

**CITY COUNCIL
CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, June 9, 2015, 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, Dora Vivas, and Jeremy Roberts. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, Finance Director Barb Hodges, and City Clerk Pamela Baruth. The press was represented by KRVN and the Clipper Herald.

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 5-26-15: Minutes of the Regular meeting held Tuesday, May 26, 2015, were presented. Moved by Vivas, seconded by Salem, to approve the minutes as presented. Roll call. Voting “aye” were Miller, Roberts, Salem, Vivas, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$844,828.20 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 \$532,976.59 from the General Fund, \$39,597.30 from Street Fund, \$227,408.53 from LEXUS, \$10,000.00 from Sanitation, \$2,458.97 from Ambulance, \$25,286.70 from Health Fund, and \$7,100.11 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Salem, Miller, Roberts, Fagot. Motion carried.

**CITY OF LEXINGTON
ACCOUNTS PAYABLE
June 9, 2015**

All Points Cooperative	Weed Killer / Fertilizer	1,144.38
Anytime Fitness	Wellness	128.40
Arbor Health Plan	GGC Room Rent Refund	60.00
Baker & Taylor	Library Books	229.89
Bennett Advertising Specialties	Admin Business Cards	99.96
Blackmore, Woody	EL Rebate	1,325.00
Cash-Wa Distributing	GGC / Rec / LFAC Food & Supplies	7,000.44
Central Garage Fund	Fuel	8,540.82
Coca Cola/Dr. Pepper of Kearney	Rec / LFAC Beverages	1,627.70
Culligan Water Conditioning Co.	Soft Water Supplies	225.25
Danko Emergency Equipment	Fire Dept Supplies	44.70
Dan's Sanitation	Sanitation Fees	12,042.00
das Manufacturing, Inc.	Developmental Services Supplies	346.80
Davis Energy, Inc.	Fuel / Oil	4,020.47
Dawson Pest Control	GGC Service	36.75
Demco, Inc.	Library Supplies	536.68
Depository Trust Company	2014 Currb Interest / 2008 GO Bond Pmts	191,643.75
Ditch Witch Undercon	ST Supplies	183.07
Eakes Office Solutions	Libr/Police/Muni Bldg Maint Fees/Supplies	1,588.54

Electrical Engineering & Equipment Co.	EL Supplies	231.87
Eustis Body Shop	Towing Expense	300.00
Fagot Refrigeration & Electric, Inc.	EL / LFAC / PK Supplies / Repair	1,858.52
Fastenal Company	PK / WWTP / ST / CEM Supplies	488.17
Felsburg Holt & Ullevig, Inc.	Stormwater Service	459.00
FYR-TEK	Fire Dept Pumper Repair	556.45
Gale/Cengage Learning	Library Books	298.63
Galls	Police Supplies	38.92
Gempler's, Inc.	ST Supplies	480.70
Health Claims Fund	Claims	24,127.25
Heldt & McKeone Law Offices	Professional Fees	2,700.00
Hiland Dairy Foods Company, Inc.	Food & Beverages	736.02
Holbein, Dahlas	Fire Dept / ST Lawn Care	385.00
Holiday Inn	Fire Dept Lodging	5,398.00
Ingram Library Services	Library Books	161.38
International Code Council	Membership Dues	135.00
JEO Consulting Group, Inc.	Plum Creek Park Lake Restoration Service	1,500.00
Johnson Supply	Muni Bldg Supplies	42.52
Jones Plumbing & Heating, Inc.	DCOC Repair	106.00
Kaiser, Jeremy	EL Rebate	1,625.00
Knapp Electric, Inc.	SW Pump Repair	1,983.79
Lexington Community Foundation	Fieldhouse Donations	835.84
Lexington Health Fund	Self-funding	46,473.78
Lexington Postmaster	GGC Postage	165.00
Lexington, City of	Franchise Fees	65.10
Lexington City Payroll Account		
Payroll	Wages	138,869.45
Social Security	Employer Portion / FICA Med	10,344.42
Union Bank & Trust	Employer Portion / Pension	4,355.29
Union Bank & Trust	Police Pension	2,285.69
ICMA	City Manager Pension	861.07
Linda's Stitches & Creations	ST / WR Jackets	577.34
Lynn Card Company	Police Supplies	119.95
Market Interactive	Website Design	10,000.00
Matheson Tri-Gas, Inc.	Ambulance Supplies	29.12
Mead Lumber & Rental - Lexington	ST/PK/WWTP/Cem/Fire Dept Supplies	357.97
Meritain Health	Health Premium	20,083.78
Miller & Associates	WWTP Support Facility PJ	56,935.99
Mr. Automotive	Central Garage Supplies	3.79
Municipal Supply, Inc. of Nebraska	WR / SW Supplies	2,212.39
Nebraska Public Health Environmental Lab	WR Testing	1,760.00
NE Law Enforcement Training Center	Police Classes	100.00
Nebraska Wastewater Operations Division	WWTP Membership/ Conference	90.00
NebraskaLand Tire, Inc.	Tire Repair	53.93
Oliver Consulting Services, Inc.	Library Services	683.50
One Call Concepts, Inc.	Locates	106.15
Paulsen, Inc.	Concrete / White Rock / Truck Rental	1,360.58
Pinedo, Armando	EL Rebate	125.00
Pinkelman, Luke	SRO School Meals	150.00
Plum Creek Telephone	LFAC Repair	70.00
Principal	Dental Premium	2,831.89
Reutlinger, Chad	SRO School Meals / Fuel	300.00
Rose Equipment, Inc.	ST Equipment Supplies	94.23
Service Master of Mid Nebraska	Cleaning Service	4,485.97
Source Gas, LLC	Gas Service	2,764.13
Standard Life	Life Premium	709.10
Steve's Lock & Key	GGC / ST Repairs	308.15

Storey Kenworthy/Matt Parrott	Business Office Supplies	500.04
Subway @ Walmart	Meals	66.00
T. L. Sund Constructors, Inc.	ST Repair	350.00
T. O. Haas Tire & Auto Service	Police Tires / PK Repair	444.68
Thompson Co., The	Food & Supplies	1,785.47
Torres, David	2001 Honda Civic	4,100.00
Total Lawn Care	LFAC Lawn Care	1,175.00
Tri-City Tribune	Advertisement	66.00
Upstart	Library Supplies	22.50
Village Uniform	GGC Supplies	50.84
VSP / Vision Service Plan	Vision Premium	761.86
Wal-Mart	Supplies	452.38
AFLAC	Premium	1,159.45
Anderson Graphics	Library Service	117.50
Baker & Taylor	Library Books	345.81
Cash-Wa Distributing	Food & Supplies	1,449.51
Coca Cola/Dr Pepper of Kearney	Beverages	191.75
Consolidated Management Co.	Police School Meals	41.25
Dan's Sanitation	Sanitation Fees	2,324.58
Davis Energy, Inc.	Fuel / Oil	162.32
Dawson County Register of Deeds	Filing Fees	80.00
Dawson Pest Control	DCOC Service	54.60
Dawson Public Power	Power Purchase	455.96
EMS Billing Services	Ambulance Billing	1,526.06
Fagot Refrigeration & Electric, Inc.	PK Sprinkler Repair	24.63
HOA Solutions, Inc.	VFD Repair	1,869.66
Holbrook, Scott	EL Rebate	400.00
Holmes Plbg & Htg Supply Co.	WR Supplies	91.80
Intellicom Computer Consulting, Inc.	Mo Billing / Service	265.20
John Deere Financial/Landmark Implement	Central Garage/PK/Cem/WWTP Supplies	696.09
John Deere Financial / Orscheln	Cem/ST/PK/WWTP Supplies	1,433.08
Jones Plumbing & Heating, Inc.	LFAC Svc & Rep/WR/WWTP Spls	1,467.59
Kelly Supply Company	WWTP Hot WR Pump	1,396.43
Lexington Animal Clinic	Animal Care	358.40
Lexington Area Solid Waste	Landfill	1,334.72
Lexington Newspapers	Publications	260.95
Lexington Regional Health Center	Ambulance Supplies	330.00
Lexington Volunteer Fire Dept.	EMT / Fire School Expenses	7,177.16
Lexington Utilities System	Petty Cash	250.00
Lexington City Payroll Account		
Payroll	Wages	150,141.57
Social Security	Employer Portion / FICA Med	11,205.75
Union Bank & Trust	Employer Portion / Pension	4,303.36
Union Bank & Trust	Police Pension	2,495.59
ICMA	City Manager Pension	861.07
Lips Printing Service	WR Rpt Mailer / Mailing	2,455.72
Mac's Short Stop	Food & Supplies	337.03
Marlatt Machine Shop	Soccer / Basketball Court Pipe	1,494.64
Mast's Fire Extinguisher Service LLC	Fire Dept Service	437.19
Mead Lumber & Rental - Lexington	ST Supplies	78.77
Midwest Laboratories, Inc.	WWTP Testing / Supplies	1,127.50
Morris Press	GGC Supplies	257.86
MV Technologies LLC	Energy Information Analysis	200.00
Nebraska Department of Revenue	Sales & Use Tax	45,958.58
Overton Sand and Gravel Co.	White Rock / Road Gravel	520.69
Platte Valley Auto Mart	Police Vehicle Maint / Repairs	733.04
Presto-X	Fire Dept Service	89.77

Price's Tree Service	Grnd Prep/Leveling/Culvert@Grass Dump	600.00
Primary Electric, Inc.	WWTP Service	299.04
RYDE Transit	Transportation	32.00
S and D Contractors	Yard Clean-up	500.00
Southeast Community College	Development Services Class Registration	268.88
T. O. Haas Tire & Auto Service	PK Tire Repair	33.44
Wal-Mart	Supplies	352.02
	TOTAL CLAIMS:	844,828.20

ALCOHOL SALES: Peplitsch reviewed a request to extend the sale of alcohol until 2:00 am on June 12 and 13, coinciding with the Plum Creek Rodeo, and June 19 and 20, coinciding with Alumni Events. Peplitsch noted that the hours have been extended for these weekends in past years and there have not been any reported issues. Following discussion, moved by Vivas, seconded by Salem, to approve the extension of alcohol sales until 2:00 am on business days June 12, 13, 19, and 20, 2015. Roll call. Voting "aye" were Miller, Roberts, Vivas, Salem, Fagot. Motion carried.

CONTRACT EXTENSION: Suzanne Brodine, DAD, presented a contract amendment request for the Infrastructure Improvement project, CDBG 13-CIS-002. The request to NDED is for an extension of the completion date from June 23 to October 2, 2015. Following discussion, moved by Miller, seconded by Roberts, to approve the contract extension as presented. Roll call. Voting "aye" were Vivas, Salem, Roberts, Miller, Fagot. Motion carried.

RESOLUTION: Resolution No. 2015-13 was presented. Peplitsch noted Pinnacle Bank submitted the lowest proposal at 2.13% for a term of 3 years for \$60,000. The funds would be used to purchase a compact excavator for use in the street, water, and sewer departments. Following discussion, moved by Miller, seconded by Vivas, to approve Resolution No. 2015-13 as presented. Roll call. Voting "aye" were Salem, Roberts, Vivas, Miller, Fagot. Motion carried.

RESOLUTION 2015 - 13

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 compact excavator for City 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 \$60,000.00 for a term of 3 years at an interest rate of 2.13%.
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 9th day of June, 2015.

HIGHWAY 283 MEDIAN: Peplitsch presented plans and specifications for 2015 Highway 283 Median Improvements project. He explained this project will provide a left-hand stacking turn lane for north bound

traffic that could access property south of the Opportunity Center. Moved by Miller, seconded by Roberts, to approve the plans and specifications for the 2015 Highway 283 Improvement plan and to authorize the solicitation of bids. Voting "aye" were Vivas, Salem, Roberts, Miller, Fagot. Motion carried.

WWTP SUPPORT FACILITY: Peplitsch requested Council consideration of Pay Request #1 from T.L. Sund Constructors in the amount of \$100,822.57 for the WWTP Support Facility. Following an update of the project, moved by Salem, seconded by Vivas, to approve Pay Request #1 as presented. Roll call. Voting "aye" were Miller, Roberts, Vivas, Salem, Fagot. Motion carried.

RESOLUTION: Resolution No. 2015-14 was presented. Peplitsch noted no comments have been received during the remonstrance period regarding the conveyance of property to the Council of Economic Development. Moved by Roberts, seconded by Miller, to approve Resolution No. 2015-14 as presented. Roll call. Voting "aye" were Vivas, Salem, Miller, Roberts, Fagot. Motion carried.

RESOLUTION NO. 2015 - 14

WHEREAS, the City has by Ordinance No. 2361 approved the sale of the following described real estate owned by the City, to-wit:

Lot 9, Block 8, MacColl and Leflang's Third Addition to the City of Lexington, Dawson County, Nebraska;

WHEREAS, Notice of such Ordinance has been duly published and the time for remonstrance has passed, and no petition against such sale has been filed.

BE IT THEREFORE RESOLVED by the Council and President of the Council of the City of Lexington, Nebraska, that John Fagot, as President of the Council is hereby directed and authorized on behalf of the City to execute a deed conveying the above described property to the COUNCIL FOR ECONOMIC DEVELOPMENT, the purchaser thereof.

PASSED AND APPROVED this 9th day of June, 2015.

ROUNDTABLE DISCUSSION: Peplitsch provided updates on current city projects. He noted a draft budget will be available by mid-July for Council discussion. Miller reported on compliments received on new playground equipment in Plum Creek Park.

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