

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
March 11, 2025**

A Regular Meeting of the Lexington City Council was held Tuesday, March 11, 2025, at Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, John Salem, Dora Vivas, Jared Jacob, and Jeremy Roberts. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Brian Copley, Community Development Director Bill Brecks, 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 2-25-2025: Minutes of the Regular meeting held Tuesday, February 25, 2025, were presented. Moved by Vivas, seconded by Salem, to approve the minutes as presented. Roll call. Voting “aye” were Jacob, Roberts, Salem, Vivas, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$592,502.96 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Salem, seconded by Roberts, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$231,464.40 from General Fund, \$66,485.28 from Street Fund, \$229,195.38 from LEXUS, \$10,000.00 from Sanitation, \$250.00 from Ambulance, \$41,780.87 from American Rescue Plan Act, \$9,373.16 from Health, and \$3,953.87 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Jacob, Salem, Roberts, Fagot. Motion carried.

**ACCOUNTS PAYABLE
March 11, 2025**

Accurate Environmental LLC	WR / Shipping / EPA Samples	40.00
American Public Works Association	ST / Membership Dues	409.00
Association for Rural & Small Libraries	LB / Membership Dues / Norton, J	75.00
B & H Services / Service Master	EL / OC / Cleaning Service	6,114.29
	LB / Emergency Water Removal / Dry Out	5,232.92
Baker & Taylor	LB / Books	599.09
Benson, John Kevin	PK / Ash Tree Removal	11,050.00
Black Hills Energy	Natural Gas Service	6,569.16
Cash-Wa Distributing	MOW / Food & Supplies	861.46
Celaya, Osbaldo	WWTP / Reimbursement / Work Boots	107.00
Cengage Learning	LB / Books	347.26
Charles Sargent Irrigation Inc	SW / Polk Street Liftstation Rehab	30,000.00
Chesterman Company	MOW / Beverages	91.50
City of Lexington	Interdepartmental Service Fees	70,032.09

	Utility Franchise Fees	328.56
City of Lexington / Street	SW / WR / Interdepartmental Service Fees	6,876.23
Column Software PBC	Publications	460.90
Core & Main LP	WR / Meter Flange Set	114.83
County of Dawson - Register of Deeds	ND / Filing Fees	100.00
Cummins Inc	ND / WWTP / Generator Maintenance	1,174.02
Dan's Sanitation	Sanitation Fees	14,793.63
Davis Energy	FD / ST / Fuel	561.28
Dawson Public Power District	Power Purchase	76.15
Eakes Inc	PD / Copier Expense	1,169.66
Easy Picker Golf Products Inc	PK / Rubber Tees	86.26
Electrical Engineering Equipment Company	WWTP / Supplies	39.28
Fagot Refrigeration & Electric Inc	GGC / SW / Service Call / Parts / Supplies	10,077.30
Fastenal Company	ST / Supplies	68.38
GB Auto Service Inc	PD / Tire Repair	30.00
Great Plains Communications	Internet Services	598.64
Greater Nebraska Cities	Monthly Lobbying Services	667.00
Hach Company	WWTP / Lab Supplies	357.00
HD Supply Inc	WWTP / Supplies	590.11
Health Claims	Claims	5,485.39
Heldt McKeone & Copley	Professional Fee	2,700.00
Hiland Dairy Foods	MOW / Dairy Products	227.21
Holbein Lawn Service	ST / Snow Removal / Downtown Sidewalks	720.00
Homeier Ventures Inc / Bob's True Value	PK / REC / Supplies	16.48
Hydro Optimization & Automation Solutions	WWTP / Service Call / Parts	2,381.56
Ideal Laundry & Cleaners	Rug Service	833.02
Intellicom Computer Consulting Inc	Tech Support / Software	4,458.91
Intelligent Marking USA Inc	REC / Turf Tank Rental	16,000.00
Intermedia.com	Web Phone Charges	298.33
JDHQ Hotels LLC	CC/Lodging/Midwinter Conf/ Roberts, J	344.00
John Deere Financial / Bomgaars / Landmark	ND / PK / Parts	1,821.47
Jones Plumbing & Heating	FH/ND/PK/WR/Service/Repairs/Parts	1,152.34
Kirk's Trenching & Septic Service LLC	CEM / Portable Rental	75.00
League of Nebraska Municipalities	CC /Midwinter Conf/Roberts, J/Salem, J	790.00
Lexington Area Solid Waste Agency	Special Waste Disposal	915.71
Lexington, City Payroll Account		
Payroll	Wages	175,738.94
Social Security	Employer Portion / FICA Med	13,021.21
Union Bank & Trust	Employer Portion / Pension	6,001.27
Union Bank & Trust	Police Pension	3,702.16
ICMA	City Manager Pension	1,130.64
Lift Solutions Inc	ST / Preventative Maintenance	168.76
Lincoln Winwater Works Company	WR / Tools	513.60
Matt Friend Truck Equipment Inc	ST / Snow Plow Edges	3,713.58
McFadden, Ryan / McFadden Auto Repair	PK / Vehicle Repairs	301.61
Mead Lumber	AC/FH/GGC/PD/PK/WR/Parts/Supplies	942.98
Midwest Laboratories Inc	WWTP / Lab Supplies	251.50
Municipal Supply Inc of Nebraska	WR / Curb Stops / Couplings	1,993.34
Nebraska Dept of Revenue	Sales and Use Tax	80,047.72
Nebraska Law Enforcement Training Center	PD / Certification Fee / Manzo, A	75.00
Nebraska Water Experts / Culligan	Soft Water Supplies	621.75
Nebraskaland Tire	PK / ST / Oil & Lube	230.12
Nebraskalink	LB / Internet Service	25.00
O'Hara Lindsay and Associates	Monthly Lobbying Services	333.00
Oliver Consulting Services Inc	LB / Tech Support / Data Backup	80.00
One Call Concepts Inc	Locates	67.98
O'Reilly Auto Enterprises LLC	ST / Absorbent / Starter	349.19

Patton, Janelle	AMB / FD / Record Keeping	500.00
Platte Valley Auto Mart Inc	ST / Oil & Lube	170.04
Platte Valley Communications Inc	PD / Maintenance on Fixed Equipment	90.00
Plumbing & Heating Wholesale Inc	SW/WR/Sewage Ejector Pump/Borescope	972.91
Quadiant Finance USA Inc	Postage	3,000.00
Quality Fitness Lexington LLC	Fitness Memberships	187.20
Region 12 American Backflow Association	WR/Workshop/Landa/Maciel/Thompson	270.00
S & W Auto Parts	AC / PK / ST / WWTP / Parts / Supplies	979.27
Salem, John	CC/Travel Expenses/Midwinter Conference	332.21
Shotkoski, Ryan M	EL / Fireworks Display	10,000.00
Sirchie Acquisition Company LLC	PD / Office Supplies	42.88
Spectrum	Cable Service	50.00
Tappan, Jeffery / Mac's Shortstop	MOW / Food	36.02
Titan Machinery Inc - Lexington	ST / Equipment Service	1,214.67
Wall Enterprises Inc	PK / Blade Grinder / Grit Collector	1,078.95
Werner's Sprinklers / Dawson Pest Control	FD / GGC / OC / Pest Control	280.45
Wesco Distribution Inc	WR / Rain Gear	453.86
ACE Irrigation & Mfg. Company	ST / Dirt Work Supplies	1,623.20
Amazon Capital Services Inc	LB / Books	12.21
Benson, John Kevin	PK / Ash Tree Removal	5,950.00
Cash-Wa Distributing	MOW / Food & Supplies	2,325.97
City of Lexington / Street	Fuel	14,061.29
Column Software PBC	Publications	14.40
Country Partners Cooperative	FD / Fuel	73.49
Davis Energy	ST / Fuel Purchase	5,342.78
Eakes Inc	EL / DocMgmt Support	490.00
First Interstate Bank	Petty Cash	394.04
Harris, Jason	DS / Travel Expenses / Training	195.73
Health Claims	Claims	3,887.77
Hiland Dairy Foods Company	MOW / Dairy Products	157.97
Homeier Ventures LLC	PK / Hardware	49.07
John Deere Financial / Bomgaars	ND/PK/ST/SW/WR/WWTP/Supplies/ Parts	1,375.70
McFadden, Ryan / McFadden Auto Repair	PK / Vehicle Repairs	654.19
Mead Lumber	FH/PK/WR/Lumber/Hardware/Supplies	1,110.46
Miller & Associates Consulting Engineers PC	Pro Services/Liftstation/Hike&Bike Trail	17,738.50
Nebraska Machinery Company	ST / Parts	136.16
Nebraskaland Tire	WR / Tire Repair	20.00
Nebraska Tech & Telecommunications Inc	Telephone Service	1,182.68
O'Reilly Auto Enterprises LLC	ST / Parts / Supplies	89.85
Ramirez, Jose	DS / Travel Expenses / Training	742.92
Rentokil NA	WWTP / Pest Control	76.57
Roberts, Jeremy	CC/Travel Expenses/Midwinter Conference	309.97
Schroeder, Mickey L	LB / Door Repair	150.00
Sunset Law Enforcement LLC	PD / Ammunition	3,624.50
Stout, Robby B	ND / Demolition	11,385.00
Vak, Joseph / Lexington Animal Clinic	PD / Animal Care	652.00
Village Cleaners Inc	GGC / Janitorial Supplies	67.31
YMCA of the Prairie	Membership Dues	1,724.00
	TOTAL CLAIMS:	592,502.96

PUBLIC TRANSIT: Charles McGraw, RYDE Transit, appeared before the Council to request Council support of an application for public transportation assistance funds for RYDE Transit for FY 2025-2026. He gave an update on ridership numbers and changes to routes between cities. It was suggested a meeting be scheduled for RYDE Transit staff and city representatives to discuss future plans. Resolution No. 2025-06 was presented. Moved by Roberts, seconded by Jacob, to approve

Resolution No. 2025-06. Roll call. Voting “aye” were Vivas, Salem, Jacob, Roberts, Fagot. Motion carried.

**CITY OF LEXINGTON, NEBRASKA
RESOLUTION NO. 2025-06**

WHEREAS, there are federal funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Assistance Program, and

WHEREAS, the RYDE Transit-Community Action Partnership of Mid Nebraska desires to apply for said funds to provide public transportation in Dawson County.

NOW THEREFORE, BE IT RESOLVED: The City Council of Lexington, Nebraska hereby instructs the RYDE Transit-Community Action Partnership of Mid Nebraska to apply for said funds.

Said funds are to be used for the RYDE Transit-Community Action Partnership of Mid Nebraska transportation operations in the FY 2025-2026 Application for Public Transportation Assistance.

Passed and approved this 11th day of March, 2025.

Local Funding Amount Match for 2025-2026: \$40,258.00 COL

RESOLUTION: Resolution No. 2025-07 was presented. Pepplitsch indicated the NDOT is requesting Council approval of a supplemental agreement for additional engineering services for the Lexington East Viaduct project, and the resolution would authorize the Mayor to sign the agreement. Moved by Vivas, seconded by Salem, to approve Resolution No. 2025-07. Roll call. Voting “aye” were Jacob, Roberts, Salem, Vivas, Fagot. Motion carried.

**PRELIMINARY ENGINEERING SERVICES AGREEMENT
SUPPLEMENTAL AGREEMENT NO. 8 - BK2052**

CITY OF LEXINGTON
Resolution No. 2025-07

Whereas: City of Lexington and WSP USA, Inc. have previously executed a Preliminary Engineering Services Agreement for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds; and

Whereas: City of Lexington understands that it must continue to strictly follow all Federal, State, and local laws, rules, regulations, policies, and guidelines applicable to the funding of this Federal-aid project; and

Whereas: City of Lexington and WSP USA, Inc. wish to enter into a supplemental Preliminary Engineering services agreement setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

Be It Resolved: by the City Council of the City of Lexington, Nebraska that:

John Fagot, Mayor of City of Lexington, is hereby authorized to sign the attached Preliminary Engineering Services Supplemental Agreement No. 8 between the City of Lexington and WSP USA, Inc.

NDOT Project Number: RRZ-TMT-1705(3)

NDOT Control Number: 61457

NDOT Project Description: Lexington East Viaduct

Adopted this 11th day of March 2025 at Lexington Nebraska.

PROJECT: Peplitsch reviewed 3 bids received for the Wycoff Drive Phase 2 project, with the low bid by Paulsen Inc. at \$588,490.00. Following discussion, moved by Salem, seconded by Jacob, to accept the bids as received, to award the contract to Paulsen Inc., and to authorize the execution of necessary documents. Roll call. Voting “aye” were Vivas, Roberts, Jacob, Salem, Fagot. Motion carried.

PROJECT: Peplitsch reviewed 4 bids received for the Lexington South, Phase 1 project, with the low bid by Paulsen Inc. at \$428,850.00. Following discussion, moved by Roberts, seconded by Vivas, to accept the bids as received, to award the contract to Paulsen Inc., and to authorize the execution of necessary documents. Roll call. Voting “aye” were Salem, Jacob, Vivas, Roberts, Fagot. Motion carried.

WORK SESSION: Moved by Roberts, seconded by Vivas, to schedule a Work Session on Saturday, March 29, 2025, at 8:00 a.m. Roll call. Voting “aye” were Jacob, Roberts, Vivas, Salem, Fagot. Motion carried.

EXECUTIVE SESSION: Moved by Salem, seconded by Vivas, to enter Executive Session at 5:57 p.m. to discuss property negotiations and personnel issues. Roll call. Voting “aye” were Jacob, Roberts, Vivas, Salem, Fagot. Motion carried.

Moved by Salem, seconded by Vivas, to enter Open Session at 6:37 p.m. Roll call. Voting “aye” were Jacob, Roberts, Vivas, Salem, Fagot. Motion carried.

ROUNDTABLE: Peplitsch gave an update on current and future 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