274.00
Lexington Volunteer Fire Dept	EMS Billing	2,465.13
Lexington City Payroll Account		
Payroll	Wages	168,104.22
Social Security	Employer Portion / FICA Med	12,562.22
Union Bank & Trust	Employer Portion / Pension	4,285.76
Union Bank & Trust	Police Pension	2,336.76
ICMA	City Manager Pension	836.93
Lien Inc.	Sprinkler Rep/Plant/Grass Replacements	2,666.22
Mac's Short Stop	Food & Supplies	613.13
Matheson Tri-Gas, Inc.	Ambulance Supplies	70.60
Matt Parrott/Storey Kenworthy	UTL Supplies	1,245.58
Midwest Laboratories, Inc.	WWTP Testing Supplies	1,054.50
Midwest Radar & Equipment	Police Equipment Repair	52.50
Morris Press	GGC Supplies	244.00
Neben, Wesley	Fee Refund	75.00
Nebraska Department of Revenue	Sales & Use Tax	54,159.83
NebraskaLink	City / Library Service	395.00
O'Hara Lindsay and Associates, Inc.	Lobbying Service	1,000.00
Plum Creek Market Place	Food & Supplies	29.79
Plum Creek Promotions	State Softball T-shirts	1,546.05
Rainbow Books Company	Library Books	2,801.57
Schwan's Home Service, Inc.	Food	20.93
Service Master of Mid Nebraska	Cleaning Service	4,179.12
State Fire Marshal Training Division	Fire Fighter/Hazmat Operations Certifications	200.00
T. L. Sund Constructors, Inc.	Optimist Maintenance Building	39,932.25
T. O. Haas Tire Co.	Tire Repair	53.04
Thalman, Julie	Cleaning Service	120.00
U-Save Business Equipment	AC/Lib/GGC/Pol/Dev Svc/Muni Bldg Spl	1,421.16
Utility Service Co., Inc.	WR Tower Maintenance	26,211.04
Wal-Mart	Supplies	11.10
	TOTAL CLAIMS:	1,116,676.31

PUBLIC HEARING: Mayor Fagot resumed the public hearing to consider a rezoning application by Roy Ewoldt for property located at 311 West 5th Street from C-3 Highway Commercial to R-3 High Density Residential. Fagot addressed concerns discussed at the prior meeting related to a potential zoning and development agreement. He indicated that he did not believe such agreement was necessary as the responsibility to renovate or abate the property was the responsibility of the owner alone. Douglas Pauley, representing

Ewoldt, outlined the history of the property and the intent of the project as transitional housing. He gave an update regarding conceptual design, financing, and construction plans.

Mayor Fagot stated that the issue at hand is a rezoning application and the current zoning and contemplated future land use for the property is C-3 Highway Commercial; which the type of extended stay housing proposed is currently permissible. Miller commented that extended stay facilities are similar to, but should not be portrayed as apartment units. She noted that management of the property is still a strong concern. There being no more public comments, the public hearing was closed. Moved by Salem, seconded by Roberts, to deny the rezoning application as presented. Roll call. Voting "aye" were Miller, Roberts, Salem, Fagot. Motion carried.

PUBLIC HEARING: Mayor Fagot opened a public hearing to consider a redevelopment plan titled "Walnut Street Redevelopment Plan". Following review of the plan and receiving no public comments, the public hearing was closed. Resolution No. 2014-23 was presented. Following discussion, moved by Miller, seconded by Salem, to approve Resolution No. 2014-23. Roll call. Voting "aye" were Roberts, Salem, Miller, Fagot. Motion carried.

RESOLUTION NO. 2014-23

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA APPROVING THE WALNUT STREET REDEVELOPMENT PLAN; AND RELATED MATTERS

WHEREAS, the City of Lexington, Nebraska, a municipal corporation and city of the first class (the "City"), has determined it to be desirable to undertake and carry out urban redevelopment projects in certain areas of the City that are determined to be blighted and substandard and in need of redevelopment; and

WHEREAS, the Community Development Law, Chapter 18, Article 21, Reissue Revised Statutes of Nebraska, as amended (the "Act"), prescribes the requirements and procedures for the planning and implementation of redevelopment projects; and

WHEREAS, the City has previously declared the areas within the city to be blighted and substandard and in need of redevelopment pursuant to the Act; and

WHEREAS, the Community Development Agency of Lexington, Nebraska (the "Agency") has prepared or caused to be prepared an Amended Redevelopment Plan, including a Redevelopment Contract (collectively, the "Orthman Redevelopment Plan"), providing for the implementation of redevelopment project; and

WHEREAS, in order to implement the Orthman Redevelopment Plan, to help eliminate blight and substandard conditions within the City of Lexington the Agency has determined that it is convenient and necessary to acquire the real property described on Exhibit 1, attached hereto; and

WHEREAS, The Agency has prepared a redevelopment plan, attached hereto as Exhibit 1, (the "Walnut Street Redevelopment Plan") providing for the acquisition and sale of the real estate shown on attached Exhibit 1; and

WHEREAS, the Agency and the Planning Commission of the City (the "Planning Commission") have both reviewed the Walnut Street Redevelopment Plan and recommended its approval by the Mayor and Council of the City; and

WHEREAS, the City published and mailed notices of a public hearing regarding the consideration of the approval of the Redevelopment Plan pursuant to Section 18-2115 of the Act, and has on the date of this Resolution held a public hearing on the proposal to approve the Walnut Street Redevelopment Plan; and

WHEREAS, the City has reviewed the Walnut Street Redevelopment Plan and determined that the proposed land uses and building requirements described therein are designed with the general purpose of accomplishing a coordinated, adjusted, and harmonious development of the City and its environs which will, in accordance with present and future needs, promote health, safety, morals, order, convenience, prosperity and the general welfare, as well as efficiency in economy in the process of development; including, among other things, adequate provision for traffic, vehicular parking, the promotion of safety from fire, panic, and other dangers, adequate

provisions for light and air, the promotion of the healthful and convenient distribution of population, the provision of adequate transportation, water, sewerage, and other public utilities, schools, parks, recreational and community facilities, and other public requirements, the promotion of sound design and arrangement, the wise and efficient expenditure of public funds, and the prevention of the recurrence of unsanitary or unsafe dwelling accommodations, or conditions of blight.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA:

Section 1. The Walnut Street Redevelopment Plan is hereby determined to be feasible and in conformity with the general plan for the development of the City as a whole, and the Walnut Street Redevelopment Plan is in conformity with the legislative declarations and determinations set forth in the Act; and it is hereby found and determined, that the implementation of the Walnut Street Redevelopment Plan is necessary and convenient to the proper clearance or redevelopment of one or more substandard or blighted areas within the city.

Section 2. The Walnut Street Redevelopment Plan is hereby approved in substantially the form attached hereto, with such immaterial changes, additions, or deletions thereto as may be determined to be necessary by the Agency.

Section 3. The Agency and City Manager are hereby authorized and directed to execute such documents and take such further actions as are necessary to carry out the purposes and intent of this Resolution and the Redevelopment Plan.

PASSED AND APPROVED this 8th day of July, 2014.

RESOLUTION: Resolution No. 2014-24 was presented. Peplitsch reviewed the purpose of the resolution. Following discussion, moved by Roberts, seconded by Salem, to approve Resolution No. 2014-24. Roll call. Voting "aye" were Miller, Salem, Roberts, Fagot. Motion carried.

RESOLUTION NO. 2014-24

RESOLUTION OF THE CITY OF LEXINGTON FINDING THAT THE ACQUISITION AND DEVELOPMENT OF LAND OUTSIDE THE CITY LIMITS BUT WITHIN A THREE MILE RADIUS THEREOF IS ESSENTIAL TO THE PROPER CLEARANCE AND REDEVELOPMENT OF SUBSTANDARD AND BLIGHTED AREAS WITHIN THE CITY AND IS A NECESSARY PART OF THE GENERAL COMMUNITY REDEVELOPMENT PROGRAM AND AUTHORIZING THE ACQUISITION OF THE SAME BY THE COMMUNITY DEVELOPMENT AGENCY OF LEXINGTON, DAWSON COUNTY, NEBRASKA.

WHEREAS, Section 18-2123 R.R.S Neb., provides that a Development Agency may acquire land outside of the city limits, but within a three mile radius of the city, when the same is essential to the proper clearance or redevelopment of a substandard or blighted area even though such land is not located within an area declared blighted and substandard under the Community Development Law; and

WHEREAS, the governing body of the City of Lexington has determined that the property described herein lies within a three mile radius of the city limits and is necessary for the proper clearance and redevelopment of substandard and blighted areas within the City of Lexington; and

WHEREAS, the governing body determines that the acquisition of such an area is beneficial to the removal of blight and substandard conditions in redevelopment areas within the City; and

WHEREAS, the governing body has determined that it is in the best interests of the City and the Authority to acquire the real estate hereafter described;

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

Section 1. The governing body of the City finds that the following described lands are located within a radius of three miles of the limits of the City; are essential to the proper clearance or redevelopment of substandard or blighted areas; and are a necessary part of the general community redevelopment program of the city, to wit:

A tract of land in the Northeast Quarter of Section 9, in Township 9 North, Range 21 West of the 6th P.M., Dawson County, Nebraska, and more particularly described as follows: Beginning at a point 1,321.8 feet North from the East Quarter corner on Section line and 74° 17' left, a distance of 449.8 feet, (260 feet South and parallel to Centerline Union Pacific Railroad, also the Northwest corner of Canada tract); thence South (along West side of Canada tract and parallel to Section line) a distance of 472.3 feet to a point; thence 88° 56' right, a distance of 848.1 feet to a point; thence 91° 04' right, a distance of 726.5 feet to a point; thence 105° 43' right, a distance of 880.9 feet to the place of beginning, and

A tract of land in the Northeast Quarter of Section 9, in Township 9 North, Range 21 West of the 6th P.M., Dawson County, Nebraska, and more particularly described as follows: Beginning at a point 1,321.8 feet North from the East Quarter corner on Section line and 74° 17' left, a distance of 449.8 feet, (260 feet South and parallel to Centerline of Union Pacific Railroad, also the Northwest corner of Canada Tract); thence continue on the last described course, a distance of 880.9 feet to a point; thence 74° 17' right, a distance of 62.3 feet to a point on the South line of the Union Pacific Railroad Right-of Way; thence Southeasterly and along the South line of the Union Pacific Railroad Right-of-Way, a distance of 880.9 feet to a point; thence 74° 17' right, a distance of 62.3 feet to the place of beginning.

Except: A tract of land located in the East One-Half of the Northeast Quarter (E1/2NE1/4) of Section Nine (9), Township Nine (9) North, Range Twenty-one (21) West of the 6th P.M., Dawson County, Nebraska, and more particularly described as follows:

Referring to the East One-Quarter Corner of Section Nine (9), Township Nine (9) North, Range Twenty-one (21) West of the 6th P.M., Dawson County, Nebraska.

Thence North (an assumed bearing), and along the East Line of the Northeast Quarter of said Section Nine (9), a distance of 1321.80 feet; Thence N 74 °17'00" W, a distance of 681.29 feet, to the Point of Beginning; Thence S 0° 49'36" W, a distance of 539.20 feet;

Thence N 88° 55'30" E, a distance of 230.56 feet; Thence North, and parallel to the East Line of the Northeast Quarter of said Section Nine (9), a distance of 472.30 feet;

Thence N 74° 17'00" W, a distance of 231.49 feet, to the place of beginning, said parcel containing 2.63 acres, more or less.

Section 2. The Community Development Agency of Lexington, Nebraska is hereby authorized and directed to acquire and provide for the development and redevelopment and sale of said lands according to the Community Development Law.

Passed and approved this 8th day of July, 2014.

RESOLUTION: Resolution No. 2014-25 was presented. Peplitsch reviewed the current need to secure short term financing related to the economic development program. Following discussion, moved by Miller, seconded by Roberts, to approve Resolution No. 2014-25. Roll call. Voting "aye" were Salem, Roberts, Miller, Fagot. Motion carried.

RESOLUTION 2014 - 25

A RESOLUTION AUTHORIZING THE CITY OF LEXINGTON TO OBTAIN FINANCING FOR THE LEXINGTON ECONOMIC DEVELOPMENT PROGRAM.

WHEREAS, the City of Lexington, Nebraska administers the Lexington Economic Development Program ("Program"); and

WHEREAS, the City is authorized by law to borrow money to pay the cost of Program expenses.

BE IT THEREFORE RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA as follows:

1. That it is necessary to provide sufficient funds to pay the costs or expenses incident to and necessary or convenient to carry out the economic development program of the City of Lexington.
2. That the City of Lexington, Nebraska is hereby authorized to contract for financing with Great Western Bank, Lexington, Nebraska. The loan amount shall not exceed \$250,000.00 for a term of 2 years at an interest rate of 2.49%.
3. That Joe Peplitsch, City Manager, is hereby directed and authorized, on behalf of the City of Lexington, Nebraska to execute all necessary documents.

Passed and approved this 8th day of July, 2014.

RESOLUTION: Resolution No. 2014-26 was presented. Peplitsch reviewed the need to obtain short-term financing for equipment acquisition. Following discussion, moved by Salem, seconded by Miller, to approve Resolution No. 2014-26. Roll call. Voting "aye" were Roberts, Miller, Salem, Fagot. Motion carried.

RESOLUTION 2014 - 26

A RESOLUTION AUTHORIZING THE CITY OF LEXINGTON TO OBTAIN FINANCING FOR EQUIPMENT.

WHEREAS, the City of Lexington, Nebraska has entered into an agreement for the acquisition of a tractor for Wastewater Treatment Plant operations; and

WHEREAS, it is necessary and advisable for the City to borrow funds for the payment of such equipment acquisition; and

WHEREAS, the City of Lexington, Nebraska is authorized by law to borrow funds to pay the cost of such equipment acquisition.

BE IT THEREFORE RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA as follows:

1. That the City of Lexington, Nebraska is hereby authorized to contract for financing with Pinnacle Bank, Lexington, Nebraska. The loan amount shall not exceed \$116,900.00 for a term of 4 years at an interest rate of 2.37%.
2. That Joe Peplitsch, City Manager, is hereby directed and authorized, on behalf of the City of Lexington, Nebraska to execute all necessary documents.

Passed and approved this 8th day of July, 2014.

PUBLIC HEARING: Mayor Fagot opened a public hearing to consider the annexation of LRHC 1st Addition. Peplitsch noted the annexation was anticipated during the subdivision process of the recently approved addition. There being no public comments, the public hearing was closed. Resolution No. 2014-27 was presented. Moved by Salem, seconded by Miller, to approve Resolution No. 2014-27. Roll call. Voting "aye" were Roberts, Miller, Salem, Fagot. Motion carried.

RESOLUTION NO. 2014-27

LRHC 1st ADDITION ANNEXATION

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

That the LRHC 1st Addition, Part of Government Tract 3 of Section 6, Township 9 North, Range 21 West of the 6th P.M., Dawson County, Nebraska, shall be included within the corporate limits of the City and become a part of the City for all purposes whatsoever and the inhabitants of the Addition shall be entitled to all the rights and privileges and be subject to all the laws, ordinances, rules and regulations of the City.

PASSED AND APPROVED this 8th day of July, 2014.

INTERLOCAL AGREEMENT: Peplitsch reviewed an interlocal agreement to join the Nebraska Community Energy Alliance. Following discussion, Resolution No. 2014-28 was presented. Moved by Salem, seconded by Roberts, to approve Resolution No. 2014-28. Roll call. Voting "aye" were Miller, Roberts, Salem, Fagot. Motion carried.

RESOLUTION NO. 2014-28

NCEA MEMBERSHIP AND APPOINTMENT

WHEREAS, the City of Lexington, Nebraska, desires to enter into an agreement to create the Nebraska Community Energy Alliance and to become a member thereof, for the purpose of identifying, applying for, administering or otherwise making available grants and funding sources to members thereof;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA:

SECTION 1. That the City of Lexington hereby appoints the Assistant City Manager to serve as a director on the initial board of directors for the Nebraska Community Energy Alliance.

SECTION 2. That the City of Lexington hereby designates the Assistant City Manager to serve as its initial voting delegate to represent the City at the annual membership meeting of the Nebraska Community Energy Alliance.

SECTION 3. That the City of Lexington approves the Nebraska Community Energy Alliance Interlocal Cooperation Agreement (Amended and Restated as of June 2014) and authorizes the Assistant City Manager to execute said Agreement on behalf of the City.

PASSED AND APPROVED this 8th day of July 2014.

APPOINTMENT: Mayor Fagot proposed the appointment of Rex Adams to complete the remaining term of Kevin Pershing on the Airport Authority following Pershing's resignation. Moved by Miller, seconded by Roberts, to approve the appointment as proposed. Roll call. Voting "aye" were Salem, Roberts, Miller, Fagot. Motion carried.

ROUNDTABLE DISCUSSION: Peplitsch provided an update on the 6th Street/Grant to Taft project and presented conceptual traffic control signage.

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

John Fagot Mayor
Pamela Baruth 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.

/s/ Pamela Baruth
City Clerk