

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
November 9, 2021**

A Regular Meeting of the Lexington City Council was held Tuesday, November 9, 2021, 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, and City Clerk Pamela Baruth. The press was represented by Clipper-Herald and Tri-City Trib.

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 10-26-2021: Minutes of the Regular meeting held Tuesday, October 26, 2021, were presented. Moved by Salem, seconded by Vivas, to approve the minutes as presented. Roll call. Voting “aye” were Smith, Roberts, Vivas, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$892,080.48 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Smith, seconded by Salem, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$453,127.03 from General Fund, \$53,745.16 from Street Fund, \$329,168.30 from LEXUS, \$10,000.00 from Sanitation, \$620.20 from Landfill, \$4,018.31 from Ambulance, \$3,384.40 from American Rescue Plan Act Fund, \$31,069.24 from Health Fund, and \$4,260.42 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Vivas, Roberts, Salem, Smith, Fagot. Motion carried.

**ACCOUNTS PAYABLE
November 9, 2021**

Alexander, Michael/Mike's Sprinkler Svc	Winterization/Reps 1600 N Monroe	832.39
Amazon Capital Services Inc	LB / Books / Supplies	189.88
Anderson, Harold R	Cemetery Space Buy Back	40.00
ARK I CEI Holdco LLC / Solsystems	Solar Power Purchase/N Airport Road	10,580.83
B & H Services / Service Master	EL / OC / Cleaning Service	5,243.82
Baker & Taylor	LB / Books	470.78
Bennett, Curtis W / Sign Pro	PK / Rules Sign / Plum Creek Park	550.00
Black Hills Energy	Natural Gas Service	129.70
Cash-Wa Distributing	MOW/ND/OC/ST/Food & Supplies	4,511.11
Cengage Learning	LB / Books	247.40
Center Point Inc	LB / Books / Supplies	185.16
Central Community College	AMB/CPR Recertification/EMT Certification	6,505.00

Chesterman Company	REC / Beverages	70.00
Citibank NA / CNH / Titan Machine	WWTP / Parts	115.00
City of Lexington	Interdepartmental Service Fees	55,749.00
	Utility Franchise Fees	272.75
City of Lexington / Street	SW/WR/Interdepartmental Service Fees	6,876.23
County of Dawson - Register of Deeds	Filing Fees	58.00
Danko Emergency Equipment	FD / Scuba Dive Equipment	1,102.79
Dan's Sanitation	Sanitation Fees	14,180.80
Davis Energy	AMB / FD / ST / Fuel	322.83
Dawson Public Power District	Power Purchase	83.13
Depository Trust Company	2020 Combined Utilities Revenue Bond	97,252.50
Designer Craft Woodworking Inc	FD / Cabinet Repairs / Replacement	721.00
Electrical Engineering & Equipment Co	ND / PK / Hardware / Lights	1,088.72
Eustis Body Shop	PK / ST / Vehicle Repairs	3,620.49
Fagot Refrigeration & Electric Inc	OC / Replace Emergency Lights	341.20
Fastenal	ST / Ice Melt	514.50
Fremarek Inc	REC / ST / Janitorial Supplies	761.66
Greater Nebraska Cities	Monthly Lobbying Services	667.00
Hach Company	WWTP / Lab Supplies	369.26
Health Claims	Claims	14,802.87
Heldt McKeone & Copley	Professional Fee	2,700.00
Hiland Dairy Foods	MOW / Dairy Products	368.86
Holbein Lawn Service	FD / Lawn Care	245.00
Homeier Ventures Inc / Bob's True Value	PK / Supplies	185.05
Ingram Library Services	LB / Books / Supplies	99.17
Intermedia.com	Web Phone Charges	276.10
JEO Consulting Group	PK / Professional Services	303.00
Jones Plumbing & Heating	AC / PK / WR / Parts / Winterization	670.62
League of Nebraska Municipalities	NMCA Membership / Burnside, D	100.00
LEE BHM / Lexington Clipper Herald	Publications	825.61
Lexington, City Payroll Account:		
Payroll	Wages	155,322.35
Social Security	Employer Portion / FICA Med	11,631.01
Union Bank & Trust	Employer Portion / Pension	4,844.84
Union Bank & Trust	Police Pension	3,024.24
ICMA	City Manager Pension	957.23
Lien Inc	Sprinkler Winterization/Repairs/Parts	2,497.92
Lincoln Winwater Works Co	WR / 6" Meter	3,215.35
Matt Friend Truck Equipment Inc	ST / Equipment Parts	209.72
Mead Lumber	Tools/Supplies/Lumber/Hardware	818.76
Midland Scientific	WWTP / Lab Supplies	540.50
MILCO Environmental Services Inc	Municipal Landfill (Closed)/Monitoring	620.20
Municipal Supply	WR / Well #8 Rehabilitation / Parts	169.05
Nebraska Association of Chiefs of Police	PD / PCAN Membership / Wolf, T	50.00
Nebraska Dept of Revenue	Sales and Use Tax	53,270.14
Nebraska Water Experts / Culligan	Soft Water Supplies	436.80
Nebraskaland Tire	PK / ST / WR / Oil & Lube	316.19
NSG / Nebraska Salt & Grain Co	ST / Ice Slicer / 121.98 Ton	18,662.94
OCLC	LB/Cataloging/Metadata/Worldshare	149.80
O'Hara Lindsay and Associates	Lobbying Services / 2021 Registration	333.00
Olsson Associates	PK / ST / Planning Study / Civil Design	13,360.00

Omaha World Herald	LB / 52 Week Subscription	722.59
One Call Concepts Inc	Locates	166.94
One Stop LLC / Mac's Short Stop	REC / Supplies	15.00
O'Reilly Auto Parts	ST / Parts / Fluids	113.53
Patton, Janell	Reimbursement/EMT Recertification Fee	20.00
Paulsen Inc	ST / Limestone	590.00
Platte Valley Auto	PD / Repairs / Oil & Lube	445.01
Platte Valley Communications	FD/PD/Pager Battery/Equipment Maint	111.50
Precision Detail / Julie Thalman	FD / Firehall Cleaning Service	280.00
Quadient Finance USA Inc	Postage Machine Maint 2021-2022	577.80
Rentokil NA / Presto-X	WWTP / Pest Control	56.00
S & W Auto Parts	PK / WWTP / Parts	89.47
Spectrum	Cable Service	30.26
Taste of Home	LB / Books	38.50
TO Haas LLC	PK / ST / Tires / Battery	931.89
Tyler Technologies	EL / Hardware Maintenance	1,028.14
US Foods	MOW / Food & Supplies	288.87
Vak, Joseph / Lexington Animal Clinic	PD / Animal Care	774.78
Village Uniform	GGC / Janitorial Supplies	116.24
W W Grainger	WWTP / Lab Supplies / Thermostat	314.00
Walmart	LB/PD/PK/REC/ST/WR/WWTP/Supplies	2,842.08
Werner's Sprinklers / Dawson Pest Control	FD / GGC / OC / Pest Control	159.10
Axxent Buildings & Doors	EL / Overhead Door Repairs	169.35
Cash-Wa Distributing	ST / Janitorial Supplies	136.00
City of Lexington / Street	Fuel Purchase	8,780.69
Core & Main	WR / Meters / Parts	7,697.65
Country Partners Cooperative	PK / Herbicide / Insecticide	3,212.65
Dawson Area Development	2021-2022 Annual Dues	28,000.00
Downey Drilling Inc	OC / Annual Heat Pump Inspection	250.00
Edgewater Insurance	Commercial Insurance Package	241,748.00
Fagot Refrigeration & Electric Inc	Lift Station 11/Wire Station/6th&Kennedy	12,368.63
Fastenal	ST / Supplies	19.66
Galls	PD / Uniform Expense	165.07
Grand Island Independent, The	LB / 52 Week Subscription	563.99
Health Claims	Claims	16,266.37
Hiland Dairy Foods	MOW / Dairy Products	119.73
Holmes Plumbing & Heading Supply Co	WR / Tools	4.01
Homeier Ventures Inc / Bob's True Value	PK / Tools	67.99
Ideal Laundry & Cleaners	Rug Service	708.77
Intellicom Computer Consulting Inc	Tech Support / Software / Hardware	4,492.05
Invest Plus Inc / Plum Creek Market Place	GGC / LB / MOW / Food & Supplies	141.08
John Deere Financial / Orscheln	Tools/Hardware/Supplies	1,715.48
Kearney Printing LLC / LIPS	Water Survey / Backflow Postcards	86.81
Lien Inc	ND / Sprinkler Winterization	127.50
Lundeen-Isaacson Inc	FD / Equipment Insurance Package	21,016.00
Mead Lumber	PK / Lumber / Hardware	139.45
Midland Scientific Inc	WWTP / Lab Supplies	538.28
Miller & Associates	PK / Splash Pad / Professional Services	14,195.90
Moseley, Theresa / Plum Creek Promotions	ST / Uniform Shirts	440.06
Nebraska Tech & Telecommunications	Telephone Service / Long Distance	1,253.13
Oliver Consulting Services Inc	LB/Tech Support/Data Backup&Storage	45.00

Paulsen Inc	ST / Road Gravel	313.32
Platte Valley Auto Mart	PD / Vehicle Repairs / Oil & Lube	179.34
Polydyne Inc	WWTP / Dewatering Polymer	9,384.00
Quick Med Claims	AMB / Billing Expenses	79.69
Rasmussen Mechanical Services	LB / Preventive Maintenance	1,290.25
S & W Auto Parts	PD / Booster Pack	169.00
TO Haas LLC	PD / ST / Tire Repairs / Tires	324.90
U Save Pharmacy / Business Equipment	EL / FD / LB / ST / WR / Supplies	742.21
US Foods	MOW / Food	411.92
USA Communications	Internet Service	345.60
	TOTAL CLAIMS:	892,080.48

PUBLIC HEARING: Mayor Fagot opened a public hearing to consider an application to rezone the Northwest Ninth Addition from A-1 Agricultural to R-1 Single-Family Residential. Peplitsch explained the area is platted for residential units and the zoning change would conform to the adjoining areas. He noted the Planning Commission has recommended approval of the zoning change following their public hearing. There being no public comments, the public hearing was closed. Ordinance No. 2442 entitled “**AN ORDINANCE TO REZONE THE NORTHWEST NINTH ADDITION, AN ADDITION TO THE CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA FROM A-1 AGRICULTURAL TO R-1 SINGLE-FAMILY RESIDENTIAL; TO REPEAL ALL ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HERewith; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM**” was presented on first reading. Following discussion, moved by Salem, seconded by Smith, to suspend the rules regarding the reading of an ordinance on three separate occasions. Roll call. Voting “aye” were Vivas, Roberts, Smith, Salem, Fagot. Motion carried.

Ordinance No. 2442 was presented of Final reading. Moved by Salem, seconded by Roberts, to approve Ordinance No. 2442 on Final reading. Roll call. Voting “aye” were Vivas, Smith, Roberts, Salem, Fagot. Motion carried.

PROJECT: Peplitsch reviewed bids received for the 18th Street Phase 2 and Kirkpatrick Memorial Park Paving Improvements projects. Moved by Roberts, seconded by Vivas, to accept the bids received and to award the contract to Paulsen Inc. as low bidder at \$532,273. Roll call. Voting “aye” were Smith, Salem, Vivas, Roberts, Fagot. Motion carried.

PAY REQUEST: Peplitsch reviewed Pay Request #2 from Walters-Morgan Construction for the 2021 Wastewater Facility Improvements project in the amount of \$185,177.39. Following discussion, moved by Smith, seconded by Roberts, to approve Pay Request #2 for the 2021 Wastewater Facility Improvements project as presented. Roll call. Voting “aye” were Vivas, Salem, Roberts, Smith, Fagot. Motion carried.

WORK SESSION: Moved by Salem, seconded by Vivas, to schedule a work session for Saturday, November 20, 2021, at 8:00 a.m. Roll call. Voting “aye” were Smith, Roberts, Vivas, Salem, Fagot. Motion carried.

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