

**CITY OF LEXINGTON  
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, April 8, 2014, at the Lexington City Hall, located at 406 E. 7<sup>th</sup> Street, Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, John Salem, Linda Miller, Dora Vivas and Jeremy Roberts. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold, Finance Director Barb Hodges, Development Services Director Bill Brecks, Police Chief Tracy Wolf 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. 7<sup>th</sup> Street, Lexington, Nebraska.

**MINUTES – REGULAR MEETING 3-25-2014** Minutes of the Regular meeting held Tuesday, March 25, 2014, were presented for Council consideration. Moved by Salem, seconded by Miller, to approve Minutes as presented. Roll call. Voting “aye” were Vivas, Roberts, Miller, Salem, Fagot. Motion carried.

**MINUTES – WORK SESSION 4-5-2014** Minutes of the Work session held Saturday, April 5, 2014, were presented for Council consideration. Moved by Miller, seconded by Roberts, to approve Minutes as presented. Roll call. Voting “aye” were Vivas, Salem, Roberts, Miller, Fagot. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$754,715.36 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Salem, seconded by Roberts, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$278,740.12 from the General Fund, \$45,127.33 from Street Fund, \$394,376.07 from LEXUS, \$10,000.00 from Sanitation, \$4,458.05 from Ambulance, \$14,425.34 from Health Fund, and \$7,588.45 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Miller, Roberts, Salem, Fagot. Motion carried.

CITY OF LEXINGTON  
ACCOUNTS PAYABLE  
April 8, 2014

Alamar Uniform Co.	Uniform Expense / Police	53.34
All Points Cooperative	Fuel	116.15
Allfasteners Midwest, LLC	WR Supplies	129.75
Awards Plus	Labels / Fire	112.00
Baruth, Pam	Clerk School Expense	102.36
Bob's Auto Repair & Service, Inc.	Repairs / Serv Bldg	60.00
Books Galore Inc.	Library Books	199.60
Cash-Wa Distributing	Food & Supplies	2,049.45

Central Garage	Fuel	10,553.13
Consolidated Management Co	Police School Meals	36.00
Craft Ideas	Library Books	21.99
Culligan Water Conditioning Co.	Softwater Supplies	215.39
Dan's Sanitation	Sanitation Fees	11,580.16
Davis Energy, Inc.	Fuel	5,089.58
Dawson County Clerk	Dispatch Fees	26,250.00
Dawson County Sheriff	Legal Fees	25.00
Dawson Pest Control	GGC Service	36.75
Demco Inc.	Library Expense	217.02
Dugan Business	Business Office Expense	91.22
Eakes Office Plus	Police Supplies/Business Office Repairs	187.40
Electric Engineering/Equipment	Repairs / WWTP	125.05
EZ Street Company	Repairs / ST	1,119.44
Fagot, Ron	EL Rebate	1,900.00
Fagot Refrigeration/Electric, Inc.	Repairs / Fire Hall / Parks	1,458.15
Fairbanks International	Repairs / Fire Dept	145.13
Gale/Cengage Learning	Library Books	222.18
HD Supply Water	Supplies / WR	28,962.87
Health Claims Fund	Claims	14,425.34
Hiland Dairy Foods	Beverages	313.87
Holbein, Dahlas	Lawn Care / Fire Dept	85.00
Ingram Library	Library Books	419.15
Intellicom Computer Consulting	Service	41.73
Jim Phillips Construction	SW Manhole / WR Meter	2,678.00
Lexington Animal Clinic	Animal Care	457.63
Lexington Glass Co.	Repair / GGC	35.00
Lexington Health Fund	Self-funding	45,290.35
Lexington Newspapers, Inc.	Publications	276.48
Lexington City Payroll Account		
Payroll	Wages	124,402.21
Social Security	Employer Portion / FICA Med	9,219.31
Union Bank & Trust	Employer Portion / Pension	4,111.03
Union Bank & Trust	Police Pension	2,253.66
ICMA	City Manager Pension	836.93
Linda's Stitches & Creations	Uniforms / Serv Bldg	2,774.96
Luther, Ann	Mileage	44.80
Mac's Short Stop	Food	23.96
Matheson Tri-Gas	Supplies / Amb	72.52
Matt Parrott/Storey Kenworthy	Office Supplies	469.58
Mead Lumber	Supplies / Fire Dept / ST	65.19
Meritain Health	Health Premium	19,658.95
Micromarketing	Library Books	401.86
Midland Scientific, Inc.	WWTP / Supplies	364.11
Mr. Automotive	Supplies / Serv Bldg	245.72
Municipal Automation & Control	WWTP / Repairs	135.84
Municipal Supply	WR Supplies/Legend Oaks Ph 2 Project	9,414.67
NE Dept Health & Human Svcs	Refunds / Utilities	1,406.75
NE DOL/Boiler Inspection Prog	Inspection	72.00
NE Public Health Environmental Lab	WR Testing	1,413.00
NE Law Enforcement Center	Tuition & Lodging / Police	350.00
Nebraska Public Power District	Capital Projects	182,651.24
Nebraskalink	Internet Service	380.00
Nieto, Kristen	Mileage / Aquatic Center	44.80
O The Oprah Magazine	Library Books	32.97
One Call Concepts	Locates	84.15
Paulsen, Inc.	Concrete / Dirt Park Maint Bldg Project	17,109.60

Pinnacle Agency, The	Insurance	40.00
Principal	Dental Premium	2,595.83
S & W Auto Parts, Inc.	Supplies / Central Garage	6.94
S and D Contractors	Yard Cleanup	250.00
Schmidt, Cynthia	Mileage / Aquatic Center	44.80
Service Master Mid Nebraska	Cleaning Service	4,257.87
Source Gas, LLC	Gas Service	6,445.08
Standard Life	Life Premium	667.37
Steve's Lock & Key	Repairs / WR	342.44
T.L. Sund Constructors, Inc.	Maint Bldg / Park	50,264.00
T.O. Haas Tire Co.	Repair / WR	41.41
Taste of Home Books	Library Books	31.98
Thompson Co., The	Food / Supplies	1,214.70
Unitech	Supplies / WWTP	129.00
Univar USA Inc.	Supplies / WWTP	8,767.41
Utility Service Co., Inc.	WR Tower Maintenance	26,211.04
Village Uniform	GGC Supplies	110.50
VSP / Vision Service Plan	Vision Premium	596.06
Wal-Mart	Supplies	636.94
Baird Holm Attorneys at Law	Legal Expense / Police	400.00
Bluetarp Financial Inc.	Supplies / WR	261.44
Cash-Wa Distributing	Food & Supplies	1,867.47
CDW Government Inc.	Office Supplies	358.38
Central Garage	Repair / Service	6,984.89
Dan's Sanitation	Sanitation Fees	2,324.58
Data-Pac Mailing Systems	Postage	1,500.00
Dawson County Register of Deeds	Filing Fees	78.00
Dawson Pest Control	DCOC Service	54.60
Dawson Public Power	Power Purchase	8,744.19
Demco Inc.	Supplies / Library	89.24
Depository Trust	2010 GO Bond Interest	16,286.25
Diamond Vogel Paint	Traffic Paint / Street	3,394.80
Dutton-Lainson	Supplies / Street	100.50
Electric Engineering/Equipment	Supplies / EL	931.30
EMS Billing Services, Inc.	Ambulance Billing Service	1,428.57
Fairbanks International	Supplies / Central Garage	120.65
Fastenal	Supplies / WR	154.20
Great Western Bank-City Petty Cash	Postage / Meals / NPPD Incentives	5.68
Halliday Products Inc.	Slide Gate / WWTP	1,818.21
HD Supply Water	Supplies / WR	282.48
Hiland Dairy Foods	Beverages	280.69
Holmes Plumbing & Heating	Supplies / WR	152.10
John Deere Financial	Supplies / Central Garage	384.56
Jones Plumbing	Repairs / ST / Parks / WR / WWTP	1,559.69
K.R.V.N. - FM	Advertising	165.60
Lex Area Solid Waste Agency	Landfill	918.73
Lexington, City of	Franchise Fees	59.90
Lexington Newspapers, Inc.	Publications	8.99
Lexington Volunteer Fire Dept.	EMS Billing	2,823.52
Mac's Short Stop	Food	90.05
Madeline's Café	Meeting Expense	18.95
Midwest Laboratories, Inc.	Testing / WWTP	693.00
Morris Press	GGC Supplies	244.00
Municipal Supply	Supplies / SW / ST	2,098.52
Nebraska Department of Revenue	Sales & Use Tax	52,687.00
Nebraska Environmental	Supplies / Central Garage	255.68
Nebraska Machinery	Supplies / Central Garage	3,295.03

O'Hara Lindsay and Associates	Lobbying Service	1,000.00
Plum Creek Cleaners	Rug Service	375.75
S & W Auto Parts	Supplies / Central Garage	366.77
Team Detail & Quicklube	Uniform Repair / Police	32.50
Thalman, Julie	Cleaning Service	120.00
Thompson Co., The	Food / Supplies	921.38
Unisan Nebraska LLC	Supplies / Rec / ST / Admin	629.90
USA Bluebook	Supplies / WR / WWTP	2,005.22
U-Save Business Equipment	WR/Fire/Dev Svc/GGC/Libr/ST Spls/UPS	390.36
Wal-Mart	Supplies	127.20
	<b>TOTAL CLAIMS:</b>	<b>754,715.36</b>

**RESOLUTION:**

Resolution No. 2014-10 was presented. Charles McGraw, Executive Director of RYDE-Transit, requested Council support of an application for public transportation assistance funds for RYDE Transit for FY 2014-2105. He reviewed the local program to date, highlighting boarding statistics and plans for the next fiscal year. Following discussion, moved by Salem, seconded by Vivas, to approve Resolution No. 2014-10 as presented. Roll call. Voting “aye” were Miller, Roberts, Vivas, Salem, Fagot. Motion carried.

**RESOLUTION NO. 2014 - 10**

WHEREAS, there are federal funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Assistance Program, and

WHEREAS, the Community Action Partnership of Mid Nebraska-RYDE Transit desires to apply for said funds to provide public transportation in Dawson County.

NOW THEREFORE, BE IT RESOLVED; the City of Lexington, Nebraska hereby instructs the Community Action Partnership of Mid Nebraska-RYDE Transit to apply for said funds.

Said funds are to be used for the Community Action Partnership of Mid Nebraska – RYDE Transit transportation operations in the FY 2014-2015 Application for Public Transportation Assistance.

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

**PUBLIC HEARING:**

Deb Jensen, Dawson Area Development, presented the process for the Phase 2 Year 1 application to the Comprehensive Investment and Stabilization (CIS) Program for discussion. Peplitsch indicated that staff is proposing applying for CIS funds for infrastructure improvements along 5<sup>th</sup> and 6<sup>th</sup> Streets from Grant to Lincoln Streets. A formal public hearing will be held on Tuesday, April 22, 2014, for consideration of the application. No action was taken.

**SIGN REGULATIONS:**

Ordinance No. 2344 entitled “AN ORDINANCE TO AMEND SECTIONS 109-01 THROUGH 109-13 OF THE LEXINGTON CITY CODE; TO REPEAL ORIGINAL SECTIONS 109-01 THROUGH 109-13 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. Peplitsch noted the amendments are intended to update and reorganize

current sign regulations. Discussion included updated definitions, size, type and number of signs allowable. Following discussion, moved by Miller, seconded by Salem, to approve Ordinance No. 2344 on first reading. Roll call. Voting “aye” are Vivas, Roberts, Salem, Miller, Fagot. Motion carried.

**EXECUTIVE SESSION:**

Moved by Miller, seconded by Roberts, to enter into Executive Session at 6:02 p.m. to discuss the annual job performance of the city manager. Roll call. Voting “aye” were Vivas, Salem, Roberts, Miller, Fagot. Motion carried.

Moved by Salem, seconded by Vivas, to enter into Open Session at 6:55 p.m. Voting “aye” were Miller, Roberts, Vivas, Salem, Fagot. Motion carried.

**ROUNDTABLE DISCUSSION:**

Pepplitsch reported that he is working on options to rehab the lighting system at the Optimist Complex and will forward the information to Council. He also announced that Lexington was the recipient of the Daniel Burnham Award from the Nebraska Chapter of American Planning Association for the recently completed Comprehensive Plan-2030.

**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.

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City Clerk