

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

A Regular Meeting of the Lexington City Council was held Tuesday, August 11, 2015, at the Lexington City Hall, 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 Brian Copley, Finance Director Barb Hodges, Police Chief Tracy Wolf and City Clerk Pamela Baruth. The press was represented by KRVN and 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. 7<sup>th</sup> Street, Lexington, Nebraska.

**MINUTES – REGULAR MEETING 7-28-15:** Minutes of the Regular meeting held Tuesday, July 28, 2015, were presented. Moved by Vivas, seconded by Roberts, to approve the minutes as presented. Roll call. Voting “aye” were Miller, Salem, Roberts, Vivas, Fagot. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$1,916,378.77 were presented for Council consideration and approval. Upon review of the Claims and Bills as listed, moved by Miller, seconded by Roberts, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$280,129.16 from the General Fund, \$85,562.24 from Street Fund, \$37,573.57 from TIF, \$1,465,782.43 from LEXUS, \$10,000.00 from Sanitation, \$4,088.90 from Landfill, \$2,635.28 from Ambulance, \$22,642.77 from Health Fund, and \$7,964.42 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Salem, Roberts, Miller, Fagot. Motion carried.

**CITY OF LEXINGTON  
ACCOUNTS PAYABLE  
August 11, 2015**

AFLAC	Premium	1,159.45
All Points Cooperative	PK Supplies / Fuel	268.05
Allied Systems, Inc.	WWTP Mix Pumps	9,041.05
Anytime Fitness	Wellness	128.40
Associated Supply Company, Inc.	LFAC Supplies	249.70
Baker & Taylor	Library Books	946.40
Bauer Built Tire	WWTP / ST Repairs	52.80
Best Books, Inc.	Library Books	40.98
Bob's Auto Repair	WR / ST Vehicle Repairs	538.60
Cash-Wa Distributing	Food & Supplies	831.46
Central Garage Fund	Close Central Garage	29,671.30
Chief / Law Enforcement Supply	Police Uniform Expense	29.87
Coca Cola/Dr. Pepper of Kearney	Beverages	99.25
Consolidated Management Co.	Police School Meals	83.50
Culligan Water Conditioning Co.	Soft Water Supplies	233.46
Dan's Sanitation	Sanitation Fees	14,547.80
Davis Energy, Inc.	Fuel / Propane	11,075.95
Dawson Pest Control	GGC	36.75
Dawson Public Power District	Power Purchase	477.08

Dell Marketing LP	WWTP Computer	1,029.09
Diamond Vogel Paint Center	ST Paint / Supplies	1,513.88
Dover Publications	Library Books	52.67
Downey Drilling, Inc.	WWTP Support Facility Well/Decommission Well/Spls	24,619.55
Eakes Office Solutions	Service Bldg Maint Fees	39.39
Electrical Engineering & Equipment Co.	Library / EL Supplies	512.07
Electro Industries/Gauge Tech	Nexus Metering System	8,400.00
Eustis Body Shop, Inc.	WR Vehicle Repair	160.56
Express Laundry Center	Rug Service	331.51
Fagot Refrigeration & Electric, Inc.	WWTP Pump Starter Repair	235.55
Fastenal Company	PK /ST / WR Supplies	543.49
Fireguard, Inc.	Fire Dept / SCBA Quality Test	1,629.88
Gale/Cengage Learning	Library Books	185.67
Gonzalez, Erin M.	UTL Refund	47.72
Hamilton Telecommunications	Fire Dept Router	58.86
HD Supply Waterworks, LTD.	WR Supplies	2,272.61
Health Claims Fund	Claims	21,151.32
Heldt & McKeone Law Offices	Professional Fees	2,700.00
Holbein, Dahlas	Lawn Care / Yard Clean-up	406.50
Holiday Inn Express	State Softball Tournament Umpires Lodging	1,411.00
Ingram Library Services	Library Books	91.01
Jakes Toro Sprinklers	LFAC Sprinkler Repair	114.50
JEO Consulting Group, Inc.	Plum Creek Park Lake Restoration Service	500.00
John Deere Financial - Orscheln	Cem/WWTP/ST/WR/PK/LFAC/FD Spls	1,636.20
Jones Plumbing & Heating, Inc.	GGC/DCOC/WWTP/WR Repairs/Supplies	2,052.12
Komline-Sanderson	WWTP Sludge Pumps	1,193.90
League of Nebraska Municipalities	WR Workshop	160.00
Lexington Animal Clinic	Animal Care	588.38
Lexington Community Foundation	Fieldhouse Donations	1,090.86
Lexington Health Fund	Self-funding	47,754.64
Lexington Newspapers	Publications	498.20
Lexington Postmaster	GGC Postage	165.00
Lexington, City of	Franchise Fees	167.06
Lexington, City of - Street Dept	Fuel	10,266.25
Lexington City Payroll Account		
Payroll	Wages	159,650.56
Social Security	Employer Portion / FICA Med	11,906.09
Union Bank & Trust	Employer Portion / Pension	4,384.05
Union Bank & Trust	Police Pension	2,344.61
ICMA	City Manager Pension	865.69
Mac's Short Stop	Rec / LFAC Food & Supplies	565.12
Martin Electric	WWTP Bar Screen Press	930.25
Martin's Flag Co., Inc.	ST Flags / Poles	881.98
Matheson Tri-Gas, Inc.	Ambulance Supplies	91.73
Mead Lumber & Rental - Lexington	Rec Supplies	45.72
Meritain Health	Health Premium	21,790.14
MicroMarketing LLC	Library Books	40.99
Mid-American Research Chemical	Muni Bldg / ST Supplies	107.36
Midland Scientific, Inc.	WWTP Testing Supplies	87.42
Midwest Connect	Postage Machine Ink Cartridge	283.56
Midwest Laboratories, Inc.	WWTP Testing Supplies	239.00
Milco Environmental Services, Inc.	Landfill Service	4,088.90
Miller & Associates	PK Courts/S HWY 283 Median Imp/Ditch Flow Liner	8,809.10
Morris Press	GGC Supplies	269.11
Municipal Supply, Inc. of Nebraska	WR Spls for NW Addition Improvements	16,965.71

NE Law Enforcement Training Center	Police Activation Fee	50.00
Nebraska Machinery	ST / WR Loaders Repaired	1,834.30
Nebraska Public Power District	Power Purchase	1,193,456.68
Nebraskaland Tire, Inc.	WR Tire Repair / PK Vehicles Serviced	159.76
NebraskaLink	City Internet Access	380.00
ODB Company	ST Sweeper Parts	407.26
One Call Concepts, Inc.	Locates	81.40
O'Reilly Auto Parts	WR Supplies	57.77
Oriental Trading Company, Inc.	Library Supplies	146.92
Orthman Community YMCA	Membership Dues	1,255.60
Overton Sand & Gravel Co.	Fill Sand / Gravel	1,173.15
Paulsen, Inc.	Concrete / Sand	3,721.81
Platte Valley Auto Mart, Inc.	Police/FD Vehicles Service/Repair	1,465.01
Price's Tree Service	Haul Concrete from DCOC	200.00
Primary Electric, Inc.	WWTP Service	155.00
Principal	Dental Premium	2,914.77
Rasmussen Mechanical Services	Library Maint Fee	1,229.00
Regional Books, Inc.	Library Books	19.67
Richardson Mowing	Library Lawn Care	255.00
Rizo, Carmen	EL Rebate	1,200.00
RYDE Transit	Transportation	36.00
S & W Auto Parts	Muni Bldg / WR / ST / EL / PK Supplies	294.56
Schwan's Home Service, Inc.	Food	39.82
Service Master of Mid Nebraska	Cleaning Service	4,559.47
Sirchie Fingerprint Laboratories	Police Supplies	136.26
Source Gas, LLC	Gas Service	1,751.85
Standard Life	Life Premium	714.03
Steve's Lock & Key	LFAC Repair	115.60
T. O. Haas Tire Co.	Police / PK Tires	395.64
Thalman, Julie	Cleaning Service	300.00
Titan Access/Productivity Plus Account	Fire Dept / WWTP Supplies	667.59
Total Lawn Care	LFAC Lawn Care	1,175.00
Tri-City Tribune	Library Subscription	31.50
Tyler Technologies, Inc.	Maintenance Fees	35,970.68
United States Treasury	PCORI Fee	332.00
Upstart	Library Supplies	163.36
Vision Technology Solutions LLC	Mo Web Hosting	243.10
VSP / Vision Service Plan	Vision Premium	788.21
Wal-Mart	Supplies	622.20
Atlas Copco Compressors LLC	WWTP Blower Filters	1,459.68
Baker & Taylor	Library Books	126.16
Cash-Wa Distributing	Food & Supplies	3,755.70
Consolidated Management Co.	Police School Meals	97.25
Dawson Public Power District	Power Purchase	13,844.54
Eakes Office Solutions	Library Supplies	66.96
Edeal, Travis	EL Rebate	2,725.00
Electrical Engineering & Equipment Co	EL Supplies	42.99
EMS Billing Services	Ambulance Billing	2,322.43
Fastenal Company	WWTP Supplies	154.61
Hennek, Marge	EL Rebate	800.00
Hiland Dairy Foods Company LLC	Food & Beverages	866.83
Intellicom Computer Consulting, Inc.	Mo Billing / ESS Setup / Video Recovery	359.62
Jamie's Garage	ST Vehicle Repairs	299.55
John Deere Financial – Landmark	WWTP / PK / Cem / EL Supplies	696.04
K-Lawn	Fertilizer / Weed Service	374.60
Kelley Tree Service LLC	Line Clearing Service	21,400.00
Lexington Area Solid Waste Agency	Landfill Service	952.00

Lexington Housing Authority	EL Rebate	550.00
Lexington Newspapers	Publications	7.77
Lexington, City of - GF	Phase 2-DCOC Paving Improvements	3,917.55
Lexington, City of - Street	Frontier ST Pave/So Hwy 283 Median Imp	28,427.67
Maravilla, Maria	EL Rebate	1,025.00
MicroMarketing LLC	Library Books	458.87
Miller & Associates	Capital PJ's	46,904.42
Nebraska Department of Revenue	Sales & Use Tax	60,217.29
Nebraska Machinery	WR Dept Loader Repair	18,095.85
Nebraska Tech & Telecommunications, Inc.	Telephone Expense	1,305.31
NebraskaLink	Library Service	30.00
Odeys, Inc.	Ballfield Paint	1,470.00
O'Hara Lindsay and Associates, Inc.	Mo Lobbying Service	1,000.00
Oliver Consulting Services, Inc.	Library Service	440.00
Parent Child Center	EL Rebate	550.00
Platte Valley Auto Mart, Inc.	Police Vehicle Repair	169.84
Plum Creek Market Place	Food	251.75
Prado, Ramon	EL Rebate	1,025.00
S & W Auto Parts	WWTP / ST Supplies	90.99
Seberger, Rick	EL Rebate	800.00
Thompson Co., The	Food & Supplies	2,537.59
U-Save Business Equipment	Police/Bus Ofc/Lib/GGC/PK Spls/UPS	580.54
Village Uniform	GGC Supplies	50.84
Wal-Mart	Supplies	190.18
	<b>TOTAL CLAIMS:</b>	<b>1,916,378.77</b>

**ORDINANCE:** Ordinance No. 2364 entitled “AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA AUTHORIZING AND APPROVING A LEASE-PURCHASE TRANSACTION WITH BOKF, NATIONAL ASSOCIATION, THE PROCEEDS OF WHICH WILL BE USED TO PAY THE COSTS TO ACQUIRE, CONSTRUCT, FURNISH AND EQUIP A SUPPORT FACILITY TO INCLUDE ADMINISTRATIVE OFFICES, A MAINTENANCE AND EQUIPMENT GARAGE AND SHOP AREA AND A WATER QUALITY TESTING FACILITY; APPROVING THE ISSUANCE, SALE AND DELIVERY OF \$430,000.00 PRINCIPAL AMOUNT OF CERTIFICATES OF PARTICIPATION IN SUCH LEASE; FIXING IN PART AND PROVIDING FOR THE FIXING IN PART OF CERTAIN PROVISIONS OF THE LEASE AND RELATED DOCUMENTS; AND RELATED MATTERS.” was presented. Marc Munford, Ameritas, explained the lease-purchase transaction and issuance of certificates of participation to finance a portion of the WWTP Support Facility project. Following discussion, moved by Salem, seconded by Roberts, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Miller, Vivas, Roberts, Salem, Fagot. Motion carried.

Ordinance No. 2364 was presented on final reading. Moved by Salem, seconded by Miller, to approve Ordinance No. 2364 on final reading. Roll call. Voting “aye” were Vivas, Roberts, Miller, Salem, Fagot. Motion carried.

**PAY REQUEST:** Pepplitsch reviewed Pay Request #3 from T.L. Sund Constructors Inc. for the Wastewater Treatment Plant Support Facility in the amount of \$71,722.67. Following discussion, moved by Miller, seconded by Salem, to approve the pay request as presented. Roll call. Voting “aye” were Vivas, Roberts, Salem, Miller, Fagot. Motion carried.

**PAY REQUEST:** Pepplitsch reviewed Pay Request #2 from T.L. Sund Constructors Inc. for the Lexington Fieldhouse project in the amount of \$49,909.65. Following discussion, moved by Vivas, seconded by Roberts, to approve the pay request as presented. Roll call. Voting “aye” were Miller, Salem, Roberts, Vivas, Fagot. Motion carried.

**EXECUTIVE SESSION:** Moved by Miller, seconded by Vivas, to enter into executive session at 5:45 p.m. to discuss the purchase of property. Roll call. Voting “aye” were Salem, Roberts, Vivas, Miller, Fagot. Motion carried.

Moved by Salem, seconded by Roberts, to enter into open session at 6:04 p.m. Roll call. Voting “aye” were Miller, Vivas, Roberts, Salem, Fagot. Motion carried.

**ROUNDTABLE DISCUSSION:** Peplitsch provided updates on current city projects and gave a reminder of a work session scheduled for August 15, 2015 at 8:00 a.m. Baruth asked Council to let her know their intentions of attending a NLC conference in November.

**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