

**CITY COUNCIL  
CITY OF LEXINGTON, NEBRASKA  
January 23, 2024**

A Regular Meeting of the Lexington City Council was held Tuesday, January 23, 2024, 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, Library Director Jennifer Norton and City Clerk Pamela Baruth. The press was represented by the Clipper-Herald.

**NOTICE:** Notice of the meeting was given in advance, thereof by thereof by posting in the following locations: Lexington City Hall, Dawson County Courthouse – East Entrance, Homestead Bank, First Interstate Bank, Lexington Public Library. 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 1-9-24:** Minutes of the Regular meeting held Tuesday, January 9, 2024, were presented. Moved by Salem, seconded by Smith, to approve the minutes as presented. Roll call. Voting “aye” were Roberts, Smith, Salem, Fagot. Vivas was absent from the vote. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$1,889,998.30 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Roberts, seconded by Salem, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$225,688.13 from General Fund, \$70,557.85 from Street Fund, \$51,000.00 from Economic Development, \$6,502.03 from TIF, \$1,474.172.44 from LEXUS, \$40,652.45 from Sanitation, \$2,005.76 from Ambulance, \$13,453.35 from Health Fund, and \$5,966.29 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Smith, Salem, Roberts, Fagot. Vivas was absent from the vote. Motion carried.

**ACCOUNTS PAYABLE  
January 23, 2024**

Acosta, Moises	ST / Banner Adjustments	1,050.00
American Family Life Assurance Co/AFLAC	Premiums	1,612.66
ARK I CEI Holdco LLC / Solsystems	Solar Power Purchase	4,870.39
Avalos, Daniel	ST/Employee Reimbursement / Work Boots	34.76
Axxent Buildings & Doors	ST / Overhead Door Repairs	588.52
B & H Services / Service Master	Cleaning Service	6,110.00
Baker & Taylor	LB / Books	254.84
Bauer Built Inc	WWTP / Tire Repair	130.00
Beverly Bogle Louthan PC	Professional Fees	1,200.00
Brooks, Gary E & Cheryl L / Meridian Rentals	PK / Equipment Parts	347.88
Business Card / Bank of America		
Amazon.com	ST / WR / Tools / Equipment Parts	543.00

Canva	LB / Software	14.99
Educational Institute	DS / ICC Conference / Ramirez, J	428.90
Holiday Inn Express - Omaha	PD / Lodging / Training / McDiarmid, I	230.00
Microsoft	LB / Software	9.75
Nebraska Society of Fire Service Instructors	AMB / Conference Registration	1,590.00
North American Rescue	PD / Equipment	441.70
Pepper Ball	Instructor-Armorer Certification/McDiarmid	549.00
Society for Human Resource Managers	CM / Membership Dues / Baruth, P	244.00
Teslong.com	PD / Equipment	128.66
United States Postal Service	WR / Postage	90.70
Walmart	CT / PD / Supplies	489.03
Webstaurant Store, The	ND / Breakroom Equipment	86.36
Cash-Wa Distributing	MOW / Food & Supplies	3,445.84
Cengage Learning	LB / Books	83.97
Chesterman Company	MOW / Beverages	105.00
Community Development Agency	TIF / B & H Services (ServiceMaster)	6,502.03
Core and Main LP	WR / Meter Radios	9,702.32
Davis Energy	FD / ST / Fuel / Fuel Additive	395.12
Demco Inc	LB / Supplies	442.53
Dutton-Lainson Company	EL / Meter Sockets	601.75
Eakes Inc	EL/LB/ST/Copier Exp/DocMgmt Sprt/Spls	1,182.54
Eilers Machine & Welding Inc	PK / Equipment Repair	41.52
Electrical Engineering & Equipment	FH/OC/WWTP/Special Request Lighting/Parts	257.42
Fagot Refrigeration & Electric	FH / PK / Filters / Service Call	515.05
Fastenal Company	ST / WR / Supplies	400.39
First Interstate Bank	LB / Petty Cash / Postage	91.11
Grayek, Alan	Electric Rebate	1,750.00
Greater Lexington Corporation	Economic Development 2010 Loan	51,000.00
HD Supply Inc	WR / Freight Expense	245.64
Hach Company	WWTP / Lab Supplies	215.90
Health Claims	Claims	6,030.99
Hiland Dairy Foods	MOW / Dairy Products	271.83
Hillside Xpress LLC / MIRA Safety	PD / Tactical Gear	1,031.88
Holbein, Dahlas	AMB/FD/Truck Maint/Fueling/Cleaning	1,500.00
Hurtado, Nohemi	Electric Rebate	2,200.00
IGS ORIX Solar I	Solar Power Purchase	12,943.92
Ingram Library Services	LB / Books	54.00
Johnson, Joshua Dusk / WLT Consulting	ND/Flood Mitigation/ BRIC & FMA Grants	3,000.00
League of Nebraska Municipalities	WR/Operators Workshop/Nelson/Vetter	130.00
Lexington Health Fund	Self-Funding	51,490.80
Lexington Regional Health Center	DOT Drug Screen	35.00
LEXUS	Utilities	49,453.93
Mead Lumber	PK / WR / Supplies / Hardware	176.48
Meritain Health	Health Premium	35,450.96
Mid-States Organized Crime Information Center	PD / 2024 Membership Fees	150.00
Miller & Associates Consulting Engineers	ST / Professional Services / East Viaduct	242.81
Moseley, Theresa / Plum Creek Promotions	ST / WR / Uniform Jackets	508.00
Municipal Supply	WR / Supplies	134.82
Nebraska Safety & Fire Equipment	OC/Service/Fire Alarm/Sprinklers/Backflow	545.00
Nebraska Public Power District	O & M	102,124.35
	Power Purchase	1,117,828.80
Nebraska Machinery Company	ST / Cutting Edge / Parts / Hardware	761.98
Nebraskaland Tire	PK / ST / Parts / Oil & Lube	356.63
Nebraska State Fire Marshal	WWTP / Annual Boiler Certification	36.00
O'Reilly Auto Parts	ST / WR / Parts / Supplies	424.97
Otto, Clay / Tri City Concrete	ST/Remove/Replace/Concrete/Elm&Taylor	15,543.75
Paulsen Inc	PK/WR/Limestone/Sand/Gravel/Fiber Mesh	2,021.88

Platte Valley Auto Mart Inc	PD / Oil & Lube	71.34
Platte Valley Communications	FD/PD/2024 Tower Rent/Equipment Maint	1,089.96
Plumbing & Heating Wholesale Inc	WR / Reciprocating Saw / Impact Wrench	436.50
Principal	Dental Premium	4,106.50
Ramirez, Esmerelda	Electric Rebate	1,650.00
Ramirez, Jose	DS/Employee Reimbursement/Work Boots	93.62
S & W Auto Parts	PD / PK / ST / Parts / Supplies	104.15
Standard Insurance Company	Life Insurance Premiums	909.09
TASC	Administration Fees	175.62
Tornel, Cynthia	Electric Rebate	1,750.00
U Save Pharmacy / Business Equipment	CM/DS/GGC/LB/PD/REC/ST/WR/Supplies	1,560.39
Utility Service Company Inc	WR/Service/South Tank / Downtown Tank	11,060.17
Verizon Wireless	Cellular Service	391.61
Village Cleaners Inc	GGC / Janitorial Supplies	64.06
VSP / Vision Service Plan	Vision Premium	1,008.96
W W Grainger Inc	WWTP / Heater / Supplies	2,542.38
Western Pathology Consultants Inc	Random Drug Screen	30.00
YMCA of the Prairie	Fitness Memberships	1,464.06
4Imprint	DS / Uniform Shirt / Coat	399.51
Ask Supply Company Inc	ST / Janitorial Supplies	121.30
Baker & Taylor	LB / Books	641.31
Cengage Learning	LB / Books	74.97
City of Lexington	Utility Franchise Fees	96,006.31
Dan's Sanitation	Sanitation Fees	40,652.45
Davis Energy	ST / Fuel Purchase	5,505.83
Dutton-Lainson Company	EL / Meter Sockets	771.01
Eilers Machine & Welding Inc	PK / Equipment Parts	54.70
Electrical Engineering & Equipment	FH / Hardware / Parts / Lights	2,178.15
Fagot Refrigeration & Electric	LB / Install 5 Ton Geothermal Heat Pump	18,329.47
Great Plains Communications	DAD / Internet Service	335.65
Health Claims	Claims	5,569.08
Homeier Ventures LLC	WR / Tools	70.05
Hydro Optimization&Automation Solutions Inc	2024 Annual Screen Connect Hosting	321.00
Lexington City Payroll Account		
Payroll	Wages	164,935.90
Social Security	Employer Portion / FICA Med	12,273.16
Union Bank & Trust	Employer Portion / Pension	0.00
Union Bank & Trust	Police Pension	3,063.22
ICMA	City Manager Pension	1,104.49
Mead Lumber	FH / ND / Supplies / Hardware	205.73
McFadden, Ryan / McFadden Auto Repair	PK / Auto Repairs	346.54
Money Handling Machines Inc	EL / Annual Service Contract	570.00
Nebraskaland Tire	EL / Tire	133.86
Paulsen Inc	ST / Limestone / Calcium / Heat	925.74
Platte Valley Auto Mart Inc	FD / Auto Repairs	252.26
State of NE / DHHS / Public Health Lab	WR / Testing	195.00
Statewide Collections LLC	EL / Collection Fees	69.06
Titan Machinery Inc - Lexington	SW / Equipment Tune Up	3,101.89
US Foods	MOW / Food & Supplies	810.20
	TOTAL CLAIMS:	1,889,998.30

**FINANCIAL REPORT:** Moved by Smith, seconded by Salem, to accept the financial report for December 2023 as presented. Roll call. Voting “aye” were Roberts, Salem, Smith, Fagot. Vivas was absent from the vote. Motion carried.

**LIBRARY REPORT:** Jennifer Norton, Library Director, provided the annual report of library activities for 2023. Following discussion, moved by Roberts, seconded by Smith, to accept the library report as presented. Roll call. Voting “aye” were Vivas, Smith, Roberts, Salem. Motion carried.

**RESOLUTION:** Resolution No. 2024-01 was presented. Following discussion, moved by Smith, seconded by Vivas, to approve Resolution No. 2024-01. Roll call. Voting “aye” were Salem, Roberts, Vivas, Smith, Fagot. Motion carried.

**RESOLUTION NO. 2024-01**

**A RESOLUTION APPROVING THE CERTIFICATION ADMINISTRATOR FOR THE LVFD SERVICE AWARD PROGRAM AND THE VOLUNTEER EMERGENCY RESPONDERS INCENTIVE ACT.**

WHEREAS, the Lexington Volunteer Fire Department has designated Kristin Byrne as the Certification Administrator for the LVFD Service Award Program and the Volunteer Emergency Responders Incentive Act;

BE IT RESOLVED, by the Mayor and Council of the city of Lexington, Nebraska that Kristin Byrne is hereby approved as the Certification Administrator for the LVFD Service Award Program and the Volunteer Emergency Responders Incentive Act.

**Passed and approved this 23<sup>rd</sup> day of January 2024.**

**RESOLUTION:** Resolution No. 2024-02 was presented. Following discussion, moved by Vivas, seconded by Salem, to approve Resolution No. 2024-02. Roll call. Voting “aye” were Smith, Roberts, Salem, Vivas, Fagot. Motion carried.

**RESOLUTION NO. 2024-02**

**A RESOLUTION APPROVING THE LVFD SERVICE AWARD PROGRAM AND VOLUNTEER EMERGENCY RESPONDERS INCENTIVE ACT CERTIFIED MEMBER LIST FOR CALENDAR 2023.**

WHEREAS, the Lexington Volunteer Fire Department members must attain Certified status as defined by the LVFD Service Award Program AND the Volunteer Emergency Responders Incentive Act in order to participate in the programs.

BE IT RESOLVED, by the Mayor and Council of the City of Lexington, the following list of members have completed the certification requirements as determined by the Certification Administrator for calendar year 2023.

Rex Adams  
Bo Berry  
Michael Boling  
Daniel Bowers  
Kristin Byrne  
Alfred Copper  
Chad Reutlinger  
Roger Reutlinger

Mike Maguire  
Robert Martin  
Trevor Miller  
Lance Olsen  
Carlos Pano  
Janell Patton  
Gary Donnelson  
Matthew Fitzgerald

Austin Roemmich  
Kenny Schwarz  
Jacob Stallbaumer  
Kerry Teetor  
Alejandra Trejo  
Brad Worthing  
David Zlatkovsky

Doug Glaze  
Dahlas Holbein  
Walter Hughan  
Kent Jergensen  
Vincent Leibert  
James Linch

**Passed and approved this 23<sup>rd</sup> day of January, 2024.**

**EXECUTIVE SESSION:** Moved by Roberts, seconded by Smith, to enter Executive Session at 5:47 p.m. to discuss real estate negotiations. Roll call. Voting “aye” were Vivas, Salem, Smith, Roberts, Fagot. Motion carried.

Moved by Roberts, seconded by Vivas, to enter Open Session at 6:14 p.m. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

**ROUNDTABLE:** Peplitsch gave an update on the Racquet Center project construction. Baruth reminded council members to file for reelection if that is their intention. She also noted the Employee Appreciation Dinner is scheduled for Saturday, March 23, 2024, at Kirk’s Nebraskaland Restaurant.

**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.

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City Clerk