

**CITY COUNCIL  
CITY OF LEXINGTON, NEBRASKA  
June 11, 2024**

A Regular Meeting of the Lexington City Council was held Tuesday, June 11, 2024, 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, Finance Director Derek Haines 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 5-28-2024:** Minutes of the Regular meeting held Tuesday, May 28, 2024, were presented. Moved by Salem, seconded by Vivas, to approve the minutes as presented. Roll call. Voting “aye” were Smith, Roberts, Vivas, Salem, Fagot. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$1,522,197.84 were presented for Council consideration and approval. Moved by Roberts, seconded by Smith, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$721,658.13 from General Fund, \$47,567.07 from Street Fund, \$23,044.83 from Economic Development, \$52,012.42 from TIF, \$637,175.54 from LEXUS, \$10,000.00 from Sanitation, \$6,689.30 from Landfill, \$1,304.20 from Ambulance, \$18,934.68 from Health Fund, and \$3,811.67 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Salem, Smith, Roberts, Fagot. Motion carried.

**ACCOUNTS PAYABLE  
June 11, 2024**

Adams, Rex	FD / Travel Expenses / Fire School	143.90
Advanced Water Company Inc	WWTP/Annual Water Treatment Svc	635.00
ARK I CEI Holdco LLC / Solsystems	Solar Power Purchase	16,540.71
Associated Supply Co Inc	AC / Chemicals	9,549.19
B & H Services / Service Master	EL / OC / Cleaning Service	6,121.59
Baker & Taylor	LB / Books	925.42
Bauer Built Inc	FD / ST / PK / Equipment Tires	2,680.38
Black Hills Energy	Natural Gas Service	1,680.00
Cash-Wa Distributing	AC / MOW / REC / Food & Supplies	11,260.05
Cengage Learning	LB / Books	72.75
Central Septic Tank Pumping & Plumbing	SW / Camera / Locate / Rotor Rooter	550.00
Chesterman Company	REC / Beverages	768.50
City of Lexington	Interdepartmental Service Fees	55,749.00

	Utility Franchise Fees	215.21
City of Lexington / Street	SW/WR/Interdepartmental Service Fees	6,876.23
	Fuel	10,030.51
City of Lexington / Street	TIF / CED Refund	246.57
Commonwealth Electric Company	WWTP / Lighting Upgrade	5,254.00
Core & Main LP	WR / Meters	2,923.29
County of Dawson - Register of Deeds	Filing Fees	114.00
Dan's Sanitation	Sanitation Fees	15,543.56
Dash Medical Gloves Inc	PD / Gloves	142.66
Davis Energy	REC / Oil	560.00
Dawson Public Power District	Power Purchase	79.50
Eakes Inc	LB/DAD/Copier Exp/Office Supplies	408.22
Electric Pump Inc	WWTP/Service Call/Pull Wemco Pump	2,870.00
Environmental Resource Associates Inc	WWTP / Proficiency Testing	1,290.85
Fastenal Company	ST / SW / WR / Supplies	765.56
Fyr-Tek Inc	FD / Equipment Parts	1,352.00
GB Auto Service Inc	PK / ST / Tire Repair	116.43
Great Plains Communications	City Internet Services	595.25
Greater Nebraska Cities	Monthly Lobbying Services	667.00
Hanson, Courtney B	AC / Mileage	48.24
Health Claims	Claims	6,883.49
Heldt McKeone & Copley	Professional Fee	2,700.00
Heldt McKeone&Copley/Real Estate Trust	Rich Motel Properties	470,026.65
Hiland Dairy Foods	MOW / Dairy Products	280.10
Holbien Lawn Service	FD / Lawn Care	290.00
Homeier Ventures Inc / Bob's True Value	AC / SW / Supplies	66.38
Hughan, Walter	FD / Travel Expenses / Fire School	158.90
Ideal Laundry & Cleaners	Rug Service	800.69
Ingram Library	LB / Books	325.47
Integrated Security Solutions LLC	AC / Fire Extinguisher	200.00
Intellicom Computer Consulting Inc	Tech Support / Software	6,954.05
Intelligent Marking USA Inc / Turf Tank	REC / Field Paint	3,450.24
Intermedia.com	Web Phone Charges	282.95
Jones Plumbing & Heating Inc	AC/GGC/ND/PK/Service Calls/Parts	1,884.11
Konrad Sauer, Kayli	AC / Mileage / Pick Up Supplies	48.24
LEE Enterprises Inc	Publications	669.20
Mead Lumber	AC / DS / PK / REC / Supplies	237.44
Melson, Dane / Anytime Fitness	Fitness Memberships	149.76
Midland Scientific Inc	WWTP / Lab Supplies	791.12
Milco Environmental Services Inc	Landfill/Accrued Closure/Post Closure	6,689.30
Morris Printing Group Inc	GGC / Printing	150.10
Municipal Supply Inc	WR / Parts	205.26
Nebraska Dept of Environment & Energy	NDEE Bond Payment	354,915.36
Nebraska Dept of Revenue	Sales and Use Tax	52,374.37
Nebraska Interactive LLC	DS / Owner Search	9.00
Nebraska Water Experts / Culligan	Soft Water Supplies	572.33
Nebraskaland Tire	ST / Tires / Labor	1,039.53
Nebraskalink	LB / Internet Service	30.00
Odeys Inc	REC / Line Chalk	433.00
O'Hara Lindsay and Associates	Monthly Lobbying Services	333.00
One Call Concepts Inc	Locates	141.50

Original Watermen Inc	AC / Uniforms	395.34
Patton, Janelle	AMB / FD / Record Keeping	500.00
Paulsen Inc	ST / Limestone / Rock / Gravel	405.60
Platte Valley Auto	PD / Oil & Lube	71.34
Platte Valley Communications	PD / Maintenance	90.00
Quick Med Holdings LLC	AMB / Billing Fees	1,054.20
Richardson, Calvin N / Richardson Mowing	LB / Lawn Care	400.00
Schroeder, Mickey L / Platte Valley Glass	ST / Window Replacement	154.10
Spectrum	Cable Service	37.11
U-Save Pharmacy of Dawson County LLC	DS / GGC / LB / Supplies	257.44
Village Cleaners Inc	GGC / Janitorial Supplies	155.58
W W Grainger	WWTP / Equipment / Supplies	584.84
Western Pathology Consultants	Random Drug Screening / DOT	60.00
Werner's Sprinklers / Dawson Pest Control	FD / GGC / OC / Pest Control	167.05
Wilkins Architecture Design Planning LLC	Indoor Rec-Racquet Center/Services	1,984.43
Amazon Capital Services Inc	LB/Books/Promotions / Office Supplies	148.96
Cash-Wa Distributing	AC / REC / Food & Supplies	1,124.21
Cengage Learning	LB / Books	27.74
Center Point Inc	LB / Books	189.96
Community Development Agency	TIF/HNB/Lex Dev Grp/The Row/The Row II	51,765.85
County of Dawson - County Clerk	Primary Election Fees	100.00
Country Partners Cooperative	PK / REC / Herbicide / Propane	150.55
Davis Energy	ST / Fuel Purchase	4,628.92
Dawson Public Power District	EL / Construction / East Viaduct	74,113.10
Demco Inc	LB / Office Supplies	439.11
Eakes Inc	LB / Supplies	68.96
Fagot Refrigeration & Electric Inc	Cooling System Svc/Repair/Filters	1,346.50
Family Advocacy Network	2024-2025 Subscription Fees	1,000.00
First Interstate Bank	DS / LB / PK / WR / Petty Cash	84.67
GB Auto Service Inc	PK / Tires	151.55
Greater Lexington Corporation	Econ Dev 2010 Loan	23,044.83
Hanson, Courtney B	AC/Reimbursement/LGI Certification	40.00
Health Claims	Claims	11,921.19
Hiland Dairy Foods	MOW / Dairy Products	345.51
John Deere Financial/Bomgaars/Landmark	Supplies/Parts/Repairs	4,922.19
Jones Plumbing & Heating Inc	WR / Parts	1,584.53
Kirk's Trenching & Septic Service LLC	CEM / PK / Portable Rental / Cleaning	125.00
Lexington Area Solid Waste Agency	Special Waste Disposal	1,939.45
Lexington City Payroll Account		
Payroll	Wages	207,279.44
Social Security	Employer Portion / FICA Med	15,486.84
Union Bank & Trust	Employer Portion / Pension	6,082.06
Union Bank & Trust	Police Pension	3,526.55
ICMA	City Manager Pension	1,104.49
Lexington Regional Health Center	Random Drug Screening / DOT	70.00
Mead Lumber	PK / Supplies	32.99
Menard Inc	DS / Supplies	203.74
Midland Scientific Inc	WWTP / Lab Supplies	380.61
Municipal Pipe Service	WR / Water Line Stops	7,000.00

Municipal Supply	Lids/Clamps/Couplings/Gaskets/Pipe Lube	4,798.24
Nebraska Tech & Telecommunications Inc	Telephone Service	1,596.50
Oliver Consulting Services Inc	LB / Tech Support / Software	2,313.75
O'Reilly Auto Parts	ST / Parts	56.93
Peavey Corporation	PD / Supplies	58.13
S & W Auto Parts	ND / Air Filter	18.39
Stout, Robby B / Stout Construction	ST / WR / Repairs	14,883.00
Tappan, Jeffery / Mac's Shortstop	REC / Supplies	397.29
Titan Machinery - Lexington	ST / Equipment Parts / Repairs	737.77
Vak, Joseph / Lexington Animal Clinic	PD / Animal Care	724.20
	<b>TOTAL CLAIMS:</b>	<b>1,522,197.84</b>

**ORDINANCE:** Ordinance No. 2467 entitled “**AN ORDINANCE TO AMEND SECTIONS 2-280, 30-22, AND 30-26 OF THE LEXINGTON CITY CODE RELATED TO THE LEXINGTON TREE BOARD AND TREES; TO REPEAL ORIGINAL SECTIONS 2-280, 30-22, AND 30-26, OF THE LEXINGTON CITY CODE AND ALL OTHER ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN ELECTRONIC FORM**” was presented on Second reading. Following discussion, moved by Smith, seconded by Roberts, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Vivas, Salem, Roberts, Smith, Fagot. Motion carried.

Ordinance No. 2467 was presented on Final reading. Moved by Smith, seconded by Roberts to approve Ordinance No. 2467 on Final reading. Roll call. Voting “aye” were Vivas, Salem, Roberts, Smith, Fagot. Motion carried.

**STREET DANCE:** Peplitsch reviewed a request from the Lexington Optimist Club and Three 21 Tavern to use the parking lot at the southwest corner of 5th and Grant Streets for a street dance during Alumni Weekend, on Saturday, June 15, 2024. Following discussion, moved by Vivas, seconded by Salem, to approve the use of the parking lot abutting Three 21 Tavern for a street dance on Saturday, June 15, 2024, as requested. Roll call. Voting “aye” were Smith, Roberts, Salem, Vivas, Fagot. Motion carried.

**PAY REQUEST:** Peplitsch reviewed Pay Request #2-Final from Trillium Pumps USA Inc. for the 2020 Wastewater Equipment Procurement-Bid B project in the amount of \$9,279.50. Moved by Salem, seconded by Roberts, to approve Pay Request #2-Final from Trillium Pumps USA Inc. as presented. Roll call. Voting “aye” were Vivas, Smith, Roberts, Salem, Fagot. Motion carried.

**PAY REQUEST:** Peplitsch reviewed Pay Request #33 from Walters Morgan Construction for the 2021 Wastewater Facility Improvements project in the amount of \$77,774.35. Following discussion, moved by Smith, seconded by Roberts, to approve Pay Request #33 as presented. Roll call. Voting “aye” were Vivas, Salem, Roberts, Smith, Fagot. Motion carried.

**PAY REQUEST:** Peplitsch reviewed Pay Request #1 from TL Sund Constructors Inc. for the Lexington Wycoff Drive project in the amount of \$78,626.03. Following discussion, moved by Roberts, seconded by Vivas, to approve Pay Request #1 as presented. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

**WORK SESSION:** Moved by Salem, seconded by Roberts, to schedule a council work session on Saturday, June 22, 2024, at 8:00 a.m. Roll call. Voting “aye” were Vivas, Smith, Roberts, Salem, Fagot. Motion carried.

**ROUNDTABLE:** Pepplichtsch gave an update on current projects.

**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