

**CITY OF LEXINGTON  
LEXINGTON, NEBRASKA**

A Regular Meeting of the Lexington City Council was held Tuesday, May 13, 2014, at the Lexington City Hall, located at 406 E. 7<sup>th</sup> Street, Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, John Salem, Linda Miller, Dora Vivas and Jeremy Roberts. City Officials present were City Manager Joe Peplitsch, Assistant City Manager Dennis Burnside, City Attorney Will Weinhold, Finance Director Barb Hodges, Development Services Director Bill Brecks, Police Chief Tracy Wolf and City Clerk Pamela Baruth. The press was represented by Lexington Clipper-Herald, KRVN Radio and Kearney Hub.

**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, located at 406 E. 7<sup>th</sup> Street, Lexington, Nebraska.

**MINUTES – REGULAR MEETING 4-22-2014** Minutes of the Regular meeting held Tuesday, April 22, 2014, were presented for Council consideration. Moved by Miller, seconded by Salem, to approve Minutes as presented. Roll call. Voting “aye” were Vivas, Roberts, Miller, Salem, Fagot. Motion carried.

**CLAIMS & BILLS:** Claims and Bills in the amount of \$1,721,931.51 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Roberts, seconded by Vivas, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$371,601.53 from the General Fund, \$187,584.56 from Street Fund, \$20,490.56 from TIF, \$1,108,263.69 from LEXUS, \$10,000.00 from Sanitation, \$2,341.33 from Ambulance, \$15,730.74 from Health Fund, and \$5,919.10 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Miller, Salem, Vivas, Roberts, Fagot. Motion carried.

CITY OF LEXINGTON  
ACCOUNTS PAYABLE  
May 13, 2014

ACE Irrigation	Culvert Sections for PJ 137	6,131.12
All Points Cooperative	Fuel / Fertilizer	4,298.23
Annie's Attic Books	Library Book	19.94
Baker & Taylor	Library Books	19.77
Barco Municipal Products, Inc.	ST Supplies	1,522.42
Barco Products	Dev Services Trash Receptacles	854.20
Bennett Advertising Specialties	Admin Supplies	165.43
Bob's Auto Repair & Service Inc.	ST Vehicle Repair	60.00
BTS of North Platte, Inc.	ST Supplies	187.35
Cash-Wa Distributing	Food & Supplies	1,353.70
CDW Government	Dev Services Office Supplies	48.19
Central Fire & Safety	Annual Fire Extinguisher Maint	2,469.63
Central Garage	Fuel / Service / Repairs	17,009.57

Central NE Human Trafficking/Immigration Outreach	Police Seminar	100.00
Central Tire & Tread, Inc.	Tire Repairs	402.60
Community Development Agency	TIF Area #1/Concrete Work at Strip Mall	18,976.50
Culligan Water Conditioning Co.	Soft Water Supplies	282.28
Danko Emergency Equipment	Fire Dept Uniform Expense	1,424.76
Dan's Sanitation	Sanitation Fees	13,490.47
das Manufacturing, Inc.	Dev Services Storm Water Supplies	345.53
Data-Pac Mailing Systems	Postage	1,500.00
Davis Energy, Inc.	Fuel / Supplies	4,843.30
Dawson Pest Control	GGC Service	36.75
Dawson Public Power District	Power Purchase	461.08
Diamond Vogel Paint Center	ST Supplies	244.50
Downey Drilling, Inc.	Serviced Wells / Cem Supplies	1,840.11
Dutton-Lainson Company	ST Supplies	169.61
Eakes Office Plus	Serv Bldg Copies	123.04
Electric Engineering/Equipment	EL Supplies	357.85
EMS Billing Services, Inc.	Ambulance Billing Service	1,579.38
Energy Pioneer Solutions	EPS March Pmts	419.28
Fagot Refrigeration & Electric	GGC Service / Repairs	197.90
Fairbanks International	WWTP Service	350.05
Fastenal	ST / WR Supplies	316.61
FC&A	Library Book	39.95
Fox Bros. Hay Co., Inc.	Wood Grinding Service	8,875.00
FYR-TEK, Inc.	Fire Dept Equipment Repair	1,878.10
Gale/Cengage Learning	Library Books	223.68
Galls	Police Supplies	29.48
Great Western Bank	Lukas Land Pmt	28,733.36
Hach Company	WWTP Testing Supplies	737.50
HD Supply Water	WR Meters / Supplies	2,608.36
Health Claims Fund	Claims	15,512.46
Hiland Dairy Foods	Beverages / Food	433.57
HOA Solutions, Inc.	VFD Repaired on Well 13	7,521.00
Holbein, Dahlas	Lawn Care	165.00
Ingram Library	Library Books	444.31
International City/Co Mgmt Assn	Membership Dues	580.00
Intellicom Computer Consulting	Service	73.99
J & N Sales	WWTP Supplies	477.80
Jim Phillips Const.	ST Repair	11,338.00
John Deere Financials	PK Supplies	382.45
Jones Plumbing & Heating, Inc.	Service/Repairs/Supplies	2,025.08
K-Lawn, Inc.	Fertilizer / Insecticide Service	906.22
Landmark Implement, Inc.	Deck for PK Mower	450.00
Lexington Animal Clinic	Animal Care	1,043.70
Lexington Health Fund	Self-funding	45,652.35
Lexington Newspapers, Inc.	Publications	123.12
Lexington Postmaster	Postage	570.90
Lexington Public Schools	CDBG / Majestic Theatre	3,436.00
Lexington Public Schools/Cheer	Community Clean-up	600.00
Lexington Recreational Program	Rec / Aquatic Center Start-up	1,000.00
Lexington Truck & Auto, Inc.	Central Garage Supplies	20.00
Lexington, City of	Franchise Fees	115.19
Lexington City Payroll Account		
Payroll	Wages	122,203.68
Social Security	Employer Portion / FICA Med	9,048.39
Union Bank & Trust	Employer Portion / Pension	4,159.54
Union Bank & Trust	Police Pension	2,254.04
ICMA	City Manager Pension	836.93

Linch, Stanley	EL Rebate	550.00
Luther, Ann	Mileage	81.44
Mast's Fire Extinguisher Service	Fire Dept Service	42.00
Matheson Tri-Gas	Ambulance Supplies	125.96
MC2, Inc.	WWTP Supplies	1,119.47
Mead Lumber	WWTP/LFAC/DCOC/ST/Cem Spls	295.48
Meritain Health	Health Premium	19,875.90
Micromarketing	Library Books	59.45
Midland Scientific, Inc.	WWTP Testing Supplies	218.72
Mid-State Units	Rentals	245.00
Miller & Associates	Municipal Well #12 Relining PJ	327.00
Moore Medical LLC	Ambulance Supplies	239.44
Morris Press	GGC Service	244.00
Municipal Supply	WR / PK Supplies	429.69
NE Public Health Environmental Lab	WR Testing	1,361.00
Nebraska Dept of Roads	6th ST Grant to Taft PJ	109,268.39
Nebraska Environmental Products	Central Garage Supplies	362.26
NE Mosquito/Vector Control Assn	Membership Dues / Workshop	120.00
Nebraska Public Power District	Power Purchase	901,027.98
NE Wastewater Operators Division	Membership Dues	20.00
Nebraskalink	Internet Service	395.00
Odeys, Inc.	Ball Field Supplies	6,905.90
Oliver Consulting	Library Supplies	750.00
One Call Concepts	Locates	105.90
Overton Sand & Gravel Co.	Road Gravel	857.64
Paulsen, Inc.	Concrete / Loader / Truck Rental	9,770.91
Platte Valley Auto Mart	Police Vehicle Repair	55.57
Platte Valley Communication	Radio Repair	87.50
Primary Electric, Inc.	WWTP Service	886.76
Principal	Dental Premium	2,625.36
Pumpkin Books	Library Books	119.36
Rasmussen Mechanical Services	Library Maintenance Contract	1,193.00
Regional Books, Inc.	Library Books	32.30
S & W Auto Parts, Inc.	Central Garage / ST Supplies	1,445.33
S and D Contractors	Yard Cleanup	200.00
Sensus USA	Flexnet Annual Maintenance	3,307.00
Service Master Mid Nebraska	Cleaning Service	4,114.12
Sirchie Fingerprint Laboratories	Police Supplies	224.90
Smith, Cameron	EL Rebate	1,325.00
Source Gas, LLC	Gas Service	5,754.26
Standard Life	Life Premium	688.30
Statewide Collections LLC	Collection Fee	863.60
Steve's Lock & Key	REC / PK Keys / Locks Repaired	867.73
Subway @ Walmart	Meals	25.75
TASC - Client Invoices	Fees	218.28
Thalman, Julie	Cleaning Service	160.00
Thompson Co., The	Food / Supplies	2,101.09
Total Lawn Care	LFAC Lawn Care	675.00
Unisan Nebraska LLC	Library Supplies	103.17
Unitech	SW Supplies	1,185.00
U-Save Business Equipment	ST/DS/UTL/REC/WR/Lib/PK Spls/UPS	1,151.84
Village Uniform	GGC Supplies	50.20
Vision Internet Providers, Inc.	Web Hosting Fee / Addendum	1,636.52
VSP / Vision Service Plan	Vision Premium	626.09
Walmart	Supplies	639.09
Werner's Sprinklers	Ambulance Bldg Supplies	124.30
Baird Holm Attorneys at Law	Legal Expense / Police / WWTP	9,575.00

Barco Municipal Products, Inc.	ST Barricades	1,295.95
Bennett Advertising Specialties	Office Supplies	1,172.84
Buysm Sod	Sod	300.00
Cash-Wa Distributing	Supplies	247.60
Community Development Agency	TIF Area #1/Landscaping-Strip Mall	1,514.06
Copper, Michael	Yard Clean-up	100.00
Data-Pac Mailing Systems	Meter Rental	900.00
Dawson Pest Control	DCOC Service	54.60
Dawson Public Power	Power Purchase	7,863.56
Downey Drilling, Inc.	Optimist Complex Lighting PJ	13,520.00
Electric Engineering/Equipment	EL Supplies	253.35
Fagot Refrigeration & Electric	ST Light Repair	182.98
Great Western Bank-City Petty Cash	Postage/Meals/NPPD Incentives	79.37
Ingram Library Services	Library Books	462.20
Intellicom Computer Consulting	Monthly Billing/UTL Rep/Svc	205.10
International Municipal Lawyers	Membership Dues	480.00
Kratzer Electric, Inc.	Repair Tennis Court Lights	473.59
KRVN AM & FM	Advertising	166.40
Lexington Newspapers, Inc.	Publications	292.45
Lexington Utilities System	Utilities	37,265.82
Lexington City Payroll Account		
Payroll	Wages	128,844.02
Social Security	Employer Portion / FICA Med	9,549.82
Union Bank & Trust	Employer Portion / Pension	4,268.13
Union Bank & Trust	Police Pension	2,347.84
ICMA	City Manager Pension	836.93
Martin Electric Co.	Ambulance Bldg Service	120.00
Midwest Laboratories, Inc.	WWTP Testing	1,877.00
Nebraska Department of Revenue	Sales & Use Tax	49,859.68
Nebraska Tech & Telecomm, Inc.	Telephone Expense	1,110.74
O'Hara Lindsay and Associates	Lobbying Service	1,000.00
Paulsen Inc.	Concrete	93.62
Pinnacle Agency, The	Add Vehicle Premium	120.00
Plum Creek Promotions	Youth Baseball Shirts	1,344.06
Sign Pro	ID Stickers	36.00
Subway @ Walmart	Meals	52.50
T. O. Haas Tire Co.	Tires / Repair	293.50
Tyler Technologies, Inc.	Software Support	206.25
YMCA of Lexington	Membership Dues	181.30
	<b>TOTAL CLAIMS:</b>	<b>1,721,931.51</b>

**MANAGER APPLICATION:** Pepplitsch reviewed a manager application for Liquor License #D-64914, Cenex/Ampride. Edwin Clark has been named manager for the local store following the retirement of the former manager. Moved by Salem, seconded by Roberts, to recommend approval of the application as presented. Roll call. Voting “aye” were Miller, Vivas, Roberts, Salem, Fagot. Motion carried.

**RESOLUTION:** Resolution No. 2014-15 was presented for Council consideration. Following discussion, moved by Miller, seconded by Salem, to approve Resolution No. 2014-15 as presented. Roll call. Voting “aye” were Vivas, Roberts, Salem, Miller, Fagot. Motion carried.

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 18th Street and Lake Street, to stop north bound traffic on Lake Street.
2. Intersection of 18th Street and Adams Street, to stop east bound traffic on 18th Street.

Passed and approved May 13, 2014.

**LRHC 1<sup>ST</sup> ADDITION:**

Pepplitsch requested Council consideration of a proposed subdivision titled "LRHC 1<sup>st</sup> Addition". He noted the addition would be used for current expansion of facilities at Lexington Regional Health Center, and housing developments, with annexation at a later date. Resolution No. 2014-16 was presented for consideration. Moved by Miller, seconded by Salem, to approve Resolution No. 2014-16 as presented. Roll call. Voting "aye" were Vivas, Roberts, Salem, Miller, Fagot. Motion carried.

RESOLUTION NO. 2014 - 16

LRHC 1ST ADDITION

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

The plat of LRHC 1ST ADDITION, an addition to the City of Lexington, Dawson County, Nebraska, duly made out, acknowledged and certified, and the same hereby is approved, accepted and ordered filed and recorded in the office of the Register of Deeds of Dawson County, Nebraska.

PASSED AND APPROVED this 13th day of May, 2014.

**MAJESTIC THEATRE:**

Deb Jensen, DAD, requested concurrence of the recommendation by the Lexington Public School District to award the contract for renovations for the Majestic Theatre Project, CDBG No. 12-TD-004, to Paulsen Inc. in the amount of \$590,734.00. She noted that seating and projection equipment are not include in the scope of the project, and additional fundraising will be conducted for those items. Following discussion, moved by Roberts, seconded by Vivas, to concur with the Lexington Public School District bid award as outlined. Roll call. Voting "aye" were Miller, Salem, Vivas, Roberts, Fagot. Motion carried.

**ROUNDTABLE DISCUSSION:**

Pepplitsch gave an update on the Rec Complex lighting project, noting that completion is expected before Memorial Day weekend. He also announced Lexington is the recipient of the Civic & Cultural Grant for the Rec Complex Fieldhouse. With this funding in place, construction may begin late summer.

**ADJOURNMENT:**

There being no further business to come before the Council, Mayor 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