

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
October 13, 2026**

A Regular Meeting of the Lexington City Council was held Tuesday, October 13, 2026, in 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 Attorney Brian Copley, Finance Director Derek Haines and City Clerk Bill Brecks. The press was represented by the Lexington Clipper-Herald and KRVN.

NOTICE: Notice of the meeting was given in advance 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 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 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 9/22/2026: Minutes of the Regular meeting held September 22, 2026, were presented. Moved by Salem, seconded by Jacob, 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 \$7,133,164.57 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Vivas, seconded by Roberts, to approve the Claims and Bills as listed, and authorize funding allocations. Roll call. Voting “aye” were Vivas, Jacob, Roberts, Salem, Fagot. Motion carried.

**ACCOUNTS PAYABLE
October 13, 2026**

Advanced Auto	Parts, Tools	54.00
ARK I CEI Holdco	Solar Power Purchase	12,880.88
Ask Supply Co	Parts	32.50
B & H Services	Cleaning Service	6,773.92
Bauer Built Inc	Tire Repair, Replacement	397.89
Bennett Advertising	Business Cards	106.25
Black Hills Energy	Natural Gas	952.20
Bound Tree Medical	Supplies	1,832.40
Burnside, Dennis	Website Updates	2,000.00
Cash-Wa Distributing	Food, Supplies	5,146.95

Cengage Learning	Books	112.50
Center Point Inc	Books	204.96
Change Clothing	Uniform Shirts	686.85
City of Lexington - General Fund	Interdepartmental Service Fees	487,500.00
City of Lexington - Street	Fuel	16,544.23
	Interdepartmental Service Fees	60,000.00
City of Lexington - Utility	Utility Franchise Fees	456.81
Column Software	Publications	642.39
Community Action Partnership	Transportation Service Agreement	22,988.00
Core & Main	Meters	7,375.64
Country Partners COOP	Herbicide	200.35
CSG Forte	Equipment	441.88
Cummins Inc	Maintenance	1,723.37
Dan's Sanitation	Fees	15,448.89
Davis Energy	Fuel	13,684.70
Dawson County Communications	Dispatching Fees 4th Quarter	29,750.00
DPPD	Power Purchase	81.30
Demco	Supplies	533.34
Depository Trust	Combined Utility Refund Bond 2018	182,610.00
	Hwy Allocation Bond 2021	306,067.50
DRL Investments	Abatements	500.00
Eakes Inc	Copier Expense, Supplies, Support	2,095.69
FRAE	Repairs, Parts	11,108.96
First Interstate Bank	Petty Cash	394.77
Frederick, Michael	Books	50.00
Fremarek Inc	Supplies	198.26
Fyr-Tek	Maintenance	1,045.04
Galls	Uniform Expense	184.72
GB Auto Service	Tire Repair	60.00
GIS Workshop	Software Annual Fee	3,780.00
Great Plains Communications	Internet Service	887.41
Greater Nebraska Cities	Professional Services	667.00
Hanna Keelan Associates	Professional Services	750.00
Health Claims	Claims	22,497.65
Heartland Chevrolet	Parts	495.00
HM & Copley Law Offices	Professional Fees	2,700.00
Hernandez, Francisco	Boots	90.00
Hiland Dairy	Food	580.43
Holbein Lawn Service	Lawn Care	300.00
Hydro Optimi & Automation	Service Call, Parts	9,574.64
Ideal Laundry & Cleaners	Rug Service	1,062.50

Intellicom	Support, Software	5,125.40
Intermedia	Telephone Services	559.66
Iowa Pump Works	Service Call	4,806.00
JEO Consulting	Professional Services	3,360.00
Johnson Landscape	Lawn care	1,645.00
KBC Inc	Filters	175.04
Kirk's Trenching & Septic	Portable Rental, Cleaning	300.00
League of NE Municipalities	Conference Registration	525.00
	26-27 Membership Dues	26,576.00
	26-27 Utilities Section Member Dues	6,850.00
LEE Enterprises	Publications	167.84
Lexcares	2026-2027 Budget Funding	150,000.00
Lexington Area Solid Waste	Special Waste Disposal	1,334.34
Lexington City Payroll Account		
	Payroll Wages	188,288.83
	Social Security Employer Portion / FICA Med	13,989.16
	Union Bank & Trust Employer Portion / Pension	6,646.35
	Union Bank & Trust Police Pension	4,816.59
	ICMA City Manager Pension	942.31
Lexington Community Found	Coffee & Memorial Book Sales	592.97
Lexington Volunteer Fire Depart	Billing Revenue / 4th Quarter	2,868.10
MacQueen	Flow Test	7,661.00
Mead Lumber	Supplies	210.17
Meritain Health	Premiums / October	40,890.28
Midwest Laboratories	Supplies	244.50
National Telephone Message	Promotional Supplies	399.00
Nebraska Department of Revenue	Sales & Use Tax	72,322.83
Nebraska Library Association	Conference Registration	250.00
Nebraska Machinery	Parts, Repairs	2,548.19
Nebraska Water Experts	Soft Water	831.19
Nebraskaland Tire	Service, Tires, Repairs	522.50
Nippon Sanso	Medical Supplies	121.08
O'Hara Lindsay & Associates	Professional Services	333.00
Olsson	Professional Services	4,750.00
One Billing Solutions	Billing Fees	887.81
One Call Concepts Inc	Locates	77.27
O'Reilly Auto	Supplies	26.48
Patton, Janelle	Record Keeping	500.00
Paulsen Inc	Limestone	4,686.87
Platte Valley Auto Mart	Service, Parts	369.89
Platte Valley Communications	Maintenance	90.00

Plum Creek Medical	Services	2,255.25
PointClickCare	Software	747.43
Polydyne	Dewatering Polymer	24,150.00
Quadient Finance	Postage Purchase	3,000.00
Quality Fitness Lexington LLC	Memberships	262.08
Rentokil NA Inc	Pest Control	239.46
RetirementhomeTV Corp	Cable Service	1,299.63
Richardson, Calvin	Lawn Care	200.00
S & R Inc	Supplies, Parts, Tools	868.32
S & W Inc	Supplies, Parts, Tools	481.51
Sirchie	Supplies	155.76
Spectrum	Cable Service	50.00
Nebraska - Library Commission	Overdrive Annual Fees	2,700.00
Stewart, Jason	Lawn Care	110.00
Sunset Law Enforcement	Supplies	4,465.20
The Pioneer Athletics	Under-Fence Mow Strip	24,080.00
Titan Machinery	Parts	43.80
TL Sund	Joint Sealant	1,201.14
Tyler Technologies	Annual Software Subscription	106,929.27
U Save	Office Supplies, Postage	596.47
Uline	Parts	280.00
Vak, Joseph	Fee Reimbursement, Animal Care	1,499.00
Village Cleaners	Supplies	227.03
W W Grainger	Supplies	211.42
Werner's Sprinklers Inc	Pest Control	180.45
Wilkins Architecture	Professional Services	1,219.53
American Water Works Assoc	Dues	400.00
Cash-Wa Distributing	Food, Supplies	4,051.71
CenturyLink	Phone Services	1,099.09
Change Clothing	Uniform Expense	108.00
City of Lex - Econ Dev 2020	Budget Funding	245,000.00
City of Lexington - Landfill	Annual Funding	15,000.00
City of Lexington - Street	Fuel / September	14,267.27
Community Devel Agency	Annual Funding	50,000.00
	TIF Funds	10,975.26
Complete Underground	Directional Boring	7,760.36
Country Partners COOP	Herbicide	400.70
Davis Energy	Fuel	7,043.97
Dutton-Lainson Company	Meter Sockets	671.79
Eakes Inc	Supplies	240.26
Edgewater Insurance	Annual Premiums	338,495.00

First Interstate Bank	City Petty Cash	123.12
Fremarek Inc	Supplies	928.75
GB Auto Inc	Tire Repair	37.99
Health Claims	Claims	8,767.07
HM Copley Real Estate Trust	Tyson Land Purchase	4,219,560.01
Hiland Dairy	Food	200.45
Invest Plust	Food	236.42
Jones Plumbing	Service, Parts	1,421.21
Kohl, Patrick J	Expansion Joint Cover	252.52
Lexington City Payroll Account		
	Payroll Wages	189,941.81
	Social Security Employer Portion / FICA Med	14,114.78
	Union Bank & Trust Employer Portion / Pension	6,612.95
	Union Bank & Trust Police Pension	4,893.84
	ICMA City Manager Pension	942.31
Mead Lumber	Supplies	19.20
MH Logistics Corp	Parts	742.86
Nebraskaland Tire	Tires	617.81
Oliver Consulting	Tech Support, Data Storage	115.00
O'Reilly Auto	Parts	2.37
Peavey Corp	Supplies	82.77
John Deere Financial - Bomgaars	Parts, Supplies	1,518.38
John Deere Financial - Landmark	Parts, Service	1,622.81
S & R Inc	Supplies, Parts, Tools	169.97
S & W Inc	Supplies, Parts, Tools	111.54
Stout, Robby B	Cement Work, Repairs	13,517.00
Titan Machinery	Parts	103.05
TOTAL CLAIMS:		7,133,164.57

PUBLIC COMMENT: None

PROFESSIONAL SERVICES: Brecks explained the agreement with JEO Consulting Group, Inc. for the Lexington Flood Risk Reduction Assessment. Following discussion, moved by Roberts, seconded by Salem, to approve the agreement and authorize the City Manager to execute the agreement. Roll call. Voting “aye” were Roberts, Jacob, Salem, Vivas, Fagot. Motion carried.

RESOLUTION: Resolution No. 2026-18 was presented. Brecks explained that the resolution was to ratify a previously approved purchase. Gabriela Perez asked for clarification. Copley explained the previous purchase and the need for the ratification. Following discussion, moved by Salem, seconded by Jacob, to approve Resolution No. 2026-18. Roll call. Voting “aye” were Vivas, Roberts, Jacob, Salem, Fagot. Motion carried.

RESOLUTION NO. 2026-18

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA RATIFYING THE PURCHASE OF REAL ESTATE FROM TYSON FRESH MEATS, INC. AND RATIFYING THE ACTIONS OF THE CITY MANAGER IN COMPLETING SUCH PURCHASES;

WHEREAS, the City of Lexington, Nebraska (the “City”), is a municipal corporation authorized by Nebraska law to purchase and hold real estate for public purposes; and

WHEREAS, Tyson Fresh Meats, Inc., f/k/a IBP Inc., d/b/a Tyson Foods (“Tyson”), owned the real estate legally described as the Southwest Quarter (SW¼) of Section 9, Township 9 North, Range 21, West of the 6th P.M., except drainage ditch and except 11.39 acre tract and except 1.54 acres to County Road, Dawson County, Nebraska; and

WHEREAS, Tyson owned the real estate legally described as that part of Section 16, Township 9 North, Range 21, lying North of the Nebraska Public Power Irrigation Canal, except the North 50 feet, West of the 6th P.M., Dawson County, Nebraska, together with the wastewater treatment facility located thereon and the associated influent and effluent sewer line facilities, easements and personal property; and

WHEREAS, the City Manager, on behalf of the City, entered into a Memorandum of Understanding and related Real Estate Purchase Agreements with Tyson for the purchase of the real estate; and

WHEREAS, the City Manager has taken all actions necessary to complete the purchases of real estate pursuant to the Purchase Agreements; and

WHEREAS, the Mayor and City Council deem it to be in the public interest to ratify and confirm the purchases of real estate, and the actions of the City Manager in completing such purchases;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA:

Section 1. That the purchase of the real estate, pursuant to the terms and conditions of the Purchase Agreements, is hereby ratified, confirmed and approved.

Section 2. That all actions taken by the City Manager on behalf of the City in negotiating, executing and completing the Purchase Agreements and the purchases of the real estate, including without limitation the execution of the Purchase Agreements, closing statements, and all other closing documents, and the payment of the purchase prices, are hereby ratified, confirmed and approved as the acts of the City.

Section 3. That the City Manager is hereby authorized and directed to execute such further documents and take such further actions as may be necessary to carry out the terms of

the Purchase Agreements and this Resolution, including the transfer of all environmental permits associated with the wastewater treatment facility.

PASSED AND APPROVED this 13th day of October, 2026.

ORDINANCE: Ordinance No. 2490 entitled “**ORDINANCE NO. 2490 AN ORDINANCE TO AMEND SECTION 16-45 OF THE LEXINGTON CITY CODE; TO PROHIBIT PARKING ON THE SOUTH SIDE OF 20TH STREET FROM ERIE STREET TO RIDGEWAY; TO REPEAL ORIGINAL SECTION 16-45 AND ALL OTHER ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN ELECTRONIC FORM.**” was presented.

Following discussion of the proposed parking restriction and pedestrian safety, a motion was made by Vivas, seconded by Salem, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Salem, Jacob, Vivas, Roberts, Fagot. Motion carried.

Ordinance No. 2490 was presented on final reading. Moved by Vivas, seconded by Jacob, to approve Ordinance No. 2490 on final reading. Roll call. Voting “aye” were Salem, Vivas, Jacob, Roberts, Fagot. Motion carried.

RESOLUTION: Resolution No. 2026-17 was presented. Brecks explained the ongoing maintenance costs and availability of replacement parts for the existing traffic signals. After discussion, moved by Roberts, seconded by Salem, to approve Resolution No. 2026-17. Roll call. Voting “aye” were Salem, Vivas, Jacob, Roberts, Fagot. Motion carried.

RESOLUTION NO 2026 – 17

REPLACING TRAFFIC CONTROLS WITH STOP SIGNS AT THE CORNER OF 6TH STREET AND GRANT STREET

Whereas, Nebraska Revised Statutes Section 60-680 authorizes the City of Lexington to designate the location of stop signs;

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA AS FOLLOWS:

That the Lexington City Manager is hereby authorized and directed to install stop signs at the following locations:

1. Intersection of 6th Street and Grant Street, to stop traffic in all directions.

Passed and approved October 13, 2026.

ROUNDTABLE: None

ADJOURNMENT: There being no further business to come before the Council, Fagot declared the meeting adjourned at 5:42 p.m.

John Fagot, Mayor

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.

