

**CITY COUNCIL
CITY OF LEXINGTON, NEBRASKA
June 14, 2022**

A Regular Meeting of the Lexington City Council was held Tuesday, June 14, 2022, at Lexington, Nebraska at 5:30 p.m. Members of the Council present were John Fagot, John Salem, Steve Smith, and Jeremy Roberts. Dora Vivas was excused. 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 the Clipper-Herald and Tri-City Tribune.

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 5-24-2022: Minutes of the Regular meeting held Tuesday, May 24, 2022, were presented. Moved by Salem, seconded by Smith, to approve the minutes as presented. Roll call. Voting “aye” were Roberts, Smith, Salem, Fagot. Motion carried.

CLAIMS & BILLS: Claims and Bills in the amount of \$1,150,009.58 were presented for Council’s consideration and approval. Upon review of the Claims and Bills as listed, moved by Salem, seconded by Smith, to approve the Claims and Bills as listed, and authorize the City Treasurer to transfer \$472,345.45 from General Fund, \$289,432.80 from Street Fund, \$16,047.22 from TIF, \$304,018.22 from LEXUS, \$10,000.00 from Sanitation, \$678.70 from Landfill, \$4,429.16 from Ambulance, \$47,565.00 from Health Fund, and \$5,493.03 from Meals on Wheels to the City of Lexington’s Operating Account. Roll call. Voting “aye” were Roberts, Smith, Salem, Fagot. Motion carried.

**ACCOUNTS PAYABLE
June 14, 2022**

Advanced Water Company Inc	WWTP / Boiler Treatment	574.34
Arevalo, Edwin L	CEM / Overpayment / Cemetery Space	200.00
ARK I CEA Holdco LLC / Solsystems	Solar Power Purchase / Airport Road	14,917.11
Associated Supply Company Inc	AC / Pool Chemicals / Sunscreen	20,689.94
B & H Services / Service Master	EL / OC / Cleaning Service	5,470.17
Baker & Taylor	LB / Books	1,776.04
Bauer Built Inc	PK / WWTP / Tires	1,930.05
Black Hills Energy	Natural Gas Service	381.26
Bowen, Nicholas / Change Clothing	REC / Aussie Open Shirts	1,357.42
Brooks, Gary & Cheryl / Meridian Rentals	PK / Trimmer Head	161.94
Byrns, Garry D / Byrns Custom Gutters	REC / Repairs	1,105.00
Cash-Wa Distributing	Concessions/Food/Supplies	6,671.74
Cengage Learning	LB / Books	344.66

Center Point Inc	LB / Book	185.16
Chesterman Company	REC / Beverages	1,218.20
Citibank NA / CNH / Titan Machine	CEM / ST / Equipment Repairs / Parts	1,905.45
City of Lexington	Interdepartmental Service Fees	55,749.00
	Utility Franchise Fees	389.49
City of Lexington / Street	Fuel	13,261.07
	SW/WR/Interdepartmental Service Fees	6,876.23
Core & Main LP	EL / Meters	1,780.40
Country Partners Cooperative	PK/REC/Fertilizer/Insecticide/Propane	21,068.93
County of Dawson - Register of Deeds	Filing Fees	72.00
Cozad Services Inc	ST / Service Call	92.00
Cummins Inc	WWTP/Generator Battery Replacement	160.73
Dan's Sanitation	Sanitation Fees	13,982.79
Davis Energy Inc	FD / ST / Fuel / Fuel Purchase	6,936.48
Dawson County	ST / Road Improvements	208,829.50
Dawson Public Power District	Power Purchase	85.53
Depository Trust Company	2014 CURRB / Interest	2,040.00
Downey Drilling Inc	Well #12/Troubleshoot Low Pressure	6,092.86
Eakes Inc	LB / PD / Supplies / Copier Expense	817.82
EI Electronics LLC	EL / NEXUS Software Agreement	1,872.00
Electrical Engineering & Equipment Co	AC / Hardware / Oak Park Splash Pad	1,081.36
Envisionware Inc	LB/Annual Software Subscription/Maint	1,022.43
Fagot Refrigeration & Electric Inc	Parts/Repairs/Lighting Update	4,016.33
Fastenal Company	CEM / PK / ST / Safety Supplies / Tools	361.03
Fed Ex	PD / Shipping	15.01
First Interstate Bank	LB / Petty Cash	275.20
Galls Parent Holdings LLC	PD / Uniform Expense / Equipment	225.52
GB Auto Service Inc/TO Haas Tire&Auto	CEM / Tire Repair	25.99
GEA Mechanical Equipment Inc	WWTP/Decanter Repairs/Parts/Service	33,571.68
Global Equipment Company Inc	FD / Supplies	220.51
Graphic Arts Shop Inc	PD / Warning Books	1,444.00
Greater Nebraska Cities	Monthly Lobbying Services	667.00
Hach Company	WWTP / Lab Supplies	200.86
Hanna-Keelan Associates PC	Area #6 / Blight Study	12,000.00
Health Claims	Claims	30,676.73
Heldt McKeone & Copley	Professional Fee	2,700.00
Hiland Dairy Foods Company Inc	MOW / Dairy Products	357.71
Holbein Lawn Care	DS / FD / Abatements / Lawn Care	695.00
Holmes Plumbing & Heating Supply Co	WR / Parts	421.12
Homeier Ventures Inc / Bob's True Value	GGC/PK/Filters/Hardware/Supplies	48.08
Ideal Laundry & Cleaners	Rug Service	772.57
Ingram Library Services Inc	LB / Books	99.81
Intellicom Computer Consulting Inc	Tech Support / Software	4,314.70
Intermedia.com	Web Phone Charges	274.97
Invest Plus / Plum Creek Market Place	MOW / Food	7.43
John Deere Financial/Orscheln/Landmark	AC/CEM/PK/ST/WR/WWTP/Supplies/Part	2,419.89
Jones Plumbing & Heating Inc	AC / WR / WWTP / Parts	1,125.48
Kirk's Trenching&Septic Svc/Johnny on The Spot	CEM / Portable Rental	75.00
Landmark Implement Inc	CEM / Grasshopper Mower	16,250.00
LEE BHM / Lexington Clipper Herald	Publications	1,286.27
Lexington Area Solid Waste Agency	Mixed Solid Waste Disposal	1,353.86

Lexington, City Payroll Account		
Payroll	Wages	169,764.76
Social Security	Employer Portion / FICA Med	12,688.53
Union Bank & Trust	Employer Portion / Pension	5,587.01
Union Bank & Trust	Police Pension	3,208.71
ICMA	City Manager Pension	995.69
Lexington Regional Health Center	PD / Physical / Schwarz, C	278.30
Lien Inc	PK / Sprinkler Repairs	2,072.04
Lincoln Winwater Works Company	WR / Parts	90.15
Martinez-Lopez, Marcelino	AMB / Refund / Overpayment	91.00
Mead Holding Company Inc	Supplies/Lumber/Hardware	1,125.72
Melson, Dane / Anytime Fitness	Fitness Memberships	209.94
Mid-Iowa Solid Waste Equipment Co Inc	ST / Service / Parts	4,091.16
Midland Scientific Inc	WWTP / Testing Supplies	468.03
Mid-States Engineering & Testing Inc	Svcs/2021 Wastewater Facilities Imp	1,066.00
Midwest Laboratories Inc	WWTP / Lab Supplies	13.00
MILCO Environmental Services Inc	Municipal Landfill/Closed/Monitoring	678.70
Miller&Associates Consulting Engineers	ST/SW/WR/Svcs/Revere&PrescottCircle	21,120.15
Miller, Trever	FD / LVFD Record Keeping Duties	250.00
Morris Printing Group Inc / Morris Press	GGC / Newsletter	123.25
Municipal Supply Inc of Nebraska	WR / Hardware / Parts	1,555.55
Nebraska Dept of Revenue	Sales and Use Tax	51,847.42
NE Law Enforcement Training Center	PD / TABE Testing Fee / Materials	19.25
Nebraska Rural Radio Assn / KRVN	EL / NPPD Cooperative Ads	288.00
Nebraska Tech & Telecommunications	Phone Service	1,318.62
Nebraska Water Experts / Culligan	Soft Water Supplies	392.15
Nebraskaland Tire Inc	PK/WR/WWTP/Repairs/Oil/Lube	828.84
Nebraskalink Holdings LLC	LB / Internet Service	15.00
OCLC Inc	LB/Cataloging/Metadata/Worldshare	149.76
O'Hanlon Seed Inc	PK / Grass Seed	453.00
O'Hara Lindsay and Associates	Monthly Lobbying Services	333.00
One Call Concepts Inc	Locates	155.88
One Stop LLC / Mac's Short Stop	REC / Concessions	271.69
O'Reilly Auto Enterprises LLC	ST / Parts	137.64
Paulsen Inc	PK/ST/Limestone/Splash Pad/Rebar	392.50
Platte Valley Auto Mart Inc	FD/PD/WWTP/Oil/Lube/Parts/Repairs	702.92
Platte Valley Communications Inc	FD/GGC/PD/Equipment/Maint/Repairs	4,831.45
Platte Valley Excavating Inc	Stump Rmvl/Debris Hauling/Dirt Hauling	13,467.00
Precision Detail / Julie Thalman	FD / Firehall Cleaning Service	375.00
Priority Medical Transport LLC	AMB/No-Transport Calls/Jan-Mar 2022	2,100.00
Quadient Finance USA Inc	Postage / Postage Meter	3,000.00
Quick Med Holdings LLC	AMB / FD / Incident Billing	1,174.16
Rentokil NA Inc / Presto-X	LB / WWTP / Pest Control	149.00
Richardson, Calvin N/Richardson Mowing	LB / Lawn Care	300.00
Rios, Jesse	CEM / Reimbursement / Safety Boots	98.97
Roemmich, Austin	AMB / LVFD Record Keeping Duties	250.00
RuralMed Management Resources	GGC / Footcare Vouchers	130.00
Schroeder, Mickey L / Platte Valley Glass	LB / Door Repairs	125.00
Spectrum	Cable Service	33.81
State Farm Mutual Insurance Company	AMB / Refund / Overpayment	1,000.00
T & R Service Company	EL / Transformer Disposal	1,696.00

Taste Of Home Books	LB / Books	38.50
USA Communications	City Internet Services	345.60
USave Pharmacy LLC/Business Equipment	DS/EL/GGC/LB/REC/WWTP/Supplies	1,337.80
US Foods	MOW / Food	444.05
Vak, Joseph / Lexington Animal Clinic	PD / Animal Care	1,349.45
Village Cleaners Inc	GGC / Janitorial Supplies	61.00
W Bar Fire Extinguishers LLC	FD / Equipment Recharge	84.35
Werner's Sprinklers / Dawson Pest Control	FD / GGC / OC / Pest Control	167.05
Wilkins Architecture Design Planning LLC	PK/Pro Services/Veteran's Pavilion	5,955.19
American Family Life Assurance Co/AFLAC	Premiums	2,169.82
Associated Supply Company Inc	AC / Pumps / Hardware	2,173.46
Baker & Taylor	LB / Books	484.62
Boling, Michael	FD/Fire School 2022 Mileage/Meals	179.82
Bowers, Daniel	FD/Fire School 2022/Mileage/Meals	135.30
Byrne, Kristin	FD/Fire School 2022/Mileage/Meals	187.32
Cash-Wa Distributing	AC / REC / Concessions	2,611.26
Cengage Learning	LB / Books	73.47
Chesterman Company	REC / Beverages	312.00
Community Development Agency	TIF / Designer Craft / HNB 2 / Pentad	16,047.22
Copper, Al	FD/Fire School 2022/Mileage/Meals	169.98
Country Partners Cooperative	CEM / WWTP / Fertilizer / Insecticide	9,217.93
Davis Energy Inc	ST / Fuel	119.00
Electrical Engineering & Equipment Co	AC / Lights	9.12
Fagot Refrigeration & Electric Inc	AC / Service Heat Pumps	493.98
Fastenal Company	CEM / PK / ST / Supplies	88.01
Fed Ex	PD / Shipping	44.44
First Interstate Bank	PD / Petty Cash	51.65
Fitzgerald, Matthew	FD/Fire School 2022/Mileage/Meals	150.30
Health Claims	Claims	14,718.45
Hiland Dairy Foods Company Inc	MOW / Dairy Products	337.69
Holbein, Dahlas D	FD/Fire School 2022/Mileage/Meals	142.80
Homeier Ventures Inc / Bob's True Value	PK / ST / Hardware / Supplies	67.84
Hughan, Walter	FD/Fire School 2022/Mileage/Meals	165.30
JEO Consulting Group Inc	ND / Professional Services	262.50
Lexington, City Payroll Account:		
Payroll	Wages	190,144.33
Social Security	Employer Portion / FICA Med	14,253.34
Union Bank & Trust	Employer Portion / Pension	5,293.50
Union Bank & Trust	Police Pension	3,508.55
ICMA	City Manager Pension	995.69
Lexington Health Fund	Self-Funding	41,642.63
Lexington Recreation Program	Additional Umpire Funds	500.00
Liebert, Vince	FD/Fire School 2022/Mileage/Meals	135.30
Maguire, Mike	Fire School 2022/Mileage/Meal/Flash Drive	186.31
Mid-States Engineering & Testing Inc	Svcs/2021 Wastewater Facilities Imps	933.00
NE Dept Of Environment & Energy	WWTP/Optr Certification Testing/Philippi	125.00
Oliver Consulting Services Inc	Antivirus Software/Backup/Cloud Storage	720.00
Patton, Janell	FD/Fire School 2022/Mileage/Meals	165.30
Sarmiento, Juan	FD/Fire School 2022/Mileage / Meals	135.30
Schwarz, Caleb	FD/Fire School 2022/Mileage/Meals	135.30
Schwarz, Kenny	FD/Fire School 2022/Mileage/Meals	150.30

Trejo, Alejandra	FD/Fire School 2022/Mileage/Meals	169.98
Tuma, Stephen	FD/Fire School 2022/Mileage/Meals	169.98
US Foods	MOW / Food	620.10
YMCA of the Prairie	Fitness Memberships	1,172.00
Zlatkovksy, David	FD/Fire School 2022/Mileage/Meals	142.80
TOTAL CLAIMS:		1,150,009.58

PUBLIC HEARING: Mayor Fagot opened a public hearing to consider the proposed Lexington Self Storage Redevelopment Plan. Colton Venteicher, counsel for Hamilton Builders LLC, reviewed a proposed redevelopment plan and cost benefit analysis for the development of a self-storage unit complex in Redevelopment Area #1. PJ Hamilton, developer, stated dirt work and construction will begin as soon as financing is complete. There were no public comments and the public hearing was closed. Resolution No. 2022-12 was presented. Moved by Salem, seconded by Roberts, to approve Resolution No. 2022-12. Roll call. Voting “aye” were Smith, Roberts, Salem, Fagot. Motion carried.

RESOLUTION NO. 2022-12

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, APPROVING THE CITY OF LEXINGTON REDEVELOPMENT PLAN FOR LEXINGTON SELF STORAGE REDEVELOPMENT PROJECT; APPROVAL OF A REDEVELOPMENT PROJECT OF THE CITY OF LEXINGTON; AND APPROVAL OF RELATED ACTIONS

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

Recitals:

- a. The Mayor and Council of the City of Lexington, Nebraska (the “City”), upon the recommendation of the City Planning Commission (the “Planning Commission”), and in compliance with all public notice requirements imposed by the Community Development Law, Chapter 18, Article 21, Reissue Revised Statutes of Nebraska, as amended (the “Act”), has previously declared an area, including an area legally described on the attached Exhibit “A” (the “Redevelopment Area”), to be blighted and substandard and in need of redevelopment; and
- b. Pursuant to and in furtherance of the Act, the City of Lexington Redevelopment Plan for Lexington Self Storage Redevelopment Project (the “Redevelopment Plan”) has been prepared and submitted to the Community Development Agency of Lexington, Nebraska (the “Agency”), by Hamilton Builders, LLC (the “Redeveloper”), a copy of which is on file in the office of the Lexington City Clerk, and is incorporated herein by this reference, for the purpose of redeveloping the Redevelopment Area; and
- c. The Planning Commission conducted a public hearing on the Redevelopment Plan, in compliance with notice requirements of the Act, reviewed the Redevelopment Plan and recommended its approval by the Mayor and Council of the City; and
- d. Pursuant to Section 18-2113 of the Act, the Agency conducted a cost benefit analysis of the redevelopment project set forth in the Redevelopment Plan (the “Redevelopment Project”), reviewed the Redevelopment Plan, and recommended approval of the Redevelopment Plan by the Mayor and Council of the City; and

e. The City, in compliance with all public notice requirements imposed by the Act, published and mailed notices of a public hearing regarding the consideration of the approval of the Redevelopment Plan pursuant to the Act, and has on the date of this Resolution held a public hearing on the proposal to approve the Redevelopment Plan and received extensive public comment thereon; and

f. The City Council has reviewed the Redevelopment Plan and determined that the proposed land uses and building requirements described in it are designed with the general purpose of accomplishing a coordinated, adjusted, and harmonious development of the City and its environs which will, in accordance with present and future needs, promote health, safety, morals, order, convenience, prosperity, and the general welfare, as well as efficiency in economy in the process of development; including, among other things, adequate provision for traffic, vehicular parking, the promotion of safety from fire, panic, and other dangers, adequate provisions for light and air, the promotion of the healthful and convenient distribution of population, the provision of adequate transportation, water, sewerage, and other public utilities, schools, parks, recreational and community facilities, and other public requirements, the promotion of sound design and arrangement, the wise and efficient expenditure of public funds, and the prevention of the recurrence of unsanitary or unsafe dwelling accommodations, or conditions of blight.

Resolved that:

1. The Redevelopment Plan is determined to be feasible and in conformity with the general plan for the development of the City as a whole, and the Redevelopment Plan is in conformity with the legislative declarations and determinations set forth in the Act. Section 18-2102 of the Act establishes the legislative declarations and determinations for the Act. The Redevelopment Plan clearly demonstrates that the criteria declarations have been satisfied. The Redevelopment Area (the "Site") constitutes an economically and socially undesirable land use in its current state. The Site is undeveloped and lacks facilities to serve the local populace tied to recent residential development in the community. The Site is not designed for proper utilization. The substantial cost to prepare the Site for development to make it useful for improved commercial or industrial purposes is significant. Given the foregoing, the conditions of the Site are beyond the remedy and control of normal regulatory processes and police power and due to the high cost of development and cannot be dealt with effectively by the ordinary operations of private enterprise.

The City Council further finds and documents that: the Redevelopment Project described in the Redevelopment Plan would not be economically feasible without the use of funds from tax-increment financing and would not occur in the Redevelopment Area without the use of funds from tax-increment financing; the costs and benefits of the redevelopment project, including costs and benefits to other affected political subdivisions, the economy of the community, and the demand for public and private services have been analyzed by the City and have been found to be in the long-term best interest of the community impacted by the redevelopment project. The Cost Benefit Analysis incorporated into the Redevelopment Plan and adopted by the Agency provides significant documentation of the benefit to the City. Documentation of the fact that the Redevelopment Project is not financially feasible and would not occur at the Site, without tax increment financing, is provided by correspondence of the Redeveloper's lender indicating that that tax increment financing is needed to make the Redevelopment Project occur. The City Council acknowledges receipt of the recommendations of the Agency and the Planning Commission with respect to the Redevelopment Plan.

2. The Redevelopment Plan is approved in the form filed with the Lexington City Clerk.

3. In accordance with Section 18-2147 of the Act, the City provides that any ad valorem tax on Tract B of the real property in the City of Lexington, Nebraska, more fully described on Exhibit A, attached hereto, for the benefit of any public body be divided for a period of 15 years after the effective date as provided in Section 18-2147 of the Act, which effective date shall be determined in a Redevelopment Contract entered into between the Redeveloper and the Agency. Said tax shall be divided as follows:

(a) That proportion of the ad valorem tax which is produced by levy at the rate fixed each year by or for each public body upon the Redevelopment Project Valuation (as defined in the Act) shall be paid into the funds of each such public body in the same proportion as all other taxes collected by or for the bodies; and

(b) That proportion of the ad valorem tax on real property in the Project Area in excess of such amount (the Redevelopment Project Valuation), if any, shall be allocated to, is pledged to, and, when collected, shall be paid into a special fund of the Agency to pay the principal of, the interest on, and any premiums due in connection with the bonds, loans, notes, or advances of money to, or indebtedness incurred by, whether funded, refunded, assumed, or otherwise, such Agency for financing or refinancing, in whole or in part, the Redevelopment Project. When such bonds, loans, notes, advances of money, or indebtedness, including interest and premium due have been paid, the Agency shall so notify the County Assessor and County Treasurer and all ad valorem taxes upon real property in the Redevelopment Project Area shall be paid into the funds of the respective public bodies.

4. The Mayor and Clerk are authorized and directed to execute such documents and take such further actions as are necessary to carry out the purposes and intent of this Resolution and the Redevelopment Plan.

5. This Resolution shall become effective immediately upon its adoption.

PASSED and APPROVED on June 14, 2022.

PROJECT CLOSEOUT: Peplitsch reviewed closeout documents for the 18th Street and Kirkpatrick Memorial Park Paving Improvements project that included Pay Request #3-Final in the amount of \$29,338.93, Change Order #1 for a deduction of \$2,969.50, and Certificate of Substantial Completion. Following an update on the project, moved by Roberts, seconded by Smith, to approve the closeout documents as presented. Roll call. Voting “aye” were Salem, Smith, Roberts, Fagot. Motion carried.

PAY REQUEST: Peplitsch reviewed Pay Request #9 from Walters-Morgan Construction for the 2021 Wastewater Facility Improvements project in the amount of \$128,657.61. Following discussion, moved by Smith, seconded by Salem, to approve the pay request as presented. Roll call. Voting “aye” were Roberts, Salem, Smith, Fagot. Motion carried.

CONTRACT: Peplitsch reviewed an annual operating contract with West Central Area Agency on Aging for the Meals Program for FY 2023. Moved by Salem, seconded by Roberts, to approve the operating contract as presented and to authorize execution of necessary documents. Roll call. Voting “aye” were Smith, Roberts, Salem, Fagot. Motion carried.

DEVELOPMENT AGREEMENT: Peplitsch presented a development agreement with Dawson County for the exchange of real estate. Copley requested tabling discussion of this agreement until

after the meeting of the Dawson County Commissioners on June 24, 2022. Moved by Roberts, seconded by Smith, to table consideration of the development agreement until the June 28, 2022, council meeting. Roll call. Voting “aye” were Salem, Smith, Roberts, Fagot.

EXECUTIVE SESSION: Moved by Salem, seconded by Roberts, to enter into executive session at 5:45 p.m. to discuss real estate negotiations. Roll call. Voting “aye” were Smith, Roberts, Salem, Fagot. Motion carried.

Moved by Salem, seconded by Smith, to enter into open session at 6:32 p.m. Roll call. Voting “aye” were Roberts, Smith, Salem, Fagot. Motion carried.

Fagot announced that it is the intent of the City to purchase the senior assisted living facility currently operated by Avamere to avoid disruption of needed services. Moved by Salem, seconded by Roberts, to authorize the execution of a purchase agreement for the assisted living facility located at 1811 Ridgeway, Lexington, NE by the city manager with final authorization to be considered at a future city council meeting. Roll call. Voting “aye” were Smith, Roberts, Salem, Fagot. Motion carried.

ROUNDTABLE: There were no discussion items.

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