

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
January 11, 2022**

A Regular Meeting of the Lexington City Council was held Tuesday, January 11, 2022, 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 Community Development Director Bill Brecks. 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. 7th Street, Lexington, Nebraska.

MINUTES – REGULAR MEETING 12-28-2021: Minutes of the Regular meeting held Tuesday, December 28, 2021, were presented. Moved by Smith, seconded by Roberts, to approve the minutes as presented. Roll call. Voting “aye” were Vivas, Salem, Roberts, Smith, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$637,703.41 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Roberts, seconded by Salem, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$233,493.21 from General Fund, \$40,216.70 from Street Fund, \$94,785.13 from TIF, \$207,497.01 from LEXUS, \$10,000.00 from Sanitation, \$4,057.00 from Ambulance, \$43,883.17 from Health Fund, and \$3,771.19 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Smith, Salem, Roberts, Fagot. Motion carried.

**ACCOUNTS PAYABLE
January 11, 2022**

A-Z Removal and Junk Recovery Inc	Tree Removal / Stump Grinding / City Hall	1,550.00
B & H Services / Service Master	EL / Cleaning Service	134.82
Baker & Taylor	LB / Books	1,085.43
Black Hills Energy	Natural Gas Service	4,136.46
Blackstone Audio Inc	LB / Books	42.94
Cash-Wa Distributing	MOW / Food & Supplies	1,056.99
Cengage Learning	LB / Books	146.95
Citibank NA / CNH / Titan Machine	FD / ST / Equipment Repairs / Parts	11,276.79
City of Lexington	Interdepartmental Service Fees	55,749.00
	Utility Franchise Fees	201.98
City of Lexington / Street	SW / WR / Interdepartmental Service Fees	6,876.23
	Fuel	8,658.98
Complete Underground LLC	EL / Boring / Street Light Repairs	13,965.48

County of Dawson - Register of Deeds	Filing Fees	20.00
Dan's Sanitation	Sanitation Fees	13,788.40
Davis Energy	ST / Fuel Purchase	4,190.66
Dawson County Communications	Dispatch Fees	29,750.00
Dawson Public Power District	Power Purchase	84.93
Dell Marketing LP	PD / Computers	3,265.32
Demco Inc	LB / Supplies	741.27
Eakes Inc	LB / Office Chair	669.89
Eilers Machine & Welding Inc	SW / Plate / Manhole Repair	1,080.10
Electrical Engineering & Equipment Co	PK / Lights	28.10
Fagot Refrigeration & Electric Inc	LB / Move Receptacles / Data Boxes	855.02
Fastenal	ST / Supplies	198.04
Great Western Bank	LB / Petty Cash	162.65
Greater Nebraska Cities Monthly	Lobbying Services	667.00
Hanna-Keelan Associates PC	CM / Redevelopment Evaluation / Fee	1,200.00
HD Supply Facilities Management	WR / Supplies	410.05
Health Claims	Claims	17,383.53
Heldt McKeone & Copley	Professional Fee	2,700.00
Hiland Dairy Foods	MOW / Dairy Products	161.54
Homeier Ventures Inc/Bob's True Value	REC / Supplies	39.66
Ingram Library	LB / Books	242.14
Integrated Security Solutions	GGC / Range Hood Inspections	700.00
Intellicom Computer Consulting Inc	Tech Support / Software	2,700.00
Intermedia.com	Web Phone Charges	276.08
Jones Plumbing & Heating	REC / WR / Parts	84.42
Lauby, Brylee	PD / Uniform Expense / Mileage / Training	183.31
LEE BHM / Lexington Clipper Herald	Publications	309.76
Lexington Area Solid Waste Agency	Mixed Solid Waste Disposal	859.20
Lexington Family Eyecare	Work Injury / Exam	68.00
Logical Concepts / Omnisite	LiftStation #5/Remote Alarm Monitoring/1 Yr	276.00
Mead Lumber	REC / Hardware / Supplies	221.14
Melson, Dane / Anytime Fitness	Fitness Memberships	149.95
Midwest Laboratories Inc	WWTP / Lab Supplies	19.25
Morris Printing Group	LB / Supplies	36.34
Municipal Supply	WR / Parts / Hardware	759.85
NE Dept of Health & Human Services	LIHEAP Energy Assistance Returns	1,543.44
Nebraska Dept of Revenue	Sales and Use Tax	55,168.43
Nebraska Rural Radio Assn/KRVN	PD / Holiday Greeting	50.00
Nebraska Safety Council	2022 Membership Dues	412.00
Nebraska Water Experts / Culligan	Soft Water Supplies	456.35
Nebraskalink	LB / Internet Service	15.00
OCLC	LB / Cataloging / Metadata / Worldshare	149.80
O'Hara Lindsay and Associates	Monthly Lobbying Services / 2022 Registration	533.00
One Call Concepts Inc	Locates	53.44
O'Reilly Auto Parts	ST / Parts / Supplies	98.54
Paulsen Inc	WR / Limestone	552.00
Platte Valley Auto	PD / Oil & Lube	57.45
Precision Detail / Julie Thalman	FD / Firehall Cleaning Service	350.00
Rose Holdings Inc	ST / Sweeper Repairs	2,138.50
S & W Auto Parts	ST / WWTP / Supplies	76.41
Storey Kenworthy Corporation	2021 Tax Forms	363.77

TLCB Inc / American Fence	PK / Plum Creek Park Fence	11,395.00
US Foods	MOW / Food	677.36
USA Communications	City Internet Services	345.60
Vak, Joseph / Lexington Animal Clinic	PD / Animal Care	1,009.95
Village Cleaners Inc	GGC / Janitorial Supplies	142.60
W W Grainger	WWTP / Hardware / Parts / Supplies	545.93
Werners Sprinklers/Dawson Pest Control	FD / GGC / OC / Pest Control	159.10
Amazon Capital Services Inc	LB / Books	129.65
ARK I CEI Holdco LLC / Solsystems	Solar Power Purchase	7,172.75
B & H Services / Service Master	GGC / OC / Cleaning Service	5,202.31
Baker & Taylor	LB / Books	311.17
Bennett, Curtis W / Sign Pro	PK / Decals	144.00
Cash-Wa Distributing	MOW / Food & Supplies	1,038.01
Cengage Learning	LB / Books	24.00
Center Point Inc	LB / Books	185.16
Chesterman Company	REC / Fieldhouse Beverages	184.00
Community Development Agency	TIF / HNB 1 / HNB 2 / HNB 3	94,785.13
Consolidated Management Co	PD / Training Meals / Lauby, B	42.59
Davis Energy Inc	FD / Fuel	68.20
Five Star Flooring Inc	REC / Fieldhouse Supplies	15.98
Galls Parent Holdings LLC	PD / Uniform Expense	61.46
Health Claims	Claims	22,682.64
Ideal Laundry & Cleaners Inc	Rug Service	1,164.83
Intellicom Computer Consulting Inc	Tech Support / Software	44.75
Invest Plus Inc/Plum Creek Market Place	CC / MOW / Food	120.61
John Deere Financial / Orscheln	PK/ST/WR/WWTP/Hardware/Parts/Supplies	1,357.40
Lexington City Payroll Account		
Payroll	Wages	154,612.26
Social Security	Employer Portion / FICA Med	11,527.72
Union Bank & Trust	Employer Portion / Pension	5,292.08
Union Bank & Trust	Police Pension	3,337.08
ICMA	City Manager Pension	995.69
Lexington Health Fund	Self-Funding	41,378.06
Lexington Volunteer Fire Department	AMB / Billing Revenue	1,739.67
McFadden, Ryan/McFadden Auto Repair	PK / Auto Repairs	247.85
Mead Lumber	REC / Hardware / Supplies	17.57
Midwest Connect	EL / Postage Machine Supplies	310.30
Morris Printing Group Inc orris Press	GGC / Newsletter	121.00
NE Dept of Environment & Energy	AC / Swimming Pool Operator Certificates	160.00
NE Technology & Telecommunications	Phone Service	1,230.61
Oliver Consulting Services Inc	LB / Data Backup	45.00
Priority Medical Transport	AMB / Non-Transport Fees	1,100.00
Quick Med Claims	AMB / Billing Fees	1,217.33
Rentokil NA Inc / Presto-X	WWTP / Pest Control	56.00
Ryde Transit	GGC / Monthly Riders / Oct-Dec 2021	16.00
S & W Auto Parts	PK / Parts	38.98
Self Insured Reporting	Analysis Services	3,749.00
TLC Lawn Care Central Nebraska LLC	AC / Spraying / Lawn Care / 2022	3,948.00
Tyler Technologies	EL / Utility Billing Services / Notifications	5,106.45
U Save Pharmacy/Business Equipment	EL / GGC / LB / Office Supplies	559.49
US Foods	MOW / Food & Supplies	532.41

VVS Surveillance Systems	ND / Supplies	172.90
	TOTAL CLAIMS:	637,703.41

ORDINANCE: Ordinance No. 2443 entitled “AN ORDINANCE APPOINTING CITY OFFICIALS; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM” was presented on second reading. 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. 2443 was read on final reading. Moved by Salem, seconded by Smith, to approve Ordinance No. 2443 on final reading. Roll call. Voting “aye” were Vivas, Roberts, Smith, Salem, Fagot. Motion carried.

PUBLIC HEARING: Mayor Fagot opened a public hearing to consider a liquor license application by Three 21 Tavern LLC for property located at 112 East 5th Street. Peplitsch reviewed the application and a few words were given by the applicant. There being no public comments, the public hearing was closed. Following discussion, moved by Salem, seconded by Vivas, to recommend approval of the liquor license application by Three 21 Tavern to the Nebraska Liquor Control Commission. Roll call. Voting “aye” were Smith, Roberts, Vivas, Salem, Fagot. Motion carried.

ACQUISITION CONTRACT: Peplitsch reviewed an acquisition contract with Nebraska Department of Transportation for a parcel of land related to the East Viaduct project. He explained the 4.39-acre parcel of land owned by the city would become right-of-way for the East Viaduct project and recommended approval. Following discussion, moved by Roberts, seconded by Salem, to approve the acquisition contract and to authorize the City Manager to execute necessary documents for the transaction. Roll call. Voting “aye” were Vivas, Smith, Salem, Roberts, Fagot. Motion carried.

PAY REQUEST: Peplitsch reviewed Pay Request #4 from Walters-Morgan Construction for the 2021 Wastewater Facility Improvements project in the amount of \$141,509.88. Following discussion, moved by Roberts, seconded by Vivas, to approve the pay request as presented. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

WORK SESSION: Moved by Smith, seconded by Roberts, to schedule a council work session on Saturday, January 29, 2022, at 8 a.m. Roll call. Voting “aye” were Vivas, Salem, Roberts, Smith, Fagot. Motion carried.

ROUNDTABLE: Smith will be absent from the February 8 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