

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
December 12, 2023**

A Regular Meeting of the Lexington City Council was held Tuesday, December 12, 2023, 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, City Attorney Brian Copley, Finance Director Derek Haines, and City Clerk Pamela Baruth. The press was represented by The 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 11-28-2023: Minutes of the Regular meeting held Tuesday, November 28, 2023, were presented. Moved by Vivas, seconded by Salem, to approve the minutes as presented. Roll call. Voting “aye” were Smith, Roberts, Salem, Vivas, Fagot. Motion carried.

MINUTES – WORK SESSION 12-2-2023: Minutes of the Work Session held Saturday, December 2, 2023, were presented. Moved by Smith, seconded by Roberts, to approve the minutes as presented. Roll call. Voting “aye” were Vivas, Salem, Roberts, Smith, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,146,854.18 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Salem, seconded by Vivas, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$332,800.88 from General Fund, \$40,818.94 from Street Fund, \$464,855.17 from Economic Development, \$36,485.87 from TIF Fund, \$226,003.29 from LEXUS, \$10,000.00 from Sanitation, \$357.28 from Ambulance, \$27,968.75 from Health Fund, and \$7,564.00 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Smith, Roberts, Vivas, Salem, Fagot. Motion carried.

**ACCOUNTS PAYABLE
December 12, 2023**

American Family Life Assurance Co / AFLAC	Premiums	1,519.07
B & H Services / Service Master	EL / ND / OC / Cleaning Service	7,276.30
Baker & Taylor	LB / Books	1,766.11
Bennett, Curtis W / Sign Pro	Polymetal Panels / Council Chambers	894.00
Black Hills Energy	Natural Gas Service	2,094.12
Brown, Kevin / Kevin Brown Design	Web Hosting / Annual Fee / Cityoflex.com	5,000.00
Byrns Floorcovering & Installation	OC / Walk Off Carpet Tile / 2 Entries	2,368.48
Campbell County Libraries	LB / Interlibrary Loan / Book Replacement	19.00

Cash-Wa Distributing	MOW / Food & Supplies	6,396.93
Cengage Learning	LB / Books	24.64
Central States Aggregate LLC	RipRap/2"Crushed Rock/Patriot Park&Pond	9,887.31
Church of Jesus Christ of Latter-Day Saints, The	2023 Community Cleanup	600.00
City of Lexington	Interdepartmental Service Fees	55,749.00
	Utility Franchise Fees	192.38
City of Lexington / Street	SW / WR / Interdepartmental Service Fees	6,876.23
	Fuel	7,805.98
Community Development Agency	TIF/The Row/The Row2/Pentad-True Value	36,485.87
Core & Main LP	EL / WR / 2S Meters / Meter Registers	18,318.22
County of Dawson - Register of Deeds	Filling Fees	16.00
County of Dawson - Treasurer	2023 Drainage Tax	133.27
Crossroads Mission Avenue	2023 Community Cleanup	600.00
Danko Emergency Equipment Company	FD / Thermal Camera Kit	999.00
Dan's Sanitation	Sanitation Fees	14,694.59
Dash Medical Gloves Inc	PD / Nitrile Gloves	130.00
Davis Energy	FD / ST / Fuel	860.22
Dawson Public Power District	Power Purchase	76.32
Dell Marketing LP	CM / DS / Desktop Computers	1,633.68
Downey Drilling Inc	LB/Armstrong Suction Pumps/Series 4030	30,008.82
Eakes Inc	EL/PD/DocMgmt Support/Copier Expense	1,603.71
Electrical Engineering & Equipment Co	EL / PK / Parts / Hardware / Conduit	1,676.69
Fagot Refrigeration & Electric Inc	LED Lighting/Sign Repairs/Parts	4,639.02
First Interstate Bank	LB / Petty Cash	193.55
Flock Group Inc	PD / Annual Access Fee	48,850.00
Frederick, Michael	LB / Books	96.00
Fremarek Inc	FH / ST / SW / WR / Supplies	803.68
Fyr-Tek Inc	FD / Equipment Repairs	730.64
GB Auto Service Inc	PK / Tire Repair	66.98
Great Plains Communications	City Internet Services	346.10
Greater Lexington Corp	Econ Dev 2010 Loan	464,855.17
Greater Nebraska Cities	Monthly Lobbying Services	667.00
Health Claims	Claims	8,674.92
Heldt McKeone & Copley	Professional Fee	2,700.00
Hiland Dairy Foods	MOW / Dairy Products	546.81
Homeier Ventures Inc / Bob's True Value	PK / Supplies	33.93
Ideal Laundry & Cleaners Inc	Rug Service	725.17
Ingram Library	LB / Books	43.52
Intellicom Computer Consulting Inc	Tech Support / Software	6,002.25
Intermedia.com	Web Phone Charges	284.44
Invest Plus / Plum Creek Market Place	MOW / Food	123.54
JEO Consulting Group Inc	PK / Patriot Pond & Park / Design Services	16,600.00
Jones Plumbing & Heating	ND / WWTP / WR / Parts	156.78
Keep Lexington Beautiful	2023 KLB Hosting / Summer Cleanup	400.00
Kirk's Trenching & Septic Service LLC	CEM / Portable Rental	75.00
KMJ Inc / Copycat Printing	DS / Truck Route Stickers	100.65
LEE Enterprises Inc / Clipper Herald	Publications	663.71
Lexington Area Solid Waste Agency	Special Waste Disposal	1,135.75
Lexington Public Schools - Activities	Spanish Class/Boys Soccer/2023 Comm Cleanup	1,200.00
Lien Inc	PK / Sprinkler Winterization	620.00
Matheson Trigas Inc	AMB / Medical Oxygen	107.28
McFadden, Ryan / McFadden Auto Repair	PD / Auto Repair	374.92
Mead Lumber	CEM / PK / REC / Supplies	188.36
Melson, Dane / Anytime Fitness	Fitness Memberships	187.20
Menard Inc	PK / Supplies	1,082.54
Metal Designs NY Inc	PK/60"x30" Bronze Plaque/Vets Pavilion	11,096.00
Mid Nebraska Ice Inc	GGC / Ice Machine Service Call	295.00

Mid-States Automation & Control Inc	OC/Diagnostics / Thermostat Repairs / CCC	1,581.00
Miller & Associates Consulting Engineers PC	WR / Professional Services / Well #10	2,853.21
Miller, Trever	FD / Record Keeping	250.00
Morris Printing Group	GGC / Newsletter	138.76
Moseley, Theresa / Plum Creek Promotions	PK / ST / WR / Uniform Safety Shirts	811.68
Nebraska Dept of Revenue	Sales and Use Tax	54,009.07
Nebraska Interactive LLC	Annual Subscription & Access Fees	102.00
Nebraska Machinery Company	ST / Loader Blade Edges	1,790.50
Nebraska Tech & Telecommunications	Phone Service	1,260.73
Nebraska Water Experts / Culligan	Soft Water Supplies	770.58
Nebraskaland Tire	ST / Tire Repair	17.74
Nebraskalink	LB / Internet Service	30.00
Odeys Inc	PK / Field Marking Paint	467.63
O'Hara Lindsay and Associates	Monthly Lobbying Services	333.00
Oliver Consulting Services Inc	LB / Data Backup	45.00
One Call Concepts Inc	Locates	87.64
Paulsen Inc	GGC/ST/WR/Sand/Gravel/Limestone	2,164.00
Platte Valley Communications Inc	FD / PD / Equipment / Maintenance	177.48
Prado, Arturo	WWTP / Reimbursement / Safety Boots	56.17
Primary Electric Inc	WWTP / Pump Repairs	255.00
Raices de me Tierra	2023 Community Cleanup	600.00
Rapid Fire Protection Inc	FH/ Fire Sprinkler-Backflow Inspection	200.00
Rentokil NA / Presto-X	LB / WWTP / Pest Control	183.11
Roemmich, Austin	AMB / Record Keeping	250.00
S & W Auto Parts	EL / PK / Parts / Supplies	107.11
Schwarz, Mataya / Madeline's Café & Bakery	PD / Meeting Meal	60.90
Three 21 Tavern LLC	CC / Gift Cards / Board Members (22)	550.00
Titan Machinery Inc – Lexington	FD / REC / Parts / Repairs	433.01
Tradebe Capital Corporation	ST / Overpack Barrels for Disposal	6,250.00
US Postal Service	EL/LB/Box 70/Box 778/Annual Svc Fee	534.00
Vak, Joseph / Lexington Animal Clinic	PD / Animal Care	1,025.67
Village Cleaners Inc	GGC / Janitorial Supplies	205.59
WAM Inc / Central NE Bobcat	CEM / Equipment Repair	2,385.86
Werner's Sprinklers / Dawson Pest Control	FD / GGC / OC / Pest Control	167.05
ARK I CEA Holdco LLC / Solsystems	Solar Power Purchase / Airport Road	7,364.89
Davis Energy	ST / Fuel Purchase	3,240.67
Electric Pump Inc	WWTP / Equipment Repairs	7,901.00
First Interstate Bank	EL / MOW / PD / WR / Petty Cash	174.90
Health Claims	Claims	17,774.76
Holbein Lawn Care	FD / Lawn Care	110.00
John Deere Financial / Bomgaars / Landmark	CEM/PK/ST/WR/WWTP / Supplies / Parts	709.79
Lexington, City Payroll Account		
Payroll	Wages	175,856.06
Social Security	Employer Portion / FICA Med	12,713.42
Union Bank & Trust	Employer Portion / Pension	0.00
Union Bank & Trust	Police Pension	3,030.01
ICMA	City Manager Pension	1,085.25
Mead Lumber	PK / Hardware / Lumber	269.69
Miller & Associates Consulting Engineers PC	Pro Svcs/Detention Cell Flow Liner	7,076.10
Motorola Solutions Inc	PD / Equipment Repair	480.00
NE Law Enforcement Training Center	PD / TABE Testing Fee / Postage	19.65
Nebraska Rural Radio Association / KRVN	PD / 2023 Holiday Greetings	60.00
Platte Valley Auto	PD / Oil & Lube	139.31
Polydyne Inc	WWTP / Dewatering Polymer	15,364.00
S & W Auto Parts	PK / Hardware / Parts	225.63
State of NE / Public Health Environmental Lab	PD / Blood Test	105.00
Statewide Collections LLC	EL / Collection Fees	37.71

Stout, Robby B / Stout Construction	GGC / ND / WR / Repairs	15,138.00
True North Agency LLC	FD / Group Life Insurance	5,942.00
YMCA of the Prairie	Fitness Memberships	1,446.00
Zarate, Laurie	ST / Employee Recognition / Cake	65.00
TOTAL CLAIMS:		1,146,854.18

PROJECT: Peplitsch requested Council consideration of plans for the Polk Street Lift Station & Forcemain project and authorization to solicit bids. Following a review of the project, moved by Salem, seconded by Smith, to approve plans for the Polk Street Lift Station & Forcemain as presented and to authorize the solicitation of bids. Roll call. Voting “aye” were Vivas, Roberts, Smith, Salem, Fagot. Motion carried.

PROJECT: Peplitsch requested Council consideration of plans for the Wycoff Drive project and authorization of bids. Following a review of the project, moved by Roberts, seconded by Vivas, to approve plans for Wycoff Drive and to authorize the solicitation of bids. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

PAY REQUEST: Peplitsch reviewed Pay Request #27 from Walters Morgan Construction for the 2021 Wastewater Facility Improvements project in the amount of \$328,917.36. Following a project update, moved by Smith, seconded by Vivas, to approve Pay Request #27 as presented. Roll call. Voting “aye” were Salem, Roberts, Vivas, Smith, Fagot. Motion carried.

PAY REQUEST: Peplitsch reviewed Pay Request #2 from Envirodyne Systems Inc. for the 2020 Wastewater Equipment Procurement project in the amount of \$12,241.10. Following a project update, moved by Roberts, seconded by Smith, to approve Pay Request #2 as presented. Roll call. Voting “aye” were Vivas, Salem, Smith, Roberts, Fagot. Motion carried.

ROUNDTABLE DISCUSSION: Peplitsch gave an update of current projects. Baruth reminded Council and Staff the next council meeting has been moved to Wednesday, December 27, 2023.

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