

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

A Regular Meeting of the Lexington City Council was held Tuesday, June 11, 2019, 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, 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 5-28-19:** Minutes of the Regular meeting held Tuesday, May 28, 2019, were presented. Moved by Smith, seconded by Salem, to approve the minutes as presented. Roll call. Voting “aye” were Vivas, Salem, Smith, Fagot. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$814,137.93 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Vivas, seconded by Smith, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$363,897.37 from General Fund, \$96,077.24 from Street Fund, \$6,596.27 from TIF, \$287,340.60 from LEXUS, \$10,000.00 from Sanitation, \$587.55 from Ambulance, \$46,027.78 from Health Fund, and \$3,611.12 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Smith, Vivas, Fagot. Motion carried.

**ACCOUNTS PAYABLE**

June 11, 2019

Arnold Pool Company	AC / Pool Chemicals	388.55
B & D Diamond Pro	PK / Baseball Field Supplies	3,840.18
Baker & Taylor	LB / Books	77.21
Black Hills Energy	Natural Gas Service	3,127.25
Bob's True Value	PK / Downtown / Flowers	664.20
Brock, Hana	AC / Testing Reimbursement	40.00
Cash-Wa Distributing	AC / MOW / PK / Food & Supplies	9,822.39
CCP Industries	WWTP / Testing Supplies	285.64
Cengage Learning	LB / Books	292.85
Central Fire & Safety	Fire Extinguisher Maintenance	2,562.00
Central Plains Library System	LB / Grant / Puppets	206.25
Chesterman Coca-Cola	AC / PK / Beverages	324.00
Country Sampler	LB / Subscription	19.98
Culligan	Soft Water Supplies	350.80

Danko Emergency Equipment	FD / Uniform	2,743.62
Dan's Sanitation	Sanitation Fees	14,339.60
Davis Energy	Fuel	3,327.64
Dawson County Register of Deeds	CM / Filing Fees	72.00
Dawson County Surveyor	DS / Admin Plats / Surveys	2,012.50
Dawson Pest Control	FD / GGC / OC / Pest Control	159.10
Dawson Public Power District	Power Purchase	10,570.38
Depository Trust	2014 CURRB/2016 HA/2017 HA/Bond Int	19,126.25
Ecklund, Donna	AC / Testing Reimbursement	40.00
Eilers	ST / WWTP / Parts	468.53
Electronic Systems	GGC / Service Call / Repair	412.50
Eustis Body Shop	PD / Auto Body Repair	3,097.22
Fagot Refrigeration & Electric	FD / ST / Install LED Lamps	2,434.70
Fastenal	ST / WWTP / Parts	93.35
Flores, Fernando	PK / Repairs / Ballfields	4,729.88
Gangwish Turf	PK / Sod	304.95
Great Western Bank-LIB	Petty Cash	137.47
Greater Nebraska Cities	Monthly Lobbying Services	667.00
Hawkins Inc	AC / Pool Chemicals	3,338.00
Health Claims	Claims	26,716.84
Heldt McKeone & Copley	Professional Fee	2,700.00
Hiland Dairy Foods	MOW / Dairy Products	408.51
Holmes Plumbing & Heating	AC / Parts	132.55
Hydro Optimization&Automation Solutions	WWTP / Remote Service	300.00
ICMA	Dues / Asst. CM	657.20
Ingram Library Services	LB / Books	80.88
Jamie's Garage	PK / Pickup Repairs	200.00
Johnstone Supply	OC / Filters	487.20
Jones Plumbing & Heating	AC/GGC/PK/WWTP/Repairs/Backflow	5,158.55
Knapp Electric	SW / Lift Station Parts	1,863.18
KRVN	EL / Advertising	278.40
Lexington Animal Clinic	Animal Care	1,008.00
Lexington, City Street Department	SW/WR/Interdepartment Service Fees	5,651.89
Lexington, City of	Franchise/Interdepartment Service Fees	144,535.20
Lexington, City Payroll Account:		
Payroll	Wages	171,980.98
Social Security	Employer Portion / FICA Med	12,869.46
Union Bank & Trust	Employer Portion / Pension	4,679.75
Union Bank & Trust	Police Pension	2,965.99
ICMA	City Manager Pension	934.52
Lexington Newspapers	Publications	291.61
Lexington Public Schools	AC / Computers	374.00
Linden's Plumbing	LB / Plumbing Repairs	470.98
Mac's Short Stop	PK / Concessions	290.44
Martin Electric	PK / WWTP / Repairs	360.06
Master Pitching Machine Inc	PK / Parts	91.89
Mead Lumber	AC / CEM / PK / Supplies / Tools	43.12
Michael Todd & Company	CEM / ST / Shovels	318.68
MicroMarketing	LB / Books	29.99
Midwest Door & Hardware	ND / Opportunity Ctr / Keys	24.00
Morris Press	GGC / Newsletter	260.59

Nebraska Dept of Revenue	Sales and Use Tax	49,793.94
Nebraska Environmental Products	ST / Parts / Labor	1,410.97
Nebraska Technology & Telecom	Phone Service	1,371.16
Nebraskalink	LB / Internet Service	15.00
North Platte Recreation	AC / WSI Classes	1,225.00
O'Hara Lindsay and Associates	Monthly Lobbying Services	333.00
Oliver Consulting Services	LB / Monthly Backup	20.00
One Call Concepts	Locate Fees	72.59
Original Watermen Inc	AC / Uniforms	1,558.20
Ortega, Daniel	ST / Uniforms	41.25
Paulsen Inc	Service Building Parking Lot	44,928.28
Paulsen Inc	PK / ST / WR / Limestone / Sand	610.36
Pinnacle Bank	McDermott Land Payment	106,933.87
Platte Valley Communications	PD / Monthly Maintenance Fee	90.00
Platte Valley Excavating	ST / Gravel	1,273.80
Platte Valley Glass & Trailers	PD / PK / Chip Repair / Exterior Doors	379.50
Platte Valley Laboratories Inc	WWTP / Testing	782.50
Powers Electric Products Co	WR / Parts	678.00
Publishers Prime	LB / Books	20.34
Ramada Midtown	FD / Rooms	3,456.00
Rowan, Jeff	AC / Testing Reimbursement	40.00
Ruano Alvarez, Steven	AC / Mileage Reimbursement	281.65
Service Master of Mid Nebraska	EL / OC / Cleaning Services	9,449.42
Sign Pro	AC / Sign	760.00
Southeast Library System	LB / Grant / Books	125.00
Statewide Collections	Utility Collections	246.94
Speer, Brooke	AC / Testing Reimbursement	40.00
Subway	CC / CARC Meeting / Meals	54.80
The H.O. Smith Company	DS / Title Search	175.00
Titan Machinery	ST / WWTP / Equipment Repairs	6,764.16
Torres-Moreno, Megan	AC / Testing Reimbursement	40.00
Total Funds by Hasler	Postage	3,000.00
Total Lawn Care	AC / Mowing / Trimming	1,525.00
USA Communications	City Internet Services	345.60
US Foods	MOW / Food & Supplies	1,032.30
Village Uniform	AC / Janitorial Supplies	145.84
JayCee Wallace	AC / Mileage Reimbursement	281.65
Aflac	Premiums	1,404.44
American Patchwork & Quilting	LB / Periodicals	24.97
Anytime Fitness	Memberships	139.75
Baker & Taylor	LB / Books	62.23
Blue Cross Blue Shield	AMB / Refund	452.80
Cash-Wa Distributing	AC / PK / Concessions	891.85
Cengage Learning	LB / Books	148.14
Central Plains Library System	LB / Books	360.00
Chesterman Coca-Cola	PK / Beverages	432.00
Community Development Agency	TIF / Designer Craft	6,596.27
Diamond Vogel	PK / ST / Paint / Brushes	360.40
Fastenal	ST / Tools	18.55
Granger	WWTP / Supplies	375.94
H & H Auto Parts	PD / Parts	35.00

Health Claims	Claims	17,906.50
Holbein Lawn Service	FD / Lawn Care	275.00
Ingram	LB / Books	35.16
John Deere Financial	CEM / PK / ST / Parts / Service	3,790.69
John Deere Financial / Orscheln	AC/CEM/DS/PK/ST/WWTP/Parts	1,052.95
Jones Plumbing	WR / Parts	301.15
Leigh Environmental Equipment	WWTP / Pump Parts	322.00
Lexington Health Fund	Self-Funding	46,404.07
Lexington Newspapers	CM / LB / Publications	151.74
Lexington Recreation Program	PK / Baseball Umpires	250.00
Lexington Regional Health Center	AMB / Laundry	90.00
Lien, Inc	ND / PK / Sprinklers / Landscaping	4,313.72
Lincoln Winwater Works	WR / Saw Blades	451.54
Midwest Laboratories Inc	WWTP / Testing	26.00
Municipal Supply	WR / Clamps	248.56
Nebraska Environmental	ST / Sweeper Parts	216.86
Oliver Consulting Services	LB / Computer Support	1,270.00
Paulsen Inc	ST / WR / Sand / Mesh / Cement	334.26
Platte Valley Auto Mart	PD / PK / Oil Changes / Repairs	2,641.88
Plum Creek Market Place	MOW / Food	15.96
Precision Detail	FD / Cleaning Service	300.00
Richardson Mowing	LB / Mowing	270.00
Sign Pro	FD / Equipment Lettering	13.80
Taste of Home	LB / Periodicals	33.98
The Verdin Company	ST / Clock Head Restoration Deposit	5,232.50
TO Haas	PK / Tire Repairs	36.27
U-Save Business Equipment	Office Supplies	868.53
VVS Surveillance Systems	PD / Repairs	224.10
Village Uniform	AC / GGC / Supplies	216.80
	<b>TOTAL CLAIMS:</b>	<b>814,137.93</b>

**PUBLIC HEARING:** Mayor Fagot opened a public hearing to consider an amendment to subdivision code, Section 111-35. Peplitsch explained the amendment would delete the requirement of the county treasurer certification signature block on final subdivision plats. He noted the requirement was included in the last overall subdivision code amendment, but has proven to be cumbersome with no benefit received, and is not required by state statute. The Lexington Planning Commission reviewed the code amendment at their recent meeting and recommends approval by the council. There were no public comments, and the public hearing was closed. Ordinance No. 2416 entitled **“AN ORDINANCE TO AMEND SECTION 111-35 OF THE LEXINGTON CITY CODE; TO REPEAL ORIGINAL SECTION 111-35 AND ALL OTHER ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM”** was presented. Moved by Salem, seconded by Vivas, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Smith, Vivas, Salem, Fagot. Motion carried.

Ordinance No. 2416 was presented on Final reading. Moved by Salem, seconded by Vivas, to approve Ordinance No. 2416 on Final reading. Roll call. Voting “aye” were Smith, Vivas, Salem, Fagot. Motion carried.

**ORDINANCE:** Ordinance No. 2417 entitled “AN ORDINANCE ESTABLISHING AN ECONOMIC DEVELOPMENT PROGRAM; TO CREATE A CITIZENS ADVISORY REVIEW COMMITTEE; TO DESIGNATE A MUNICIPAL OFFICIAL AS PROGRAM ADMINISTRATOR; TO PROVIDE FOR MEETINGS OF THE CITIZENS ADVISORY REVIEW COMMITTEE; TO PROVIDE FOR AMENDMENT OF THE ORDINANCE; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM” was presented. Peplitsch explained this ordinance will establish the Lexington Economic Development program 2020-2030 as of May 1, 2020. Following discussion, moved by Smith, seconded by Vivas, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Salem, Vivas, Smith, Fagot. Motion carried.

Ordinance No. 2417 was presented on Final reading. Moved by Smith, seconded by Salem, to approve Ordinance No. 2417 on Final reading. Roll call. Voting “aye” were Vivas, Salem, Smith, Fagot. Motion carried.

**MEALS PROGRAM CONTRACT:** Peplitsch reviewed an annual operating contract with West Central Area Agency on Aging for the Meals Program for FY 2019-2020. Moved by Salem, seconded by Vivas, to approve the operating contract as presented and to authorize execution. Roll call. Voting “aye” were Smith, Vivas, Salem, Fagot. Motion carried.

**ROUNDTABLE:** Peplitsch gave an update on current projects. Fagot requested dates for a potential work session in July be forwarded to Council and Staff for consideration at the next city council meeting.

**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