

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
December 23, 2024**

A Regular Meeting of the Lexington City Council was held Monday, December 23, 2024, at Lexington, Nebraska at 12:00 p.m. Members of the Council present were John Fagot, John Salem, Jared Jacob, and Jeremy Roberts. Dora Vivas was absent. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Brian Copley, Finance Director Derek Haines, Community Development Director Bill Brecks and City Clerk Pamela Baruth. 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 12-10-2024: Minutes of the Regular meeting held Tuesday, December 10, 2024, were presented. Moved by Roberts, seconded by Salem, to approve the minutes as presented. Roll call. Voting “aye” were Jacob, Salem, Roberts, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,727,200.06 were presented for Council consideration and approval. Upon review of the Claims and Bills as listed, moved by Salem, seconded by Jacob, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$110,341.34 from General Fund, \$125,871.28 from Street Fund, \$1,407,986.87 from LEXUS, \$44,274.18 from Sanitation, \$419.87 from Ambulance, \$34,398.88 from Health Fund, and \$3,907.64 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Roberts, Jacob, Salem, Fagot. Motion carried.

**ACCOUNTS PAYABLE
December 23, 2024**

Allan, Nathan	PK / Reimbursement / Boots	69.55
Amazon Capital Services Inc	LB / Books / Supplies	460.94
American Family Life Assurance Company	Premiums	1,411.76
American Library Association	LB / Membership Dues / Norton, J	125.00
ARK I CEI Holdco LLC / Arevon	Solar Power Purchase	6,679.98
Ask Supply Co LLC	ST / Janitorial Supplies	93.17
B & H Services / Service Master	Cleaning Service	7,359.00
Baker & Taylor	LB / Books	435.93
Bauer Built Inc	PK / ST / Tires / Tire Repair	245.00
Beverly Bogle Louthan PC	Professional Fees	1,200.00
Business Card / Bank of America		
Amazon.com	PD / REC / ST / Supplies / Parts	96.84
American Water Works Association	WR / Membership Dues / Thompson, R	375.00
Canva	LB / Software	14.99

Chick-Fil-A	PD / Travel Meals	25.20
DetectaChem	PD / Evidence Supplies	97.82
Family Dollar	ST / Supplies	33.75
Grainger	REF / Floor Burnisher / Racquet Center	1,593.14
Les Lukert Conference	FD / Conference Registration	250.00
Little Giant	PK / Ladder	1,473.15
Microsoft	LB / Software	9.75
National Association of SRO	PD / Membership Dues	50.00
National Tactical Association	PD/Membership/Training/McDiarmid, I	291.00
Pump & Pantry	PD / Fuel	32.11
SHRM	CM / Membership Dues / Baruth, P	264.00
The Gallery Collection	ND / 2025 Holiday Cards	444.66
United States Postal Service	CM / WR / Postage	290.04
Cash-Wa Distributing	MOW / Food & Supplies	1,412.91
Cengage Learning	LB / Books	474.24
Center Point Inc	LB / Books	436.54
City of Lexington	Utility Franchise Fees	91,940.32
Column Software PBC	Publications	459.40
Complete Underground LLC	EL / Directional Boring / Street Lights	3,531.35
Core & Main LP	WR / Radio Parts	1,825.90
Dan's Sanitation	Sanitation Services	44,334.01
Dawson County	ST / South Taft Concrete Paving	84,177.09
Diaz, Sofia	Electric Rebate	1,650.00
Digester Doc LLC	Feasibility Study/50%/Anaerobic Digestion	12,500.00
Dobbins, David	Electric Rebate	3,100.00
Eakes Inc	EL / LB / DocMgmt Support / Supplies	632.67
Eilers Machine & Welding Inc	GGC / Labor / Materials / Repairs	68.05
Electrical Engineering & Equipment Inc	EL / Hardware / Parts	2,061.94
Fagot Refrigeration & Electric Inc	LB / Service / Filters	978.50
First Interstate Bank	LB / Petty Cash	132.74
Fremarek Inc	PK / REC / Supplies	971.17
Fyr-Tek Inc	FD / Equipment Repairs	2,479.57
GB Auto Service Inc	PD / Tires	1,499.84
Gomez, Jose	Electric Rebate	425.00
Health Claims	Claims	19,192.43
Hiland Dairy Foods	MOW / Dairy Products	266.75
Holbein, Dahlas	AMB/FD/Truck Maintenance/Fuel/Clean	1,500.00
Homeier Ventures LLC	PK / Supplies	37.98
Intellicom Computer Consultants Inc	Tech Support / Software	961.25
Kelly Supply Company	PK / Parts	72.98
Kirk's Nebraskaland Restaurant	CC / Boards & Committees Appreciation	225.00
Lee Enterprises Inc	LB / NP Telegraph Subscription	630.99
Lexington Health Fund	Self-Funding	55,854.45
Lexington Regional Health Center	DOT Drug Screen	70.00
LEXUS	Utilities	45,304.70
Lien Inc	PK / Sprinkler Winterization	620.00
Lopez, Antonia	Electric Rebate	1,300.00
Madison Energy Holdings LLC	Solar Power Purchase	16,631.17
Martin Electric	FD / Parts	23.95
McFadden, Ryan / McFadden Auto Repair	PK / Vehicle Repair	504.88
Mead Lumber	GGC / PK / Hardware	111.24
Meritain Health	Health Premium	43,627.14
Municipal Supply Inc	WR / Parts	3,442.24
Nebraska Commission on Law Enforcement	PD / School Fees / Uniform / Manzo, A	281.00
NE Department of Health & Human Services	EL/LIHEAP Pymt Returns/Overpayments	2,249.27
Nebraska Public Power District	O & M	175,290.33
	Power Purchase	904,932.12

Nebraska Machinery Company	ST / Equipment Rental	17,100.00
Nebraska Statewide Arboretum	CC / Tree Board Membership Dues	100.00
Newsbank Inc	LB / Annual Subscription	375.00
NMC Industrial Services LLC	PK / Equipment Repair	5,760.01
Oliver Consulting Services	LB / Computer Monitor / Tower	2,970.00
O'Reilly Auto Parts	ST / Parts	16.22
Olsson Inc	ST / Professional Services	3,483.72
Perry, Roy	Electric Rebate	73,050.00
Platte Valley Communications	ST / Camera Battery	42.50
Plumbing & Heating Wholesale Inc	WWTP / Parts	890.00
Principal	Dental Premium	4,851.66
Polydyne	WWTP / Dewatering Polymer	15,364.00
Robles, Olga	Electric Rebate	1,650.00
Rose Holdings / Rose Equipment	ST / Sweeper Parts	449.29
S & W Auto Parts	PK / WWTP / Parts	210.19
Standard Insurance Company	Life Insurance Premiums	1,038.88
Silva, Juan	ST / Alignment / Parts	517.00
Solis, German	Electric Rebate	1,200.00
Steinberger, Larry	Electric Rebate	3,100.00
Schwarz, Mataya / Madeline's Café & Bakery	CC / Boards & Committees Appreciation	225.00
TASC	Administration Fees	175.62
Tesla Inc	Electric Rebate	22,750.00
Three 21 Tavern	CC / Boards & Committees Appreciation	350.00
U Save Pharmacy / Business Equipment	AMB/CEM/DS/EL/GGC/LB/ST/Supplies	1,457.90
Verizon Wireless	Cellular Service	436.81
Village Cleaners Inc	GGC / Janitorial Supplies	67.31
VSP / Vision Service Plan	Vision Premium	1,109.14
W W Grainger Inc	WWTP / Tools & Supplies	479.55
Cash-Wa Distributing	MOW / Food & Supplies	1,674.56
CJ Imprints	DS / Embroidery	10.00
Health Claims	Claims	13,549.07
Nebraskaland Tire	DS / PK / Tires / Repairs	1,103.74
	TOTAL CLAIMS:	1,727,200.06

FINANCIAL REPORT: Moved by Roberts, seconded by Jacob, to accept the financial report for November 2024 as presented. Roll call. Voting “aye” were Salem, Jacob, Roberts, Fagot. Motion carried.

PUBLIC HEARING: Mayor Fagot opened a public hearing to consider the proposed South Lexington Second Subdivision. Pepplitsch reviewed the subdivision layout for single-family workforce housing. There were no public comments, and the public hearing was closed. Following discussion, Resolution No. 2024-30 was presented. Moved by Salem, seconded by Roberts, to approve Resolution No. 2024-30. Roll call. Voting “aye” were Jacob, Roberts, Salem, Fagot. Motion carried.

RESOLUTION NO. 2024-30

SOUTH LEXINGTON SECOND SUBDIVISION

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, AS FOLLOWS:

The South Lexington Second Subdivision, a Replat of Lot A of Administrative Replat of Block 3 in South Lexington First Subdivision City of Lexington, Dawson County,

Nebraska, duly made out, acknowledged and certified, and the same hereby is approved, accepted and ordered filed and recorded in the office of the Register of Deeds of Dawson County, Nebraska.

PASSED AND APPROVED this 23rd day of December, 2024.

LVFD BY-LAWS: Bo Berry reviewed and requested Council approval of proposed amendments to the Lexington Volunteer Fire Department Constitution and By-Laws. Moved by Roberts, seconded by Salem, to approve amended LVFD Constitution and By-Laws as presented. Roll call. Voting “aye” were Jacob, Salem, Roberts, Fagot. Motion carried.

APPOINTMENTS: The following appointments to boards and commissions for CY 2025 were presented:

Board of Adjustment – Reappoint Ron Balthazor.
Library Board – Reappoint Cristal Zern; Appoint Alexis Fierro.
Planning Commission – Reappoint Jeremy Kaiser, Jeff Tappan; Appoint Stephanie Novoa.
Housing Authority – Reappoint Kyle Ferguson.
Tree Board – Reappoint Dave Stenberg, Tom Nelson; Appoint Jake Saulsbury.
Community Development Agency – Reappoint Seth McFarland, Chris Denker; Appoint Jeremy Roberts.
Citizen Advisory Review Committee – Appoint Garth Mins.
Special Prosecutor – Reappoint Beverly Bogle Louthan, PC,
Street Superintendent – Christopher Miller, License #1091-A.

Fagot recognized Alexis Fierro who was in attendance. Moved by Salem, seconded by Jacob, to approve the list of appointments for CY 2025 as presented. Roll call. Voting “aye” were Roberts, Jacob, Salem, Fagot. Motion carried.

ORDINANCE: Ordinance No. 2472 entitled “**AN ORDINANCE APPOINTING CITY OFFICIALS; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN ELECTRONIC FORM**” was presented. Moved by Salem, seconded by Roberts, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Jacob, Roberts, Salem, Fagot. Motion carried.

Ordinance No. 2472 was presented on final reading. Moved by Salem, seconded by Jacob, to approve Ordinance No. 2472 on final reading. Roll call. Voting “aye” were Roberts, Jacob, Salem, Fagot. Motion carried.

LOAN AGREEMENT: Pepplitsch reviewed a loan agreement under the Lexington Economic Development Program with Lexington Event Center LLC. He stated the agreement is for \$200,000 loan for 10 years at 2% annual interest to be used as capital for the development project. Moved by Salem, seconded by Roberts, to approve the loan agreement as presented and authorize execution of necessary documents. Roll call. Voting “aye” were Jacob, Roberts, Salem, Fagot. Motion carried.

ROUNDTABLE: 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