

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
May 13, 2025**

A Regular Meeting of the Lexington City Council was held Tuesday, May 13, 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 Pepplichtsch, 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 4-22-2025: Minutes of the Regular meeting held Tuesday, April 22, 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 \$1,268,382.24 were presented for Council consideration and approval. Upon review of the Claims and Bills as listed, moved by Roberts, seconded by Jacob, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$313,290.16 from General Fund, \$568,546.72 from Street Fund, \$308,479.95 from LEXUS, \$10,000.00 from Sanitation, \$1,046.60 from Landfill, \$5,732.11 from Ambulance, \$12,861.48 from American Rescue Plan Act, \$41,797.29 from Health, and \$6,627.93 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Salem, Jacob, Roberts, Fagot. Motion carried.

**ACCOUNTS PAYABLE
May 13, 2025**

180 Solutions LLC	ND / Accounts Billing Survey	6.50
Associated Supply Company Inc	AC / Hardware / Supplies	127.11
B & H Services / Service Master	EL / GGC / OC / Cleaning Service	6,233.29
Baker & Taylor	LB / Books	532.54
Barco Municipal Products Inc	ST / Signs / No Parking / Speed Limit	336.70
Benchmark Government Solutions LLC	PD / Training Meals / Manzo, A	299.20
Black Hills Energy	Natural Gas Service	3,600.39
Boling, Michael	AMB / FD / Travel Expenses	3,668.88
Bound Tree Medical LLC	AMB / Medical Supplies	648.31
Brick Markers USA	PK / Veterans Memorial Bricks	2,596.36
Bryan, Nancy / MMC Consulting LLC	CM / Reference Manuals	415.00
Cash-Wa Distributing	MOW / ND / OC / ST / Food & Supplies	6,760.90
Cengage Learning	LB / Books	657.37

Center Point Inc	LB / Books	195.36
Change Clothing	REC / Aussie Open Tee Shirts	1,955.00
City of Lexington	Interdepartmental Service Fees	70,032.09
	Utility Franchise Fees	543.23
City of Lexington / Street	SW / WR / Interdepartmental Service Fees	6,876.23
CJ Imprints LLC	ST / WR / Uniform Shirts	3,603.90
Column Software PBC	Publications	366.00
Core & Main LP	EL / WR / Meters / Parts	33,785.55
Country Partners Cooperative	CEM / PK / ST / Fertilizer	5,468.15
County of Dawson- Register of Deeds	Filing Fees	126.00
Dan's Sanitation	Sanitation Fees	15,196.98
Davis Energy	FD/ST/Fuel/Fuel Purchase/Pump Repairs	7,280.85
Dawson County Sheriff	PD / Annual Firearm Range Fees	300.00
Dawson Public Power District	Power Purchase	77.27
Depository Trust	2020 Combined Utilities Revenue Bond	9,745.00
DRL Investments LLC	DS / Property Abatements	1,150.00
Eakes Inc	EL/LB/Copier Exp/Office Supplies/Support	490.00
Easy Picker Golf Products	REC / Driving Range Golf Balls	4,470.00
Electrical Engineering & Equipment Company	ND / SW / Hardware / Parts	878.36
Fagot Refrigeration & Electric Inc	AC/SW/Service Calls/Polk St Liftstation	7,679.02
Fremarek Inc	PK / Weed Killer	466.96
Fyr-Tek Inc	FD / Parts	77.96
Galls LLC	PD / Uniform Expense	514.88
Great Plains Communications	City Internet Services	398.72
Greater Nebraska Cities	Monthly Lobbying Services	667.00
HD Supply Inc	CEM / WR / Hardware / Supplies	1,175.04
Health Claims	Claims	17,599.04
Heldt McKeone & Copley	Professional Fee	2,700.00
Hiland Dairy Foods Company	MOW / Dairy Products	640.46
Holbein Lawn Service	FD / PK / Lawn Care / Weed Spraying	297.00
Home Federal Bank	Lehman Land Purchase	61,784.79
Homeier Ventures Inc / Bob's True Value	AC / PK / Hardware / Parts	23.27
Ideal Laundry & Cleaners	Rug Service	981.63
Integrated Security Solutions Inc	Annual Fire Extinguisher Maintenance	4,739.00
Intellicom Computer Consulting Inc	Tech Support / Software	5,711.39
Intermedia.com	Web Phone Charges	303.06
John Deere Financial / Bomgaars / Landmark	CEM/PK/ST/WR/Parts/Supplies/Service	2,952.53
Jones Plumbing & Heating	Service Calls/Parts/Heat Pump	15,582.00
KBC Inc	ND / OC / Pleated Filters	1,141.20
Kelly Supply Company	SW / Well Pipe	980.40
Kirk's Trenching & Septic Service LLC	CEM / PK / Portable Rental / Cleaning	125.00
LEE Enterprises	Publications	2,104.83
Lexington Area Solid Waste Agency	Special Waste Disposal	1,705.70
Lexington, City Payroll Account		
Payroll	Wages	187,560.61
Social Security	Employer Portion / FICA Med	13,910.06
Union Bank & Trust	Employer Portion / Pension	6,166.90
Union Bank & Trust	Police Pension	4,030.06
ICMA	City Manager Pension	1,135.25
Lincoln Winwater Works Company	WR / Fire Hydrant Meter	665.53
Matt Friend Truck Equipment Inc	ST / Parts	854.57
Mead Lumber	AC / PK / ST / SW / Supplies / Parts	377.66
MH Logistics Corporation	ST / Equipment Parts	512.28
Midwest Laboratories Inc	WWTP / Testing	803.50
MILCO Environmental Services Inc	Annual Air Inventory / Methane Monitoring	4,214.10
Miller & Associates Consulting Engineers PC	ST / SW / Professional Services	4,498.00
Municipal Supply Inc of Nebraska	SW / WR / Hardware / Parts / Manhole Parts	15,301.23

National Telephone Message Corporation	PD / Office Supplies	478.00
Nebraska Dept of Environment & Energy	AC / Operator Certificate / Smith, H	40.00
Nebraska Dept of Revenue	Sales and Use Tax	59,787.89
Nebraska Interactive LLC	CT / DS / TLR Interactive	15.00
Nebraska Machinery Company	ST / Equipment Parts	258.59
Nebraska Rural Radio Association / KRVN	EL / NPPD Coop Ads	360.00
Nebraska Tech & Telecommunications	Phone Service	1,273.30
Nebraska Water Experts / Culligan	Soft Water Supplies	609.20
Nebraskaland Tire	ST / Oil & Lube	73.92
Nebraskalink	LB / Internet Service	25.00
Nichols, Robbie	ST / Reimbursement / Boots	143.38
O'Hara Lindsay and Associates	Monthly Lobbying Services	333.00
Oliver Consulting Services Inc	LB / Data Backup / Tech Support	640.00
One Call Concepts Inc	Locates	130.52
O'Reilly Auto Enterprises LLC	CEM / SW / Parts / Supplies	86.58
Page My Cell LLC	AMB / Annual Service / Dispatch to Text	550.00
Patton, Janelle	AMB / FD / Record Keeping	500.00
Paulsen Inc	E Walnut Pave/Interlocal-Dawson Co/Sand	278,040.52
Platte Valley Auto Mart Inc	ST / Repairs / Coolant Leak	499.96
Platte Valley Communications Inc	AMB/FD/PD/ Repairs/Parts/Maintenance	5,345.66
Plumbing & Heating Wholesale Inc	WR / Pipe Cutters	123.34
Polydyne Inc	WWTP / Dewatering Polymer	23,046.00
PPG Architectural Finishes Inc	ST / Paint Supplies	181.55
QA Balance Services Inc	WWTP / Equipment Calibration	130.00
Quality Fitness Lexington LLC	Fitness Memberships	149.76
Rapid Fire Protection	FH / Semi-Annual Alarm Inspection	160.00
Rentokil NA / Presto-X	WWTP / Pest Control	76.57
Schroeder, Mickey L / Platte Valley Glass LLC	LB / Door Adjustment	160.00
SCP Distributors LLC	AC / Diving Board	4,225.72
Smith Irrigation Center	CEM / Parts	290.00
Spectrum	Cable Service	50.00
U Save Pharmacy of Dawson County	EL / PD / ST / WR / Supplies / Postage	1,774.21
Unitech	SW / WR / Paint	508.50
Village Cleaners Inc	GGC / Janitorial Supplies	141.50
W W Grainger Inc	WWTP / Supplies	132.62
Ward Laboratories Inc	WR / Testing	47.30
Werner's Sprinklers / Dawson Pest Control	FD / GGC / OC / Pest Control / Parts	251.99
Wesco Distribution Corporation	EL / Street Light Fixtures	17,020.00
YMCA of the Prairie	Fitness Memberships	1,724.00
Amazon Capital Services Inc	LB / Books	333.40
Associated Supply Company Inc	AC / Chemicals	4,680.94
Baker & Taylor	LB / Books	504.85
Barco Municipal Products Inc	ST / Turn Lane Symbols	303.88
Cash-Wa Distributing	MOW / Food & Supplies	1,651.75
Center Point Inc	LB / Books	213.47
County of Dawson – Surveyor	ND / Professional Services / Replat	650.00
Davis Energy	ST / Fuel	77.10
Demco Ind	LB / Supplies	611.19
Fagot Refrigeration & Electric Inc	AC/EL/SW/Service Calls/Repairs/Wiring	7,171.44
First Interstate Bank	AC / LB / PD / Petty Cash	459.71
Health Claims	Claims	24,198.25
Hiland Dairy Foods Company	MOW / Dairy Products	183.53
International City Manager Association	CM / Membership Dues / Pepplitsch, J	1,200.00
Mead Lumber	ST / Supplies	30.23
MH Logistics Corporation	SW / Freight Fees	34.38
Municipal Supply	WR / Repair Clamps	392.57
Nebraska Association of Chiefs of Police	PD/Membership/Schwarz/Lauby, P	300.00

Nebraska Law Enforcement Training Center	PD / Tuition / Instructor Recertifications	320.00
Olsson Inc	ST / Professional Services	3,788.81
O'Reilly Auto Enterprises LLC	ST / Parts	80.21
Paulsen Inc	E Walnut Pave/Interlocal-Dawson Co/Rebar	227,484.71
Platte Valley Excavating	ST / Remediation	4,000.00
Quadient Finance USA Inc	Postage	3,000.00
S & W Auto Parts	WWTP / Parts	30.97
Schumacher, Dan / Schumacher Fencing LLC	REC / Protective Fence / Racquet Center	4,522.73
Stout, Robby B / Stout Construction	ND / ST / WR / Cement Work / Demolition	19,806.00
Titan Machinery - Lexington	ST / Service / Equipment Repairs	3,447.19
WAM Inc / Central NE Bobcat	PK / Equipment Rental	718.20
TOTAL CLAIMS:		1,268,382.24

RESOLUTION: Resolution No. 2025-10 was presented. Following discussion, moved by Salem, seconded by Jacob, to approve Resolution No. 2025-10. Roll call. Voting “aye” were Vivas, Roberts, Jacob, Salem, Fagot. Motion carried.

RESOLUTION NO. 2025 - 10

WHEREAS, the City has, by Ordinance No. 2473, approved the sale of the following described real estate owned by the City of Lexington, to-wit:

Lot A, Ridgeway Subdivision, a Replat of Lot 3, Block 1, Paulsen’s First Addition to the City of Lexington, Dawson County, Nebraska.

WHEREAS, Notice of such Ordinance has been duly published and the time for remonstrance has passed, and no petition against such sale has been filed.

BE IT THEREFORE RESOLVED by the Council and President of the Council of the City of Lexington, Nebraska, that John Fagot, as President of the Council, is hereby directed and authorized on behalf of the City to execute a deed conveying the above described property to the Lexington Regional Health Center per the terms of the contract with said entity, the purchaser thereof, in accordance with the terms and conditions for such sale as set forth in Ordinance No. 2473.

PASSED AND APPROVED May 13, 2025.

PUBLIC HEARING: Mayor Fagot opened a public hearing to consider an application for a Class C Liquor License for The Well Event Center dba The Well, 402 North Grant. Travis Maloley appeared to give an update on plans for the event center. There were no public comments, and the public hearing was closed. Following discussion, moved by Roberts, seconded by Vivas, to recommend approval to the Liquor Control Board Commission of the application for a Class C liquor license for The Well as presented. Roll call. Voting “aye” were Salem, Jacob, Vivas, Roberts, Fagot. Motion carried.

ORDINANCE: Ordinance No. 2475 entitled “**AN ORDINANCE TO REZONE A CERTAIN TRACT OF REAL ESTATE TO C-3; TO REPEAL ALL ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HERewith; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN ELECTRONIC FORM**” was presented. Pepplicht explained the rezoning request from M-1 to C-3 is part of the Lexington HIE project currently under construction. He noted the Planning Commission has reviewed the application and recommends approval. Moved

by Salem, seconded by Roberts, to suspend the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Vivas, Jacob, Roberts, Salem, Fagot. Motion carried.

Ordinance No. 2475 was presented on final reading. Moved by Salem, seconded by Jacob, to approve Ordinance No. 2475 on final reading. Roll call. Voting “aye” were Vivas, Roberts, Jacob, Salem, Fagot. Motion carried.

LOAN AGREEMENT: Pepplitsch reviewed a draft loan agreement with Thriv Construction Inc. under the Lexington Economic Development Program, for owner-occupied speculative housing construction. Sean O’Connor, Thriv Construction, noted the construction of 3 housing units could start within 30 days following approval of financial agreements. Following discussion, moved by Salem, seconded by Vivas, to approve the loan agreement with Thriv Construction Inc. and to authorize the execution of necessary documents. Roll call. Voting “aye” were Jacob, Roberts, Vivas, Salem, Fagot. Motion carried.

LOAN AGREEMENT: Pepplitsch reviewed a loan agreement with Vintage Rows, LP, under the Lexington Economic Development Program, for owner-occupied senior town home construction. Following discussion, moved by Roberts, seconded by Jacob, to approve the loan agreement with Vintage Rows, LP, and to authorize the execution of necessary documents. Roll call. Voting “aye” were Vivas, Salem, Jacob, Roberts, Fagot. Motion carried.

PAY REQUEST: Pepplitsch reviewed Pay Request #4 from Van Kirk Bros Inc. for the Polk Street Lift Station & Force Main Improvement project in the amount of \$80,948.46. Following a project update, moved by Roberts, seconded by Vivas, to approve Pay Request #4 from Van Kirk Bros Inc. as presented. Roll call. Voting “aye” were Salem, Jacob, Vivas, Roberts, Fagot. Motion carried.

ROUNDTABLE: Pepplitsch 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.

City Clerk