

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

A Regular Meeting of the Lexington City Council was held Tuesday, April 14, 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, and Jeremy Roberts. Councilmember Dora Vivas received an excused absence. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, Assistant City Attorney Brian Copley, Finance Director Barb Hodges, Development Services Director Bill Brecks, Police Chief Tracy Wolf, and City Clerk Pamela Baruth. The press was represented by KRVN and the Clipper Herald. Charles McGraw was also present.

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 3-24-15: Minutes of the Regular meeting held Tuesday, March 24, 2015, were presented. Moved by Miller, seconded by Salem, to approve the minutes as presented. Roll call. Voting “aye” were Roberts, Salem, Miller, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,965,127.24 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 \$395,179.82 from the General Fund, \$92,290.59 from Street Fund, \$19,701.70 from TIF, \$1,302,291.14 from LEXUS, \$10,000.00 from Sanitation, \$635.90 from Landfill, \$9,748.68 from Ambulance, \$127,638.48 from Health Fund, and \$7,640.93 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 14, 2015**

Anderson Graphics	Library Service	135.00
Anytime Fitness	Wellness / 3 Months	385.20
Baker & Taylor	Library Books	689.08
Bob's Auto Repair & Service	Vehicle Repair	60.00
Cash-Wa Distributing	Food & Supplies	5,249.35
Central Community College	EMT Classes	1,792.00
Central Garage Fund	Fuel	8,029.49
Central Tire & Tread, Inc.	ST Tire Repair	19.50
Cerilliant	WWTP Lab Testing Samples	528.80
Cobecon	Seminar	699.80
Culligan Water Conditioning Co.	Soft Water Supplies	208.13
Dan's Sanitation	Sanitation Fees	10,000.00
Davis Energy, Inc.	Fuel	4,131.33
Dawson County Clerk	Dispatch Fees	27,500.00
Dawson County Surveyor's Office	Replat SE Second Addition	650.00
Dawson Pest Control	GGC / DCOC Service	91.35
Dawson Public Power District	Power Purchase	478.23

Dell Marketing LP	Computer / Monitors	1,319.16
Demco, Inc.	Library Supplies	440.15
Depository Trust Company	2013B Combined UTL Refunding Bond	34,036.25
Designer Craft Woodworking, Inc.	Police Cabinets	2,249.00
Dutton-Lainson Company	ST Supplies	305.65
Eakes Office Solutions	Library Supplies	106.42
Electrical Engineering & Equipment Co.	WWTP / PK Supplies	55.08
EMS Billing Services, Inc.	Ambulance Billing	1,729.33
Fagot Refrigeration & Electric, Inc.	GGC/Police Repair/Install Roof Top Unit	8,348.64
Fastenal Company	ST Supplies	451.18
Felsburg Holt & Ullevig	Stormwater Service	5,331.98
Fire-Extrication-Hazmat	Fire Equipment Fees	9.80
FYR-TEK	Fire Dept Equipment	138.18
Gale/Cengage Learning	Library Books	428.73
Galls	Police Uniform Expense	19.61
Gempler's	PK Supplies	419.00
Gilmore & Bell PC	2015 GO Bond Issuance Fee	1,835.00
Government Finance Officers Association	Membership Dues	190.00
Health Claims Fund	Claims	126,253.63
Heldt & McKeone Law Offices	Professional Fees	2,900.00
Hiland Dairy Foods Company LLC	Food & Beverages	699.86
Ingram Library Services	Library Books	116.26
John Deere Financial	ST/WWTP/Cem/PK/LFAC/WR Supplies	1,283.83
Jones Plumbing & Heating, Inc.	GGC/PK/WR/WWTP Spls/Svc/Rep	1,632.21
Kratzer Electric, Inc.	PK Light Repairs	124.77
K.R.V.N. AM & FM	Advertisements	28.00
Lexington Animal Clinic	Animal Care	787.50
Lexington Community Foundation	Fieldhouse Donations	2,832.51
Lexington Health Fund	Self-funding	46,111.78
Lexington Newspapers, Inc.	Publications	334.56
Lexington Postmaster	GGC Postage	165.00
Lexington Volunteer Fire Department	EMS Conference	1,363.50
Lexington, City of - Street	From TIF #1 Fertitta	19,701.70
Lexington, City of	Franchise Fees	66.32
Lexington City Payroll Account		
Payroll	Wages	125,675.47
Social Security	Employer Portion / FICA Med	9,332.84
Union Bank & Trust	Employer Portion / Pension	4,244.00
Union Bank & Trust	Police Pension	2,376.67
ICMA	City Manager Pension	861.07
Matheson Tri-Gas, Inc.	Ambulance Supplies	27.88
Mead Lumber & Rental - Lexington	PK / WR Supplies	266.33
Meals on Wheels - Bingo Account	Refund	146.90
Meritain Health	Health Premium	19,873.38
Midland Scientific, Inc.	WWTP Testing Supplies	341.13
Mid-Nebraska Food Bank	Food	28.12
Mid-Nebraska Garage Doors, Inc.	Fire Dept Keyless Entry	175.00
Midwest Laboratories, Inc.	WWTP Testing Supplies	1,700.00
Milco Environmental Services, Inc.	Muni Landfill/WWTP Stormwater Service	835.90
Miller & Associates	Fieldhouse / East Viaduct PJ's	53,819.14
Moore Medical LLC	Ambulance Supplies	810.50
Morris Press	GGC Supplies	257.86
Municipal Pipe Services, Inc.	WR Tap for Liberty Dr PJ	950.00
Municipal Supply, Inc.	WR Supplies	1,816.65
NE Assn Law Enforcement Firearms Instructors	Membership Dues	55.00
Nebraska Department of Roads	Jackson ST Reconstruction PJ	2,757.44
Nebraska Public Power District	Power Purchase	1,009,170.82

Nebraskaland Tire, Inc.	WR Vehicle Serviced	85.38
NebraskaLink	Library / City Service	395.00
Oliver Consulting Services, Inc.	Library Service	438.50
One Call Concepts, Inc.	Locates	110.05
Overton Sand & Gravel Co.	Fill Sand	431.04
Paulsen, Inc.	Concrete	204.61
Pepplitsch, Joe	Group Meals	236.49
Perez, Gerardo	1/2 of Boots	56.24
Platte Valley Auto Mart	Police Vehicles Serviced	718.51
Presto-X	Library Service	75.00
Price's Tree Service	Fieldhouse PJ Service	25,000.00
Primary Electric, Inc.	WWTP Repair	1,466.00
Principal	Dental Premium	2,800.62
Regional Books, Inc.	Library Books	531.04
RYDE Transit	Transportation	34.00
S & W Auto Parts, Inc.	Development Services Supplies	46.56
Service Master of Mid Nebraska	Cleaning Service	4,422.87
Sirchie Fingerprint Laboratories	Police Supplies	423.86
Source Gas, LLC	Gas Service	5,813.82
Standard Life	Life Premium	680.35
Statewide Collection, LLC	Collection Fees	601.58
T. L. Sund Constructors, Inc.	Commerce Road Parking Apron PJ	19,701.70
T. O. Haas Tire Co.	ST Tire Repair	19.74
TASC Client Invoices	Admin Fees	196.00
Taste of Home Books	Library Book	31.98
Thalman, Julie	Cleaning Service	160.00
Thompson Co., The	Food & Supplies	1,720.00
Tyler Technologies, Inc.	Annual Online Maintenance Fee	1,200.00
Unitech	Lift Station Cleaner	1,185.00
US Assure Insurance Svcs of Florida, Inc.	WWTP Builders Risk Policy	1,610.00
Utility Service Co., Inc.	WR Tower Maintenance	26,211.04
Village Uniform	GGC Supplies	150.58
Vision Technology Solutions, LLC	Web Hosting	243.10
VSP / Vision Service Plan	Vision Premium	735.84
Wal-Mart	Supplies	766.83
Ward Laboratories, Inc.	WR Testing	77.00
Yung, Mark	1/2 of Boots	59.99
AFLAC	Premium	1,188.85
All Points Cooperative	Fuel	105.66
Allfasteners Midwest LLC	WR Meter Supplies	69.39
Coca Cola/Dr Pepper Bottling of Kearney	Beverages	60.00
Country Sampler	Library Subscription	18.00
Danko Emergency Equipment	Fire Dept Supplies	132.74
Dan's Sanitation	Sanitation Fees	4,258.80
Davis Energy, Inc.	Fuel / Oil	4,263.87
Dawson County Treasurer	Ford Fusion Plates / Tax	2,150.52
Dawson Public Power	Power Purchase	10,093.99
Dawson Public Power	Transformer for Orthman PJ	31,381.97
Diamond Vogel Paint Center	ST Supplies	415.38
Evident, Inc.	Police Supplies	33.00
FYR-TEK	Fire Dept Supplies	112.86
Gale/Cengage Learning	Library Books	71.27
Great Western Bank-City Petty Cash	Fuel/Meals/EL Incentive/Uniform/Ink Pads	138.87
Holbein, Dahlas	Lawn Service	60.00
Ingram Library Services	Library Books	87.47
Integrated Controls	DCOC Software Upgrade	444.70
Intellicom Computer Consulting, Inc.	Mo Billing	142.50

John Deere Financial/Landmark Implement	ST/Cem Repairs	494.95
Lexington Area Solid Waste Agency	Landfill	1,020.41
Lexington Newspapers	Publications	238.48
Lexington Volunteer Fire Dept.	Ambulance Fees	3,141.24
Lexington Utilities System	Utilities	35,010.79
Lexington City Payroll Account		
Payroll	Wages	125,820.90
Social Security	Employer Portion / FICA Med	9,343.96
Union Bank & Trust	Employer Portion / Pension	4,293.19
Union Bank & Trust	Police Pension	2,300.97
ICMA	City Manager Pension	861.07
Linda's Stitches & Creations	WWTP Uniform Expense	209.95
Linn, Linda	EL Rebate	1,900.00
Mead Lumber & Rental - Lexington	PK Supplies	111.64
Mid-American Research Chemical	ST Supplies	271.06
Mid-State Units	Rental	485.00
Municipal Supply, Inc.	WR Supplies	736.39
MV Technologies LLC	Energy Information Analysis	200.00
NE Department of Environmental Quality	Certification Renewal	150.00
Nebraska Department of Revenue	Sales & Use Tax	58,761.67
Nebraska Tech & Telecomm, Inc.	Telephone Expense	1,108.26
O'Hara Lindsay and Associates, Inc.	Mo Lobbying Service	1,000.00
Page My Cell	Ambulance Service	550.00
Plum Creek Market Place	Food	36.81
Plum Creek Medical Group	Employment Physical	101.00
S & W Auto Parts, Inc.	WWTP Supplies	77.84
Salinas, Alfredo Jr.	EL Rebate	1,500.00
Service Master of Mid Nebraska	Cleaning Service	390.00
Titan Access/Productivity Plus Account	Fire Dept Supplies	333.50
Tyler Technologies, Inc.	UTL Billing Subscription/Transaction Fees	542.35
Underground Solutions, Inc.	EL Conduit	900.00
U-Save Business Equipment	Lib/PK/GGC/ST/DS/MB/Spls/Postage	1,110.40
Village Uniform	GGC Supplies	62.09
Wal-Mart	Supplies	209.21
	TOTAL CLAIMS:	1,965,127.24

RESOLUTION: Charles McGraw, Executive Director of RYDE-Transit, requested Council support of an application for public transportation assistance funds for RYDE Transit for FY 2015-2016, and reviewed the local operations to date. Resolution No. 2015-07 was presented. Moved by Miller, seconded by Roberts, to approve Resolution No. 2015-07. Roll call. Voting “aye” were Vivas, Roberts, Salem, Miller, Fagot. Motion carried.

RESOLUTION NO. 2015-07

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 2015-2016 Application for Public Transportation Assistance.

Passed and approved this 14th day of April, 2015.

LVFD PLAN: Peplitsch reviewed a cooperative long-range operating and capital budget plan for the fire department with the Rural Fire District. Following discussion, moved by Salem, seconded by Roberts, to approve the LVFD Cooperative Operating and Capital Budget Plan as presented. Roll call. Voting “aye” were Miller, Roberts, Salem, Fagot. Motion carried.

ORDINANCE: Ordinance No. 2361 entitled “AN ORDINANCE DIRECTING THE SALE OF LOT 9, BLOCK 8, MACCOLL AND LEFLANG’S THIRD ADDITION TO THE CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA; TO PROVIDE FOR PUBLICATION AND THE RIGHT OF REMONSTRANCE” was presented. Peplitsch reviewed the proposed sale of property to the Council for Economic Development for housing construction. Following discussion, moved by Salem, seconded by Miller, to suspend the rule regarding the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Roberts, Miller, Salem, Fagot. Motion carried.

Ordinance No. 2361 was presented on final reading. Moved by Salem, seconded by Miller, to approve Ordinance No. 2361 on final reading. Roll call. Voting “aye” were Roberts, Miller, Salem, Fagot. Motion carried.

CONTRACT: Peplitsch reviewed a grant contract with the Nebraska Environmental Trust for \$290,000 for the Plum Creek Park Restoration project, and a general overview of the project. Following discussion, moved by Roberts, seconded by Miller, to approve the NET grant for the Plum Creek Park Restoration project and to authorize the execution of necessary documents by city officials. Roll call. Voting “aye” were Salem, Miller, Roberts, Fagot. Motion carried.

EXECUTIVE SESSION: Moved by Salem, seconded by Roberts, to convene in executive session at 5:54 p.m. for the purpose of discussing the annual job performance of the city manager. Voting “aye” were Miller, Roberts, Salem, Fagot. Motion carried.

Moved by Salem, seconded by Roberts, to enter into open session at 6:10 p.m. Voting “aye” were Miller, Roberts, Salem, Fagot. Motion carried.

ROUNDTABLE DISCUSSION: Peplitsch reminded Council and Staff of the work session scheduled for Saturday, April 18, at 8 a.m.

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