

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

A Regular Meeting of the Lexington City Council was held Tuesday, September 24, 2019, at the Lexington City Hall, 406 E. 7th 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 Peplitsch, Assistant City Manager Dennis Burnside, Finance Director Barb Hodges, and City Clerk Pamela Baruth. The press was represented by Clipper-Herald and Tri-City Trib.

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. 7th Street, Lexington, Nebraska.

MINUTES – REGULAR MEETING 9-10-19: Minutes of the Regular meeting held Tuesday, September 10, 2019, were presented. Moved by Vivas, seconded by Roberts, to approve the minutes as presented. Roll call. Voting “aye” were Smith, Salem, Roberts, Vivas, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$2,114,154.60 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Smith, seconded by Salem, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$263,967.83 from General Fund, \$39,391.05 from Street Fund, \$200,000.00 from Economic Development, \$19,992.22 from TIF, \$1,492,473.56 from LEXUS, \$31,577.26 from Sanitation, \$9,549.06 from Landfill, \$5,211.38 from Ambulance, \$46,402.00 from Health Fund, and \$5,590.24 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Roberts, Salem, Smith, Fagot. Motion carried.

**ACCOUNTS PAYABLE
September 24, 2019**

Associated Supply Company	AC / Supplies	179.11
Bank of America		
Expedia.com	CC / Conference Travel Expense	100.00
Hotels.com	CC / Conference Lodging	218.98
Mac's Short Stop	WR / Ice	12.00
Nebraska DHHS Central Registry	GGC / Registration	5.00
Pickelballcentral.com	PK / Pickle Ball Equipment	480.38
Tractor Supply Co	ST / Erosion Control Blanket	74.76
United Airlines	CC / Conference Travel	1,388.00
United States Postal Service	WR / Postage	159.05
Walmart Grocery	ND / Break Room Supplies	43.36
Bauer Underground	EL / Underground Boring	2,880.94

Beverly Bogle Louthan PC	Professional Fees	2,400.00
Cash-Wa Distributing	MOW / OC / ST / Food & Supplies	2,678.40
Cengage Learning	LB / Books	178.54
Center Point Large Print	LB / Books	180.36
Consolidated Management Co	PD / Training Meals	63.51
Core & Main	EL / WR / Meters / Fire Hydrant Parts	6,833.42
Country Partners Coop	WWTP / Parts	41.90
Dawson County Register of Deeds	Filing Fees	10.00
Dutton-Lainson Company	EL/SW/Meters/Meter Sockets/Supplies	570.76
Eakes Office Solutions	LB / Office Supplies	55.63
Electrical Engineering & Equipment	EL / Electric Box / Supplies	1,145.65
Fagot Refrigeration & Electric	AC/OC/WWTP/Equipment Svc/Heat Pumps	12,087.79
Health Claims	Claims	21,118.63
Heldt McKeone & Copley	Legal Expenses	1,890.00
Hiland Dairy Foods	MOW / Dairy Products	389.97
Holbein, Dahlas D	AMB/FD/Truck Maint/Fueling/Cleaning	1,500.00
Hydro Optimization & Automation Solutions	WWTP / Modifications	10,644.60
IGS Solar	Solar Power Purchase	40,435.20
Ingram Library Services	LB / Books	666.03
J & N Sales	WWTP / Parts	644.46
John Deere Financial	CEM / PK / WWTP / Parts & Repairs	1,107.17
Johnny on the Spot	CEM / PK / Portable Rentals	375.00
Johnson Service Company	SW / Clean & Vac / Root Saw	1,718.50
	MRK Lift Station / Clean & Vac	625.00
	Tyson Lift Station / Clean & Vac	1,325.00
Johnstone Supply	PK / Filters	250.80
Krueger Contracting	WWTP / Man Way Repair	9,000.00
Lexington, City General Fund	Electric Rebates / LED Tubes	1,855.00
	Workforce Development Loan	200,000.00
Lexington, City Operating Fund	Bank Fees	7,293.73
Lexington Newspapers	Publications	276.31
Lexington, City Street Department	TIF Reimbursement to Street	19,992.22
Lexington, Utility Fund	Electric Rebates / LED Tubes	162.50
LEXUS	City Utilities	41,783.55
Lincoln Winwater Works	OC / Parts	628.98
Martin Electric	PK / Repairs	38.00
McKesson Medical	AMB / Medical Supplies	33.83
Mead Lumber	PK / SW / Supplies	31.58
Meritain Health	Health Premium	32,334.31
Miller & Associates	ND / Professional Fees	1,376.50
Municipal Code Corporation	DS / Administrative Support Fee	1,377.91
Municipal Pipe Services	OC / 2" Tap	700.00
Municipal Supply	WR / SW / Parts / Supplies	2,017.85
Nebraska Public Power District	Power Purchase	1,099,870.94
Nebraskaland Tire	SW / Maintenance	525.60
Novo Benefits LLC	COBRA Actuarial Services	250.00
OCLC	LB / Monthly Subscription	146.86
O'Reilly Auto Parts	CEM / ST / Tools / Parts	42.93
Oriental Training	LB / Promotion / Supplies	134.62
Paulsen Inc	PK/ST/SW/Sand/Gravel/Limestone/Prod	2,609.67
Platte Valley Auto Mart	PD / Repairs	2,674.88

	PD / Purchase SUV	40,375.00
Plum Creek Motors	WWTP / Air Filter	19.99
Plum Creek Promotions	PD / Uniforms	21.00
Principal	Dental Premium	3,808.47
Publishers Prime	LB / Books	19.95
Robinson, Michael	AC / Reimbursement / Red Cross Class	200.00
S & W Auto Parts	CEM / PD / WWTP / Auto Parts	230.07
Sign Pro	PK / Signs	15.00
Standard Insurance Company	Life Insurance Premiums	1,047.77
Stryker Sales	AMB / Maintenance Agreement	4,744.80
Sund, Deb	Electric Rebates	2,700.00
TL Sund Constructors	EL / Concrete Lid	1,364.06
TO Haas Tire Co	CEM / PD / ST / Tires / Repairs	931.12
US Foods	MOW / Food & Supplies	849.79
Verizon Wireless	Cellular Service	399.05
Village Uniform	GGC / Janitorial Supplies	55.84
VSP / Vision Service Plan	Vision Premium	1,105.49
Whitson Inc	LB / Books	28.00
911 Custom	PD / Light Bar / Strap	1,535.00
Associated Supply Company	AC / Chlorinator System	4,263.00
Barajas, Pablo	Electric Rebate	825.00
Cash-Wa Distributing	MOW/ST/Food/Supplies/Janitorial	1,379.64
Cengage Learning	LB / Books	22.50
Consolidated Management Co	PD / Training Meals	80.38
Dan's Sanitation	Sanitation	31,577.26
Davis Energy	Fuel	4,205.42
Demco	LB / Supplies	485.97
Doran Post & Associates	PD / Notary Bond	40.00
Dugan Printing & Promotions	EL / Supplies	197.73
Fagot Refrigeration & Electric	GGC/OC/Freezer Rep/Heat Pump Rep	8,585.61
Grand Island Independent, The	LB / Newspaper Subscription	555.36
Great Western Bank	City / Petty Cash	61.84
Health Claims	Claims	25,096.16
Health Fund	Self-Funding	43,452.63
Hiland Dairy	MOW / Dairy Products	226.86
Jack's Uniforms & Equipment	PD / Ford Interceptor Utility Console	514.41
Kevin Brown Design	ND / Web Design	5,000.00
Komline-Sanderson	WWTP / Parts	1,980.00
Lemmer Fencing	ND / Remove & Replace Fencing	2,376.50
Lexington, City of	Franchise Fees	95,831.19
Lexington City Payroll Account		
Payroll	Wages	148,880.43
Social Security	Employer Portion / FICA Med	11,109.57
Union Bank & Trust	Employer Portion / Pension	4,722.42
Union Bank & Trust	Police Pension	2,863.83
ICMA	City Manager Pension	940.29
Mead Lumber	CEM / PK / Supplies	60.98
Milco Environmental Services	2019 Groundwater Report	8,994.06
	3rd Quarter Monitoring Gasses	555.00
Municipal Supply	SW / Parts	818.73
Nebraska Public Health Lab	WR / Testing	252.00

Nebraska Public Power District	O & M	102,559.10
Nebraska Secretary of State	PD / Notary	30.00
Paulsen Inc	PK / WR / Sand & Gravel / Limestone	2,835.66
Reader's Digest	LB / Periodical Subscription	29.96
Renderos, Joe	PD / Mileage	82.36
S & W Auto Parts	PD / Parts	12.27
Spectrum	Cable Service	71.41
Statewide Collections	Collection Fees	225.77
TASC	Administration Fees	187.21
US Foods	MOW / Food	476.32
Walmart	Supplies	1,385.70
YMCA	Memberships	1,218.00
	TOTAL CLAIMS:	2,114,154.60

FINANCIAL REPORT: Moved by Roberts, seconded by Vivas, to accept the financial report for August 2019. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

ORDINANCE: Ordinance No. 2420 entitled “AN ORDINANCE TO AMEND SECTION 4-6 OF THE LEXINGTON CITY CODE REGULATING THE PRESENCE OF MINORS IN PREMISES LICENSED FOR THE SALE OF ALCOHOLIC BEVERAGES; TO REPEAL ALL ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM” was presented. Following discussion, Staff was instructed to prepare an ordinance repealing Section 4-6 of the city code for future consideration.

ORDINANCE: Ordinance No. 2421 entitled AN ORDINANCE TO DEDICATE PUBLIC RIGHT-OF-WAY; TO DECLARE AN EMERGENCY AND TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM” was presented. Peplitsch explained that a portion of Frontier Street to be deemed as Right-of-Way was inadvertently overlooked during the original dedication of the street. Following discussion, moved by Salem, seconded by Smith, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Vivas, Roberts, Smith, Salem, Fagot. Motion carried.

Ordinance No. 2421 was presented on final reading. Move by Smith, seconded by Salem, to approve Ordinance No. 2421 on final reading. Roll call. Voting “aye” were Vivas, Roberts, Salem, Smith, Fagot. Motion carried.

WORK SESSION: Moved by Salem, seconded by Vivas, to schedule a Council work session on Saturday, November 2, 2019, at 8:00 a.m. Roll call. Voting “aye” were Smith, Roberts, Vivas, Salem, Fagot. Motion carried.

ROUNDTABLE DISCUSSION: There were no items to discuss.

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.

City Clerk