

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

A Regular Meeting of the Lexington City Council was held Tuesday, May 26, 2020, by conference call 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 Barb Hodges, Community Activities Director Ann Luther and City Clerk Pamela Baruth. The press was represented by Lexington 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 may be accessed by a link to Nebraska Attorney General website.

**MINUTES – REGULAR MEETING 5-12-20:** Minutes of the Regular meeting held Tuesday, May 12, 2020, were presented. Moved by Smith, seconded by Vivas, 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 \$1,818,800.53 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 \$193,489.64 from General Fund, \$66,599.05 from Street Fund, \$77,946.97 from TIF, \$1,427,385.92 from LEXUS, \$31,506.40 from Sanitation, \$1,116.50 from Ambulance, \$16,100.16 from Health Fund, and \$4,655.89 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**

May 26, 2020

Acromat	LB / Protective Gear	304.45
Baker & Taylor	LB / Books	368.95
Beverly Bogle Louthan PC	Professional Fees	1,200.00
Bank of America:		
Amazon	AC / CM / EL / ND / ST / Supplies	1,544.11
American Heart Association	PD / CPR Certification	30.00
K-Log	PK / Bench	1,954.90
LogMeIn	EL / Software	374.49
Orscheln	PD / Shop Vacuum	74.89
Smart Sign	PK / Signs	70.51
Timevalue Software	CT / Software	35.00
Tooldom.com	DS / Tools	51.55
United States Tennis Association	REC / Membership Renewal	35.00
Unites States Postal Service	WR / Postage	220.00
Walmart.com	ND / CM / Supplies	110.94
Bob's True Value	DS / LB / PK / Supplies	154.26
BOK Financial	2017 COP- WWTP Dewatering Project	3,625.00
Bound Tree	AMB / Medical Supplies	462.56
Cash-Wa Distributing	LB / MOW / ST / Supplies	3,994.15
Cengage Learning	LB / Books	197.52
Central Plains Library System	LB / Supplies	211.60

Cozad Country Club	REC / Equipment Rental	250.00
Community Development Agency	Ford & Ford/The Row/HNB/TIF Payments	77,946.97
Danko Emergency Equipment	FD / Supplies	1,124.71
Davis Energy	Fuel Purchase	2,844.69
	FD / Fuel	101.00
Demco	LB / Supplies	166.50
Eakes Office Solutions	EL / LB / Copier Expense	2,184.50
Fagot Refrigeration & Electric	AC / GGC / Repairs	476.59
	EL / Well #18 / Install 3PH Service	2,813.02
	SW / Sandoz Lift Station / Repairs	209.45
FYR-TEK	FD / Supplies	870.00
Health Claims	Claims	8,016.32
Hiland Dairy Foods	MOW / Dairy Products	175.66
Holbein, Dahlas D	FD/Truck Maintenance / Fueling / Cleaning	1,500.00
IGS Solar	Solar Power Purchase	52,098.15
Ingram Library Services	LB / Books	155.89
Ideal Linen & Uniform	Rug Maintenance	63.66
Johnstone Supply	OC / Pleated Filters	429.00
Lexington City Payroll Account:		
Payroll	Wages	157,923.76
Social Security	Employer Portion / FICA Med	11,806.94
Union Bank & Trust	Employer Portion / Pension	4,974.52
Union Bank & Trust	Police Pension	2,978.04
ICMA	City Manager Pension	917.57
Lexington Newspapers	Publications	139.47
Lexington Recreation Program	AC / Startup	500.00
LEXUS	Utilities	30,771.68
Meridian Rentals	PK / Weed Eaters	803.75
Mead Lumber	CEM / OC / PK / Parts / Supplies	96.51
Meritain Health	Health Premium	32,061.37
MicroMarketing	LB / Books	949.75
Mid-American Research Chemical	PD / ST / Disinfectant	301.39
Midwest Connect	EL / Postage Machine Ink Cartridge	310.30
Mohamed, Fatuma	AMB / Refund	93.44
Nebraska Dept of Environment & Energy	WWTP Loan Payment	153,582.02
NE Public Health & Environmental Lab	WR / Testing	150.00
Nebraska Public Power District	Power Purchase	824,882.45
	O & M	235,929.67
Nebraska Machine	ST / Equipment Repairs	1,160.81
Nebraskaland Tire	PK / ST / Oil & Lube	86.48
OCLC	LB / Metadata / Worldshare	146.86
O'Reilly Auto Parts	ST / Supplies	95.37
OmniSite	SW / Lift station #5 / Radio Kit	321.23
Original Watermen	AC / Masks	434.95
Oriental Trading	LB / Supplies	122.16
Paulsen Inc	ST/Airport Rd/Hwy 30 Street Improvements	10,490.00
Principal	Dental Premium	3,201.79
RAKA	ST / Maintenance	2,401.05
S & W Auto Parts	WWTP / Oil	64.29
Sign Pro	Wayfinding Signs	11,390.00
Standard Insurance Company	Life Insurance Premiums	1,024.54
TO Haas Tire Co	CEM / Tire Repair	31.27
U Save Business Equipment	Department Supplies	972.64
USA BlueBook	WWTP/Infrared Thermometer / Dual Laser	219.39
US Foods	MOW / Food & Supplies	704.40
Verizon Wireless	Cellular Service	380.16
VSP / Vision Service Plan	Vision Premium	1,098.91

Walmart	Department Supplies	521.03
Ward Laboratories	WR / Testing	38.50
Core & Main	WR / 2" Commercial Meter	797.16
Dan's Sanitation	Sanitation Fees	31,506.40
Fastenal	WWTP / Parts	20.93
Friedrichsen, Leon	Reimbursement / Boots	123.02
Health Claims	Claims	7,896.63
Holmes Plumbing & Heating Supply Co	SW / Sump Pumps	673.99
Johnstone Supply	ND / OC / Pleated Filters	311.07
Lexington Health Fund	Self-Funding	43,285.49
Lexington Newspapers Inc	Publications	9.40
Lexington, City of	Utility Franchise Fees	72,319.26
Nebraskaland Tire	WR / Oil & Lube	248.67
O'Reilly Auto Parts	ST / Parts	17.97
Paulsen Inc	ST / Gravel / Rock	139.13
RecSupply	AC / Supplies	276.00
S & W Auto Parts	PK / Supplies	29.95
Spectrum	Cable Service	53.82
TASC	Administration Fees	187.21
Wesco	ST / Supplies	379.98
	<b>TOTAL CLAIMS:</b>	<b>1,818,800.53</b>

**FINANCIAL REPORT:** Moved by Roberts, seconded by Vivas, to accept the financial report for April 2020 as presented. Roll call. Voting "aye" were Salem, Smith, Vivas, Roberts, Fagot. Motion carried.

**OPEINING GUIDELINES:** Peplitsch reviewed draft opening guidelines for the Family Aquatic Center, Optimist Recreation Complex, and Public Library. Following discussion, moved by Roberts, seconded by Smith, to adopt the opening guidelines as presented. Roll call. Voting "aye" were Vivas, Salem, Smith, Roberts, Fagot. Motion carried.

**RESOLUTION:** Resolution No. 2020-05 was presented. Peplitsch reviewed the proposed service charges for utility billing and updates to payment policies. Following discussion, moved by Vivas, seconded by Smith, to approve Resolution No. 2020-05. Roll call. Voting "aye" were Salem, Roberts, Vivas, Smith, Fagot. Motion carried.

#### **RESOLUTION NO. 2020-05**

##### **A RESOLUTION OF THE CITY OF LEXINGTON, NEBRASKA ESTABLISHING CERTAIN MUNICIPAL UTILITY SERVICE FEES AND PAYMENT POLICY.**

WHEREAS, the Lexington City Code authorizes the City Council to approve by resolution a schedule of fees associated with municipal utility accounts and payment policy;

BE IT THEREFORE RESOLVED BY THE MAYOR OF THE CITY COUNCIL AND CITY COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, that the following utility account service fees and payment policy are established and shall take effect on or following July 1, 2020.

#### Section 1. Utility Account Service Fees:

Administrative billing fee                      \$5.00 per bill issued

The administrative billing fee will be waived on the following conditions:

1. Automatic bank account withdrawal.
2. Email/online billing.
3. Senior Citizen accessibility.

Section 2. Payment Policy:

Payments for utility services will only be accepted in non-cash format; options available include:

1. ACH-automatic bank account withdrawal.
2. Online credit/debit card.
3. Toll free phone line or Text payment by credit/debit card.
4. Check or money order.

**PASSED AND APPROVED this 26th day of May, 2020**

**MEALS PROGRAM CONTRACT:** Peplitsch reviewed an annual operating contract with West Central Area Agency on Aging for the Meals Program for FY 2021. Moved by Salem, seconded by Smith, to approve the operating contract as presented and to authorize execution. Roll call. Voting “aye” were Vivas, Roberts, Smith, Salem, Fagot. Motion carried.

**ROUNDTABLE DISCUSSION:** Staff and Council discussed the intent to return to in-person regular meetings in June.

**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