

**CITY COUNCIL
CITY OF LEXINGTON
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, September 28, 2021, at the Lexington City Hall, 406 E. 7th Street, 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, City Attorney Brian Copley, Finance Director Barb Hodges, and City Clerk Pamela Baruth. The press was represented by the Clipper-Herald and Tri-City Tribune.

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 9-14-2021: Minutes of the Regular meeting held Wednesday, September 14, 2021, were presented. Moved by Vivas, seconded by Smith, to approve the minutes as presented. Roll call. Voting “aye” were Salem, Roberts, Vivas, Smith, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$2,343,843.11 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 \$183,593.31 from General Fund, \$74,717.84 from Street Fund, \$2,006,842.53 from LEXUS, \$32,500.67 from Sanitation, \$2,358.35 from Ambulance, \$40,722.85 from Health Fund, and \$3,107.56 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Smith, Roberts, Salem, Fagot. Motion carried.

**ACCOUNTS PAYABLE
September 28, 2021**

Anderson, Audra	Electric Rebate	850.00
ASK Supply Co	ST / Supplies	129.96
B & H Services / Service Master	Cleaning Service	5,364.00
Baker & Taylor	LB / Books	1,120.67
Bank of America		
AFP&CC / NACOP	PD/Professional Membership/Wolf, T	60.00
Amazon.com	DS/EL/ND/ST/Supplies/Equipment	610.01
American Button	LB / Promotional Supplies	514.23
Facebook	REC / Advertisements / Plum Creek 5K	23.47
Galco	WWTP / Safety Relay	1,097.95
Indeed	EL / GGC / PK / Job Listings	1,585.22
Johnson's Jewelry	GGC / Employee Recognition	269.00

Lightbulb Surplus	ND / Lighting	42.57
NSA POAN	Conference Registration/Wolf/Schwarz	200.00
Sprinkler Warehouse	PK / Parts	229.22
TORRO	CEM / Mower Parts	469.17
United States Postal Service	PD / WR / Postage	397.05
Vista Print	EL / Signage / Business Cards	117.35
Walmart.com	CM / Supplies	185.94
Beverly Bogle Louthan PC	Professional Fees	1,200.00
Cash-Wa Distributing	MOW / Food & Supplies	732.39
Chesterman Coca-Cola Co	MOW / Beverages	55.00
Davis Energy	AMB/CEM/ST/Hydraulic Fluid/Fuel/Grease	180.09
Eakes Office Solutions	LB / Supplies	62.95
Electrical Engineering & Equipment	FD / EL / ND / Lights / Conduit	845.38
Eustis Body Shop	PD / Auto Body Repairs	790.50
Fagot Refrigeration & Electric	Winterization/Tyson Lift Station/Repairs	285.21
Fastenal	SW / Hardware	14.14
Grand Island Independent, The	LB / Annual Subscription	563.99
Health Claims	Claims	5,509.14
Hodges, Barb	Electric Rebate	1,200.00
Holbein, Dahlas	AMB/FD/Truck Maint/Fueling/Cleaning	1,500.00
Homeier Ventures / Bob's True Value	OC / Batteries	35.97
IGS ORIX Solar I	Solar Power Purchase	46,961.85
Ingram Library Services	LB / Books	81.51
Johnson, Betty	AMB / Reimbursement / Overpayment	50.00
LEXUS	Utilities	48,504.36
Lexington City Payroll Account		
Payroll	Wages	157,489.26
Social Security	Employer Portion / FICA Med	11,785.57
Union Bank & Trust	Employer Portion / Pension	4,809.59
Union Bank & Trust	Police Pension	3,364.61
ICMA	City Manager Pension	957.23
Lexington Housing Authority	Electric Rebate	2,100.00
Lift Solutions Inc	ST / Preventative Maintenance	95.92
McKesson Medical	AMB / Medical Supplies	95.80
Mead Lumber	Tools/Supplies/Hardware	154.15
Miller & Associates	ND/WWTP/Pro Fees/Facility Improvements	509,371.97
Municipal Supplies	SW / Taft Liftstation / Parts	3,682.40
National League of Cities	CM / Membership Dues	1,563.00
Nebraska Dept of Revenue	NE Waste Reduction & Recycling Fee	25.00
Nebraska Machinery Company	PK / Equipment Rental	2,985.25
Nebraska Public Power District	O & M	99,728.98
	Power Purchase	1,111,508.71
Nebraskaland Tire	EL / Oil & Lube	41.65
North Star Mutual Insurance	AMB/Reimbursement/Payment in Error	1,096.00
Odeys	PK / Field Paint / Supplies	3,008.92
Oliver Consulting	Software Support/Data Backup/Hardware	534.00
Olsson	REC/Indoor Rec Center Planning Study	7,700.00
Optimist Club of Lexington, NE	CM / Membership Dues	80.00
O'Reilly Auto Parts	SW / Parts	8.99
Paulsen Inc	ST / WR / Sand & Gravel / Limestone	4,938.50
Phillips, Jim / Jim Phillips Construction	Street/Sidewalk/Manhole/Repairs	37,067.00

Platte Valley Laboratories Inc	WWTP / Lab Supplies	767.50
Prado, Ramon	Electric Rebate	1,825.00
Precision Plumbing	ND / Repairs / Sink Drains / City Hall	131.00
Principal	Dental Premium	3,406.71
Quality Flow Systems Inc	WWTP / New Mixer / Mixer Repairs	21,850.00
Ramirez Deanda, Maria	Electric Rebate	2,100.00
S & W Auto Parts	PK / Auto Parts	28.64
Standard Insurance Company	Life Insurance Premiums	994.29
State of NE/Public Health Environmental Lab	WR / Testing	523.25
Statewide Collections	Collections Service	29.51
Sund, Dennis	Electric Rebate	3,100.00
TO Haas Tire Co	CEM / Parts	22.17
Tri State Oil Reclaimers	ST / Used Oil	75.00
US Foods	MOW / Food & Supplies	469.12
Vargas, Salvador	Electric Rebate	1,700.00
Verizon Wireless	Cellular Service / Equipment	1,232.01
VSP / Vision Service Plan	Vision Premium	979.91
W W Grainger	AMB/FD/WWTP/Parts/Spls/Equipment	5,641.14
YMCA of the Prairie	Fitness Memberships	1,207.00
Young, Dustin	PK / Mileage Reimbursement	107.52
B & H Services / Service Master	GGC / Kitchen Floor Maintenance	93.31
Baker & Taylor	LB / Books	587.92
Bauer Built	WWTP / Tire Repair	199.95
Brooks, Gary E&Cheryl L/Meridian Rentals	PK / Husqvarna Trimmer / Service	339.98
Community Development Agency	Return Lot / 2602 Patriot Drive	5,000.00
Cash-Wa Distributing	MOW / Food & Supplies	584.58
Cengage Learning	LB / Books	22.50
City of Lexington	Utility Franchise Fees	106,380.96
Complete Underground LLC	EL / Trenching / Biocarbon Plant	8,817.25
Dan's Sanitation	Sanitation Fees	32,500.67
Davis Energy	AMB / FD / ST / Fuel / Fuel Purchase	5,507.04
Demco	LB / Supplies	166.24
Electrical Engineering & Equipment	PK / Parts	26.36
Fastenal	ST / Supplies	253.80
Fremarek Inc	REC / Fieldhouse / Janitorial Supplies	1,197.87
Health Claims	Claims	35,026.50
HTM Sales Inc	SW / Liftstation Floats	747.73
Hiland Dairy	MOW / Dairy Products	176.04
Holmes Plumbing & Heating Supply Co.	WR / Tools	35.37
Lincoln Winwater Works Company	WR / Tools	774.15
Logan Contractor Supply	ST / Road Tar	4,325.00
Mead Lumber	REC / Hardware	163.09
Meritain	Health Premium / Binder Refund	7,487.10
Morris Printing Group	GGC / Newsletter	109.00
State of NE / DHHS / Public Health Lab	PD / Evidence Testing	105.00
TASC	Administration Fees	187.21
TO Haas Tire Co	CEM / Tire	128.65
US Foods	MOW / Food & Supplies	621.16
Village Cleaners Inc	GGC / Janitorial Supplies	58.12
	TOTAL CLAIMS:	2,343,843.11

FINANCIAL REPORT: Moved by Smith, seconded by Vivas, to accept the financial report for August 2021. Roll call. Voting “aye” were Salem, Roberts, Vivas, Smith, Fagot. Motion carried.

RESOLUTION: Resolution No. 2021-23 was presented. Following discussion, moved by Roberts, seconded by Salem, to approve Resolution 2021-23 as presented. Roll call. Voting “aye” were Vivas, Smith, Salem, Roberts, Fagot. Motion carried.

RESOLUTION 2021-23

SIGNING OF THE MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE 2021

Whereas: State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

Whereas: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include the resolution of the governing body of the municipality authorizing the signing of the certification.

Be it resolved that the Mayor of Lexington, is hereby authorized to sign the Municipal Annual Certification of Program Compliance.

Adopted this 28th day of September, 2021 at Lexington.

DEVELOPMENT AGREEMENT: Pepplitsch reviewed a development agreement with Community Development Authority and Peque Roofing Inc. He explained the agreement would be for the construction of four residential homes on lots purchased in the Northwest Third Addition, at a reduced price based upon volume of construction. Following discussion, moved by Roberts, seconded by Vivas, to approve the development agreement with the Community Development Authority and Peque Roofing, Inc. as presented. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

ROUNDTABLE DISCUSSION: Pepplitsch gave an update on current projects and stated maintenance work on the Adams Street Viaduct is slated to begin on Monday, October 4.

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