

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
October 10, 2023**

A Regular Meeting of the Lexington City Council was held Tuesday, October 10, 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, and Finance Director Derek Haines. The press was represented by The 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 9-26-2023: Minutes of the Regular meeting held Tuesday, September 26, 2023, 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 \$1,600,133.81 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Smith, seconded by Vivas, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$668,928.57 from General Fund, \$373,034.75 from Street Fund, \$2,463.89 from TIF Fund, \$518,779.13 from LEXUS, \$10,000.00 from Sanitation, \$1,550.00 from Ambulance, \$1,323.10 from American Rescue Plan Act Fund, \$17,912.97 from Health Fund, and \$6141.40 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Roberts, Vivas, Smith, Fagot. Motion carried.

**ACCOUNTS PAYABLE
October 10, 2023**

4Imprint	CM / CT / DS / City of Lexington Shirts	2,052.13
ARK I CEA Holdco LLC / Solsystems	Solar Power Purchase / Airport Road	12,688.12
ACE Irrigation & Manufacturing Company	PK / ST / Culverts / Rec-Racquet Center	4,072.35
B & H Services / Service Master	EL / OC / Cleaning Service	5,699.31
Baker & Taylor	LB / Books	2,455.34
Bauer Built Inc	ST / Tire Repair	94.00
Bennett, Constance J / Advertising Specialties	CM / CT / DS / LB / Business Cards	391.25
Bennett, Curtis W / Sign Pro	ST / Vinyl Truck Logo	105.00
Benson, John Kevin	EL / Powerline Tree Clearance	8,000.00
Black Hills Energy	Natural Gas Service	363.28
Blackstone Audio Inc	LB / Books	2,700.00
Brooks, Gary E & Cheryl L / Meridian Rentals	PK / Equipment Parts	36.96
Cash-Wa Distributing	MOW / Food & Supplies	4,316.03

Cengage Learning	LB / Books	852.85
Central Septic Tank Pumping & Plumbing	PD / Repairs	255.00
City of Lexington	Interdepartmental Service Fees	55,749.00
	Utility Franchise Fees	280.71
City of Lexington / General Fund	LB/Leadership DC 2.0/Class Fee/Norton, J	350.00
City of Lexington / Street	SW / WR / Interdepartmental Service Fees	6,876.23
	Fuel	10,454.86
Core & Main LP	WR / Meter Radios	18,394.48
Cummins Inc	ND/Inspection/Maint/City Hall Generator	350.95
Dan's Sanitation	Sanitation Fees	14,334.79
Davis Energy	FD / ST / Fuel / Fuel Purchase	6,733.07
Dawson County Communications	Dispatch Fees	29,750.00
Dawson Public Power District	Power Purchase	79.32
Depository Trust	2021 Highway Allocation Bond	308,126.25
	2018 Combined Util Rev Refunding Bond	257,367.50
	2015 GO Bond / Final	106,155.00
Dutton-Lainson Company	EL / Meters	261.93
Eakes Inc	EL / LB / Copier Expense / Supplies	1,871.05
Edgewater Insurance LLC	2023-2024 Insurance Premiums	315,383.00
Electric Pump Inc	WWTP / Service Call / Pump Repairs	2,012.00
Electrical Engineering & Equipment Company	EL/OC/Conduit/Perry Apts/Hardware	1,821.42
Fagot Refrigeration & Electric Inc	Svc Call/Filters/Wire Pavilion Liftstation	4,604.40
First Interstate Bank	LB / Petty Cash	389.85
Galls Parent Holdings LLC	PD / Uniform Badges	217.79
GB Auto Service Inc	PD / PK / Tire Repair	46.86
Great Plains Communications	City Internet Services	346.10
Greater Nebraska Cities	Monthly Lobbying Services	667.00
Hach Company	WWTP / Lab Supplies	1,237.85
HD Supply Inc	WWTP / Sludge Judge II	447.80
Health Claims	Claims	14,812.81
Heldt McKeone & Copley	Professional Fee	2,700.00
Hiland Dairy Foods	MOW / Dairy Products	232.17
Holbein Lawn Service	FD / Lawn Care	220.00
Homeier Ventures Inc / Bob's True Value	ND / PK / Fuse Kit / Hardware / Supplies	94.77
Ideal Laundry & Cleaners Inc	Rug Service	725.17
Ingram Library	LB / Books	207.12
Intellicom Computer Consulting Inc	Tech Support / Software	3,745.00
Intermedia.com	Web Phone Charges	279.81
J & A Traffic Products	ST / Traffic Cones / Barricades	2,128.80
JEO Consulting Group Inc	ST/NW/Spring Creek Drainage/Pro Services	1,475.00
Jones Plumbing & Heating	AC / ND / OC / PK / Parts / Hardware	2,965.07
KBC Inc / Johnstone Supply	ND / Hardware	105.42
Kearney Winnelson Company	ND / Hardware	65.00
Kelly Supply Company	CEM / Parts	64.06
Kirk's Trenching & Septic Service LLC	CEM / PK / Portable Rental / Cleaning	175.00
KMJ Inc / Copycat Printing	DS / Warning Stickers	100.65
LEE Enterprises Inc / Clipper Herald	Publications	750.62
Lexington Area Solid Waste Agency	Special Waste Disposal	1,039.15
Lexington, City Payroll Account		
Payroll	Wages	161,431.01
Social Security	Employer Portion / FICA Med	12,074.26
Union Bank & Trust	Employer Portion / Pension	0.00
Union Bank & Trust	Police Pension	2,994.85
ICMA	City Manager Pension	1,085.25
Lexington Community Foundation	Public Donation/Friends Libr/Memorial Bks	1,031.66
Lynn Card Company	PD / Stationary	247.50
Lyon, Amy	EL/Overpayment of Final LEXUS Account	52.62

Mead Lumber	AC/CEM/ND/ST/Hardware/Supplies/Tools	344.41
Midlands Contracting Inc / Johnson Service Co	SW/Clean/Vac/Tyson/MRK / Lift Stations	4,310.00
Mid-States Automation & Control Inc	OC/Service Call/Repairs/ECM Fan Motor	2,188.00
Midwest Laboratories Inc	WWTP / Lab Supplies	156.83
Miller & Associates Consulting Engineers PC	ST/WR/Services/Well #10/Standby Power	9,356.93
Miller, Trever	FD / Record Keeping	250.00
Morris Printing Group Inc	GGC / Newsletter	138.76
Mosley, Theresa / Plum Creek Promotions	ST / Uniform Jackets	1,499.00
Nebraska Dept of Revenue	Sales and Use Tax	70,158.77
Nebraska Water Experts / Culligan	Soft Water Supplies	441.75
Nebraskaland Tire	ST / Tire Repair	16.45
Nebraskalink Holdings LLC	LB / Internet Service	30.00
O'Hara Lindsay and Associates	Monthly Lobbying Services	333.00
One Call Concepts Inc	Locates	87.06
O'Reilly Auto Parts	ST / WR / Supplies / Battery	164.51
Overton Sand & Gravel Company	EL / ST / Limestone	3,208.11
Paper Tiger Shredding	Document Destruction	208.00
Paulsen Inc	ST / Road Gravel / Sand / Fiber Mesh	7,235.37
Platte Valley Auto Mart	FD / WR / Service Repair	614.65
Platte Valley Communications Inc	PD / Equipment Maintenance	90.00
Police Officers Association of NE	PD / 2023 Handbooks	127.00
Priority Medical Transport LLC	AMB / Contract Services	1,300.00
Richardson, Calvin N / Richardson Mowing	LB / Lawn Care	200.00
Roemmich, Austin	AMB / Record Keeping	250.00
Rose Holdings Inc	ST / Parts	43.26
S & R Diamond LLC	EL / Solar Carport / Lease Payment	18,800.00
S & W Auto Parts	WWTP / Supplies	27.60
Spectrum	Cable Service	37.13
State of Nebraska- NE Library Commission	LB / Annual Overdrive Subscription	1,510.90
Tyler Technologies Inc	EL / Utility Billing Notification Calls	51.80
U Save Pharmacy / Business Equipment	CT / EL / LB / PD / Office Supplies	420.12
Vak, Joseph / Lexington Animal Clinic	PD / Animal Care	522.50
Vessco Inc	WWTP / Parts	708.47
VVS Inc	ND / Access Control / Service / Repairs	1,126.35
Weathercraft of North Platte	LB / Leak Repair / East Entrance	187.74
Werner's Sprinklers / Dawson Pest Control	FD / GGC / OC / Pest Control	167.05
Community Development Agency	TIF / Levander	2,463.89
Davis Energy	ST / Fuel	91.86
First Interstate Bank	ND / PD / Petty Cash	101.05
GB Auto Service Inc	PD / Tires	850.99
Hach Company	WWTP / Lab Supplies	24.99
Health Claims	Claims	3,100.16
Hiland Dairy Foods	MOW / Dairy Products	249.11
John Deere Financial / Landmark	PK / Parts / Repairs	9,066.82
Melson, Dane / Anytime Fitness	Fitness Memberships	187.20
Nebraska Economic Developers Association	CM / Membership Dues / Pepplitsch, J	150.00
Nebraska Tech & Telecommunications Inc	Telephone Service	1,304.29
Odeys Inc	REC / Grass Seed	5,540.00
Optimist Club of Lexington NE	CM / Membership Dues / Pepplitsch, J	100.00
O'Reilly Auto Parts	ST / Supplies	39.98
Paulsen Inc	ST / WR / Road Gravel / Sand	508.93
Platte Valley Auto Mart	FD / Oil & Lube	71.34
Rentokil Company / Presto-X	WWTP / Pest Control	63.28
Statewide Collections LLC	EL / Collection Fees	323.73
Stout, Robby B / Stout Construction	ST / WR / Sidewalk Repair	18,427.00
True North Agency LLC	FD / 2023-2024 Insurance Premiums	24,450.00
Tyler Technologies Inc	EL / Insite Transaction Fees	5,162.50

US Foods	MOW / Food & Supplies	644.34
Village Cleaners Inc	GGC / Janitorial Supplies	151.94
W W Grainger Inc	WWTP / Supplies	225.29
YMCA of the Prairie	Fitness Memberships	1,330.00
	TOTAL CLAIMS:	1,600,133.81

PAY REQUEST: Peplitsch reviewed Pay Request #25 from Walters Morgan Construction for the 2021 Wastewater Facility Improvements project in the amount of \$261,734.77. Following a project update, moved by Roberts, seconded by Salem, to approve Pay Request #25 as presented. Roll call. Voting “aye” were Vivas, Smith, Salem, Roberts, Fagot. Motion carried.

PROJECT CLOSEOUT: Peplitsch presented Closeout Documents for the Patriot Park/Lake project. These include Change Order #1 for a deduction of \$25,568.84 and Pay Request #2 Final in the amount of \$106,198.41. Following an update of the project, moved by Smith, seconded by Roberts, to approve close out documents for the Patriot Park/Lake project as presented. Roll call. Voting “aye” were Vivas, Salem, Roberts, Smith, Fagot. Motion carried.

EXECUTIVE SESSION: Moved by Roberts, seconded by Vivas, to enter Executive Session at 5:37 p.m. to discuss negotiations for purchase of real estate. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

Moved by Roberts, seconded by Vivas, to enter Open Session at 6:20 p.m. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

ROUNDTABLE DISCUSSION: There were no items for discussion.

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