

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
February 9, 2021**

A Regular Meeting of the Lexington City Council was held Tuesday, February 9, 2021, at 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, City Attorney Brian Copley, Finance Director Barb Hodges, and City Clerk Pamela Baruth. The press was represented by 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. 7th Street, Lexington, Nebraska.

MINUTES – REGULAR MEETING 1-26-2021: Minutes of the Regular meeting held Tuesday, January 26, 2021, were presented. Moved by Salem, seconded by Smith, to approve the minutes as presented. Roll call. Voting “aye” were Vivas, Roberts, Smith, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$940,736.69 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Smith, seconded by Roberts, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$499,608.95 from General Fund, \$134,202.54 from Street Fund, \$241,117.11 from LEXUS, \$10,588.98 from Sanitation, \$1,290.81 from Ambulance, \$50,780.74 from Health Fund, and \$3,147.56 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Salem, Roberts, Smith, Fagot. Motion carried.

ACCOUNTS PAYABLE

February 9, 2021

Ask Supply Co	ST / Supplies	150.54
B & H Services / Service Master	EL / OC / Monthly Cleaning Service	5,243.82
Baker & Taylor	LB / Books	394.17
Barco Municipal Products	ST / Sign Brackets	318.18
Black Hills Energy	Natural Gas Service	4,202.45
Bound Tree	AMB / Medical Supplies	27.99
Cash-Wa Distributing	MOW / Food & Supplies	1,677.77
Cengage Learning	LB / Books	209.82
Chali, Lesly Ines	EL/Overpayment on Closed Utility Acct	31.30
Citibank NA / CNH Industrial / Titan	ST / Equipment Repairs	1,837.70
City of Lexington	Interdepartmental Service Fees	55,749.00
	Utility Franchise Fees	331.21
City of Lexington- Street	Fuel	9,407.18
	SW/WR/Interdepartmental Service Fees	5,651.89

Contryman Associates PC	Audit Services / Final Billing	35,000.00
Core & Main	EL / Remote Disconnect Meters	4,320.14
County of Dawson, Register of Deeds	Filing Fees	28.00
Danko Emergency Equipment	FD / Coats / Pants / Hoods / Helmets	17,339.91
Dan's Sanitation	Sanitation Fees	13,429.60
Davis Energy	AMB / FD / ST / Fuel / Fuel Purchase	5,674.25
Dawson County Sheriff's Office	PD / Annual Firearm Range Fees	500.00
Dawson Public Power District	Power Purchase	82.09
Dutton-Lainson Company	EL / Hub Plate Covers	25.36
Electrical Engineering & Equipment Co	EL / Light Fixtures	28.18
Electronic Systems	LB / Fire Alarm Inspections	80.00
Fagot Refrigeration & Electric	ST / Wiring / Dewatering	437.92
Fastenal	PK/ST/WWTP/Supplies/Tools/Parts	224.05
Fremarek/MidAmerican Research Chemical	ST / Supplies	111.80
Great Western Bank	LB / Petty Cash	85.87
Greater Nebraska Cities	Monthly Lobbying Services	667.00
Hach Company	WWTP / Lab Supplies	1,119.91
Health Claims	Claims	22,913.57
Heldt McKeone & Copley	Professional Fee	2,700.00
Heldt McKeone & Copley Real Estate Trust	G. Smith Building Permit Refund	205.08
Hiland Dairy Foods	MOW / Dairy Products	203.86
Holbein Lawn Service	ST / Snow Removal / Downtown	450.00
Holmes Plumbing & Heating Supply	WR / Tools	183.57
Homeier Ventures	PK / WWTP / Hardware / Supplies	44.15
Homestead Bank	Beans Property Loan Payment	46,275.31
Hydro Optimization & Automation Solutions	WWTP / Frequency Converter	593.35
Ingram Library Services	LB / Books	88.40
Integrated Security Solutions	GGC / Range Hood Inspections / 2021	700.00
Intellicom	Tech Support / Software	6,694.05
Intermedia	Web Phone Charges	284.77
Invest Plus / Plum Creek Market Place	MOW / Food	54.27
JD Power	LB / Annual Subscription	175.00
Jones Plumbing & Heating	OC / WR / Repairs / Parts / Supplies	1,478.90
K-Lawn of Lexington	Lawn Care Agreement / 2021	5,485.01
LEE BHM / Lexington Clipper Herald	Publications	1,352.16
Lexington Area Solid Waste	Mixed Solid Waste Disposal / Poles	811.75
Linden's Plumbing	LB / Water Heater Repairs	65.00
Logical Concepts Inc / OmniSite	SW/Annual Monitoring Fee/Pumps/Liftstations	276.00
Matheson	AMB / Medical Oxygen	145.11
Mead Lumber	AC/CEM/PK/REC/Hardware/Supplies	231.45
MicroMarketing	LB / Books	532.94
Morris Press	GGC / Newsletter	90.00
Mosely, Theresa / Plum Creek Promotions	ST / Uniform Sweatshirts	81.26
Municipal Supply	WR / Parts / Supplies	7,345.56
Nebraska Department of Revenue	Sales and Use Tax	73,607.86
Nebraska Safety & Fire Equipment	LB/OC/ST/Backflow Preventer Inspection/Reps	1,843.00
Nebraska Water Experts / Culligan	Soft Water Supplies	399.32
Nebraskaland Tire	PK / WR / Oil & Lube	206.27
Nebraskalink / OPTK Networks	LB / Internet Service	15.00
NSG Logistics / NE Salt & Grain	ST / Ice Slicer	4,492.08
O'Hara Lindsay and Associates	Monthly Lobbying Services	333.00

Paulsen Inc	ST / Road Gravel	84.38
Platte Valley Auto Mart	ST / 2021 F-750 Straight Truck	64,941.00
	EL/GGC/PD/WR/Vehicle Reps/Oil & Lube	8,470.42
Platte Valley Excavating	ST / Snow Pile Removal / Downtown	2,664.00
Polydyne	WWTP / Dewatering Polymer	8,556.00
Precision Detail	FD / Cleaning	240.00
Primary Electric	WWTP/Install Power for Heater/Breaker	1,238.37
Real Simple	LB / Annual Subscription	24.00
Rentokil NA / Presto-X	WWTP / Pest Control	52.00
S & W Auto Parts	PK / Parts	13.09
Saulsbury, Jake	REC/Mileage/S Central Baseball Meeting	48.16
SCALES	PD / 2021 Annual Membership	1,000.00
Spectrum	Cable Service	26.93
Statewide Collections	Utility Collections	246.17
Unitech	ST / Supplies	149.00
US Foods	MOW / Food & Supplies	344.65
Vak, Joseph / Lexington Animal Clinic	PD / Animal Care	634.00
Village Uniform	GGC / Janitorial Supplies	126.12
Werner's Sprinklers / Dawson Pest Control	FD / GGC / OC / Pest Control	159.10
Ask Supply Co	PK / ST / Supplies	297.60
Auto-Graphics	LB / VERSO Subscription	862.75
B & H Services / Service Master	GGC / Kitchen Floor Maintenance	89.59
Baker & Taylor	LB / Books	292.29
Conney Safety	WWTP / Cold Weather Gear	143.69
Country Sampler	LB / Annual Subscription	19.98
Downey Drilling	ST / Storm Sewer Parts	287.00
Health Claims	Claims	27,867.17
Heldt McKeone & Copley Real Estate Trust	St. Ann's Land Purchase / Phase I	241,290.50
Hiland Dairy Foods	MOW / Dairy Products	168.98
Ideal Laundry & Cleaners	Rug Service / January 2021	666.15
John Deere Financial / Orscheln	PK/OC/ST/WR/WWTP/Parts/Spls/Tools	399.54
John Deere Landmark Implement	PK / Equipment Parts	106.28
LEE BHM / Lexington Clipper Herald	Publications	16.36
Lexington City Payroll Account		
Payroll	Wages	157,639.72
Social Security	Employer Portion / FICA Med	11,774.70
Union Bank & Trust	Employer Portion / Pension	5,388.40
Union Bank & Trust	Police Pension	3,023.34
ICMA	City Manager Pension	951.23
Lexington Health Fund	Self-Funding	44,204.35
Matt Friend Truck Equipment	ST / Snow Plow Edges	3,534.74
McFadden, Ryan / McFadden Auto Repair	ST / Vehicle Repairs	467.61
Micromarketing	LB / Books	70.98
Midlands Contracting / Johnson Service Co	SW / Clean & Vac / Debris Removal	1,882.30
Nebraska Tech & Telecommunications	Land Line Phones/Fax/Alarms/ Service	1,187.02
Oliver Consulting Services	LB / Data Backup / Cloud Backup	45.00
O'Reilly Auto Parts	ST / Parts / Supplies	86.53
Paulsen	ST / Crushed Concrete	875.52
Platte Valley Communications	PD / Maintenance on Fixed Equipment	90.00
Quick Med Claims	AMB / Billing	951.98
Rasmussen Mechanical Services	LB / Preventative Maintenance	1,290.25

Rentokil NA / Presto-X	LB / Pest Control	87.00
US Foods	MOW / Food	571.00
USA Communications	Internet Service	345.60
TOTAL CLAIMS :		940,736.69

RESOLUTION: Resolution No. 2021-05 was presented. Following discussion, moved by Vivas, seconded by Salem to approve Resolution No. 2021-05. Roll call. Voting “aye” were Smith, Roberts, Salem, Vivas, Fagot. Motion carried.

RESOLUTION NO. 2021-05

A RESOLUTION APPROVING THE CERTIFICATION ADMINISTRATOR FOR THE LVFD SERVICE AWARD PROGRAM AND THE RESPONDERS INCENTIVE ACT.

WHEREAS, the Lexington Volunteer Fire Department has designated Kristin Byrne as the Certification Administrator for the LVFD Service Award Program and the Volunteer Emergency Responders Incentive Act;

BE IT RESOLVED, by the Mayor and Council of the city of Lexington, Nebraska that Kristin Byrne is hereby approved as the Certification Administrator for the LVFD Service Award Program and the Volunteer Emergency Responders Incentive Act.

Passed and Approved this 9th day of February 2021.

RESOLUTION: Resolution No. 2021-06 was presented. Following discussion, moved by Salem, seconded by Roberts, to approve Resolution No. 2021-06. Voting “aye” were Vivas, Smith, Roberts, Salem, Fagot. Motion carried.

RESOLUTION NO. 2021-06

A RESOLUTION APPROVING THE LVFD SERVICE AWARD PROGRAM AND VOLUNTEER RESPONDERS INCENTIVE ACT CERTIFIED MEMBER LIST FOR CALENDAR 2020.

WHEREAS, the Lexington Volunteer Fire Department members must attain Certified status as defined by the LVFD Service Award Program AND the Volunteer Responders Incentive Act in order to participate in the programs.

BE IT RESOLVED, by the Mayor and Council of the City of Lexington, the following list of members have completed the certification requirements as determined by the Certification Administrator for calendar year 2020.

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|--------------------|----------------|------------------|
| Rex Adams | David Berke | Bo Berry |
| Michael Boling | Kristin Byrne | Katlyn Cavanaugh |
| Alfred Copper | Gary Donnelson | Kevin Dunn |
| Matthew Fitzgerald | Douglas Glaze | Dahlas Holbein |
| Dale Holbein | Walter Hughan | Kent Jergensen |
| James Linch | Robert Martin | Trevor Miller |

Troy Moore	Lance Olsen	Carlos Pano
Harrison Racek	Austin Roemmich	Chad Reutlinger
Roger Reutlinger	Jon Robles	Kerry Teetor
Stephan Tuma	Eldon Wheeler	Brad Worthing
David Zlatkovsky		

Passed and Approved this 9th day of February 2021.

PUBLIC HEARING: Mayor Fagot opened a public hearing to consider Liquor License application C-124087 from Hy-Vee Inc. DBA Hy-Vee Foods for the facility at 1001 Plum Creek Parkway. Ginny Ward, District Vice President-West District, stated that Hy-Vee Foods is excited to be a part of Lexington. There were no public comments; the public hearing was closed. Following discussion, moved by Roberts, seconded by Smith, to recommend approval of the Liquor License application by Hy-Vee Inc. DBA Hy-Vee Foods. Roll call. Voting “aye” were Vivas, Salem, Smith, Roberts, Fagot. Motion carried.

PARENT CHILD CENTER: Pepplichtsch reviewed a Certification of Local Government Approval for the Parent Child Center emergency shelter services. He noted the certification will assist the center with their funding and operation. Moved by Smith, seconded by Vivas, to authorize the execution of the certification form as requested. Roll call. Voting “aye” were Salem, Roberts, Vivas, Smith, Fagot. Motion carried.

PAY REQUEST: Pepplichtsch reviewed Pay Request #2 from Van Kirk Brothers for the East Addition Phase I Improvements project in the amount of \$130,012.56. Following discussion, moved by Salem, seconded by Smith, to approve Pay Request #2 as presented. Roll call. Voting “aye” were Vivas, Roberts, Smith, Salem, Fagot. Motion carried.

AUDIT REPORT: Barb Hodges, Finance Director, presented the 2020 Audit Report, stating an unqualified opinion was issued. Following her report, moved by Salem, seconded by Vivas, to accept the 2020 Audit Report. Roll call. Voting “aye” were Vivas, Salem, Smith, Roberts, Fagot. Motion carried.

ROUNDTABLE DISCUSSION: Smith commended the Lexington Volunteer Fire Department members for their control of a house fire earlier in the afternoon.

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