

**CITY COUNCIL  
CITY OF LEXINGTON, NEBRASKA  
August 22, 2023**

A Regular Meeting of the Lexington City Council was held Tuesday, August 22, 2023, 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.

**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 8-8-2023:** Minutes of the Regular meeting held Tuesday, August 8, 2023, were presented. Moved by Smith, seconded by Salem, to approve the minutes as presented. Roll call. Voting “aye” were Vivas, Roberts, Salem, Smith, Fagot. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$2,768,780.87 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Roberts, seconded by Vivas, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$608,631.91 from General Fund, \$488,714.93 from Street Fund, \$1,557,433.40 from LEXUS, \$40,544.15 from Sanitation, \$887.17 from Ambulance, \$52,135.00 from American Rescue Plan Act Fund, \$16,071.01 from Health Fund, and \$4,363.30 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

**ACCOUNTS PAYABLE  
August 22, 2023**

Amazon Capital Services Inc	LB / Books / Supplies	681.91
American Family Life Assurance Company	Premiums	1,601.18
B & H Services / Service Master	Cleaning Service	6,110.00
Baker & Taylor	LB / Books	889.92
Beverly Bogle Louthan PC	Professional Fees	1,200.00
Bowen, Nicholas / Change Clothing	WWTP / Uniform Expense	173.31
Cash-Wa Distributing	MOW / OC / PK / ST / Food / Supplies	4,922.10
Castaneda, Allen	PD / Training Mileage	235.80
Caterpillar Financial Services	ST / Caterpillar Equipment Leases	65,727.74
Chesterman Company	MOW / Beverages	72.00
City of Lexington / Street	Sales Tax Transfer	350,000.00
CNH Industrial America LLC / Titan	ST / WWTP / Equipment Parts / Repairs	6,587.24
Consolidated Management Company	PD / Training Meals / Castaneda, A	185.50
Country Partners Cooperative	PK / ST / Fertilizer / Herbicide	432.13
Danko Emergency Equipment Company	FD / Supplies	8.83

Dawson County	Rd 434&Taft/Interlocal/Engineering/Construction	360,055.40
Davis Energy	FD / WWTP / Fuel / Gear Oil	1,056.34
Dell Marketing LP	ND / WWTP / Desktop Computers	1,586.52
Eakes Inc	EL / DocMgmt Support	455.00
Easy Picker Golf Products	REC / Equipment Parts	669.96
Edgewater Insurance	Auto Insurance Premium	126.00
Electrical Engineering & Equipment	ND / Lighting Hardware	517.37
Electronic Systems Inc	GGC / Fire Alarm Inspection	214.40
Fagot Refrigeration & Electric Inc	Freon/Retrofit Lighting/Replace Outlets	2,491.21
Fyr-Tek Inc	FD / Tires	953.35
Galls Parent Holdings LLC	PD / Uniform Expense	3.60
GB Auto Service Inc / TO Haas	WR / Tires	433.10
Gnirk Lawn Care Inc	ND / Sterilant / Old Mead Lumber Lot	725.00
GPM Environmental Solutions LLC	WWTP / Annual Flow Meter Calibration	672.00
Hach Company	WWTP / Testing	610.49
Health Claims	Claims	5,498.58
Hiland Dairy Foods	MOW / Dairy Products	414.33
Holbein, Dahlas	AMB/FD/Truck Maint/Fueling/Cleaning	1,500.00
Homeier Ventures LLC / Bob's True Value	PK / Supplies	22.47
IGS ORIX Solar I	Solar Power Purchase	50,789.38
Ingram Library Services	LB / Books	197.74
JEO Consulting Group	PK/Pro Services/Comprehensive Plan	4,033.25
John Deere Financial / Landmark Implement	CEM / PK / ST / Parts / Repairs	705.37
Keim, Jo	PD / Employee Recognition Supplies	329.31
Kinney, Joel	PD / Expenses / SRO School / Fuel / Meals	197.62
Lexington Area Chamber of Commerce	Chamber Directory Advertisements	2,500.00
LEXUS	Utilities	46,739.87
Lexington Regional Health Center	DOT Drug Screening	35.00
Lien Inc	PK/REC/Landscape Maint/Sprinkler Repairs	4,692.76
Lincoln Winwater Works Co	WR / Sawblades	490.72
Mead Lumber	Supplies / Lumber	527.95
NEBCO Inc / Kearney Crete & Block Company	ST / Ditch Culverts	4,466.50
Nebraska Association of Senior Centers	GGC / Conference Registration / Sage, D	135.00
Nebraska Public Power District	O & M	133,615.44
	Power Purchase	1,174,601.51
	ND / Actuarial Services / COBRA	250.00
	PD / Registration / Schwarz, P / Lauby, P	260.00
	LB / Desktop Computer / Tech Support	855.00
	ST / Supplies	41.96
	Sand/Gravel/Fiber Mesh/Veterans Pavilion	2,375.04
	PD / Oil & Lube / Brake Service	1,247.58
	AMB / Billing Fees	471.65
	PK / WWTP / Parts / Tools	235.19
	PK / Rock Chip Repair	65.00
	Administration Fees	175.62
	PD / Equipment	1,512.00
	Cellular Service	416.95
	GGC / Janitorial Supplies	64.06
	Fitness Memberships	1,359.00
	LB / Conference Registration / Norton, J	385.00
	LB / Books	708.94
	Employee Recognition/Trimmer Heads	256.55
	PD / Mounting Hardware	8.37
	LB / Supplies	77.57
	REC / Testing Driving Range Equipment	32.00
	PD / Equipment	19.14

Facebook	CM / Publications	10.34
Holiday Inn Express-Omaha	PD / Lodging / SRO School / Kinney, J	550.00
Mead Lumber	CM / Lumber / Glowforge	119.00
Microsoft	LB / Software	9.75
Runza-Kearney	PD / Travel Meals	10.25
Sam's Club	FD / Batteries	302.53
Shutterfly	EL / Employee Recognition	28.76
Skill Path	CM / Training / Baruth, P	149.00
United States Postal Service	WR / Postage	202.70
University of Nebraska Omaha	CM / CT / State Budget Webinar	30.00
Veseris	ST / Mosquito Traps / Bait	313.54
Vista Print	EL / Printing	152.94
City of Lexington	Utility Franchise Fees	100,885.30
Core & Main	WR / Meter Measuring Chamber	1,109.86
Cummins Inc	WWTP / Equipment Maintenance	411.81
Dan's Sanitation	Sanitation Fees	40,544.15
Davis Energy	ST / Fuel / Fuel Purchase	6,997.37
Eakes Inc	LB / Supplies	57.72
Health Claims	Claims	8,760.63
Homeier Ventures LLC	CEM / Chain	17.99
Fagot Refrigeration & Electric Inc	Service Calls/Install Circuits/Replace Floats	1,229.68
Fed EX	PD / Shipping Fees	27.66
HD Supply Inc / USA BlueBook	CEM / Discharge Hose	398.90
Kohl, Patrick J/Kohl Welding&Machining LLC	Toolbox Mount / Valve Keys / Shredder	490.22
Lexington City Payroll Account		
Payroll	Wages	190,427.30
Social Security	Employer Portion / FICA Med	14,282.16
Union Bank & Trust	Employer Portion / Pension	5,542.21
Union Bank & Trust	Police Pension	4,596.35
ICMA	City Manager Pension	1,085.25
Lexington Health Fund	Self-Funding	56,290.80
Mead Lumber	ND / Cabinets / Countertops / Supplies	3,349.65
Midlands Contracting Inc / Johnson Service Co	Lining Sanitary Sewer Lines	52,135.00
Nebraskaland Tire	WR / Oil & Lube	102.95
Paulsen Inc	PK/Sand/Gravel/Mesh/Veterans Pavilion	607.50
Principal	Dental Premium	3,549.22
Standard Insurance Company	Life Insurance Premiums	946.69
DHHS/Public Health Environmental Lab	WR / Testing	309.00
Statewide Collections	EL / Collection Fees	690.20
Stout, Robby B	Vets Pavilion Sidewalk/Street Repairs	11,642.00
Titan Machinery - Lexington	FD / ST / Equipment Repairs	6,100.84
VSP / Vision Service Plan	Vision Premium	933.17
W W Grainger	WWTP / Lab Supplies / Drum Pump	1,411.77
WAM Inc / Central NE Bobcat	ST / Cutting Edge	261.89
	TOTAL CLAIMS:	2,768,780.87

**FINANCIAL REPORT:** Moved by Salem, seconded by Vivas, to accept the financial report for July 2023 as presented. Roll call. Voting “aye” were Smith, Roberts, Vivas, Salem, Fagot. Motion carried.

**ORDINANCE:** Ordinance No. 2456 entitled “AN ORDINANCE OF THE CITY OF LEXINGTON, NEBRASKA, AMENDING SECTION 22-23 OF THE LEXINGTON CITY CODE, RELATING TO THE SALE AND DISCHARGE OF FIREWORKS WITHIN THE CORPORATE LIMITS; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE AND FOR PUBLICATION IN ELECTRONIC FORM.” was presented on Final Reading. Following discussion, moved by Smith, seconded by Vivas, to approve

Ordinance No. 2456 on final reading. Roll call. Voting “aye” were Salem, Roberts, Vivas, Smith, Fagot. Motion carried.

**PAY REQUEST:** Peplitsch reviewed Pay Request #1 from Husker Engineering Inc. for the Patriot Park/Lake project in the amount of \$532,878.75. Following a project update, moved by Roberts, seconded by Smith, to approve Pay Request #1 as presented. Roll call. Voting “aye” were Vivas, Salem, Smith, Roberts, Fagot. Motion carried.

**BUDGET:** Council and Staff discussed a draft of the FY 2024 budget proposal.

**ROUNDTABLE:** Peplitsch gave an update on current projects. Council thanked Barb Hodges for her years of service to the city and wished her well on her retirement.

**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