

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

A Regular Meeting of the Lexington City Council was held Tuesday, April 10, 2018, 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, Dora Vivas, and Steve Smith. Jeremy Roberts was excused. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Brian Copley, Finance Director Barb Hodges, and City Clerk Pamela Baruth. Press present were KRVN, Clipper-Herald, and Tri-City Tribune.

**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 3-27-18:** Minutes of the Regular meeting held Tuesday, March 27, 2018, were presented. Moved by Salem, seconded by Smith, to approve the minutes as presented. Roll call. Voting “aye” were Vivas, Smith, Salem, Fagot. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$600,203.59 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Vivas, seconded by Salem, to approve the Claims and Bills as listed and to authorize the City Treasurer to transfer \$276,508.40 from General Fund, \$57,099.51 from Street Fund, \$253,699.49 from LEXUS, \$10,000.00 from Sanitation, \$7,101.57 from Ambulance, \$51,731.97 from Health Fund, and \$4,062.65 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Roberts, Salem, Vivas, Fagot. Motion carried.

**ACCOUNTS PAYABLE**

April 10, 2018

Anytime Fitness	Memberships	83.85
ASK Supply	ST / Uniforms	536.35
Awards Plus	PD / Employee Recognition	33.50
Baker & Taylor	LB / Books	58.81
Black Hills Energy	Gas Service	4,669.46
Bob's True Value	ST / Broom / Gloves / Hardware / Pruner	64.54
Cash-Wa Distributing	MOW / Food & Supplies	1,747.27
Chesterman Coca-Cola	PK / Beverages	122.40
Core & Main	WR / Meters	4,998.96
Culligan	Soft Water Supplies	481.33
Dan's Sanitation	Sanitation Fees	11,663.00
Davis Energy	FD / PK / ST / Oil / Fuel	5,094.36
Dawson County Communications	Dispatch Fees	27,500.00
Dawson County Court	Refund / Intoxalizer Fee	98.00
Dawson Pest Control	FD / GGC / OC / Pest Control	159.10
Dawson Public Power District	Power Purchase	378.83
Depository Trust Co	Bond Interest/13B Combined Utils/15 GO	35,928.75
Dutton-Lainson Co	EL/Photocell Receptacles/Socket Hubs	490.82
Eakes	LB / Office Supplies	159.95
Electrical Engineering & Equipment	OC / Light Bulbs	96.31
EMS Billing Services	Ambulance Billing	2,221.43

Express Laundry	Rug Maintenance	326.67
Fagot Refrigeration & Electric	OC / Receptacle Repair	99.50
Fastenal	PK / ST / Batteries / Hardware / Masks	91.09
Gale/Cengage	LB / Books	546.85
Galls	PD / Uniforms	323.32
Great Western Bank	City / Postage / Training Meals / Promotion	246.91
Health Claims Fund	Claims	51,731.97
Heldt & McKeone Law Offices	Professional Fee	2,700.00
Hiland Dairy Foods	MOW / Dairy Products	328.64
Infodynamics	Software Contract	2,027.00
Ingram Library Services	LB / Books	174.31
Johnson Service Co	SW/Clean/Vac/Lift Station/Sewer Mains	4,450.00
Jones Plumbing & Heating Inc	FD / Heater Repair	70.00
Latter Repair & Irrigation	Cemetery / Lawn Mower	12,639.00
Lexington, City Street Department	Fuel	8,053.77
Lexington, City of	Franchise / Interdepartment Service Fees	68,204.19
Lexington Health Fund	Self-funding	48,506.36
Lexington Newspapers	Publications	153.78
Lexington Volunteer Fire Department	FD / Ambulance Billing	3,951.49
Linden's Plumbing	LB / Circulating Pump Replacement	902.50
Meritain Health	Health Premium	22,161.68
Midland Scientific	WWTP / Lab Testing Supplies	1,077.12
Miller & Associates	ST / Culvert / E Viaduct Professional Fees	14,162.06
Moore Medical	Ambulance / Medical Supplies	232.34
Nebraska Dept of Revenue	Sales and Use Tax	63,038.18
Nebraska Environmental Products	ST / Sweeper Brooms	2,045.68
Nebraska Machinery	ST / Loader Maintenance	1,049.38
Nebraskaland Tire	PK / Maintenance	51.72
O'Hara Lindsay and Associates	Monthly Lobbying Services	333.00
Oliver Consulting Services	LB / Monthly Backup	20.00
Paper Tiger Shredding	Paper Shredding / March - December	210.00
Paulsen Inc	ST / Concrete	286.50
Platte Valley Auto Mart	PD / 2018 AWD Ford Truck / Brake Repair	34,941.36
Plum Creek Medical Group	PD / Employee Physical	130.00
Principal	Dental Premium	3,514.79
QA Balance Services	WWTP / Equipment Calibration	125.00
Rasmussen Mechanical Services	LB / Thermostat Repair	301.50
Resource Management Co Inc	ST / Tire Disposal	879.60
Ryde Transit	GGC / Transportation	262.00
S & D Contractors	DV SRV / Yard Care	1,200.00
S & W Auto Parts	PD / PK / Antifreeze / Grinder / Oil Filter	48.38
Service Master of Mid Nebraska	EL / OC / Janitorial Services	4,255.37
Standard Insurance Company	Life Insurance Premiums	1,032.78
Taste of Home	LB / Book	32.98
Terryberry	Employee Recognition	148.85
The SpyGlass Group	Communications Audit	1,906.20
Titan Machinery	ST/WWTP/Auger Bit/Tractor Door Glass	1,046.19
TO Haas	PD / Tire Repair	63.44
USA Communications	City Internet Services	345.60
US Foods	MOW / Food & Supplies	1,227.77
Village Uniform	GGC / Janitorial Supplies	55.84
VSP / Vision Service Plan	Vision Premium	937.29
W Bar Fire Extinguishers	FD / Repair / Recharge	125.56
Walmart	DV SRV / GGC / LB / PD / Supplies	255.88
Bob's True Value	WR / Connector	4.48
BSN Sports	PK / Basketball Hoop	62.04
Country Partners Coop	Cemetery / Fertilizer	720.00

Dan's Sanitation	Sanitation Fees	1,929.20
Dawson County Register of Deeds	Filing Fees	30.00
Dawson Public Power District	Power Purchase	9,269.11
Dog Waste Depot	PK / Waste Bags	79.98
Dutton-Lainson	EL / Photocell Receptacles	78.05
Electrical Engineering & Equipment	EL / Photocells / 90 Deg Elbow / Splicer	2,413.69
Fagot Refrigeration & Electric	WWTP / Wiring Repair	137.60
Greater Nebraska Cities	Monthly Lobbying Services	667.00
Great Western Bank	City / Petty Cash	129.50
Hawkins Inc	AC / Pool Chemicals	1,765.50
Hobby Lobby	LB / Promotional Supplies	44.94
Holbein Lawn Service	ST / Sidewalk Snow Removal	125.00
Ingram	LB / Books	58.34
John Deere	Cemetery / PK / WWTP / Mower Parts	1,503.92
John Deere / Orscheln	Cem/PK/ST/SW/WWTP/ Parts/ Supplies	394.83
Jones Plumbing & Heating	PD/PK/WR/WWTP/Plumbing/Pipe/Gauges	805.39
K-Lawn of Lexington	WWTP / Ground Sterilant	985.00
Lexington Animal Clinic	Animal Care	402.84
Lexington Area Solid Waste	Waste Removal	1,248.29
Lexington City Payroll Account:		
Payroll	Wages	140,655.37
Social Security	Employer Portion / FICA Med	10,460.30
Union Bank & Trust	Employer Portion / Pension	4,635.34
Union Bank & Trust	Police Pension	2,983.77
ICMA	City Manager Pension	876.35
Lexington Newspapers Inc	Publications	8.99
LIPS Printing Service	WR / Backflow Postcards / Postage	677.61
Majestic Theatre	Advertising	225.00
McNulty, S	Ambulance Refund	32.00
Mead Lumber	OC/ST/Glue/Cabinets/Sink/Counter Tops	3,589.43
Midland Scientific	WWTP / Testing Supplies	1,440.68
Miracle Recreation	PK / Playground Equipment	2,659.88
Moore Medical	Ambulance / Medical Supplies	656.31
Nebraska Machinery Co	PK / Excavator Rental	2,823.87
Nebraska Tech & Telecomm	Phone Service	1,169.06
One Call Concepts	Locate Fees	90.66
O'Reilly Auto Parts	ST / Door Lift Rods / Bush Kit	43.61
Orthman Community YMCA	PK / Promotion Sign	300.00
Overton Sand & Gravel	Cemetery / Gravel	283.50
Platte Valley Auto Mart	PD / Maintenance / Brakes / Tire Rotation	734.42
Platte Valley Communications	PD / Monthly Maint Fee	90.00
Plum Creek Market	MOW / Employee Recognition	129.37
S & D Contractors	ST / Street Repair / Mail Box Pad	1,900.00
Service Master	City Hall / PD / ST / Janitorial Services	377.50
U-Save Business Equipment	EL / PD / WWTP / Office Supplies	594.44
Walmart	EL / Office Supplies	16.02
Weathercraft Co	OC / Wall Repair	277.00
	TOTAL CLAIMS:	660,203.59

**RESOLUTION:** Resolution No. 2018-05 was presented. Following discussion, moved by Salem, seconded by Smith, to approve Resolution No. 2018-05. Roll call. Voting "aye" were Vivas, Smith, Salem, Fagot. Motion carried.

**RESOLUTION NO. 2018 - 05**

WHEREAS, the City has by Ordinance No. 2403 approved the sale of the following described real estate owned by the City of Lexington, to-wit:

EAST 65' OF THE WEST 165' OF THE NORTH 140' OF BLOCK 8, MACCOLL'S  
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 Joe Pepplitsch, as City Manager for the City of Lexington, is hereby directed and authorized on behalf of the City to execute a deed conveying the above described property to ROBERTO FRANCO, the purchaser thereof, in accordance with the terms and conditions for such sale as set forth in Ordinance No. 2403

**PASSED AND APPROVED April 10, 2018**

**NORTHWEST TRAIL:** Pepplitsch presented plans and specifications for the Hike/Bike Trail Northwest Segment project and requested authorization to solicit bids. After reviewing the project, moved by Salem, seconded by Vivas, to approve plans and specs for the Hike/Bike Trail Northwest Segment and to authorize the City Manager to solicit bids. Roll call. Voting "aye" were Smith, Vivas, Salem, Fagot. Motion carried.

**LOAN AGREEMENT 2018-01:** Pepplitsch presented proposed Loan Agreement No. 2018-01 under the Lexington Revolving Loan Fund. He reviewed the loan conditions and agreement between RRTABS Investments LLC and the City for acquisition and rehabilitation of the former Wendy's Restaurant building. Following the review and recommendation, moved by Smith, seconded by Salem, to approve Loan Agreement 2018-01 as presented. Roll call. Voting "aye" were Vivas, Salem, Smith, Fagot. Motion carried.

**LOAN AGREEMENT 2018-02:** Pepplitsch presented proposed Loan Agreement No. 2018-02 under the Lexington Revolving Loan Fund. He reviewed the loan conditions and agreement between McFarland Family Farms, LLC, and the City for an expansion project to increase production capacity for their business. Following the review and recommendation, moved by Vivas, seconded by Salem, to approve Loan Agreement 2018-02 as presented. Roll call. Voting "aye" were Salem, Smith, Vivas, Fagot. Motion carried.

**ROUNDTABLE:** Pepplitsch reminded Council and Staff of the work session scheduled for Saturday, April 14, 2018, at 8:00 a.m. He also indicated that a census tract that includes a large portion of Lexington has been designated as an Opportunity Zone by the federal government, which is a new community development program established in the Tax Cuts and Jobs Act of 2017.

**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