

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

A Regular Meeting of the Lexington City Council was held Tuesday, January 26, 2016, 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, Development Services Director Bill Brecks, 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, 406 E. 7<sup>th</sup> Street, Lexington, Nebraska.

**MINUTES – REGULAR MEETING 1-12-16:** Minutes of the Regular meeting held Tuesday, January 12, 2016, were presented. Moved by Roberts, seconded by Vivas, to approve the minutes as presented. Roll call. Voting “aye” were Miller, Salem, Vivas, Roberts, Fagot. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$554,941.88 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 \$173,970.94 from General Fund, \$41,105.28 from Street Fund, \$18,540.94 from TIF, \$255,047.99 from LEXUS, \$30,396.69 from Sanitation, \$5,395.43 from Ambulance, \$27,393.60 from Health Fund, and \$3,091.01 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  
January 26, 2016**

Aflac	Premiums	1,312.20
Baker & Taylor	Library Books	69.96
Bamford, Inc.	Fieldhouse Sprinkler System	29,929.50
Bauer Built Tire	Tire Repair & Replacement	1,222.84
Bennett, Susan	NASC Conference Expenses	94.28
Best Books, Inc.	Library Books	2,757.57
BSN Sports	Fieldhouse Soccer Balls	31.98
Business Cards:		
Gourock	Fieldhouse Netting & Materials	1,407.59
American Red Cross	Red Cross Training	300.00
1000Bulbs.com	Fire Hall / Svc Bldg LED lights	2,185.80
Travelocity.com	International Code Conference Hotel	597.96
CO International Code Conf	Conference Registration	675.00
NE Emergency Medical Svcs Assoc.	Conference Registration	420.00
Post Office	WR Postage	93.35
Rexx Industries	WWTP Bar Screen Panel	89.70
Lexington Travel Plaza	Police Fuel	35.49
Mac's Short Stop	Police Fuel	55.34

Tri State Camera	Police Batteries	37.98
Skype.com	Video Interview	6.70
Cash-Wa Distributing	Food & Supplies	916.71
Coca-Cola/Dr Pepper Bottling Kearney	Fieldhouse Beverages	529.20
Community Development Agency	Lexington Dev Group Area 1 Series 2013A	18,540.94
Danko Emergency Equipment, Co .	Ambulance Medical Supplies	777.45
Dash Medical Gloves	Police Supplies	141.80
Davis Energy, Inc.	Fuel	170.10
Dawson Public Power District	Power Purchase	9,689.04
Eakes Office Solutions	Library Paper Products	9.29
EMS Billing Services	Ambulance Billing	1,275.93
Energy Pioneer Solutions	EPS Payments	2,760.88
Express Laundry Center	Door Mat Service	331.51
Fagot Refrigeration & Electric, Inc .	Opp Cntr Heat Pump Service	450.88
Fastenal Company	Fieldhouse Cable Ties	125.16
Five Star Flooring	Fieldhouse Flooring	2,040.96
Gale/Cengage Learning	Library Books	71.72
Great Western Bank-Lib. Petty Cash	Postage / Stamps / Supplies / Food	215.17
Great Western Bank-City Petty Cash	Police Conference Expenses	390.00
Health Claims Fund	Claims	25,895.20
Hiland Dairy Foods	Food & Supplies	241.79
Holbein, Dahlas	Fire Equipment Maintenance	1,000.00
Holbein, Steve	Fieldhouse Locks & Keys	319.54
Holiday Inn Express	EL Rebate	1,035.00
Huskers Illustrated	Library Subscription	62.95
Intellicom Computer Consulting, Inc.	Link for Svc Bldg / Monthly Billing	2,320.95
League of NE Municipalities Utilities	Waste Water Operators Conference	160.00
Lexington City Payroll Account		
Payroll	Wages	129,410.39
Social Security	Employer Portion / FICA Med	9,593.78
Union Bank & Trust	Employer Portion / Pension	4,536.68
Union Bank & Trust	Police Pension	2,377.05
ICMA	City Manager Pension	865.69
Lexington Newspapers	Publications	287.48
Lexington Volunteer Fire Department	Ambulance Fees	3,358.92
Lexus	Utilities	46,711.73
Martin Electric	WWTP Parts	69.95
Mead Lumber & Rental - Lexington	WWTP / ST / PK / Fieldhouse Supplies	1,068.77
MicroMarketing	Library Books	92.98
Mid-American Research Chemical	Fieldhouse Cleaning Supplies	563.53
Midwest Connect	Mail Machine Maintenance Agreement	823.90
Mr. Automotive	St / WR Vehicle Parts	339.75
Nebraska Association of Senior Centers	Membership Fees	20.00
Nebraska Code Officials Association	Membership Fees	130.00
Nebraska Machinery	ST Equipment Parts	54.59
Nebraska Public Power District	O & M	75,264.32
Nebraskaland Tire	WR Vehicle Service	186.79
Oliver Consulting Services, Inc.	Library Service	1,440.00
Orthman Community YMCA	Membership Dues	876.30
O'Reilly Auto Parts	ST Vehicle Parts & Supplies	100.12
Paulsen, Inc.	Concrete	133.09
Platte Valley Communications	Mo Billing/Svc Bldg Phone/Siren/Annual Fee	1,171.16
Platte Valley Excavating, Inc.	Snow Removal	7,570.00
Primary Electric, Inc.	WWTP Heater Repair	404.83
S & W Auto Parts, Inc.	WR / SW / PK / ST Supplies & Parts	269.76
Service Master of Mid Nebraska	Cleaning Service	5,077.75

Sign Pro	Signs & Decals	219.90
Thompson Co, The	Food & Supplies	565.12
Tyler Technologies, Inc.	UTL Billing/Notifications/Scanner Maint	1,088.89
Utility Service Co, Inc.	WR Tower Maintenance	17,953.36
U-Save Business Equipment	Office Supplies	840.44
Village Uniform	Fieldhouse Cleaning Supplies	119.40
Vollmer, James	WR Vehicle Repair	63.00
Wal-Mart	Supplies	333.50
Yant Equipment Co, Inc.	Svc Bldg Gas Pump Repair	709.80
Bennett Advertising Specialties	Admin Office Supplies	408.31
Center Point Large Print	Library Books	86.28
Country Magazine	Library Subscription	14.98
Dan's Sanitation	Sanitation Fees	30,396.69
Davis Energy, Inc.	Fuel	3,784.82
Dawson Pest Control	Fire Hall Monthly Spray / PK Bldgs Svc	864.53
Envisionware	Library Annual Maintenance	1,022.43
Fastenal Company	ST / WR Supplies	577.32
Great Western Bank-City Petty Cash	EL Lightbulb Rebate	45.00
Great Western Bank-Lib. Petty Cash	Postage	3.07
Holiday Inn Express	EL Rebate-Claim Withdrawn	-1,035.00
Lexington, City of	Franchise Fees	87,823.80
Lexington Newspapers	Publications	13.49
Matheson Tri-Gas	Ambulance Supplies	62.61
Mead Lumber & Rental - Lexington	Fire Dept Spls/Fieldhouse Fence Gate	418.45
Miller & Associates	Professional Services	660.00
Mr. Automotive	ST Vehicle Parts	53.90
Nebraska Machinery	Forklift Seat	271.43
O the Oprah Magazine	Library Subscription	34.97
RDO Truck Centers	Dump Truck Repair	1,586.98
Tasc-Client Invoices	Admin Fees	186.20
Unisan Nebraska	PK / DCOC / Fieldhouse Janitorial Spls	1,305.38
Verizon Wireless	Telephone Expense	355.82
Village Uniform	GGC Cleaning Supplies	62.09
Wal-Mart	Supplies	450.20
	<b>TOTAL CLAIMS:</b>	<b>554,941.88</b>

**FINANCIAL REPORT:** Moved by Vivas, seconded by Salem, to accept the financial report for December 2015 as presented. Roll call. Voting “aye” were Miller, Roberts, Salem, Vivas, Fagot. Motion carried.

**PUBLIC HEARING:** Mayor Fagot opened a public hearing to consider a conditional use permit for property located at 300 West 9<sup>th</sup> Street. Bill Brecks presented the application submitted by Silvino Duarte-Arevalo and Gema Daena Benavides who plan to open a beauty shop in the former Barron Dental Office. Brecks outlined the parking and screening requirements for a Neighborhood Commercial overlay (CO) to be met by the owners. Brecks stated there is no parking issues with the proposed use. He continued that the use is consistent with past uses of the property since the property at one time had been designated as a commercial use. He noted there had have been no comments from citizens regarding the proposed use. There being no public comments, the public hearing was closed. Following discussion, moved by Miller, seconded by Vivas, to approve the submitted application for a CO overlay with a conditional use permit agreement based on the findings of fact that the proposed use does not violate the standards set out in Section 6.08 of the Lexington Zoning Code. Roll call. Voting “aye” were Salem, Roberts, Vivas, Miller, Fagot. Motion carried.

**PAY REQUEST:** Pepplitsch reviewed Pay Request #2 from Paulsen Inc. for the Northwest 3<sup>rd</sup> Addition Phase 2 Improvements project in the amount of \$55,590.63. Following an update, moved by Roberts, seconded by Miller, to approve Pay Request as presented. Roll call. Voting “aye” were Vivas, Salem, Miller, Roberts, Fagot. Motion carried.

**APPOINTMENTS:** The following appointments to boards and commissions were proposed for Council approval:

Planning Commission – Jeremy Kaiser;  
Library Board – Amanda Barkmeier;  
Board of Adjustment – Sadie Worthing.

Following discussion, moved by Miller, seconded by Salem, to approve the appointments as presented. Roll call. Voting “aye” were Vivas, Roberts, Salem, Miller, Fagot. Motion carried.

**ROUNDTABLE DISCUSSION:** Miller thanked the City for the sympathy card received following the death of her father-in-law.

**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