

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

A Regular Meeting of the Lexington City Council was held Tuesday, January 23, 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, Steve Smith and Jeremy Roberts. City Officials present were City Manager Joe Pepplichts, Assistant City Manager Dennis Burnside, City Attorney Brian Copley, Finance Director Barb Hodges, Community Development Director Bill Brecks, and City Clerk Pamela Baruth. The press was represented by 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 1-9-18:** Minutes of the Regular meeting held Tuesday, January 9, 2018, were presented. Moved by Vivas, seconded by Smith, to approve the minutes as presented. Roll call. Voting “aye” were Salem, Roberts, Smith, Vivas, Fagot. Motion carried.

**MINUTES – WORK SESSION 1-6-18:** Minutes of the Work Session held Saturday, January 6, 2018, were presented. Moved by Salem, seconded by Roberts, to approve the minutes as presented. Roll call. Voting “aye” were Vivas, Smith, Roberts, Salem, Fagot. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$767,675.40 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Smith, seconded by Vivas, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$147,678.10 from General Fund, \$228,276.37 from Street Fund, \$45,965.72 from TIF, \$301,264.37 from LEXUS, \$31,211.79 from Sanitation, \$420.88 from Ambulance, \$9,775.66 from Health Fund, and \$3,082.51 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Roberts, Smith, Vivas, Fagot. Motion carried.

**ACCOUNTS PAYABLE  
January 23, 2018**

Acromat	AC / OC / PK / Janitorial Supplies	1341.54
Aesseal Inc	WWTP / Sludge Pak	1152.19
Aflac	Premiums	1,261.11
American Water Works Association	WR / Annual Membership	300.00
Baker & Taylor	LB / Books	853.44
Barco Municipal Products Inc	ST / Signs	306.78
Business Card:		
Casey's General Store	Work Session Meal/Emp Awards Brunch	161.75
Raising Cane's	PD / Training Lunch	7.53
Pizza Hut	City Council Meeting Lunch	73.44
Total Backflow Resources Inc	Training Registration	2,875.00
USPS	WR / Postage	152.40
Walmart	Office Supplies	168.38
Cash-Wa Distributing	MOW / Food / Supplies	892.57
Center Point Large Print	LB / Books	180.36

Central Hydraulics	ST / Snowplow Parts	187.62
Central Plains Library System	LB / Summer Reading Program Workshop	10.00
Chesterman Co	PK / Field House Beverages	183.60
Community Development Agency	Lexington Dev Group I & II / Property Tax	45,965.72
Core & Main	EL / WR / Meters / Couplers / Batteries	9,193.21
Davis Energy Inc	Ambulance / PD / ST / Fuel	7,051.65
Demco Inc	LB / Laminate	517.81
Diamond Vogel Paint Center	ST / Paint	682.86
Dugan Printing	EL / AP Checks	355.72
Dutton-Lainson Co	EL / Street Light Replacement Parts	1,444.50
Eakes Office Solutions	LB / Office Supplies	17.42
Eilers Machine & Welding Inc	WWTP / Aluminum Angles	166.59
Electrical Engineering & Equipment	PK / Bulbs	175.22
Energy Pioneer Solutions	EPS Payments	1,463.46
Envisionware Inc	LB / Yearly Maintenance / Warranty	1,022.43
Fagot Refrigeration & Electric Inc	ST / WR / Heater Repair / Well Repair	604.81
Fastenal	WWTP / Maintenance Tools / Hardware	51.72
Fyr-Tek	FD / Spray Valve Repair	669.32
Gale/Cengage	LB / Books	173.78
Health Claims Fund	Claims	8,329.82
Hiland Dairy	MOW / Dairy Products	235.88
Holbein, Dahlas	Vehicle Maintenance	1,500.00
IGS Solar	EL / Power Purchase	14,634.23
Intellicom	EL/ST/Email/Phone/Radio Rep/Server Space	5,872.06
ISG & Associates Adam	St Viaduct MSE Wall	185,600.00
J & N Sales	WWTP / Tanker Hitch	471.70
Johnson Service Co	SW / Clean Sewer Main	5,969.30
Kaiser, Jeremy	EL / Rebate	1,300.00
Lexington City Payroll Account:		
Payroll	Wages	136,252.05
Social Security	Employer Portion / FICA Med	10,132.13
Union Bank & Trust	Employer Portion / Pension	4,403.51
Union Bank & Trust	Police Pension	2,689.76
ICMA	City Manager Pension	876.35
Lexington Newspapers	Publications	451.92
Lexus	Utilities	41,801.45
Martin Electric Co	FD / Light Repair	88.91
McCall's Quilting Magazine	LB / Periodical	21.98
Mead Lumber	Cemetery/PK/Hardware/Paint/Plywood	252.65
MicroMarketing	LB / Books	764.40
NE Law Enforcement Training Center	PD / Testing	30.00
Nebraska Public Power District	O & M	110,611.21
Nebraskaland Tire	ST / Starter / Maintenance	377.64
OCLC Inc	LB / Subscription	136.44
O'Hara Lindsay and Associates Inc	Monthly Lobbying Services / Registration	1,200.00
Oliver Consulting	LB / Software / Connection Repair	450.00
Olsson Associates	SW 1st Addition / Professional Fees	2,690.69
Orthman Community YMCA	Memberships	967.00
Paulsen Inc	WR / Gutter Repair	841.85
Platte Valley Glass & Trailers	GGC / Electric Door Installation	4,400.00
RDO Truck Centers	ST / Truck Repairs	2,324.99
S W Auto Parts	WR / WWTP / Air Chuck / Belt / Gauge	36.38
Service Master	Janitorial Services	5,093.75
Spectrum	Cable Service	23.56
Subway	Civil Service Meeting Meal	34.80
Statewide Collections LLC	Collection Fees	89.88
The Thompson Co	MOW / Food & Supplies	480.97

TO Haas Tire & Auto	PD / WR / Tire Repair	39.48
Todd Wilson, P.C.	Professional Fees	1,200.00
U-Save Business Equipment	AC/EL/LB/PK/ST/Office Supplies	1,989.15
USA BlueBook	WWTP / Clarifiers	242.87
Walmart	LB / PD / Office Supplies	71.37
Baker & Taylor	LB / Books	170.82
Bennett, Susan	GGC / Meeting Mileage / Meal	106.73
Bob's True Value	OC / Tools	25.96
Cash-Wa Distributing	OC / Janitorial Supplies	308.60
Dan's Sanitation	Sanitation Fees	31,211.79
Eakes Office Solutions	LB / Office Supplies	24.98
Electrical Engineering & Equipment	SW 2nd Add/Field House Parking/Conduit	4,748.68
Gale/Cengage Learning	LB / Books	20.99
Great Western Bank-City Petty Cash	City Hall/PD/Postage/Veh Reg Fee/Lunch	65.13
Lerner Publishing	LB / Books	13.49
Lexington, City of	Franchise Fees	89,673.95
Lien Inc	OC/PK/Landscaping/Winterizing Sprinklers	2,368.38
Micromarketing	LB / Books	971.81
Miller & Associates	E Viaduct / Professional Fees	608.29
Morris Press	GGC / Newsletter	309.33
Nebraska Public Health Environmental Lab	WR / Testing	195.00
Omaha World Herald	LB / Publication	311.48
Oriental Trading Co	LB / Promo Supplies	57.74
SCALES	PD / Annual Membership	1,000.00
TASC	Administration Fees	184.73
The North Platte Telegraph	LB / Publication	182.00
Tri-City Tribune	City Hall / Publication	31.50
Verizon Cell	Phone Service	350.44
Village Uniform	GGC / Janitorial Supplies	55.84
Walmart	LB / PK /Office/Promo/Janitorial Supplies	33.68
	<b>TOTAL CLAIMS:</b>	<b>767,675.40</b>

**FINANCIAL REPORT:** Moved by Roberts, seconded by Salem, to accept the financial report for December 2017 as presented. Roll call. Voting “aye” were Vivas, Smith, Salem, Roberts, Fagot. Motion carried.

**REZONING REQUEST:** Mayor Fagot opened a public hearing to consider an application to rezone property located at 704 West 9<sup>th</sup> from C-3 Commercial to R-1 Single Family Residential. Peplitsch reviewed the zoning request for the city owned parcel of land, and indicated that the Planning Commission recommended approval of the application. There being no other comments, the public hearing was closed. Ordinance No. 2402 entitled “AN ORDINANCE TO REZONE THE EAST 65’ OF THE WEST 165’ OF THE NORTH 140’ OF BLOCK 8, MACCOLL’S ADDITION TO THE CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA FROM C-3 COMMERCIAL TO R-1 SINGLE FAMILY RESIDENTIAL; TO REPEAL ALL ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM” was presented. Moved by Vivas, seconded by Smith, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Salem, Roberts, Smith, Vivas, Fagot. Motion carried.

Ordinance No. 2402 was presented on final reading. Moved by Vivas, seconded by Salem, to approve Ordinance No. 2402 on final reading. Roll call. Voting “aye” were Smith, Roberts, Salem, Vivas, Fagot. Motion carried.

**WORK SESSION:** Moved by Roberts, seconded by Vivas, to schedule a council work session on Saturday, February 24, 2018, at 8:00 a.m. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

**ROUNDTABLE DISCUSSION:** Peplitsch indicated he would be passing along more information on legislative bills that are being discussed or have been introduced during the current session of the Nebraska Legislature. Burnside announced an event entitled “Walk with the Mayor” is scheduled for Friday, January 26, 2018, at Noon at the Lexington Fieldhouse.

**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