

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
October 22, 2024**

A Regular Meeting of the Lexington City Council was held Tuesday, October 22, 2024, at Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, John Salem, and Dora Vivas. Steve Smith and Jeremy Roberts were absent. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Brian Copley, 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 10-8-2024: Minutes of the Regular meeting held Tuesday, October 8, 2024, were presented. Moved by Salem, seconded by Vivas, to approve the minutes as presented. Roll call. Voting “aye” were Vivas, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$2,856,401.06 were presented for Council consideration and approval. Upon review of the Claims and Bills as listed, moved by Vivas, seconded by Salem, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$591,585.23 from General Fund, \$411,540.72 from Street Fund, \$1,773.02 from TIF, \$1,575,703.98 from LEXUS, \$44,246.13 from Sanitation, \$5,987.68 from Ambulance, \$203,619.53 from American Rescue Plan Act Fund, \$16,005.22 from Health Fund, and \$5,939.55 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Salem, Vivas, Fagot. Motion carried.

**ACCOUNTS PAYABLE
October 22, 2024**

Accurate Environmental LLC	WR / Shipping	94.00
Amazon Capital Services Inc	LB / Books / Supplies	753.66
American Family Life Assurance Company	Premiums	1,460.51
ARK I CEI Holdco LLC	Solar Power Purchase	14,005.39
B & H Services / Service Master	Cleaning Service	9,897.65
Baird Holm LLP	Pension Work	671.00
Baker & Taylor	LB / Books	1,137.19
Bauer Built Inc	FD / ST / Tires	1,232.55
Beverly Bogle Louthan PC	Professional Fees	1,200.00
Boling, Anna	EL / Utilities Overpayment	148.59
Bowen, Nicholas / Change Clothing	REC / Shirts / Halloween Hustle	2,176.68
Brecks, Bill	Electric Rebate	219.80
Brown, Ruth	CEM/Buy Back 6 Spaces/Greenwood	2,400.00
Cash-Wa Distributing	MOW/OC/PK/ST/Food & Supplies	5,790.32

Cengage Learning	LB / Books	437.80
Column Software PBC	Publications	8.80
Commonwealth Electric Company	SW / Fiber Line / Conduit Repair	1,030.91
Consolidated Management Company	PD / Training Meals / Lauby, P	34.05
Country Partners Cooperative	FD / Fuel	20.94
Core & Main LP	WR / Meters	382.60
Davis Energy	FD / ST / Fuel / Fuel Purchase	4,758.84
Depository Trust	2020 Highway Allocation Bonds	306,846.25
Eakes Inc	LB / Supplies	49.90
Electrical Engineering & Equipment	FH / FD / Tools / Lights	366.45
Fagot Refrigeration & Electric Inc	GGC / Wire Unit for Heat / Bad Coil	413.75
Fremarek Inc	PK / Janitorial Supplies	1,320.41
Galls Parent Holdings LLC	PD / Uniform Expense / Equipment	440.42
Great Plains Uniforms LLS	PD / Uniform Expense	70.95
Health Claims	Claims	4,452.67
Hiland Dairy Foods	MOW / Dairy Products	138.55
Holbein, Dahlas	AMB/FD/Truck Maint/Fuel/Clean	1,500.00
Home Federal	Southwest 1st Addition Loan Payment	66,528.30
Ideal Laundry & Cleaners	Rug Service	226.46
Ingram Library Services	LB / Books	126.73
Iowa Pump Works LLC	Lift Station Rehab/Professional Svcs	170,014.55
Jones Plumbing & Heating Inc	PK / Hardware	1.00
League of Nebraska Municipalities	Conference Registration / Salem, J	395.00
Lexington Area Chamber of Commerce	AC / GGC / PK / Promotion	2,500.00
Lexington Area Solid Waste Agency	Special Waste Disposal	1,160.33
Lexington City Payroll Account		
Payroll	Wages	175,340.94
Social Security	Employer Portion / FICA Med	13,029.18
Union Bank & Trust	Employer Portion / Pension	6,023.10
Union Bank & Trust	Police Pension	3,655.64
ICMA	City Manager Pension	1,111.41
Lexington Health Fund	Self-Funding	54,545.35
LEXUS	Utilities	41,626.37
Madison Energy Holdings LLC	Solar Power Purchase	39,444.34
Mead Lumber	DS / PK / Parts / Supplies	141.70
Miller & Associates Consulting Engineers	Lift Station Rehab/Professional Svcs	33,604.98
Morris Printing Group Inc	GGC / Newsletter	149.69
Municipal Supply	WR / Parts	589.26
Nebraska Interactive LLC	DS/LB/TLR Interactive/MagTekDyna Pads	251.39
Nebraska Machinery Company	ST / Attachment Installation	7,905.08
Nebraska Public Power District	O & M	144,471.31
	Power Purchase	1,094,002.96
O'Reilly Auto Parts	EL / Equipment Battery	163.02
Paulsen Inc	ST / WR / Limestone	2,368.00
Platte Valley Auto Mart	PD / Oil & Lube	356.08
Priority Medical Transport LLC	AMB / Non-Billable Runs	5,400.00
Quality Flow Systems Inc	WWTP / Replacement Motor	16,194.88
Rose Holdings / Rose Equipment	ST / Sweeper Parts	287.10
Ryde Transit	GGC/Monthly Riders/Jul-Aug-Sep	66.00
S & W Auto Parts	ST / Acetylene Fuel Refill	126.44
Sirchie Acquisition Company LLC	PD / Supplies	125.01
State of Nebraska	Unemployment	3,096.00
TASC	Administration Fees	175.62
Titan Machinery Inc	FD / WWTP / Parts / Repairs	765.68
U Save Pharmacy / Business Equipment	AMB / EL / GGC / MOW / PD / Supplies	278.92
Utility Service Company Inc	WR/Service/South Tank/Downtown Tank	12,719.19
Vak, Joseph / Lexington Animal Clinic	PD/Animal Care/Facility License Renewal	897.65

Verizon Wireless	Cellular Service	436.81
Wesco Distribution Inc	WWTP / Supplies	121.05
Western Pathology Consultants Inc	2024 DOT Policy Assurance Update	200.00
Wilson Bohannon Padlock Company	PK / SW / Padlocks	454.08
Business Card / Bank of America		
Demco Inc	LB / Office Supplies / Furniture	3,626.60
Advanced Auto	PD / Parts	58.27
Alcolock USA	PD / Evidence Supplies	169.80
Amazon	EL / Supplies	260.35
Anthem Sports	REC / Baseball Guards	235.58
Canva	LB / Software	14.99
Detectachem	PD / Evidence Supplies	127.72
Etsy	EL / Software / Employee Recognition	5.99
Facebook	REC / Ads / Halloween Hustle	80.02
Freddy's - Grand Island	PD / Travel Meals	17.97
Goodwill	REC / Supplies	21.95
Holy Smoke Resort	EL / Employee Recognition	243.47
Inside the Tape	PD / Training Course	200.00
Microsoft	LB / Software	9.75
National Tactical	PD / Equipment	70.00
Nebraska Water Environment Assn	WWTP/Conference Registration/Glaze, D	145.00
North American Rescue	PD / Supplies	171.41
Physical Education Equipment	REC / Soccer Balls	127.57
Prints of Love	EL / Employee Recognition	95.37
Quality Inn	PD / Conference Lodging	332.65
United States Postal Service	WR / Postage	200.00
Cash-Wa Distributing	MOW / Food & Supplies	1,737.14
City of Lexington	Utility Franchise Fees	97,148.49
Column Software PBC	Publications	104.80
Community Development Agency	TIF / Fat Dogs	1,773.02
Core & Main	WR / Meters	1,756.92
Country Partners Cooperative	PK / Fertilizer	6,864.50
Dan's Sanitation	Sanitation Fees	44,246.13
Davis Energy	ST / Fuel	74.39
Eakes Inc	ST / Copier Expense	250.77
Edgewater Insurance	2024-2025 Insurance Premium	343,270.00
Electrical Engineering & Equipment	EL / Conduit / Parts	527.19
Fagot Refrigeration & Electric Inc	EL / Light Controller Repairs	807.81
First Interstate Bank	EL / LB / PD / Petty Cash	228.48
Fyr-Tek Inc	FD / Equipment Repairs	985.00
Health Claims	Claims	9,716.42
Heldt, McKeone & Copley	Wire Fee	15.00
Hiland Dairy Foods	MOW / Dairy Products	262.05
Homeier Ventures LLC	PK / Fertilizer Spreader	157.99
Hunt Cleaners Inc	CEM / PK / ST / Leather Gloves	625.41
Hydro Optimization & Automation Solutions	WR / WWTP / Parts Installation / Repairs	11,660.93
Kelly Supply Company	SW / WR / Parts	1,242.83
Kohl, Patrick J/Kohl Welding & Machining	ST / Acetylene Bottle Refill	29.33
Meritain Health	Health Premium	44,040.18
Nebraska Code Officials Association	DS/Membership Dues/Conference/Harris, J	225.00
Norton, Jennifer	LB / Travel Expenses / Conference	96.48
Paulsen Inc	ST / Limestone	440.12
Platte Valley Auto Mart	PD / WR / Oil & Lube / Repairs	509.75
Principal	Dental Premium	4,691.30
Salem, John	CC / Travel Expenses / Conference	278.52
Standard Insurance Company	Life Insurance Premiums	1,066.59
State of NE / DHHS / Public Health Lab	WR / Testing	200.00

Stout, Robby B / Stout Construction	ST / WR / Repairs	3,536.00
Titan Machinery Inc	ST / WWTP / Service / Repairs	3,856.20
VSP / Vision Service Plan	Vision Premium	1,174.80
W W Grainger Inc	WWTP / Supplies	653.62
Wal-Mart Inc	Supplies	1,396.21

TOTAL CLAIMS: 2,856,401.06

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

RESOLUTION: Resolution No. 2024-23 was presented. Moved by Vivas, seconded by Salem, to approve Resolution No. 2024-23. Roll call. Voting “aye” were Salem, Vivas, Fagot. Motion carried.

**RESOLUTION NO. 2024-23
SIGNING OF THE YEAR-END CERTIFICATION OF
CITY STREET SUPERINTENDENT
2024**

WHEREAS: State of Nebraska Statutes, sections 39-2302, and 39-2511 through 39-2515 details the requirements that must be met in order for a municipality to qualify for an annual Incentive Payment; and

WHEREAS: The State of Nebraska Department of Transportation (NDOT) requires that each incorporated municipality must annually certify (by December 31st of each year) the appointment of the City Street Superintendent to the NDOT using the Year-End Certification of City Street Superintendent form; and

WHEREAS: The NDOT requires that such certification shall also include a copy of the documentation of the city street superintendent’s appointment, i.e., meeting minutes; showing the appointment of the City Street Superintendent by their name as it appears on their License (if applicable), their License Number (if applicable), and Class of License (if applicable), and type of appointment, i.e. employed, contract (consultant, or interlocal agreement with another incorporated municipality and/or county), and the beginning date of the appointment; and

WHEREAS: The NDOT also requires that such Year-End Certification of City Street Superintendent form shall be signed by the Mayor and shall include a copy of a resolution of the governing body authorizing the signing of the Year-End Certification of City Street Superintendent form by the Mayor.

BE IT RESOLVED that the Mayor of Lexington is hereby authorized to sign the attached Year-End Certification of City Street Superintendent form.

Adopted the 22nd day of October 2024.

WORK SESSION: Moved by Salem, seconded by Vivas, to schedule a council work session for Saturday, November 9, 2024, at 8:00 a.m. Roll call. Voting “aye” were Salem, Vivas, Fagot. Motion carried.

ROUNDTABLE: Haines reminded Council and Staff of the retirement open house for Julie McNett on Friday, October 25, 2024.

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