

**CITY COUNCIL  
CITY OF LEXINGTON, NEBRASKA  
May 14, 2024**

A Regular Meeting of the Lexington City Council was held Tuesday, May 14, 2024, at Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, Dora Vivas, Steve Smith, and Jeremy Roberts. John Salem was absent. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Brian Copley, and Finance Director Derek Haines. The press was represented by Clipper-Herald and KRVN Radio.

**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, 406 E. 7th Street, Lexington, Nebraska.

**MINUTES – REGULAR MEETING 4-23-2024:** Minutes of the Regular meeting held Tuesday, April 23, 2024, were presented. Moved by Vivas, seconded by Smith, to approve the minutes as presented. Roll call. Voting “aye” were Roberts, Smith, Vivas, Fagot. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$1,415,601.52 were presented for Council consideration and approval. Moved by Smith, seconded by Roberts, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$552,246.34 from General Fund, \$296,087.17 from Street Fund, \$159,986.99 from TIF, \$331,809.36 from LEXUS, \$10,000.00 from Sanitation, \$4,139.56 from Ambulance, \$8,631.10 from American Rescue Plan Act, \$43,458.72 from Health Fund, and \$9,242.28 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Roberts, Smith, Fagot. Motion carried.

**ACCOUNTS PAYABLE  
May 14, 2024**

Associated Supply Company Inc	AC / Pool Chemicals	9,582.56
B & H Services / Service Master	EL / OC / Cleaning Service	7,808.59
Baker & Taylor	LB / Books	1,566.30
Black Hills Energy	Natural Gas Service	2,078.79
Bowen, Nicholas, Change Clothing	REC / Shirts / Baseball	2,831.99
Brouillette, Troshynski, Kingston & Jackson PC	ST / Professional Services / East Viaduct	856.18
Cash-Wa Distributing	MOW / Food & Supplies	2,756.07
Cengage Learning	LB / Books	356.11
Center Point Inc	LB / Books	166.59
Chesterman Company	MOW / Beverages	195.00
City of Lexington	Interdepartmental Service Fees	55,749.00
	Utility Franchise Fees	476.85
City of Lexington / Street	SW / WR / Interdepartmental Service Fees	6,876.23
	Fuel	10,274.90
Complete Underground LLC	EL / FD / Directional Boring / East Viaduct	5,412.54

Consolidated Management Co	PD / Training Meals / Torres Garcia, J	57.25
Core & Main LP	WR / Meter Registers	2,397.96
Country Partners Cooperative	CEM / PK / Herbicide / Fertilizer	6,375.55
County of Dawson - Register of Deeds	Filing Fees	28.00
Cummins Inc	ND / Service / City Hall Generator	566.08
Dana F Cole & Company LLP	Audit Expenses	3,500.00
Danko Emergency Equipment	FD / Helmets	1,535.28
Dan's Sanitation	Sanitation Fees	15,547.15
Davis Energy	FD/PD/ST/ Fuel Purchase/Hydraulic Fluid	6,371.24
Dawson Public Power District	Power Purchase	93.91
Depository Trust Company	2020 Combined Utility Revenue Bond/Int	10,403.75
DES PP LLC / Little Caesars	LB / Pizza / Promotions	35.94
Doran Post & Associates Inc	DS / Notary Surety Bond / Brecks, B	40.00
Galls Parent Holdings LLC	PD / Uniform Expense	37.94
Gomez Vazquez, Eduardo	DS / Abatement / Mowing / Trash Removal	300.00
Electrical Engineering & Equipment Company	AMB/REC/Hardware/Rec-Racquet Center	1,024.91
Electronic Systems Inc	LB / Fire Alarm Inspection	174.80
Fagot Refrigeration & Electric Inc	Repairs/Lighting/Thermostat	30,221.81
First Interstate Bank	LB / Petty Cash / Promotions / Postage	414.64
GB Auto Service Inc	CEM / Tire Repairs / Tires	199.08
Gnirk Lawn Care Inc	ND / WR / Ground Sterilant	1,135.50
Great Plains Communications	DAD Internet Services	206.32
Greater Nebraska Cities	Monthly Lobbying Services	667.00
Hach Company	WWTP / Lab Supplies	705.90
Hawkins Inc	AC / Pool Chemicals	1,532.03
Health Claims	Claims	32,054.38
Heldt McKeone & Copley	Professional Fee	2,700.00
Hiland Dairy Foods	MOW / Dairy Products	428.46
Holbein Lawn Service	FD / Lawn Care	174.00
Home Federal Bank	Lehman Land Purchase	61,784.79
Homeier Ventures Inc / Bob's True Value	PK / WWTP / Hardware / Parts	17.56
Hydro Optimization&Automation Solutions Inc	WWTP/VT Scada Upgrade/Replace VFD's	15,028.10
Ideal Laundry & Cleaners	Rug Service	1,142.28
Ingram Library Services Inc	LB / Books	26.55
Integrated Security Solutions	Fire Extinguisher Inspections	2,676.00
Intellicom Computer Consulting Inc	Tech Support / Software	3,657.16
Intermedia.com	Web Phone Charges	282.94
International City Management Association	Membership Renewal/Burnside/Pepplitsch	1,628.00
J & A Traffic Products	ST / Posts / Anchors	1,825.00
John Deere Financial / Bomgaars / Landmark	Supplies / Parts	4,162.09
Johnson, Joshua Dusk / WLT Consulting	ND/Flood Mitigation/BRIC&FEMA Grants	1,000.00
Jones Plumbing & Heating Inc	CEM / ND / PD / Parts / Toilet	741.80
KBC Inc	ND / OC / Pleated Filter	1,164.36
Kirk's Trenching & Septic Service LLC	CEM / PK / Portable Rental / Cleaning	125.00
Knapp Electric Inc	SW / Pump Repairs	394.71
LEE Enterprises	Publications	2,013.05
Lexington Area Solid Waste Agency	Special Waste Disposal	1,758.61
Lexington, City Payroll Account		
Payroll	Wages	171,850.96
Social Security	Employer Portion / FICA Med	12,774.43
Union Bank & Trust	Employer Portion / Pension	6,173.30
Union Bank & Trust	Police Pension	3,105.62
ICMA	City Manager Pension	1,104.49
Lien Inc	Trees/Arbor Day Planting/Sprinkler TurnOn	10,719.50
Lincoln Winwater Works Company	WR / Tap Hardware	3,258.70
Mead Lumber	PK / Hardware	17.96
Melson, Dane / Anytime Fitness	Fitness Memberships	149.76

Midwest Laboratories Inc	WWTP / Lab Testing	251.50
Mid-States Automation & Control Inc	OC / Preventative Maintenance	1,125.00
Miller & Associates Consulting Engineers PC	Professional Services / East Viaduct	7,024.73
Municipal Supply Inc	PK / WR / Parts / Hardware / Parts	16,559.42
NE Commission on Law Enforcement	PD / Instructor Training / Torres Garcia, J	400.00
NGE Inc	Column Pads/Corner Pads/Racquet Center	11,542.50
Nebraska Dept of Revenue	Sales and Use Tax	58,232.14
Nebraska Tech & Telecommunications	Phone Service	1,329.33
Nebraska Water Experts / Culligan	Soft Water Supplies	734.43
Nebraskaland Tire	WR / WWTP / Oil & Lube / Tire Repair	133.28
Nebraskalink Holdings LLC	LB / Internet Service	30.00
O'Hara Lindsay and Associates	Monthly Lobbying Services	333.00
Oliver Consulting Services Inc	LB / Data Backup	35.00
One Call Concepts Inc	Locates	141.38
O'Reilly Auto Parts	CEM / ST / Parts	238.22
Overton Sand & Gravel Company	EL / Limestone	2,624.07
Patton, Janelle	AMB / FD / Record Keeping	500.00
Paulsen Inc	ST / Taft Street Paving / Limestone	196,251.83
Platte Valley Auto Mart Inc	PD / Oil & Lube / Battery	316.21
Platte Valley Communications Inc	PD / Equipment Maintenance	90.00
Polydyne Inc	WWTP / Dewatering Polymer	15,364.00
Price, Kami S / Route 30 Grafix	ST / Uniform Expense	42.00
Pro Track & Tennis Inc	Prep/Color 4 Courts/ Racquet Center	42,200.00
QA Balance Services Inc	WWTP / Equipment Calibration	125.00
Quadient Finance USA Inc	Postage	3,000.00
Quick Med Holding LLC	AMB / Billing Fees	1,529.62
Rentokil NA / Presto-X	WWTP / Pest Control	69.61
S & W Auto Parts	WWTP / Battery	188.35
Spectrum	Cable Service	37.11
Unitech Inc	ST / SW / WR / Supplies	1,060.50
US Foods	MOW / Food & Supplies	743.32
Vak, Joseph / Lexington Animal Clinic	PD / Animal Care	2,012.02
Village Cleaners Inc	GGC / Janitorial Supplies	145.17
VVS Inc	Surveillance Access/Racquet Center	960.20
W W Grainger Inc	FD / ND / WWTP / Parts / Equipment	2,014.90
WAM Inc / Central NE Bobcat	ST / Parts	126.20
Werner's Sprinklers / Dawson Pest Control	FD / GGC / OC / Pest Control	167.05
Wilkins Architecture Design Planning LLC	Services/Racquet Center	10,677.20
Advantage Archives LLC	LB/Microfilm Digitization/Archive Update	5,275.00
Amazon Capital Services Inc	LB / Books / Office Supplies	312.33
American Family Life Assurance Co / AFLAC	Premiums	1,593.86
ARK I CEI Holdco LLC / Solsystems	Solar Power Purchase	14,514.18
Arrow Seed Company Inc	ST / Seed	3,371.50
Atlas Copco USA Holdings Inc	WWTP / Pleated Filters	3,702.97
Baker & Taylor	LB / Books	557.01
Blick Art Materials	LB / Supplies	275.50
Boling, Michael	AMB / Expenses / NEMSA Conference	2,359.94
Cash-Wa Distributing	Professional Range/Food/Supplies	24,582.60
Central Community College	DS / Classes / Harris, J	1,175.00
Chesterman Company	REC / Beverages	901.00
Community Development Agency	TIF/Bauer/Designer Craft/HNB/Orthman/The Row2	159,986.99
Country Partners Cooperative	PK / Herbicide	296.56
Davis Energy	ST / Fuel / Fuel Purchase	5,325.20
Dawson County Sheriff	PD / Range Fees	300.00
Dell Marketing LP	CM / Computer Tower / Peplitsch, J	1,042.32
Eakes Inc	EL / Office Supplies	738.28

Eilers Machine & Welding Inc	SW / Manhole Plate	101.99
Electronic Systems Inc	GGC / Fire Alarm Inspections	172.80
Health Claims	Claims	9,810.48
Hiland Dairy Foods	MOW / Dairy Products	422.05
Homeier Ventures LLC	ND / Trimmer Line	15.99
Invest Plus Inc / Plum Creek Market Place	Food/Supplies	423.25
Jones Plumbing & Heating Inc	PK / Parts	410.47
Lexington, City Payroll Account		
Payroll	Wages	175,347.62
Social Security	Employer Portion / FICA Med	13,035.22
Union Bank & Trust	Employer Portion / Pension	5,985.38
Union Bank & Trust	Police Pension	3,139.74
ICMA	City Manager Pension	1,104.49
Lien Inc	PK / Spring Sprinkler Turn On	1,824.98
Mead Lumber	AC / GGC / PK / Parts / Supplies	114.41
MH Logistics Corp / Mid-Iowa Solid Waste	ST / Street Sweeper / Service & Repair	15,880.05
Morris Printing Group Inc	GGC / Newsletter	149.69
Municipal Supply Inc	WR / SW / Parts / Hardware / Parts	2,899.65
NE Commission on Law Enforcement	PD / Instructor Training / Roberts, M	420.00
Nebraska Interactive LLC	DS / TLR Interactive	1.00
NPD LLC / Nuttelman Panels & Fencing	ST / Fencing / Compost Site	5,040.00
Olsson	ST/SW/WR/Pro Svcs/Hoppe Subdivision	1,440.44
Paulsen Inc	ST / WR / Gravel / Limestone / Rebar	2,393.20
Ramos, Saul / Saul Ramos Construction	Excavation/Installation/Hanks C Store	24,250.00
Roberts, Matthew M	PD / Expenses / EVOG School / Meals	66.06
Rockmount Research & Alloys Inc	ST / Welding Rods / Cut Off Wheel	354.92
Ryde Transit	GGC / Transportation / Jan, Feb, Mar	300.00
S & W Auto Parts	PK / Parts / Supplies	109.22
Sport Resource Group	REC / Block Dividers / Rec-Racquet Center	2,155.00
Stout, Robby B / Stout Construction	ST / WR / Repairs	8,608.00
Titan Machinery - Lexington	ST / Equipment Parts	106.50
Village Cleaners Inc	GGC / Janitorial Supplies	67.31
Warriner, David Glenn / Arborist Anon	ST / Equipment Repair	287.78
	TOTAL CLAIMS:	1,415,601.52

**PUBLIC HEARING:** Mayor Fagot opened a public hearing to consider the Hank’s C Store redevelopment plan. Mike Bacon provided an overview of the redevelopment plan and project. Todd Booth, redeveloper, explained his plans for development in the project area. There were no public comments, and the public hearing was closed. Resolution No. 2024-10 was presented. Moved by Vivas, seconded by Roberts, to approve Resolution No. 2024-10. Roll call. Voting “aye” were Smith, Roberts, Vivas, Fagot. Motion carried.

#### **RESOLUTION NO. 2024-10**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, APPROVING THE CITY OF LEXINGTON REDEVELOPMENT PLAN FOR THE HANK’S C STORE PROJECT; APPROVAL OF A REDEVELOPMENT PROJECT OF THE CITY OF LEXINGTON; AND APPROVAL OF RELATED ACTIONS**

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

Recitals:

- a. The Mayor and Council of the City of Lexington, Nebraska (the “City”), upon the recommendation of the City Planning Commission (the “Planning Commission”), and in compliance with all public notice requirements imposed by the Community Development Law, Chapter 18, Article 21, Reissue Revised Statutes of Nebraska, as amended (the “Act”), has previously declared an area, including an area legally described on the attached Exhibit “A” (the “Redevelopment Area”), to be blighted and substandard and in need of redevelopment; and
- b. Pursuant to and in furtherance of the Act, the City of Lexington Redevelopment Plan for the Hank’s C Store Project (the “Redevelopment Plan”) has been prepared and submitted to the Community Development Agency of Lexington, Nebraska, (the “Agency”) by TSTB, LLC, (the “Redeveloper”), a copy of which is on file in the office of the Lexington City Clerk, and is incorporated herein by this reference, for the purpose of redeveloping the Redevelopment Area; and
- c. The Planning Commission conducted a public hearing on the Redevelopment Plan, in compliance with notice requirements of the Act, reviewed the Redevelopment Plan and recommended its approval by the Mayor and Council of the City;
- d. Pursuant to Section 18-2113 of the Act, the Agency conducted a cost benefit analysis of the redevelopment project set forth in the Redevelopment Plan (the “Redevelopment Project”), reviewed the Redevelopment Plan, and recommended approval of the Redevelopment Plan by the Mayor and Council of the City;
- e. The City, in compliance with all public notice requirements imposed by the Act, published and mailed notices of a public hearing regarding the consideration of the approval of the Redevelopment Plan pursuant to the Act, and has on the date of this Resolution held a public hearing on the proposal to approve the Redevelopment Plan and received extensive public comment thereon; and
- f. The City Council has reviewed the Redevelopment Plan and determined that the proposed land uses and building requirements described in it 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.

Resolved that:

1. The Redevelopment Plan is determined to be feasible and in conformity with the general plan for the development of the City as a whole, and the Redevelopment Plan is in conformity with the legislative declarations and determinations set forth in the Act. Section 18-2102 of the Act establishes the legislative declarations and determinations for the Act. The

Redevelopment Plan clearly demonstrates that the criteria declarations have been satisfied. The Redevelopment Area (the "Site") constitutes an economically and socially undesirable land use in its current state. The Site has been in the City for more than 40 years and has remained undeveloped and lacks facilities to serve the traveling public. The Site is not designed for proper utilization. The substantial cost to acquire and prepare the Site for development to make it useful for improved commercial purposes is significant. Given the foregoing, the conditions of the Site are beyond the remedy and control of normal regulatory processes and police power and due to the high cost of development and cannot be dealt with effectively by the ordinary operations of private enterprise.

The City Council further finds and documents that: the Redevelopment Project described in the Redevelopment Plan would not be economically feasible without the use of funds from tax-increment financing and would not occur in the Redevelopment Area without the use of funds from tax-increment financing; the costs and benefits of the redevelopment project, including costs and benefits to other affected political subdivisions, the economy of the community, and the demand for public and private services have been analyzed by the City and have been found to be in the long-term best interest of the community impacted by the redevelopment project. The Cost Benefit Analysis incorporated into the Redevelopment Plan and adopted by the Agency provides significant documentation of the benefit to the City. Documentation of the fact that the Redevelopment Project is not financially feasible and would not occur at the Site, without tax increment financing, is provided by correspondence of the Redeveloper's lender indicating that that tax increment financing is needed to make the Redevelopment Project occur. The City Council acknowledges receipt of the recommendations of the Agency and the Planning Commission with respect to the Redevelopment Plan.

2. The Redevelopment Plan is approved in the form filed with the Lexington City Clerk.
3. In accordance with Section 18-2147 of the Act, the City provides that any ad valorem tax on real property in the City of Lexington, Nebraska, more fully described on Exhibit A, attached hereto, for the benefit of any public body be divided for a period of 15 years after the effective date as provided in Section 18-2147 of the Act, which effective date shall be determined in a Redevelopment Contract entered into between the Redeveloper and the Agency. Said tax shall be divided as follows:
  - (a) That proportion of the ad valorem tax which is produced by levy at the rate fixed each year by or for each public body upon the Redevelopment Project Valuation (as defined in the Act) shall be paid into the funds of each such public body in the same proportion as all other taxes collected by or for the bodies; and
  - (b) That proportion of the ad valorem tax on real property in the Project Area in excess of such amount (the Redevelopment Project Valuation), if any, shall be allocated to, is pledged to, and, when collected, shall be paid into a special fund of the Agency to pay the principal of, the interest on, and any premiums due in connection with the bonds, loans, notes, or advances of money to, or indebtedness incurred by, whether funded, refunded, assumed, or otherwise, such Agency for financing or refinancing, in whole or in part, the Redevelopment Project. When such bonds, loans, notes, advances of money, or indebtedness, including interest and premium due have been paid, the Agency shall so notify the County Assessor and County Treasurer and all ad valorem taxes upon real property in the Redevelopment Project Area shall be paid into the funds of the respective public bodies.

4. The Mayor and Clerk are 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.
5. This Resolution shall become effective immediately upon its adoption.

**PASSED and APPROVED on May 14, 2024.**

**ORDINANCE:** Ordinance No. 2466 entitled “**AN ORDINANCE APPROVING AN EASEMENT AGREEMENT WITH ORSCHELN PROPERTIES CO. L.L.C. AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; AND TO PROVIDE FOR PUBLICATION IN ELECTRONIC FORM**” was presented on first reading. Peplitsch reviewed the proposed storm sewer easement. Following discussion, moved by Vivas, seconded by Smith, to suspend the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Roberts, Smith, Vivas, Fagot. Motion carried.

Ordinance No. 2466 was presented on final reading. Moved by Smith, seconded by Roberts, to approve Ordinance No. 2466 on final reading. Roll call. Voting “aye” were Vivas, Roberts, Smith, Fagot. Motion carried.

**PAY REQUEST:** Peplitsch reviewed Pay Request #2 from Walker Process Equipment Division for the 2020 Wastewater Equipment Procurement–Bid F project in the amount of \$49,420.00. Moved by Smith, seconded by Vivas, to approve Pay Request #2 from Walker Process Equipment Division as presented. Roll call. Voting “aye” were Roberts, Vivas, Smith, Fagot. Motion carried.

**PAY REQUEST:** Peplitsch reviewed Pay Request #2 from Vulcan Industries Inc. for the 2020 Wastewater Equipment Procurement–Bid E project in the amount of \$26,448.40. Moved by Roberts, seconded by Smith, to approve Pay Request #2 from Vulcan Industries Inc. as presented. Roll call. Voting “aye” were Vivas, Smith, Roberts, Fagot. Motion carried.

**PAY REQUEST:** Peplitsch reviewed Pay Request #32 from Walters Morgan Construction for the 2021 Wastewater Facility Improvements project in the amount of \$236,864.92. Following discussion, moved by Roberts, seconded by Smith, to approve Pay Request #32 as presented. Roll call. Voting “aye” were Vivas, Smith, Roberts, Fagot. Motion carried.

**PAY REQUEST:** Peplitsch reviewed a pay request from TL Sund Constructors Inc. for the Lexington Racquet Center project in the amount of \$97,650.00. Following discussion, moved by Roberts, seconded by Vivas, to approve the pay request as presented. Roll call. Voting “aye” were Smith, Vivas, Roberts, Fagot. Motion carried.

**RESOLUTION:** Resolution No. 2024-11 was presented. Following discussion, moved by Smith, seconded by Roberts, to approve Resolution No. 2024-11. Roll call. Voting “aye” were Vivas, Roberts, Smith, Fagot. Motion carried.

**RESOLUTION  
PRELIMINARY ENGINEERING SERVICES AGREEMENT SUPPLEMENTAL  
AGREEMENT NO. 6 - BK2052**

CITY OF LEXINGTON  
Resolution No. 2024 -11

**Whereas:** City of Lexington and WSP USA, Inc. have previously executed a Preliminary Engineering Services Agreement for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds; and

**Whereas:** City of Lexington understands that it must continue to strictly follow all Federal, State, and local laws, rules, regulations, policies, and guidelines applicable to the funding of this Federal-aid project; and

**Whereas:** City of Lexington and WSP USA, Inc. wish to enter into a supplemental Preliminary Engineering services agreement setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

**Be It Resolved:** by the City Council of the City of Lexington, Nebraska that:

John Fagot, Mayor of City of Lexington, is hereby authorized to sign the attached Preliminary Engineering Services Supplemental Agreement No. 6 between the City of Lexington and WSP USA, Inc.

NDOT Project Number: RRZ-TMT-1705(3)

NDOT Control Number: 61457

NDOT Project Description: Lexington East Viaduct

**Adopted this 14<sup>th</sup> day of May, 2024, at Lexington Nebraska.**

**ADJOURNMENT:** There being no further business to come before the Council, 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